

Minutes of Fairview City Council Meeting, Tuesday, December 22, 2015

Minutes of Fairview City Meeting held on Tuesday, December 22, 2015, 6:30 p.m. at 85 South State Street, City of Fairview, County of Sanpete, State of Utah.

Mayor Jeff Cox called the meeting to order at 6:30 p.m. Council Members present were Cody Church, Kenny Cox, Cliff Wheeler, Bawb Nielsen, and Cody Church. City Employees present were Dave Taylor, Jan Anderson, and Bob Bingham. Citizens present were Janice Taylor, Matt and Kaelyn Sorensen, David Olsen, Brook Cox, Heidi Nielsen, and Branch Cox.

APPROVAL OF MINUTES:

Councilman Cody Church moved **to approve the minutes from November 17, 2105, as is.** Councilman Bawb Nielsen seconded the motion. The voting was unanimous in favor of.

REPORTS/ACTION ITEMS –BOARDS/COMMITTEES/STAFF/OFFICERS:

Planning Commission

Jackson Pemberton – Home-Occupation Permit, Fairview Apple Cooperative, 86 East 200 South. Mr. Pemberton met with the Planning Commission. All requirements were met. They recommended approval. Councilman Cody Church moved **to approve a home-occupation permit for Mr. Pemberton per recommendation by the Planning Commission.** Councilman Kenny Cox seconded the motion. The voting was unanimous in favor of.

Discussion on Discontinued Benefit with PEHP Long-Term Disability Premium Waiver. The PEHP Long-Term Disability (LTD) Premium Waiver benefit is changing January 1, 2016. Fairview City will be opted out because no employees from the City are currently using this benefit. This benefit was set up as a medical benefit to provide a way for disabled employees to get medical insurance when no other reasonable option existed. The Affordable Care Act (ACA) created the marketplace to obtain coverage without regard to pre-existing conditions. Individuals who obtain medical insurance through the marketplace may qualify for federal subsidies to make their insurance costs lower. So the LTD Premium Waiver is changing to a Stipend benefit as disabled employees have option through the ACA public insurance marketplace. The stipend model will pay them the equivalent to 100% of their employer's monthly premium for the first year of disability, 90% for the second year, and 80% thereafter. If the City decides to opt in to the stipend benefit, they will still be liable to cover the cost of any stipends paid. The employee will be able to choose a plan that best fits their needs while receiving the stipend to offset the cost associated with purchasing health insurance. The employee still has the option to continue their coverage through COBRA, as a federal right. If they select COBRA there is no waiver or stipend available. Councilman Cody Church moved **to accept the Stipend Benefit plan offered through PEHP with the coverage of 100% the first year, 90% the second year, and 80% the third year of an employee who becomes disabled.** Councilman Cliff Wheeler. The voting was unanimous in favor of.

2016 Meeting Schedule. Councilman Casey Anderson **moved to accept the new meeting schedule for 2016.** Councilman Cliff Wheeler seconded the motion. The voting was unanimous in favor of. Council meeting will be held every fourth Tuesday of every month at 7:30 p.m. Planning Commission will be held the second Thursday of

every month at 7:30 p.m. The municipal Building Authority will be held on the fourth Tuesday at 7:30 p.m. when deemed needed by the Board of Trustees.

INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES:

Ordinance No. 2015-01; An Ordinance Amending Provision of the Fairview City Municipal Code Pertaining to the Adoption of a Water Conservation Plan. This is a water management and conservation plan. This constitutes the water conservation plan for the City. It is intended to address the concerns of both Fairview City and the State of Utah while in compliance with the State of Utah Water Conservation Plan Act. It was asked if the City was tied to this plan. No, it is a recommendation for when the City has funds. Councilman Cody Church moved **to adopt Ordinance No. 2015-01**. Councilman Kenny Cox seconded the motion. The voting was unanimous in favor of.

Resolution No. 2015-13R, A Resolution Setting Policy and Procedure on Utility Payment Made by Debt or credit Card. Fairview City will continue to allow the use of debit or credit card, and all payments of \$500 or more will pay a three percent fee to use their debt or credit card. Councilman Cody Church moved **to adopt Resolution No. 2015-13R**. Bawb Nielsen seconded the motion. The voting was unanimous in favor of.

Resolution 2015-14R A Resolution Setting policy and Procedure on Delinquent Utility Payment. This resolution states that the City will continue to offer the customer the option of signing a deferred utility payment agreement when there is a hardship, and that if a delinquent account is disconnected, they must pay the bill in full to get it reconnected. Councilman Bawb Nielsen **moved to approve Resolution 2015-14R with a word change to be made-- bad accounts to past due accounts in last paragraph**. Councilman Kenny Cox seconded the motion. The voting was unanimous in favor of.

Resolution No. 2015-15R. A Resolution Ratifying Mayor Jeff Cox's Signature on the Second Amendment Power Sales Contract. Mayor Cox signed the contract per recommendation from the attorney. The attorney then recommended that it be ratified in City Council. Councilman Cody Church **moved to approve Resolution No. 2015-15R**. Councilman Casey Anderson seconded the motion. The voting was unanimous in favor of.

Resolution 2015-16R, A Resolution Amending the Policy and Procedures Manual, section XVI: Reimbursable Expenses and Section XIX: Leaves of Absence. This resolution reiterates that receipts are required to reimburse an employee. It updated the per diem rate, no per diem or reimbursement for meals be allowed unless overnight stay is required, and eliminates the words "...all overtime will be eliminated" because of the nature of the job this has not been the practice. Councilman Kenny Cox moved to **approve Resolution No. 2015-16R**. Councilman Cliff Wheeler seconded the motion. The voting was unanimous in favor of.

Resolution 2015-17R, A Resolution Adding Section 300.9 to the Policy and Procedures Manual for the Fairview City Police Department. This resolution was put together by the County Attorney and other officers in the county for the surrounding communities. It is the protocol of the investigation of an officer involved incident. Councilman Casey Anderson moved **to approve Resolution 2015-17R**. Councilman Cliff Wheeler seconded the motion. The voting was unanimous in favor of.

APPROVAL OF VOUCHERS: Councilman Cliff Wheeler moved to approve **the vouchers from November 14, 2015, to December 18, 2015.** Councilman Kenny Cox seconded the motion. The voting was unanimous in favor of.

ADJOURNMENT:

Councilman Cody Church moved to adjourn the meeting at 7:07 p.m. Councilman Cliff Wheeler seconded the motion. The motion carried.

City Recorder

Date