

**TREMONTON CITY CORPORATION
CITY COUNCIL MEETING
August 18, 2009**

Members Present:

David Deakin
Roger Fridal
Lyle Holmgren
Jeff Reese
Byron Wood
Max Weese, Mayor
Shawn Warnke, City Manager
Darlene Hess, Recorder

CITY COUNCIL WORKSHOP

Mayor Weese called the August 4, 2009 City Council Workshop to order at 6:06 p.m. due to microphone problem delay. The meeting was held in the City Council Meeting Room at 102 South Tremont Street, Tremonton, Utah. Those in attendance were Mayor Weese, Councilmembers Deakin, Fridal, Reese, Holmgren, and Wood, City Manager Shawn Warnke, Police Chief David Nance, Zoning Administrator Steve Bench, and Recorder Darlene Hess. The Council reviewed the agenda and discussed the following items in detail.

1. Discussion of creating an ordinance formalizing the Library Board - Manager Shawn Warnke.

Manager Warnke said he has been reviewing the City's ordinances and found that there is no ordinance formalizing the Library Board. The State Statute requires cities with libraries to have a Library Board of Directors. The boards are encouraged to adopt bylaws and the ordinance helps limit and control authority. The Council discussed the need for the ordinance. Manager Warnke will write the ordinance for the Library Board.

2. Discussion on the Box Elder County Fair Parade.

Mayor Weese said the Council will be riding in the Fair Parade on Wednesday, August 26, 2009. The Council discussed having members of the Council ride on 4-wheelers and side-by-side vehicles to pass out candy to parade spectators. Children will be allowed to ride on the fire truck but will not throw any candy since they cannot throw it far enough to reach the spectators without them having to go out into the street.

Councilmember Deakin arrived at 6:15 p.m.

Mayor Weese informed the Council that he had received a complaint from a few of the men who play pool at the Senior Center saying there is not enough room to play pool on the two tables at the same time. The Council discussed possible options to relieve the situation. The west wall of the pool room could be moved a few feet, or the tables could be moved to

another area.

Manager Warnke said he had met with a group of ladies from the Women's Civic League who expressed concerns with the City's decision to move the walking trail from the hospital to Jeannie Steven's Park. The Civic League had previously committed to donate \$10,000 to the City for the trail at the hospital. The Council said the City could still use the money at the park trail. The City has not received the money from the Civic League yet. Members of the League will attend the meeting at 7:00 p.m. tonight to discuss this matter with the Council.

Councilmember Fridal said he had been approached by a resident asking if the City would be interested in installing a water feature at Midland Square. The Council discussed the options and expense for this type of structure.

3. Review of agenda items on the 7:00 Council Meeting.

The Council briefly discussed the agenda.

CITY COUNCIL MEETING

Mayor Weese called the August 18, 2009 City Council Meeting to order at 7:00 p.m. The meeting was held in the Tremonton City Council Meeting Room at 102 South Tremont Street, Tremonton, Utah. Mayor Weese, Councilmembers Deakin, Fridal, Holmgren, Reese, and Wood, City Manager Shawn Warnke, Zoning Administrator Steve Bench, Police Chief David Nance, Recreation Director Marc Christensen, and Recorder Darlene Hess were in attendance.

1. Opening Ceremony:

Mayor Weese informed the audience that he had received no written or oral request to participate in the Opening Ceremony. He asked anyone who may be offended by listening to a prayer to step out into the lobby for this portion of the meeting. The prayer was given by Councilmember Deakin and the Pledge of Allegiance was led by Councilmember Wood.

2. Approval of agenda.

Mayor Weese asked if there were any changes to the agenda? Mayor Weese said there was an error in the wording of Resolution 09-26 and therefore this item would need to be deleted from the agenda.

Motion by Councilmember Holmgren to approve the August 18 agenda and table Item 6a until the September 1, 2009 meeting. Motion seconded by Councilmember Fridal. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

3. Approval of Minutes - August 4, 2009.

Mayor Weese asked if there were any changes or corrections to the minutes? No comments

were made.

Motion by Councilmember Reese to approve the minutes of August 4, 2009. Motion seconded by Councilmember Wood. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

4. Introduction of guests:

Mayor Weese welcomed members of the audience along with a scout from Troop 130 and his father.

5. Consent Agenda

- a. Approval and authorization for the signature of an Engagement Letter with Jones and Simkins for the 2009 Audit.

Mayor Weese said the City has had Jones and Simkins perform the City's Audit for a few years now and have been very pleased with their work.

Motion by Councilmember Wood to authorize Mayor Weese to sign an Engagement Letter with Jones and Simkins for the City's 2009 Audit. Motion seconded by Councilmember Reese. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

6. New Council Business:

- a. Consider Resolution 09-26 accepting a petition for annexation of certain real property under the provisions of Sections 10-2-403 and 10-2-405, Utah Code Annotated, 1953, as amended - Jonathan Grover.

This item was tabled until September 1, 2009.

- b. Discussion on the Box Elder County Fair Parade.

Mayor Weese said the City Council will be riding on a fire truck which will have a banner with the names of the Council. Some members of the City Council will ride 4-wheelers while passing out candy to the spectators. The Council decided to purchase six boxes of candy for the parade. Mayor Weese said the candy costs \$38.00 per box. A motion was not made on this item.

7. Planning Commission recommendation(s):

- a. Discussion and consideration of Ordinance 09-17 re-zoning the property located at 1186 South Century Drive, within the corporate city limits of Tremonton City, Utah, from rural residential-one acre (RR-1) to residential R1-8 zoning.

Administrator Bench informed the Council of a request from a property owner who would like to subdivide his property into two lots at 1186 South Century Drive, and build a home on the vacant lot. The property will be divided into two separate lots with two separate owners. The surrounding area is currently zoned R1-8 with the exception of Century Drive which is zoned RR-1. The new lot will have its own driveway access to 1200 South.

Councilmember Deakin said the Planning Commission held a Public Hearing for this request and did not receive any objections. The Planning Commission approved the zone change.

The Council discussed the location and use of the property which Administrator Bench had explained.

Mayor Weese asked if there were any other questions? No other comments were made.

Motion by Councilmember Reese to approve Ordinance 09-17 re-zoning the property located at 1186 South Century Drive, within the corporate city limits of Tremonton City, Utah, from rural residential-one acre (RR-1) to residential R1-8 zoning. Motion seconded by Councilmember Fridal. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

- b. Discussion and consideration of adopting Ordinance 09-18 vacating lot one (1) from the Maverik Country Store Subdivision.

Administrator Bench told the Council that when the Maverick Store purchased their property, they subdivided it into two separate lots. They have recently sold a portion of the south lot to Member's First Credit Union. A detention pond on the south lot was moved to a remnant portion southwest on the property to accommodate for the location of the Credit Union structure. The simplest way to formalize this transaction was to vacate the property by ordinance. The Credit Union will have two entrance ways, one at Main Street and the other at 1000 West.

Mayor Weese asked if there were any questions? No comments were made.

Motion by Councilmember Wood to adopt Ordinance 09-18 vacating lot one (1) from the Maverik Country Store Subdivision. Motion seconded by Councilmember Deakin. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

- 8. Comments:

- a. Council Reports

Councilmember Holmgren said he had received compliments from residents on the good work which has been done around the City by the City Crews.

Councilmember Deakin commended Manager Warnke for his efforts with upgrading the City's Ordinances.

Mayor Weese informed the Council that seven ladies had recently been stuck in the elevator at the Senior Center for approximately 20 minutes. It is unclear what made the elevator stop, however, it might have been due to uneven weight distribution. The elevator was put off-line until the elevator company could make the necessary repairs. The elevator is working well now. The Council discussed the need to post an occupancy limit sign on the elevator.

9. Public comments: Comments limited to three minutes.

Russell Scott told the Council that he lives in Country View Estates where they have almost no water pressure. There are several days where they have no water, except for a small trickle, coming out of their faucets. There was a fire just above this area a few weeks ago and the Fire Department was struggling to get water on the fire.

Mayor Weese said this is Marriott property and the developers had water pressure valves installed on each of the homes in that subdivision.

Mr. Scott said he did not have a pressure valve at his residence and his neighbors which do have water pressure valves have opened the valves as far as they can be opened.

Chief Nance also currently lives in this area and said he has also experienced problems with the water pressure.

Mr. Scott said that the problem is even more noticeable when residents use their sprinklers to water their lawns.

Administrator Bench said the problem may be corrected when the second phase of the subdivision is developed where they can connect to the City's water storage tank, however, this may not guarantee a solution to the water pressure problem.

Mayor Weese said that Director Fulgham, who is out of town, may be able to explain the situation better at another time. This issue is scheduled to be put on the September 1, 2009 Agenda where the City will work toward making improvements on the matter.

Rita Rhodes representing the GFWC Tremonton Women's Civic League said they are excited to have a walking trail in Tremonton City. The League, however, wants to make sure the City has not lost sight of the wants and needs of its residents and those who will use the trail.

Marilyn Dalton from the League met with City Manager, Rich Woodworth, a few years ago to get the trail started. At that time, the City looked into various possible locations for the trail prior to selecting the hospital location. Hospital Administrator, Eric Packard, then made accommodations at the request of the City to acquire ground at the new hospital for the trail to be located around the perimeter of the hospital.

The ladies of the League read in the Leader newspaper this past week where the City had decided not to put the trail at the hospital, and approved moving the trail to Jeannie Stevens Park. The Civic League had committed to donate \$10,000 toward the walking trail at the hospital and they feel the Council should have informed them of the change and asked for their input. Ms. Rhodes said the Council should have also asked for citizen input prior to making their decision to allow citizens to help with funding for the trail at the hospital.

Councilmember Wood said that constructing the trail at the hospital will cost \$188,976 and the cost of putting it at Jeannie Steven's Park will be \$82,800. The City budgeted \$100,000 for the trail. With the economy, we simply cannot afford to construct the trail at the hospital. Councilmember Wood reminded Ms. Rhodes that in the beginning when the Women's Civic League approached the City about a walking trail, various locations near the Malad River were considered. When these locations did not work out, consideration was given to moving to the Jeanie Steven's Park and the hospital. The hospital trail was not part of the plan in the beginning. Councilmember Wood told the audience that Eric Packard did a good job of planning and preparing the property for the trail and the City appreciates all of Mr. Packard's efforts.

Councilmember Wood said the Council asked the Leader and Ogden Standard newspapers during the meeting when the decision was made to move the trail to the park, to run an ad asking for donations to help with the trail at the hospital. The City will still get a trail, however, due to economics the trail was moved to Jeannie Steven's Park. The Council has discussed the possibility of developing a trail at the hospital in the future. Councilmember Wood told Ms. Rhodes that the League may keep their donation if they choose to do so.

Councilmember Holmgren told Ms. Rhodes that the City would welcome their donation and make sure it was put to good use at the trail or toward any other project they may choose.

Diana Doutre from the Civic League asked the Council if the City was still committed to installing the trail along with their commitment to the hospital to install sidewalks around the hospital? The Council said the City is committed to the trail and fulfilling its commitment to the hospital. The City made a previous commitment to the hospital to install sidewalks along the north and east borders of the hospital property.

Councilmember Holmgren asked what the League felt the benefit was to having the trail at the hospital? Ms. Rhodes said they feel it would benefit citizens as well as

patients at the hospital since it is a more tranquil area, and stray balls at the park could pose a safety hazard to citizens walking along the park trail. Ms. Rhodes asked about a connecting sidewalk from the hospital trail to Jeannie Steven's Park. Mayor Weese said a connection to the hospital will not be necessary now that the trail will be at the park. The City would consider installing a connecting sidewalk to the hospital from the park if a trail is constructed at the hospital in the future.

Councilmember Holmgren said there are additional maintenance needs at the hospital location because it would run through an open field. The park location is already a developed area which requires only minor maintenance. Councilmember Holmgren said what it all comes down to is cost and resources. The Civic League has many valid points regarding the trail issues and the City may have needed to inform the citizens better, however, the Council does appreciate the efforts of the Civic League. The League's donation could be used to augment a portion of the trail at the park.

Mayor Weese said the City could not function without the various Community Clubs and Leagues which benefit the City in so many ways. Mayor Weese apologized to the ladies of the Civic League for any inconvenience or misunderstanding regarding the trail.

10. Adjournment:

Motion by Councilmember Deakin to adjourn the meeting. Motion seconded by Councilmember Wood. Vote: Councilmember Deakin - aye, Councilmember Fridal - aye, Councilmember Holmgren - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved. The meeting adjourned at 7:41 p.m.

The undersigned duly acting and appointed Recorder for Tremonton City Corporation hereby certifies that the foregoing is a true and correct copy of the minutes for the City Council Meeting held on the above referenced date. Minutes were taken by Shirley Colvin.

Dated this _____ day of _____, 2009.

Darlene Hess, Recorder