

MINUTES of the regular City Council meeting of Wellsville City held Wednesday, December 16, 2009, at the Wellsville City Offices at 75 East Main. City officials present were Mayor Ruth P. Maughan, Councilwoman Marcene Parker, Councilmen Ron Case, Thomas G. Bailey, and Gary Bates. 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 December 11, 2009. The meeting was called to order at 6:00 p.m. by Mayor Ruth P. Maughan.

Others Present: Jennifer Leishman Colin Harrison

Opening Ceremony: Gary Bates

The Council reviewed the agenda. Ron Case made a motion, seconded by Marcene Parker, to approve the agenda as presented.

YEA 4 NAY 0
Thomas G. Bailey
Gary Bates
Ron Case
Marcene Parker

The Council reviewed the minutes of the December 2, 2009 regular Council meeting. After discussion, Thomas G. Bailey made a motion, seconded by Gary Bates, to approve the minutes of the December 2, 2009 regular Council meeting as presented.

YEA 4 NAY 0
Thomas G. Bailey
Gary Bates
Ron Case
Marcene Parker

Don Hartle gave the Council a copy of the Warrant Register showing bills submitted to the Council for approval. After review and discussion, Marcene Parker made a motion, seconded by Thomas G. Bailey, to approve the City's bills for payment, represented by check number 11166 through 11202.

YEA 4 NAY 0
Thomas G. Bailey
Gary Bates
Ron Case
Marcene Parker

At 6:10 p.m., Thomas G. Bailey made a motion, seconded by Marcene Parker, to go into public hearings:

YEA 4 NAY 0
Thomas G. Bailey
Gary Bates
Ron Case
Marcene Parker

Mayor Ruth P. Maughan conducted a public hearing to receive public input and consider adopting a resolution titled the "2009 Pre-Disaster Mitigation Plan: Bear River Region, Utah as required by the Federal Disaster Mitigation and Cost Reduction Act of 2000". Marcene Parker stated that if any disaster should happen, the resolution will qualify the City to apply for federal assistance. Ms. Parker stated that this resolution includes up-to-date maps of the general area. It also includes an up-to-date emergency plan. Wellsville City will now be eligible for grant money. This is a working document. After discussion, Marcene Parker made a motion, seconded by Gary Bates, to approve **RESOLUTION 2009-08 A RESOLUTION ADOPTING THE 2009 PRE-DISASTER MITIGATION PLAN: BEAR RIVER**

REGION, UTAH AS REQUIRED BY THE FEDERAL DISASTER MITIGATION AND COST REDUCTION ACT OF 2000.

YEA 4

Thomas G. Bailey
Gary Bates
Ron Case
Marcene Parker

NAY 0

At 6:15 p.m., Gary Bates made a motion, seconded by Ron Case, to leave the public hearing.

YEA 4

Thomas G. Bailey
Gary Bates
Ron Case
Marcene Parker

NAY 0

The City Council continued their discussion on regulation governing the use of City-owned facilities. Gary Bates stated that the Recreation Committee met 2 weeks ago with Glen Ames concerning bike races in Wellsville City. They also discussed the pricing structure for the use of the City-owned facilities. The Bonneville Group has the Wellsville bike race published on their website, and are taking registrations. Mr. Bates stated that he emailed the club president and stated that the Wellsville City Council was evaluating the city code relative to big events. Mr. Bates included in the email that they were discussing user fees, limiting the number of people involved, and no activities on certain days. Mr. Bates stated that he received a nice letter in return stated that they would like to continue the relationship and hope to work something out. Mr. Bates stated that he received a call from a gentleman stating that he was not impressed with the club members, and that they are not good neighbors. This man asked what benefit Wellsville City receives from letting these people use the City-owned facilities. Mr. Bates stated that the club president stated that his position was that they have had the race in Wellsville for the last 6 years. Mr. Bates stated that he is concerned with the 1 month hold on reserving the City-owned facilities. Mr. Bates stated that he told the club president that they chose to publish the race on their website without checking with Wellsville City first. The bike race is scheduled for June 5, 2010. The Wellsville Stake has 15 baptisms scheduled for that day. The Stake Center parking lot will be blocked off for the baptisms. The City Council discussed shifting the bike race to the second week in June, which would be June 12, 2010. Mr. Bates would like the club president to come to City Council meeting to discuss the following key points: fee per head, get own Sheriff's Office coverage, enforce parking violations, and no use of residential lawns. Ron Case stated that he recommends charging \$5.00 per participant. Don Hartle stated that in his opinion, the benefit to Wellsville City is the hospitality of the community. Mr. Hartle thinks that the City Council needs to take some time to observe, and then see what happens. Mr. Hartle feels that the City Council is reacting now. Mr. Hartle thinks that the rules should be based on observations instead of reactions. Mr. Bates stated that liability waivers need to be signed. This way, the Bonneville Club knows that they are on the carpet and being watched. Mr. Hartle stated that during 2009, the pavilion was booked 2 Saturdays in April, 3 out of 5 Saturdays in May, 3 out of 4 Saturdays in June, 3 out of 4 Saturdays in July, and all of the Saturdays were booked in August. Mr. Case stated that the Bonneville Club could be penciled in not because it has been posted on their website, but because of past history. Mr. Case stated that he doesn't think the fee per head should be less than \$3.00. If the Bonneville Club wants June 5, 2010, Wellsville City can't accommodate them. After considerable discussion, Gary Bates made a motion, seconded by Ron Case, to amend the motion from the last City Council meeting to allow citizens to begin making reservations for City-owned facility on January 4, 2010. If the group is over 100 participants, they are required to sign a waiver, coordinate with the Sheriff's Office and pay their fee, \$3.00 per participant fee for groups over 100, which is due 2 weeks before the event is to take place. If the group is over 250 participants, they are required to meet with the City Council 1 month before the event is to take place in addition to the above stipulations. If this is an organized event, a participant fee of \$3.00 per participant is required.

YEA 4

NAY 0

Thomas G. Bailey
Gary Bates
Ron Case
Marcene Parker

Department Reports:

Gary Bates – 1) The cultural study around Wellsville Dam has been completed.
2) Would like to have ‘Music in the Park’ this summer – any names? Delpha Hall

Marcene Parker – 1) Insurance on the Wellsville Tabernacle – inspect it, no – how much? \$4,000 - \$5,000 per year. Mold growing in the windows and up on the windows.

Thomas G. Bailey – 1) Thank everyone involved for the Christmas Party – very nice.

Mayor Ruth P. Maughan – 1) Corner of 200 West and Highway 89/91 is very dark – check into a street light.

2) Presented Marcene Parker with Community Service Award, and appreciate her willingness to serve.

Ron Case – 1) Fish planted at Wellsville Dam – statistics from the DWR website.

City Manager/Recorders Report:

Don Hartle – 1) Update on Red Slide subdivision – Met with City Attorney Bruce Jorgensen to discuss the proposal given to the Red Slide subdivision committee. Asked if there were any problems, and if Wellsville City had a right to do this. Discussed having an improvement district. Mr. Jorgensen’s opinion was that the proposal was the best way. Suggested that each lot owner sign a document that will be filed at the County Recorder’s office.

At 7:15 p.m., Thomas G. Bailey made a motion, seconded by Ron Case, to adjourn the meeting.

YEA 4

NAY 0

Thomas G. Bailey
Gary Bates
Ron Case
Marcene Parker

Ruth P. Maughan
Mayor

Don Hartle
City Manager/Recorder