

MINUTES of the regular City Council meeting of Wellsville City held Wednesday, November 6, 2013, at the Wellsville City Offices at 75 East Main. City officials present were Councilwoman Glenna Petersen, Councilmen Gary Bates, Ron Case, Colin Harrison, and Carl Leatham. 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 November 1, 2013. The meeting was called to order at 6:00 p.m. by Mayor Pro-tem Gary Bates.

Others Present: Jennifer Leishman Stephanie Miller Chad Speth
Jenny Speth Dallan Speth Brian Leishman
Perry Maughan Janie Isaacson Kendall Leishman
Barbara Swanson David Swanson Jonathan Cook
Blaine Anderson

Opening Ceremony: Don Hartle

Mayor Thomas G. Bailey is excused from this meeting. He is out of town.

The Council reviewed the agenda. Carl Leatham made a motion, seconded by Colin Harrison, to approve the agenda as presented.

YEA 5 NAY 0
Gary Bates
Ron Case
Colin Harrison
Carl Leatham
Glenna Petersen

The Council reviewed the minutes of the October 16, 2013 regular City Council meeting. There was a word change on line 76. After discussion, Ron Case made a motion, seconded by Carl Leatham, to approve the minutes of the October 16, 2013 regular City Council meeting with the change.

YEA 4 NAY 0 ABSTAIN 1
Gary Bates
Ron Case
Colin Harrison
Carl Leatham
Glenna Petersen

Don Hartle gave the Council a copy of the Warrant Register showing bills submitted to the Council for approval. After review and discussion, Colin Harrison made a motion, seconded by Glenna Petersen, to approve the City's bills for payment, represented by check number 16275 through 16365.

YEA 5 NAY 0
Gary Bates
Ron Case
Colin Harrison
Carl Leatham
Glenna Petersen

Kendall Leishman asked if there would be a conflict with Perry Maughan as an employee of Wellsville City and also as a member of the City Council. Don Hartle stated not really. Mr. Leishman stated that Don Hartle would be the boss during the day, and Perry Maughan would be the boss on Wednesday evenings. Mr. Hartle stated that he answers to the Mayor, not the City Council.

Stephanie Miller met with the City Council to discuss participation in the South Cache Unplug program. Ms. Miller stated that she attended a class at the Utah League of Cities and Towns that discussed this program. It is called 'Play Unplugged'. It is a program that runs during the summer. It gives children

local activities to do without being in front of an electronic device. Local businesses are asked to sponsor the activities. It promotes active lifestyles and stimulates local economics. The two men that invented the program come to the local elementary and middle schools and hold an assembly to promote the program. The children are given a lanyard at the assembly. They participate in local activities, and then are given a brag tag to show that they completed the activity. Hyrum City is inviting all of the communities on the south side of Cache Valley to participate with them. The cost is a one-time fee of \$3,500. Ms. Miller stated that she will be discussing this program with 7 different City Councils, and if all participate, the cost would be \$500. The fee is to set up the program, the magazine of activities, and the lanyards. Ms. Miller stated that she would like a commitment by the end of December. Gary Bates asked that this issue be added to a future agenda so that Mayor Thomas G. Bailey may be involved in the discussion. Ms. Miller thanked the City Council for their time.

Dallan Speth met with the City Council to discuss his Eagle Scout project. The project is to install gates at the east and west ends of the new trail at 400 South and Center Street to keep out motorized ATV's. The east gates would have a 40-inch gap for people to walk through. The west gates would be off-set from each other. The approximate cost for this project is \$304. Mr. Speth stated that he discussed this project with Councilman Gary Bates, and the City Council would pay for the project. Colin Harrison stated that the posts for the gates would be off the asphalt, and asked if 4-wheelers would be able to go around the gates. Gary Bates stated that they would have to look into some type of fencing in the future. Don Hartle stated that Mayor Thomas G. Bailey asked for a sign along the trail that states the individual is entering a state highway. Mr. Hartle asked if the sign is still wanted. Mr. Bates stated yes. After discussion, Carl Leatham made a motion, seconded by Colin Harrison, to approve the Eagle Scout project of Dallan Speth.

YEA 5

NAY 0

Gary Bates
Ron Case
Colin Harrison
Carl Leatham
Glenna Petersen

The City Council discussed the potential use of property of Northern Utah Manufacturing at 185 East 300 North. Don Hartle stated that he reviewed the water rights with City Attorney Bruce Jorgensen. There are 6.93 acre feet of water for a total volume of 2.258 million gallons of water per year. Gary Bates stated that if the City Council is interested, a ballpark estimate of the cost to remove the building is needed so that the City Council would know what the investment would be. Don Hartle stated that a gentleman has submitted an application for a conditional use to manufacture knives and sublease part of the building for storage. He is on the agenda for the December 11, 2013 Planning Commission meeting. Carl Leatham asked if the building is sold. Brian Leishman stated that it is under contract. Colin Harrison asked if the sale includes the water rights. Mr. Leishman stated yes. Mr. Leishman stated that the new buyer may be interested in selling the water. Mr. Leatham asked what water is selling at. Mr. Leishman stated that he doesn't know, and would have to do some research. Gary Bates stated that if there is nothing further, this is a mute point. Mr. Leishman stated that the new buyer will need to decide what to do with the water. Mr. Bates stated that the issue can be added to a future City Council agenda.

The City Council discussed the selection of roads to be rebuilt in 2014. Don Hartle handed out a copy of a map that shows the roads of Wellsville City, which roads have been rebuilt, and which roads still need to be rebuilt. Mr. Hartle stated that his suggestion is to rebuild 200 East from 200 North to 400 North, and Main Street from Center Street to 200 West. After discussion Glenna Petersen made a motion, seconded by Colin Harrison, to rebuild 200 East from 200 North to 400 North and Main Street from Center Street to 200 West in 2014.

YEA 5

NAY 0

Gary Bates
Ron Case
Colin Harrison
Carl Leatham

Glenna Petersen

The City Council discussed the 2013 election canvas. Don Hartle stated that by law, the election canvas cannot be held before November 12, 2013, but has to be completed by November 19, 2013. The next City Council meeting is to be held on November 20, 2013. Mr. Hartle stated that his suggestion is to move the City Council meeting scheduled for November 20, 2013 to Tuesday, November 19, 2013. There are some of the City Council members that have a conflict on Tuesday. After discussion, Glenna Petersen made a motion, seconded by Ron Case, to move the City Council meeting scheduled for November 20, 2013, to November 18, 2013 at 7:00 p.m.

YEA 5

Gary Bates

Ron Case

Colin Harrison

Carl Leatham

Glenna Petersen

NAY 0

The City Council discussed a meeting and/or workshop with Water Quality regarding the City discharge permit. Don Hartle stated that the sewer discharge permit expired on June 30, 2012. Mr. Hartle stated that he hand delivered the application to the State during the month of June, 2012. The phosphorus is tested for 1 month, and then a calculation is made as to how much of the sewer lagoons can be discharged into the Little Bear River. Wellsville City is allowed 953 pounds per year. During the months of June, July, August, and September, Wellsville City is allowed 159 pounds. The sewer lagoons work better when it is hot. Wellsville City discharged for 17 days in August, and as a result, 157.5 pounds of phosphorus was discharged. The State would like to put a maximum limit on what can be discharged in a day. Mr. Hartle stated that his personal feeling is to discharge when Wellsville City wants to, as long as it is within the parameters that are set now. Mr. Hartle stated that the State would like to attend a City Council meeting to discuss the limit and the discharge permit. Gary Bates asked how much phosphorus was used when water from the sewer lagoons was land applied. Mr. Hartle stated that they land applied for 10 days in October, but doesn't know how much phosphorus was used because they didn't test it. Perry Maughan suggested that Wellsville City listen to the comments from the State, but don't allow them to restrict Wellsville City anymore than they are now. Allow Wellsville City to operate as they have been. Mr. Hartle asked if the City Council would like to have a workshop before City Council meeting on December 4, 2013 or December 18, 2013, or discuss the issue during City Council meeting. Ron Case asked if Wellsville City has any say as to what the State will require of Wellsville City. Mr. Maughan stated yes. The State is more worried about the language of the permit because the State doesn't want to be sued over it. After discussion, it was decided that a workshop will be held on December 4, 2013 at 5:00 p.m.

Department Reports:

Colin Harrison – 1) The application for Tree City USA for 26 years has been completed. He will catch up with the Mayor for his signature on the application.

2) Shade Tree & Beautification Committee – Junior and Carol Kerr have moved to Providence. Ruth Hall, Dee Stoddard, and Stan & Shirley Poulsen would all like to be replaced on the committee. These individuals have done an absolute fantastic job for close to 30 years serving on this committee. Colin stated that he and his wife would like to remain on the committee as chairmen. Matt and Kim Turnbow will also remain on the committee. Colin stated that he is looking for others to be on this committee. Perry Maughan stated that he would be willing to help. It was suggested that thank-you letters be sent to the Kerr's, Poulsen's, Ruth Hall, and Dee Stoddard.

Glenna Petersen – 1) Sidewalk installation has begun along Main Street from 200 East to 300 East. Sidewalk along Center Street will be next, and then the sidewalk in front of John Spence will complete this project. Joel Jensen is the contractor.

2) Asked if the house north of John Spence is paying for the overage on his water bill, which is a leak on his property. Yes, he is. Asked if Wellsville City can make him fix it. No, they can't. Glenna will contact the resident to discuss the issue.

3) There will be vehicles parked along the road because of this sidewalk being installed. Suggested that Glenna contact Rick Johnson with UDOT concerning the issue.

Ron Case – 1) Maughan property – open space – sign installed. Asked about fishermen accessing the river. Yes, they can. Parks & Recreation Committee reviewing.

Carl Leatham – 1) South Valley RV – review conditional use permit – Don & Mayor Bailey discussed the issue with City Attorney Bruce Jorgensen. Asked that the owner of the business meet with the Planning Commission. Business is becoming a nuisance.

2) Center Street widened at 400 South – Chris Breinholt has the drawings completed and submitted to UDOT. Worked budget in July, there is usually a pool of money left over. Wellsville City will put the fill in. Required to hire a flagger. Trying to work a deal with UDOT to furnish flaggers, Wellsville City will add fill. Will know more in 2 weeks.

Gary Bates – 1) State would like to meet with Wellsville City in the next couple of weeks concerning fish and the Wellsville Reservoir. Will schedule for sometime during the day.

2) State would like to add channel cats into the Wellsville Reservoir – popular opinion is no.

City Manager/Recorder's Report:

Don Hartle – 1) Received a bill for \$1,020 for port-a-potties for Founder's Day – will need to review this in the future.

2) Benefit & Salary Study – put off because Mayor Bailey is not in attendance. Asked that at the next City Council meeting, decisions are made so that the uneasiness of the employees gets back to some type of normal. Doesn't want this to carry over to a new City Council, because then it would have to start all over.

At 7:56 p.m., Glenna Petersen made a motion, seconded by Colin Harrison, to adjourn the meeting.

YEA 5

Gary Bates

Ron Case

Colin Harrison

Carl Leatham

Glenna Petersen

NAY 0

Gary Bates

Mayor Pro-tem

Don Hartle

City Manager/Recorder