

## **Minutes of Fairview City Council Meeting, Tuesday, October 25, 2016**

Minutes of Fairview City Council Meeting held on Tuesday, October 25, 2016, at 7:30 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 7:30 p.m. Mayor Cox offered the invocation and led the Pledge of Allegiance. Council Members present were Bawb Nielsen, Cliff Wheeler, Casey Anderson, KaeLyn Sorensen, and Bob St. Jacques. City Employees present were Dave Taylor, Bob Bingham, and Greg Sorensen. City Recorder Jan Anderson was excused, attending a business licensing conference. Planning Commission Chair Alyson stepped in to take minutes. Citizens present were Milette MacKay, Janice Larsen, Ashley Webb, Amber Kerksich, Christian Klunkder, Michael Larsen, Brandt Klunker, David L. Olsen, Mike Jarman, Stan and Cathy Christensen, Cliff Keller, and Melinda Ostraff.

### **APPROVAL OF MINUTES:**

Councilman Bob St. Jacques proposed to have an addition made to the minutes of September 27, 2016. Councilman Casey Anderson would also like to have a change made. The minutes were tabled until next meeting when the minutes can be amended.

### **PUBLIC HEARING/APPEARANCES/COMMUNICATIONS:**

Michael Bennet/Matt Reber – Presentation of New Ideas for County Fair – Request for donation. No show.

Milette McKay – Waive Fee for Use of Dance Hall for Chocolate Festival. The festival is schedule for two days in February (February 10<sup>th</sup> and 11<sup>th</sup>). She would like to have the Council waive the fees. The fees have been waived in the past. Councilman Cliff Wheeler asked if they would donate any of their profits back to the City, she stated what profit they made would probably go to the economic development. Councilman Bob St. Jacques moved **to waive the fees on the dance hall for the chocolate festival.** Councilman Bawb Nielsen seconded the motion. The voting was unanimous in favor of.

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

Planning Commission.

Business Approval for a Home-Occupation Permit – Larsen Service LLC, 125 South 650 East. Mr. Larsen wants to test CDL licenses locally. He is in the process of getting the surety bond so that he can test for CDLs. He must do ten tests per year in order to keep his certification current. He used to do CDL testing at work but has a new position that doesn't include CDL testing; to keep his certification current, so the best way is to have his own business. He also has some creativity business ideas, and he listed several businesses he may want to do from home like photography, art, art supplies, and other related items. He met with the Planning Commission and they forwarded Mr. Larsen on to the City Council for their approval. He has met all requirements. Councilman Casey Anderson moved **to approve the HOP for Mackay and Janea Larsen.** Councilman Bob St. Jacques seconded the motion. The voting was unanimous in favor of.

Planning Commission Member Mike Jarman – Sawmill Lane Subdivision Update on Vacating Water Retainage Pond. In the City Planning Commission's last meeting, it

was discussed whether covering up the storm drains would lead to flooding any homes in the area. Mike Jarman concurs there is no immediate danger to any of the homes in the area if the storm drain is blocked or even removed. Councilman Bawb Nielsen asked if, the last time this issue had come before the Council, they had recommended engineering on that plot? There was discussion about where the water would drain if there was very heavy rain causing flooding. Bawb suggests we require new surveying and engineering on the plot. In Planning Commission, they only talked about whether there was a threat; not about what requirements there were for the owner of the plot. City resident Kathy Christensen in the audience asked who is responsible for the water, and who can be held liable if homes flood? Bawb again suggested that engineering and surveying be utilized, to absolve the city of responsibility and the residents of worry. We'd like to protect the residents, and help them not to lose their gravel or turn their driveways into puddles. Greg Sorenson offered that the city shouldn't have to pay for that lot to be engineered, and Bawb concurred that the responsibility should fall to the lot owner. City resident Stan Christensen said that when the pond area was first created, the state had engineered and certified that it would drain and keep the homes flood-free and not have standing water as a hazard for young children or a breeding ground for mosquitoes. The Christensens would like a professional engineering, not someone to just stand and say, "Looks pretty good."

Power Department.

IPA Renewal Offer – Utah Purchaser Subscription Intent. IPA wants the City to renew their shares with them. The City has the option of bowing out if the Council wants to, but Mayor Jeff Cox thinks the City should keep as many shares as it can with them. The Mayor's recommendation is to keep at least 100 percent of the City's entitlements; if another city bows out and doesn't renew their shares, the City has the option to buy theirs, but only if the City keep their 100 percent. Councilman Casey Anderson said that the plant is changing from coal to gas, and a few cities are going to bow out, and we may be interested in buying their shares as well. If we don't use all the power the shares allot us, we can sell the excess to California. There was discussion about whether we need to. Councilman Casey Anderson moved **to continue with the City's subscription at 100 percent.** Councilwoman KaeLyn Sorensen seconded the motion. The voting was unanimous in favor of.

Notification of Power Claim – 456 North 100 West. Ashley and Austin Webb lost several appliances in a power blackout on November 10. The claim has been made to the City's insurance, but it is moving very slowly. The insurance company has yet to send an adjustor to check it out. Ashley has been in touch with the insurance company as well. Greg Sorenson said that a neutral broke, the power was lost and then restored, and then the power was lost again the next day. It was Fairview City's fault. It was evident that the fault was with the City, for so many appliances to go out at once. If the City's insurance won't pay for it, Jan Anderson City Recorder, said it would come out of the budget. Councilman Bawb Nielsen suggested that the City should just pay the Webbs for the new appliances and deal themselves with the insurance, rather than make the Webbs deal with the hardship. Ashley said that the insurance said they are not allowed to replace anything before the adjustor came, or else nothing would be eligible

for replacement because they wouldn't be able to prove the appliances were the ones in the home damaged by the power. Mayor Jeff Cox recommended that the City wait until the adjuster shows up; but that the Council makes a motion that the City's customer, the Webbs, are taken care of. The Council recommends that the City wait one more day, the adjuster is supposed to call her tomorrow, and see if anything changes with that contact; it is getting cold, she has no hot water, she can't bathe her children at home. Councilman Casey Anderson suggests that a call be made to the city attorney and have him get involved to see if we can speed up the process. City Employee Dave Taylor said he would call the attorney first thing in the morning, even before the call from the adjuster is expected. They advised Ashley to photograph all her serial numbers. Councilman Bob St. Jacques moved **to take care of the Customer**. Councilwoman Kaelyn Sorensen seconded the motion. The voting was unanimous in favor of.

Sanpete County Fire District Fee Increase. The fire district is requesting a very small increase, from \$3.00/month to \$3.50 per month. It has been recommended for a very long time, due to the increase in the cost of equipment and operations. Councilman Bawb Nielsen moved **to increase the proposed fire district fee**. Councilman Cliff Wheeler seconded the motion. The voting was unanimous in favor of.

Cell Phone Amendment Discussion. The city would like to add the option that full-time City employees may have a phone provided for them, or may go with their own. If they decide to provide their own phone, they would be credited \$50/month toward that cost, with the option every two years to get \$250 toward a new phone or any other new hardware. Councilman Casey Anderson made the motion **that full-time employees may have the option of staying on the current City's cell-phone carrier plan or going with their own carrier and receive a \$50 monthly credit**. Councilwoman KaeLyn Sorensen seconded the motion. The voting was unanimous in favor of.

### COUNCIL REPORTS:

Mayor Jeff Cox – General City Business. Dance hall repair to water damage has all been fixed. Tile in the kitchen has been repaired. Carpets are being cleaned tonight. All the repairs are done. Councilman Cliff Wheeler asked about the tile in the room where the tables are stored? Was it damaged as well? Mayor Cox responded that the tile was not damaged by the water, but by the casters on the chair caddy and replacing those tiles until the casters are replaced. Mayor Cox asked if there was anyone representing the North Bend Entertainers (none were here), and Cliff said that the North Bend Entertainers are contracted to come to City Council after each production and to return a portion of the ticket sales; but they have not come in for a long time, since before the last production. Councilman Bob St. Jacques said that the Council needs to evaluate how much of a benefit each event is to the City when deciding how much to charge and how much to donate with the dance hall usage. Councilman Casey Anderson suggested that perhaps the City get away from free usage, and go with reduced fee use. Bob asked if anyone knows the minimum fee it costs the City for any event like that? Mayor Cox said that there isn't a clear single amount for that because of differences in seasons and in events. Cliff said that the City doesn't want to discourage people from using the building, so we need to be careful about how we approach it.

Mayor Cox brought up the December City Council meeting, which will come after Christmas. He asked whether they wanted to continue the tradition of combining the December meeting with the annual Christmas party? If the meeting is advanced a week earlier it would be before Christmas and perhaps a better date, but Casey said that date conflicted with the UAMPS party date. The council suggested that the date of the December meeting be moved to December 15<sup>th</sup>. Councilman Bob St Jacques **moved the change the December Council meeting from Tuesday, December 22, 2016, to Thursday, December 15<sup>th</sup>**. Councilman Casey Anderson seconded the motion. The voting was unanimous in favor of.

New employee Justin Jackson is learning as much as he can as fast as he can. Several sewer experts have come to see the sewer system to give recommendations. The sewer system is running okay right now, but there are some issues with different things throughout the plant that will come before the council in the future. For now, it is running and they're trying to keep it working. Justin went and took the class for sewer plant operation, and he's working on getting his certification for water systems.

There was a planned power outage last week because the power employees needed to repair a switch on the main line. The pole had split in half and needed to be repaired. The repair took four hours, and an hour of that was Rocky Mountain Power delays. Many city power companies came to help and the work went much, much quicker.

Councilman Bawb Nielsen thanked Chief Bob Bingham for responding to the alarm he tripped in his own home.

Councilman Cliff Wheeler thanked the employees for their hard work. He received praise and good feedback on the cemetery this week, and is grateful to receive Chief Bingham's weekly reports.

Councilman Casey Anderson mentioned that Garrett Sorensen and Gregg Sorensen have a great relationship with other city power employees, and we're grateful for their work. He suggested that next time a repair is needed like the one from last week, the City post a photo of the problem on Facebook to help educate residents and customers what needs to be fixed and why, what needs to be upgraded and why. UAMPS is going to do a group rate study and an individual city group study to help us understand our rate structure.

On Parks and Recreation there has been discussion, and they are close to recommending a new chairman. One of the boys' home groups did a service project at the sports park. Concrete should be poured for restrooms this week and weeds will be handled early in the season next year.

Councilwoman Kaelyn Sorenson stated that the dinner for the chair people didn't work out because too many people were busy, so it has been rescheduled for January. She also wants to thank the employees of the City.

Councilman Bob St. Jacques mentioned that Jared Livingston is framing up a new business. Are we going to be discussing annexation any time soon? Mayor Cox said not in the next few months. Bob said that we need a way to make our population number look larger in-order-to draw in more businesses.

**APPROVAL OF VOUCHERS:**

Councilman Casey Anderson mentioned that we keep hiring contractors and plumbers and repair persons, rather than using current employees. Are we going to do water, or are we going to hire that? Are we going to do sprinklers, or are we going to hire that? Mayor Cox responded that in the future, we hope to use mainly City employees for needed repairs rather than hiring them out. Councilman Cliff Wheeler moved to approve the vouchers from September 24, 2016 to October 21, 2016. Councilwoman KaeLyn Sorensen seconded the motion. The voting was unanimous in favor of.

**ADJOURNMENT:**

Councilman Bob St. Jacques moved to adjourn at 8:39 p.m. Councilman Bawb Nielsen seconded the motion. Motion carried.

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City Recorder

Date