

**TREMONTON CITY CORPORATION
CITY COUNCIL MEETING
January 19, 2010**

Members Present:

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

CITY COUNCIL WORKSHOP

Mayor Fridal called the January 19, 2010 City Council Workshop to order at 6:04 p.m. The meeting was held in the City Council Meeting Room at 102 South Tremont Street, Tremonton, Utah. Those in attendance were Mayor Fridal, Councilmembers Deakin, Reese and Holmgren, City Manager Shawn Warnke, Police Chief David Nance, Public Works Director Paul Fulgham, Financial Director Curtis Roberts, and Recorder Darlene Hess. The Council reviewed the agenda and discussed the following items in detail.

1. Review of Council Meeting agenda items:
 - The Council reviewed handouts they had received from Director Fulgham regarding the new water well and Salsna Filter.

Director Roberts informed the Council that the City's Water Fund will be able to fund the well project; however, the City may need to consider other options for funding a small portion of the filter project. The City could bond for the filter funds, or set up a Capital Lease Account with a line of credit through Zion's Bank.
 - The Council reviewed each item on the January 19, 2010 Agenda.

The meeting adjourned at 6:50 p.m. by consensus of the Council.

CITY COUNCIL MEETING

1. Opening Ceremony.

Mayor Fridal called the January 19, 2010 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 Fridal, Councilmembers Deakin, Holmgren and Reese, City Manager Shawn Warnke, Police Chief David Nance, Public Works Director Paul

Fulgham, Financial Director Curtis Roberts, Recorder Darlene Hess, Treasurer Sharri Oyler, and Senior Center Director Marion Layne were in attendance.

Mayor Fridal 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 foyer for this portion of the meeting. The prayer was given by Manager Warnke and the Pledge of Allegiance was led by Mayor Fridal.

2. Approval of agenda.

Mayor Fridal asked if there were any changes to the agenda? No comments were made.

Motion by Councilmember Holmgren to approve the January 19, 2010 agenda. Motion seconded by Councilmember Deakin. Vote: Councilmember Deakin - aye, Councilmember Holmgren - aye, and Councilmember Reese - aye. Motion approved.

3. Approval of Minutes - January 5, 2010.

Mayor Fridal asked if there were any changes or corrections to the minutes? No comments were made.

Motion by Councilmember Reese to approve the minutes of January 5, 2010. Motion seconded by Councilmember Holmgren. Vote: Councilmember Deakin - aye, Councilmember Holmgren - aye, and Councilmember Reese - aye. Motion approved.

4. Introduction of guests.

Mayor Fridal welcomed several scouts and their leaders along with students from Mr. Littlefield's Class at Bear River High School to the meeting.

5. Proclamation:

- a. Dating Violence Awareness Month in Tremonton City - Annette Macfarlane and Shauna Barfuss from New Hope Crisis Center, formerly Your Community in Unity (YCU).

Annette MacFarlane, from the New Hope Crisis Center introduced Shauna Barfuss, Jeannie Perry, and Paulette Garren from the Center. Ms. Barfuss informed the Council that one in three youth experience some sort of violence during their dating years. The New Hope Crisis Center works to bring an awareness of these problems and assist those individuals with issues to come forward and accept help.

Ms. MacFarlane read a proclamation on dating violence awareness. Ms. MacFarlane informed the Council that the Center had received 89 stalking cases last year with 51 injunctions. This is not just a family or individual problem. This is a community problem. Ms. MacFarlane said that Ms. Barfuss and Ms. Perry had visited over

14,000 students in the past year.

Mayor Fridal declared February 2010 as Dating Violence Awareness Month and presented Ms. MacFarlane with a signed Proclamation.

No motion was made on this item.

6. Common Consent – Action Items.

a. Consideration of approving the December Warrant Register.

Mayor Fridal asked if there were any questions on the December Warrant Register. No comments were made.

Motion by Councilmember Reese to approve the December 2010 Warrant Register. Motion seconded by Councilmember Deakin. Vote: Councilmember Deakin - aye, Councilmember Holmgren - aye, and Councilmember Reese - aye. Motion approved.

b. Consideration of the following appointments with terms ending January 1, 2012:

Jones & Associates, City Engineer
Marion Layne, Senior Director
David Nance, Chief of Police
Darlene Hess, City Recorder
Sharri Oyler, City Treasurer

Mayor Fridal asked if there was any discussion regarding the appointments? No comments were made.

Motion by Councilmember Holmgren to approve the appointments of City Engineer Jones & Associates, Senior Center Director Marion Layne, Chief Of Police David Nance, City Recorder Darlene Hess, and City Treasurer Sharri Oyler with terms ending January 1, 2012. Motion seconded by Councilmember Reese. Vote: Councilmember Deakin - aye, Councilmember Holmgren - aye, and Councilmember Reese - aye. Motion approved.

7. Presentations:

a. Presentation/update on the construction and financing of the Salsna Filter for the Wastewater Treatment Plant - Public Works Director, Paul Fulgham.

Director Fulgham presented the Council with updates on the current and projected costs of the City's new Salsna Filter. Funds spent to date on the project are at approximately \$300,000. Applications will be sent to the State for construction and operation permits. Bids will be put out for construction of the project with an expected completion date of July 2010. Payment for the project came from existing funds. The new filter will double the flow process at the City's Treatment Plant.

Councilmember Holmgren asked Director Fulgham to explain what a Salsna Filter does. Director Fulgham said the Treatment Plant has three treatment processes: primary, biological, and disinfect. The Salsna Filter is a new treatment process and will be a part of the primary process.

Alex Perry asked if there was fluoride in the City's water system? Director Fulgham said the new filter will take care of the City's waste water, however, there is a trace amount of fluoride in the City culinary water which occurs naturally from chemicals in the system. The City does not add fluoride to the water.

Frank Blum asked if West Liberty Foods is required to pay extra for the waste from their facility? Director Fulgham said that West Liberty Foods and Malt-O-Meal are required to pay user fees for excessive waste.

- b. Presentation/update on the acquisition, construction and financing of the Water Well - Public Works Director, Paul Fulgham.

Director Fulgham said the City is working on an agreement to purchase a new water well which they hope to finalize within the next few days. The City has spent \$115,000 so far on the project for engineering fees and testing on the pump. Permits will also need to be obtained from the State and bids will be put out for the project. The new well will add 75% more source capacity to the City's water system.

8. New Council Business:

- a. Discussion and consideration of accepting the City's 2008-2009 Audit - Finance Director, Curtis Roberts.

Director Roberts said the City made it through another audit and met all financial requirements for the audit ending June 2009.

Director Roberts introduced Mike Kidman from Jones-Simpkins Accounting Firm who performed the City's audit.

Mr. Kidman said they value their relationship with Tremonton City. The auditors reviewed the conclusions in the audit and came up with a clean opinion, with no exceptions. Mr. Kidman said the City also has a clean report regarding internal control. This is not common. The City is in compliance with no material items to report. The City is also in compliance with the State Auditor's Office with no violations, and only minor comments. All reports and conclusions resulted in good standing. The auditors are required to write a Management Letter in accordance with accounting regulations. The letter showed no audit adjustments, no conclusion issues, nor any comments on internal control. Mr. Kidman suggested the City consider spending money on roads or they may fall behind on replacement.

Mr. Kidman informed the Council that there will be upcoming changes in the terminology on balance policies.

Director Roberts said he appreciated the auditors. It is a rigorous process to prepare for the audit and the City employees did a great job putting together the necessary information and reports. The audit proved that the City maintained a solid financial footing.

Director Roberts said the City has some critical issues to keep in mind. Last year the City had a dispute with an overpayment from the County in the amount of \$270,000. The City deferred the payment at that time, however, the County has not claimed return of the payment to date, therefore, the City will recognize the payment in this year's budget.

Mr. Roberts said the City, also, needs to make sure it is receiving enough revenue from the major projects that have recently been completed in order to recover the cost of those assets. The City should look for a four to six percent return.

The City should also watch the Treatment Plant Fund. The recent low development results in low impact fee payments. The City may need to review impact fees in the future.

Mr. Roberts said the sales tax numbers will arrive in February and the City should maintain an optimistic attitude with a commitment to the community. Mr. Roberts said the budget process is successful.

Manager Warnke said that Recorder Hess had prepared sales tax receipts and that amounts from July and August accrued back to the previous year.

Motion by Councilmember Deakin to accept the City's 2008-2009 Audit. Motion seconded by Councilmember Reese. Vote: Councilmember Deakin - aye, Councilmember Holmgren - aye, and Councilmember Reese - aye. Motion approved.

- b. Discussion and consideration of Resolution 10-01 adopting the updated 2009 Pre-Disaster Hazard Mitigation Plan: Bear River Region, Utah as required by the Federal Disaster Mitigation and Cost Reduction Act of 2000 - Emergency Management Coordinator, Jim Hess.

Emergency Management Coordinator, Jim Hess, reminded the Council that Chief Nance had asked the Council if they would be interested in participating in the Brady Bill Training. Chief Nance needs to know if he should schedule the class. The Council said they would be interested in attending.

Coordinator Hess said the National Incident Management System (NIMS) requires cities to prepare for emergencies. The disaster plan is not inclusive, however, it does meet FEMA requirements which will allow the City to receive federal funding. There is no additional cost to the City to adopt this plan.

Motion by Councilmember Reese to approve Resolution 10-01 adopting the

updated 2009 Pre-Disaster Hazard Mitigation Plan: Bear River Region, Utah as required by the Federal Disaster Mitigation and Cost Reduction Act of 2000. Motion seconded by Councilmembers Deakin and Holmgren simultaneously. Vote: Councilmember Deakin - aye, Councilmember Holmgren - aye, and Councilmember Reese - aye. Motion approved.

- c. Discussion and consideration of approving Resolution 10-02 formalizing the sponsorship of the Bear River Valley Chamber of Commerce.

Manager Warnke said this resolution will formalize the City's practice of trading off membership fees to the Chamber of Commerce for allowing the Chamber to use the City's copy machine. The Chamber produces minimal copies and is non-disruptive to the City or its employees.

Motion by Councilmember Holmgren to approve Resolution 10-02 formalizing the sponsorship of the Bear River Valley Chamber of Commerce. Motion seconded by Councilmember Reese. Vote: Councilmember Deakin - aye, Councilmember Holmgren - aye, and Councilmember Reese - aye. Motion unanimously approved.

9. Request(s) to be on the agenda:

- a. Discussion of Melody Park Intersection Waterways - Public Works Director, Paul Fulgham and Frank Blum.

Director Fulgham explained to the Council that in certain areas in the City there are no underground drainage systems. To accommodate for the water run-off in these areas, the City installed "waterways" to carry the water from the streets to the curb and gutters, and then into underground collector areas. These waterways consist of a dip or swell in the road, usually at the intersection.

A crown in the road develops each time the City resurfaces the road which causes the dip in the waterway to become deeper. This makes it difficult for vehicles to drive over the waterway. The waterways in Melody Park have become very deep and the concrete in the bottom of those dips has deteriorated.

Director Fulgham said the options to repair this problem are to grind down and re-grade the road, or remove the waterway and pipe under the road and install collector boxes underground. Director Fulgham said it would cost approximately \$12,600 to repair the intersection near Mr. Blum's home.

Councilmember Holmgren asked how many waterways exist in the City? Director Fulgham said there are approximately 25 waterways with different issues. The one in Melody Park is not the worst one. The worst one is located at 300 South 100 West which is scheduled to be replaced.

Frank Blum resides at 835 South 150 West in Melody Park. Mr. Blum handed out pictures of the waterway near his residence, which he said was built in the early 60's.

The dip has become very deep over the years. Mr. Blum said Melody Park is a 45 home subdivision. The local residents are aware of the dips and drive slowly over the waterways. Other drivers are not aware of how deep the dips are, and damage their vehicles when they travel over them. This also leaves scars in the asphalt. Mr. Blum said these waterways also cause problems for the City with snow removal. Last year a school bus became stuck in one of the dips in Melody Park.

Manager Warnke asked if any of the repair work could be done by the City. Director Fulgham said the City could do a portion of the work, which would save the City approximately \$5,000, however, the City would need to contract out for the asphalt work.

Director Fulgham said the City could put up “slow” signs on the roads in Melody Park. Mr. Blum said if a city needs to put up signs indicating dips in their roads, then there is a problem with the City.

Mr. Blum said he is only asking if the Council will consider adding this issue onto their maintenance schedule.

The Council told Mr. Blum that they would look into the matter further.

10. Comments:

a. Administration/City Manager Advise and Consent.

1) Local Officials’ Day at the Legislature.

Manager Warnke said Recorder Hess needs a count of who will be attending the Local Official’s Day at the Legislature in order for the registrations to be mailed.

b. Council Reports:

Councilmember Deakin said the City should replace the microphone on the podium in the Council Chambers.

Councilmember Deakin asked if the Council could obtain resumes or statements from the people who applied for the Midterm Vacancy for Councilmember position; and asked how the Council will conduct those interviews.

Manager Warnke said it is up to the Mayor how the meeting will be conducted, however, the Council will be allowed to ask the applicants questions. Recorder Hess will contact the applicants regarding resumes and invite them to attend the Meeting on January 26, 2010. Manager Warnke said the application deadline is January 21, 2010.

Councilmember Deakin said that Manager Warnke has submitted an application to become a member of UTOPIA’s Finance Committee. Manager Warnke said the

Chairman at UTOPIA will present his application to their Executive Committee.

Councilmember Deakin said it is nice that the City will be able to increase water capacity with the new filter.

11. Public comments: Comments limited to three minutes.

Russell Scott asked the Council how the City will balance rate increases between the water and sewer departments? Manager Warnke said the City will keep track of revenues and only consider rate increases if it is necessary. Director Fulgham said each rate is independent. Director Fulgham said the City has received rate increases from Rocky Mountain Power and Questar over the years, however, the City has not raised utility rates in eight years. Mr. Scott said the community suffers when the residents are 'nickled and dimed' with rate increases by the City.

Mr. Scott said he has written a letter for the City regarding the water pressure problems in the Country View Estates Subdivision.

12. Adjournment:

Motion by Councilmember Deakin to adjourn the meeting. Motion seconded by Councilmember Holmgren. Vote: Councilmember Deakin - aye, Councilmember Holmgren - aye, and Councilmember Reese - aye. Motion approved. The meeting adjourned at 8:43 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 _____, 2010.

Darlene S. Hess, Recorder