

**TREMONTON CITY CORPORATION
CITY COUNCIL MEETING
July 6, 2010**

Members Present:

David Deakin

Diana Doutre

Jeff Reese

Byron Wood

Roger Fridal, Mayor

Shawn Warnke, City Manager/Deputy Recorder

CITY COUNCIL WORKSHOP

Mayor Fridal called the July 6, 2010 City Council Workshop to order at 6:00 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, Doutre, Reese, and Wood, City Manager/Deputy Recorder Shawn Warnke, Public Works Director Paul Fulgham, and Police Chief David Nance. Councilmember Lyle Holmgren and Recorder Darlene S. Hess were excused from the meeting. The Council reviewed the agenda and discussed the following items in detail.

1. City Manager Warnke reported to the Council that UTOPIA has bond covenants which prevent them from taking on additional debt without the consent of the bond holders. UTOPIA member cities feel this consent is unlikely, so the member cities are proposing the creation of a separate interlocal agency called the Utah Infrastructure Agency (UIA). The mission of UIA would be the same as UTOPIA and the two agencies would likely have to work together in order for the two networks to function. UIA would pay UTOPIA for services. Five cities have joined and helped to organize UIA: West Valley, Layton, Orem, Lindon, and Midvale. Member cities will pay membership dues to provide working capital. It is not clear what those fees will be. The cities who helped form UIA feel the other cities are dragging their feet and making it difficult to move forward. At some point UIA membership will likely be cut off.

If Tremonton does not join UIA, they will still be involved with UTOPIA. There is the possibility that UTOPIA could cut cities off at some point if they are not paying their way. UTOPIA has claimed that, though Tremonton has 430 subscribers, they are not making any money on us as UTOPIA is required to pay a monthly inter-connect fee to Frontier in the amount of \$10,000. At the present time, no new customers are being accepted as there is no revenue to do the hookups.

The member cities who started UIA are asking other UTOPIA cities to consider joining. If cities don't join, then UTOPIA will be asking them to enter into an agreement to offset the operational shortfall. The shortfall is \$200,000 to \$250,000 per month and each member city would be asked to pay a pro-rata share. Tremonton's share would amount to around \$60,000

per year. The option of budgeting \$37,000 for the first six months portion was discussed during the budgeting process, but the Council decided not to appropriate funds to off-set UTOPIA's operational shortfall.

Director Fulgham asked how much UTOPIA receives of the money the customers pay each month for services. Manager Warnke said that it is typically one-half of the monthly service fee. The money is paid to the provider who then is supposed to pay UTOPIA for use of the network. That has not happened in all cases. Another problem is that most people have only signed up for internet instead of adding television and telephone.

Councilmember Doure said she would like to see Financial Director Robert's opinion on entering into an agreement with UIA. She also expressed concern about joining UIA as it would be another new business with additional start-up costs. Manager Warnke stated that a lot of the administration is in UTOPIA. It is his understanding that UIA would not have any employees other than, perhaps, a secretary and legal counsel. The Council does need to be aware it is UIA's ultimate objective to bond for some additional money to build out a fiber optic network. Each UIA city would be the one billing the customers and would have to establish its own Telecommunication Enterprise Fund. The City would then remit the money back to UIA.

Councilmember Deakin noted that by joining UIA the original thirty-one year commitment would go to fifty years and the dues and fees would be determined by a two-thirds vote of the Board of Directors. Now, Tremonton knows what the annual payment requirement is and that it can't go over the \$300,000 cap. Councilmember Wood suggested the City sell their membership and let someone else worry about it. Councilmember Deakin recognized that the member cities will still have to pay UTOPIA the amount they have committed to and asked what happens to UTOPIA in the future. Manager Warnke replied that UTOPIA would still have a network. The major transmission lines are owned by UTOPIA. Councilmember Deakin stated that the creation of UIA is just a means of getting around the bond covenants. Councilmember Reese expressed concern about the effect the fifty year commitment would have on the City. Director Fulgham said he didn't want to see UTOPIA go away because he likes their services, but, at the same time, he doesn't want to see the City on the hook for fifty years.

Mr. Warnke explained that the potential benefit of joining UIA is that they believe they can refund to UIA member cities, once the bond is approved, part of the working capital that is spent on capital assets. Nothing given to UTOPIA for operational shortfall would be refunded to the City. The desire is to get UIA up and running so there can be services. The more time that passes the worse position UTOPIA will be in. It is a tough situation for any city to be in. Tremonton does have an obligation to some of the other cities to be a good partner.

Councilmember Reese stated that it is time for UTOPIA come to City Council and let people know what is going on. Councilmember Wood stated that this is not the solution they

promised and he would not be able to vote for it. Mayor Fridal commented that no one is excited about spending more money, but, whether we like it or not, we have 430 citizens of Tremonton that the Council has some obligation to. People are justifiably concerned because they don't want their service cut off. It is a "no-win" situation. If the City closes UTOPIA down, we are in trouble with 430 people, if we continue we are in trouble with two to three thousand citizens. Councilmember Deakin said that he feels the City should try to keep the service alive. If they are losing money in Tremonton, maybe they should shut it off and sell it to someone else. It was questioned whether Tremonton could buy the system. There was discussion about the fact that UTOPIA isn't trying to get new customers on the system and that not having access to very high-speed internet is a deterrent to economic development, especially for high-tech companies. Mayor Fridal commented that he had received a phone call from a citizen who said he absolutely loves his UTOPIA but it isn't fair that the other 75% of the citizens of Tremonton have to pay so he can have it.

Director Fulgham stated that UTOPIA needs to find a way to incorporate the connection fees and then maintain it. They also need to advertise it. They have never done a good job of advertising what they have. UTOPIA is now encouraging current users to come to City Council to request that they not be shut off.

2. Review of agenda items on the 7:00 p.m. Council Meeting:

The Council reviewed the July 6, 2010 Agenda with the following items being discussed in more detail:

- Manager Warnke told the Council that Kevin McGaha was the lowest respondent for the Public Defender Services position. Mr. Warnke stated that he spoke with Judge Kevin Christensen, Tremonton City Justice Court Judge, who has dealt with Mr. McGaha for many years and he had a lot of praise for him as a public prosecutor.
- Dan Chournos would like to annex one lot into the City for the purpose of obtaining water and sewer.
- There are forms within the City Personnel Policies and Procedures that need to be updated from time-to-time. A Resolution is being presented which, if passed, would authorize the City Staff to update the forms as needed.

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

CITY COUNCIL MEETING

Mayor Fridal called the July 6, 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. Those in attendance were Mayor Fridal, Councilmembers Deakin, Doutre, Reese, and Wood, City Manager/Deputy Recorder Shawn Warnke, Public Works Director Paul Fulgham, and Police Chief David Nance. Councilmember Lyle Holmgren and Recorder Darlene Hess were excused.

1. Opening Ceremony.

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 lobby for this portion of the meeting. The prayer was given by Mayor Fridal and the Pledge of Allegiance was led by Councilmember Wood.

2. Introduction of guests

There were no introductions at this time.

3. Approval of agenda.

Mayor Fridal asked if there were any changes to the agenda. There were no comments.

Motion by Councilmember Wood to approve the July 6, 2010 agenda. Motion seconded by Councilmember Reese. Vote: Councilmember Deakin - aye, Councilmember Doutre - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

4. Approval of minutes – June 15, 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 June 15, 2010. Motion seconded by Councilmember Doutre. Vote: Councilmember Deakin - aye, Councilmember Doutre - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

5. Common Consent - Consent Agenda.

a. Consideration of approving the May Warrant Register.

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

b. Consideration of approving the May Financial Statement.

Motion by Councilmember Wood to approve the May, 2010 Financial Statement. Motion simultaneously seconded by Councilmembers Doutre and Reese. Vote: Councilmember Deakin - aye, Councilmember Doutre - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

c. Consideration of adopting Resolution No. 10-24 approving a professional Service

Agreement between Tremonton City and Kevin McGaha for Public Defender Services

Manager Warnke explained that the City, through its Justice Court, is required to provide a Public Defender. The City recently had a vacancy in that position and put out a notice for an Interim Public Defender until a more formal replacement process can be accomplished. There were several respondents. Mr. McGaha was the lowest respondent and well qualified.

Motion by Councilmember Reese to adopt Resolution 10-24. Motion seconded by Councilmember Deakin. Vote: Councilmember Deakin - aye, Councilmember Doutre - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

- d. Discussion of approving the contract form, documents, specifications and drawings for the 350 North Reconstruction Project and authorizing staff to get bids for the project

Director Fulgham explained that the bid documents for the 350 North Reconstruction Project have been sent out. There are only three or four companies that are qualified to do this job so the contract documents were hand delivered, mailed, or e-mailed to those individuals who meet the qualifications. Bids will be opened on July 12th and awarded on July 20th. The goal is to have the road repaired by the middle of August so it will be completed by the week of the Box Elder County Fair. The old asphalt will be ground up, any soft spots repaired, and the road re-graded and re-paved. Curb and gutter and storm drain will be put in on the east end on the south side of the street to address the drainage problem. Councilmember Wood asked if Rupp was qualified to do this project and Director Fulgham replied that they would have to sub-contract out all the asphalt work which is the largest portion of the job. It is likely that Rupp, Grover, or someone else, will be called in as sub-contractors for the gutter and the storm drain portion, however.

Motion by Councilmember Reese to approve the contract form, documents, specifications and drawings for the 350 North Reconstruction Project and authorizing staff to get bids for the project. Motion seconded by Councilmember Doutre. Vote: Councilmember Deakin - aye, Councilmember Doutre - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

- 6. Request to be on the agenda (not an action item):
 - a. Discussion regarding allowing Dan Chournos located east of 1670 East 600 North to annex to Tremonton City

Mr. Chournos stated that he was considering annexing some property into the City limits but wanted to know if the Council felt it would be possible before he proceeded with the Annexation Petition. The City limits end at his house. He would like to build another house to the east of his property and annex another acre into the City in order to get the water. There is a second water meter there now. Mr. Chournos spoke with Zoning Administrator Bench and he feels that the sewer line

would accommodate another home. Councilmember Reese said that the infrastructure all seems to be there so he doesn't see a problem with it. Mr. Chournos said he had spoken with Recorder Hess and she told him that an annexation is a four to six month process. He would like to start on a County building permit as it will be that long before the house is completed, but he needs to tell the County whether he is going to have a well and a septic tank or if he is going to be able to annex. Mayor Fridal said that the City can't give him a definite approval at this point. Councilmember Reese commented that Mr. Chournos owns the property on the other side of the lot proposed to be annexed so he doesn't see where it would be a problem. Councilmembers Wood and Deakin both agreed. It was confirmed that the property is well within the City's proposed Annexation Policy Plan and it is not an island. Director Fulgham pointed out that, should the property later be sold, there will need to be a joint easement for both properties to provide a document which shows both houses have a right to use the sewer lateral.

b. Discussion on the City purchasing used equipment – Dave Kilfoyle

Mr. Kilfoyle thanked the Mayor and Council for starting the meeting with a prayer and Pledge of Allegiance. Mr. Kilfoyle informed the Council that he is currently serving as the Operations Chief for the CERT Team for Tremonton City and they have a small budget which pays for training materials and a bag of tools for the trainees when they complete the program. At this time, there is not a budget for the purchase of equipment such as cots, blankets, pillows, etc. Mr. Kilfoyle has purchased some equipment himself. He has cots and a military tent that holds around sixty people, but he can't keep buying these items on his own. Councilmember Reese asked where such equipment would be stored, and Mr. Kilfoyle said that he would like to have enough money to get a storage shed. With the proper paperwork, the City can purchase items from Hill Field for one percent (1%) of the residual cost. He recognized that the budget is tight and there may not be a budget at this time, but asked that the City start thinking about it. Councilmember Deakin told Mr. Kilfoyle that he is over Emergency Preparedness and suggested that the best way to start the budget process would be to come to the next Emergency Preparedness Meeting. Manager Warnke said that at the last Emergency Preparedness Meeting it was proposed that agreements be set up with other agencies, such as churches, so that some of these things will already be in place in time of need.

Mr. Kilfoyle asked again if the Council felt that it was a good idea to fill out the paperwork so that items could be purchased from Hill Field. Mayor Fridal said that it wouldn't cost anything to fill out the paperwork. It was felt that whatever is done, it should be coordinated through the Emergency Response Group. Councilmember Deakin suggested that he contact Jim Hess, the City's Emergency Management Coordinator.

7. New Council Business:

- a. Discussion and consideration of approving Resolution No. 10-26 authorizing the City Staff to update Tremonton City Forms found in the Appendix of the Tremonton City

Personnel Policies and Procedures Manual periodically as deemed necessary by the City Manager, Department Heads and Staff

Manager Warnke explained that the purpose of this Resolution was to make it clear that the Council is willing to delegate to the Staff the authority to make amendments to the forms within the Personnel Policies and Procedures Manual as needed.

Motion by Councilmember Reese to approve Resolution No. 10-26 authorizing the City Staff to update Tremonton City Forms found in the Appendix of the Tremonton City Personnel Policies and Procedures Manual periodically as deemed necessary by the City Manager, Department Heads and Staff. Motion seconded by Councilmember Doutre. Vote: Councilmember Deakin - aye, Councilmember Doutre - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

Mayor Fridal recognized the Boy Scouts who were present and welcomed them to the meeting. They had been to another meeting and so arrived late to the City Council Meeting. Mayor challenged all the Scouts present to become Eagle Scouts.

- b. Discussion and consideration of approving the City's co-sponsorship with the County of a Chance McKinney Concert to be held at the Jeanie Stevens Park

Manager Warnke asked if this agenda could be moved to the end of the program as Mark Petersen is traveling from Provo and is not yet present.

- c. Discussion and consideration of adopting Resolution No. 10-27 approving the renewal of a West Liberty Foods, L.L.C. Wastewater Pre-Treatment Agreement between West Liberty Foods and Tremonton City Corporation

Director Fulgham explained that nothing has changed in the West Liberty Foods permit, but every three years all of the Pre-Treatment Agreements Tremonton has with the various industries have to be renewed. The West Liberty Food pre-treatment facility has solved the problems concerning loading issues they were having earlier. They are now taking care of most of their suspended solids, etc. They still have quite a bit of BOD, but that is soluble material and their pre-treatment won't take care of that. They do have a few violations each month for being over their limit, but they pay the penalty Tremonton assesses against them. Should they cause a problem which results in Tremonton being penalized by the State, this agreement is what gives Tremonton the right to pass those penalties on to West Liberty Foods.

Councilmember Deakin stated that there had been talk in the past about using the revenue generated from those penalties toward a training program for their benefit and asked how that was related to this, if at all, and what Mr. Fulgham intended to do with that training. Director Fulgham said that the training is for the wastewater treatment facility operators throughout the State. Tremonton is going through a thirty day public notice and input period now and will not know what the actual penalty will be until that is completed. Unfortunately, Tremonton gets the "black eye" when a violation occurs, but West Liberty Food pays the penalty fees.

Manager Warnke added that the Tremonton Public Works Department has an active program where they clean the sewer lines, but this is one of those areas which is difficult to maintain. Manager Fulgham agreed that it is very difficult. It is two thousand feet to go through the UDOT right-of-way under the freeway. UDOT is not willing to let anyone get out there to maintain it though the City does maintain it to the best of their ability. West Liberty had a problem which caused a plug in a fifteen inch main. Usually, lines of that size never plug.

Motion by Councilmember Reese to adopt Resolution No. 10-27 approving the renewal of a West Liberty Foods, L.L.C. Wastewater Pre-Treatment Agreement between West Liberty Foods and Tremonton City Corporation. Motion seconded by Councilmember Wood. Vote: Councilmember Deakin - aye, Councilmember Doutre – aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

- d. Discussion and consideration of adopting Resolution No. 10-28 approving the Annual Tremonton City Municipal Wastewater Planning Program Self-Assessment Report

Director Fulgham explained that the Municipal Wastewater Planning Program Self-Assessment is a voluntary assessment which the State requires, and it has to be adopted as a Resolution. There is no penalty if it isn't done, but it will be required in the future with the new sanitary sewer overflow programs that are coming out as a result of new Federal guidelines. Fortunately, this process is already in place in Utah. The report gives the State a look at our Wastewater Treatment Facility, Collection System, and the financing of those facilities to let them know where we stand and what we are doing. In the assessment it is reported how many backups or sanitary overflows the City has had. The report is for 2009 so the West Liberty issue will be part of this report. Tremonton has an average of four backups per year that are the City's problems. The City has to report the cause of the backup, which is usually difficult to determine. The State rates facilities and reports the age of a system. Every year a facility is away from doing a program, they are assessed a certain number of points. Next year, with the installation of the Salsnes Filter, the treatment facility will get a better reading. If a wastewater facility goes to the State for funding, the more points they have the higher on the list of funding they are placed.

Motion by Councilmember Deakin to adopt Resolution No. 10-28 approving the Annual Tremonton City Municipal Wastewater Planning Program Self-Assessment Report. Motion seconded by Councilmember Doutre. Vote: Councilmember Deakin - aye, Councilmember Doutre - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

8. Comments:

- a. Administration/City Manager Advice and Consent.

- 1) Review of the Spring Acres Storm Water Detention Pond Drawings

Manager Warnke reported to the Council on the Spring Acres Water Detention Pond which is located on 1000 North and was constructed on the City's right-of-way. That needs to be adjusted and also correct for an offsetting intersection in that area. The City is partnering with the Christiansens who own the property.

The City has developed a draft agreement. Prior to the Christensens signing the agreement, they would like to go out to bid to see what the financial commitment will be. We have an engineer's estimate, but they would like more solid numbers. Construction plans will be brought to the Council for their review, then we will go out to bid. It is planned to do the construction this year.

2) Proposed Budget Amendments 2010 – 2011 Fiscal Year

Manager Warnke presented some proposed budget amendments for the 2010-2011 Fiscal Year:

- The Spring Acres project – The City budgeted their portion but Mr. Warnke proposed that the City function as Construction Manager for the project and make all the purchases. This amendment would add the Christiansen's portion.
- Homeland Security Grant – This was discussed at a past meeting but was not included in the budget.
- Railroad Maintenance – Quite a bit of maintenance is needed on the original section of the track which is part of the railroad spur which services Intertape Polymer and Malt-O-Meal. The cost will be close to \$20,000. In the agreement with those industries, it states that the City will pay the up-front costs which will then be reimbursed. The City is working on getting bids for the maintenance work. Both the expense and the revenue for this project need to be budgeted. This may be done in phases, depending on what the industries can afford. In the FRA Report there was one item that was written up. Some of the repairs can be deferred, but the longer it is put off, the harder it hits. Most of the maintenance is what would be expected with ten years of usage, such as the replacement of ties. Councilmember Wood expressed surprise that ties would need replacement considering how little the tracks are used. Manager Warnke stated that he had walked the track with the FRA inspector and they are legitimate issues. A second bid is being sought for the work that is to be done.
- Salaries in Senior Center for Public Works – Last year there was about \$3,000 expense related to the Senior Center for work done by Public Works employees.

Councilmember Deakin commented that the first three items presented, the Homeland Security Grant, Spring Acres, and the railroad repair are basically a wash with money coming in and money going out. He asked why the Public Works salaries at the Senior Center would have a budget impact because, if they are working for the Senior Center, they are not working for Public Works. He asked if money would be transferred from one budget to the other. Mr. Warnke said that it isn't a big impact but he proposes that \$3,000 more be appropriated to the Senior Center Budget for this purpose. Councilmember Deakin commented that it wasn't really an additional cost.

b. Council Reports:

Councilmember Dautre told the Council that she had worked with others on the triangle at Tremont Street and 400 North, at the Civic Center, and also the Senior Center. She said they worked hard but she enjoyed it and the plants and flowers look really good.

Councilmember Wood asked if anyone has been found to do the City Fair Booth. Mayor Fridal replied that he is actively pursuing it.

Councilmember Deakin asked if the City investments had been switched over so they are guaranteed. Manager Warnke replied that has been done. Also, the FDIC is considering extending the insuring of total deposits to the following year.

Mayor Fridal reported that he had received a letter from some folks in Soldatna, Alaska stating that they were excited about being in Tremonton. Among other comments, they stated that they were truly impressed with Tremonton and planned to visit it again. They also said they had spread the word about the wonderful people of Tremonton and that the town sets the example of how good people really are. Mayor Fridal commented that sometimes we don't hear the uplifting things and he really appreciated the letter.

9. Public comments: Comments limited to three minutes.

Mrs. Karen Stokes, representing the Museum Board, thanked the Council for their help with the Lucky Duck Day which will be held next Saturday. This will be the first fund raiser for the Museum. The second fund raiser they would like to do is at Tremonton City Days. They would like to have a trailer, pulled by a car, which will take people on a tour of Tremonton. They requested permission to do the tour. Councilmember Dautre asked if they have insurance for this type of thing and Mrs. Stokes replied that they don't. Chief Nance told Mrs. Stokes that what they are planning is illegal by State law. Someone in the audience suggested that Mrs. Stokes check to see if the vehicle insurance for the car they would be using would cover this situation, and Mrs. Stokes said they would check into that.

Mrs. Stokes asked the Council if they would be interested in putting up street banners as the Museum Board is planning some things they would like to put on banners. Director Fulgham responded that the City has banner brackets if they provide the banners. Mrs. Stokes said that the Museum will be where the tennis courts are at Shuman Park. An architect is working on a design.

Public Works Director Fulgham reported to the Council that the water line from the Cedar Ridge Well to the water tank will be completed this week but there is no water in it, yet. The block should be laid on the well pump house beginning the first of next week. The underground piping is in for the Salsnes Filter, and the floor will be poured in the next week or so. On July 29th at 5:00 p.m., there will be a meeting with the Cedar Ridge people to inform them what the project is about and give them a rough idea of what the cost is going to be per 1,000 gallons of water. It will be held at the Public Works Building. Mr. Fulgham said it will be around October before they start pumping water as the well won't be completed until the end of summer. The well is needed, but they can get along without it until October. West Liberty Foods is using around 12M gallons per month and another industry uses 3.5M gallons per month. That is a big percentage of the City water usage.

Councilmember Doutre commented that Feldman's and Kents don't feel like they are in the City because the Christmas decorations don't go out that far. Director Fulgham responded that the problem is that there is no power out that far. Unlit decorations could be put up, but there is no power for lighted decorations.

Korinne Mauchley told the Council that a flyer was placed on her door a few weeks ago stating that the Council would be voting on UTOPIA tonight. She asked if it was on the agenda and was told that it was not. She asked if a decision has been made and was told that the Council is still discussing the issue. Ms. Mauchley was asked how she feels about it and she responded that she loves the service but doesn't feel like the City has the money to put back into it. She asked if the City didn't have to make a decision soon as the money is due. Manager Warnke told her that it is a very complex situation. UTOPIA is calling on the sales tax guarantee that the City pledged and that will be due starting in December or January. Mr. Warnke also explained that some of the member cities have created an interlocal agency, called the Utah Infrastructure Agency (UIA), which is much like UTOPIA. It has been created for the purpose of bonding and allowing the continuance of building out a fiber optic network in UIA member cities. In the upcoming City Council meetings, this will be discussed. Ms. Mauchley asked if UTOPIA was broke, and Mr. Warnke responded that they are running about a \$250,000 shortfall each month.

7. b. Discussion and consideration of approving the City's co-sponsorship with the County of a Chance McKinney Concert to be held at the Jeanie Stevens Park

Manager Warnke reminded the Council that the City had been approached by the County to co-sponsor a Chance McKinney Concert to be held at the Jeanie Stevens Park stage. Chance McKinney is an up and coming country music star, songwriter and musician. Mr. McKinney has some family ties to this area and Mark Petersen, from the Box Elder County Fair Committee, was able to talk to him. A contract has been prepared for this event, but they are still trying to secure the venue at Jeanie Stevens Park. There are some items the Council should be aware of. The concert is being done at a reduced rate, but it is still a significant cost - \$6,000. Tickets will be sold at about \$10 each and they anticipate selling about 1,000 tickets. They would like to close Jeanie Stevens Park beginning a couple of hours before the event. In order to do that, Chief Nance feels the City would need eight additional officers. They would have to draw from surrounding agencies for this. Chief Nance and Mark Petersen will coordinate the security. The concert is scheduled for Tuesday, August

24th. There has also been an issue about electricity. That is being coordinated with Building Official Steve Bench to make certain there is enough power for all the speakers and lights. They have also talked about moving in trailers to expand the stage area to accommodate the set-up.

Councilmember Wood asked about insurance liability for the event. Mr. Wanke responded that, if the City were to co-sponsor the event, then City insurance would cover that in part. Councilmember Doutre asked how well the concert before the fair last year was attended. Director Fulgham said last year's event, held at the Rodeo Grounds, was not well attended. Mr. Petersen feels very positive about the event and the Fair Committee will do the promotion. Proceeds will be split equally, after expenses, between Tremonton City and the County. That should cover the cost of additional officers, etc. Mr. Petersen has been working on obtaining a Mass Gathering Permit from the Health Department. The County will be bringing Port-a-Potties and the City will likely open the concession stand. Mr. Petersen is not suggesting that the City take on the liability of Mr. McKinney's contract. The County will carry the load and Tremonton will help where they can. Councilmember Reese commented that the City has successfully hosted large events before.

Motion by Councilmember Wood to approve co-sponsorship with Box Elder County of the Chance McKinney Concert at the Jeanie Stevens Park. Motion seconded by Councilmember Reese. Vote: Councilmember Deakin - aye, Councilmember Doutre - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

10. Adjournment.

Motion by Councilmember Deakin to adjourn the meeting. Motion seconded by Councilmember Doutre. Vote: Councilmember Deakin - aye, Councilmember Doutre - aye, Councilmember Reese - aye, and Councilmember Wood - aye. Motion approved.

The meeting adjourned at 8:26 p.m.

The undersigned duly acting and appointed Deputy 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 Norene Rawlings.

Dated this _____ day of _____, 2010.

Shawn Warnke, Deputy Recorder