

MINUTES of the regular City Council meeting of Wellsville City held Wednesday, September 7, 2016, at the Wellsville City Offices at 75 East Main. City officials present were Mayor Thomas G. Bailey, Councilwomen Mary Ann Degn, Karen Higley, Councilmen Gary Bates, Carl Leatham, and Perry Maughan. City Manager/Recorder Don Hartle was also present. A copy of the Notice and Agenda was mailed to the Mayor and Council members and emailed and faxed to the Herald Journal on September 2, 2016. The meeting was called to order at 6:00 p.m. by Mayor Thomas G. Bailey.

Others Present: Jennifer Leishman Nick Fisher Jeremy Woodward  
DeVon Parkinson Dora Parkinson Cody Anderson  
Diane Anderson Becky Benson Brett Tidrow  
Nina Darley Art Smith Colin Harrison  
Scott Gary Scott Wells

Opening Ceremony: Karen Higley

The Council reviewed the agenda. Mary Ann Degn made a motion, seconded by Perry Maughan, to approve the agenda as presented.

YEA 5 NAY 0  
Gary Bates  
Mary Ann Degn  
Karen Higley  
Carl Leatham  
Perry Maughan

The Council reviewed the minutes of the August 17, 2016 regular City Council meeting. Gary Bates made a motion, seconded by Mary Ann Degn, to approve the minutes of the August 17, 2016 regular City Council meeting as presented.

YEA 4 NAY 0 ABSTAIN 1  
Gary Bates Karen Higley  
Mary Ann Degn  
Carl Leatham  
Perry Maughan

The Council reviewed the minutes of the August 31, 2016 special City Council meeting. Perry Maughan made a motion, seconded by Carl Leatham, to approve the minutes of the August 31, 2016 special City Council meeting as presented.

YEA 4 NAY 0 ABSTAIN 1  
Gary Bates Karen Higley  
Mary Ann Degn  
Carl Leatham  
Perry Maughan

Payroll is approved through the budget, therefore, the checks approved in the City Council minutes aren't in numerical order from City Council meeting to City Council meeting as the City uses the same checking account for payroll and accounts payable. After review and discussion, Carl Leatham made a motion, seconded by Gary Bates, to approve the City's account payables bills for payment, represented by check number 19845 through 19907.

YEA 5 NAY 0  
Gary Bates  
Mary Ann Degn  
Karen Higley  
Carl Leatham  
Perry Maughan

There was no one in attendance for citizen input.

Nicholas Fisher met with the City Council for a business license. Mr. Fisher stated that he would like a business license to operate a pressure washing business from his home. Mr. Fisher stated that there would be no work done at his home. Mr. Fisher stated that he operates at the client's home or business out of a mobile trailer. Carl Leatham stated that the Planning Commission approved the conditional use permit with no restrictions. Mr. Leatham reminded Mr. Fisher that the trailer is to be parked off the street, and behind the front of his home. After discussion, Carl Leatham made a motion, seconded by Mary Ann Degn, to approve the business license for Nicholas Fisher.

YEA 5

Gary Bates  
Mary Ann Degn  
Karen Higley  
Carl Leatham  
Perry Maughan

NAY 0

The City Council reviewed for approval the Final Plat for the Parkinson Acres Subdivision consisting of a total of 3 lots on property on the west side of 200 East from 1135 South to 1249 South. Jeremy Woodward stated that he would appreciate approval on the Final Plat so that they can move forward. Don Hartle stated that City Engineer Chris Breinholt sent a letter to Jeff Hanse after last week's Planning & Zoning meeting about three items that needed to be addressed. Mr. Hartle stated that Mr. Hansen made the changes, and brought the mylar to the City Office today. Mr. Hartle stated that the Final Plat could be approved, but the new mylar has not been signed by Mr. Breinholt yet. Carl Leatham stated that the Planning Commission approved the Final Plat. Mr. Leatham asked if the natural gas line would remain on lot 3. DeVon Parkinson stated yes. After discussion, Carl Leatham made a motion, seconded by Gary Bates, to approve the Final Plat for the Parkinson Acres Subdivision consisting of a total of 3 lots on property on the west side of 200 East from 1135 South to 1249 South.

YEA 5

Gary Bates  
Mary Ann Degn  
Karen Higley  
Carl Leatham  
Perry Maughan

NAY 0

Brett Tidrow, representing Mountain Crest High Senior Class, met with the City Council. Mr. Tidrow stated that the Senior Class is having a party on September 16, 2016, and they would like to borrow the movie screen, projector, and sound system. Gary Bates stated that Wellsville City loaned the equipment to Mountain Crest for a 'back-to-school' event. Mr. Bates stated that there is a lot of money tied up into the equipment. Mr. Bates stated that he is not sure he feels comfortable loaning out the equipment again. Mr. Bates stated that it is a risk he is not willing to take. Mary Ann Degn asked if Mr. Tidrow had checked with other vendors in the area. Mr. Tidrow stated that he has not, but that he does have a backup plan. Mayor Thomas G. Bailey stated that because this item is not on the agenda, the City Council could not vote on it. Mayor Bailey stated that however, the City Council would take the recommendation from Mr. Bates. Mr. Tidrow thanked the City Council for their time.

Cody Anderson met with the City Council to discuss stop signs on 200 West. Mr. Anderson stated that he grew up on 200 West. Since the street has changed to a one-way street, there is a problem with people speeding. Mr. Anderson stated that he is asking for some stop signs at 100 North and 400 North in order to slow people down and for the safety of kids and other families that live on the street. Perry Maughan asked if this is for traffic flowing north and south, or east and west. Mr. Anderson stated that it is for northbound traffic. Mr. Maughan suggested that Wellsville City install stop signs to test it. Gary Bates stated that he has been checking on speedbumps, and they have a design that is for plow-friendly roads. Mr. Bates asked that the City Council do some research on speedbumps. Mr. Maughan stated that he is all for it. Mr. Maughan stated that the Cache County Sheriff's Office should be patrolling the streets, not sitting by the

flashing lights and crossing guards. Becky Benson stated that people are driving out of Red Slide Subdivision and ignoring the stop sign. Ms. Benson stated that there are also many dirt bikes riding in and around the canal. Mr. Maughan stated that law enforcement needs to get involved and Wellsville City should look into speedbumps. Karen Higley asked if Wellsville City stages patrol, what times would be best. Mr. Anderson stated Monday through Friday, from 6:00 a.m. to 9:00 a.m. Mr. Bates suggested talking to the court clerk and judge to see if these people are paying the fines or if they are being waived. After discussion, Perry Maughan made a motion, seconded by Gary Bates, to install stop signs along 200 West at 100 North and 400 North, that Carl Leatham will contact law enforcement to set up a time to patrol 200 West, that a yield sign be installed on Main Street, and that the City Council continue their discussion concerning speedbumps.

**YEA 5**

**NAY 0**

Gary Bates  
Mary Ann Degn  
Karen Higley  
Carl Leatham  
Perry Maughan

Perry Maughan made a motion, seconded by Carl Leatham, to pull the stops signs at 100 East and 100 South for traffic flowing east and west.

**YEA 5**

**NAY 0**

Gary Bates  
Mary Ann Degn  
Karen Higley  
Carl Leatham  
Perry Maughan

The City Council continued the discussion on Storm Water. Don Hartle stated that he is working on updating the code. After discussion, Carl Leatham made a motion, seconded by Gary Bates, to proceed to amend the code and bring it up to date.

**YEA 5**

**NAY 0**

Gary Bates  
Mary Ann Degn  
Karen Higley  
Carl Leatham  
Perry Maughan

#### Department Reports:

Mayor Thomas G. Bailey – 1) Thanked Councilwoman Karen Higley, Don Hartle, Perry Maughan, Tom Maughan, and all of the City employee for their work on Founder’s Day.  
2) Thanked Karen Higley for her foresight in renting the bounce houses.

Carl Leatham – 1) Planning Commission had an application for a business to be housed in the old cabinet shop owned by Mike Leishman. The Planning Commission had no choice but to reject it because it is in a residential area, so it is non-conforming. Mr. Leatham stated that Wellsville City’s own ordinance have painted them into a corner.

2) Crematorium – the business that was to come into the old cabinet shop owned by Mike Leishman. There is a crematorium in Taylorsville. Mr. Leatham contacted the City of Taylorsville, and asked if there had been any complaints about the business. There have been no complaints.

Gary Bates – 1) Cache County School District – willing to turn over the park at the old elementary school to Wellsville City. Asked that Wellsville City add the park to their liability insurance. Don Hartle stated that he has called the insurance company about this issue, but they have not responded to him. Mr. Bates asked that this item be added to a future agenda.

2) Wendy Egbert – over soccer and pay her \$500. Soccer has now evolved into a spring and fall sport. Asked that Wellsville City purchase a dinner gift card for her.

Perry Maughan – 1) Water samples – lead and copper – Wellsville City passed with flying colors.

2) Discussed looking into different sources of water for parks and cemetery. Wellsville City pumped 55 million gallons in August 2016.

Mary Ann Degn – 1) Asked for another crossing guard at 500 North and 200 West for traffic going east and west. Don Hartle stated that there is no money in the budget for another crossing guard. Parents have been helping with the children crossing, but they are having a hard time finding volunteers. Told her to discuss this issue as part of the SNAP committee meeting.

Karen Higley – 1) Thanked everyone for their help with Founder’s Day.

City Manager/Recorder’s Report:

Don Hartle – 1) Marv Neff – owns property north of Wellsville Dam along 100 East on the east side. He claims that when the road was installed, it tore down his fence. Mr. Hartle asked the City Council to drive by and review the issue.

2) HOA – asked if an HOA located in Wellsville City could use the Council Chambers for a meeting. Mr. Hartle stated that the City Council could allow it, but they would have to work around Wellsville City’s schedule, and there is a possibility that they could be bumped. Karen Higley suggested charging a small fee/deposit for damage or lost key. After discussion, Gary Bates made a motion, seconded by Carl Leatham, to allow the HOA to utilize the Council Chambers, to charge a \$50 key/damage deposit, and that if city business needs to be conducted, the meeting may be bumped.

**YEA 5**

**NAY 0**

Gary Bates  
Mary Ann Degn  
Karen Higley  
Carl Leatham  
Perry Maughan

3) Jared Parker brought three teams of horses and Kirt Lindley brought one team of horses to Founder’s Day. It was suggested that they be paid something for bringing the horses. It was suggested \$100 per team. After discussion, Perry Maughan made a motion, seconded by Carl Leatham, to pay Jared Parker and Kirt Lindley \$100 per team of horses brought to Founder’s Day.

**YEA 5**

**NAY 0**

Gary Bates  
Mary Ann Degn  
Karen Higley  
Carl Leatham  
Perry Maughan

4) Individual asking to sell t-shirts door to door with Wellsville City on the shirt. The individual lives in Wellsville City. Concerned that citizens will think that Wellsville City is sponsoring him. Discussed adding a paragraph to the newsletter and website about solicitors, and that they have no connection to Wellsville City. After discussion, Perry Maughan made a motion, seconded by Carl Leatham, that a paragraph will be added to the newsletter and website about solicitors, that they have no connection to Wellsville City, that Wellsville City is in no way affiliated with the solicitor, that the citizens ask to see the Wellsville City solicitor card, and that Wellsville City doesn't endorse door to door salesmen.

**YEA 5**

Gary Bates  
Mary Ann Degn  
Karen Higley  
Carl Leatham  
Perry Maughan

**NAY 0**

5) Karen Higley has asked Wellsville City about purchasing surplus real property from Wellsville City. Wellsville City has sold surplus property, but never sold real property. City Attorney Mitch Jensen stated that there are state regulations concerning the sale of real property. Mr. Hartle has drafted an ordinance, and handed out a copy of the ordinance for the City Council to review.

6) Water rights – wrote an updated letter – handed out a copy of the letter to the City Council.

At 8:03 p.m., Mary Ann Degn made a motion, seconded by Perry Maughan, to adjourn the meeting.

**YEA 5**

Gary Bates  
Mary Ann Degn  
Karen Higley  
Carl Leatham  
Perry Maughan

**NAY 0**

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Thomas G. Bailey  
Mayor

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Don Hartle  
City Manager/Recorder