

Tara Bradshaw representing M.S. Society met with the City Council to discuss the use of city facilities for a proposed bike ride. Ms. Bradshaw stated that on June 27, 2010, which is day 2 of their bike race, they would like to make a stop in Wellsville at the City bowery. Ms. Bradshaw stated that they have about 3,000 participants on Saturday, and about 700 on Sunday. They are planning on 300 to 350 stopping in Wellsville. Ms. Bradshaw stated that she had heard that there may be fees possibly being assessed. Ron Case asked if the stop was for a bathroom break. Ms. Bradshaw stated that Wellsville is their lunch stop for day 2 of the bike race. Gary Bates asked if they would be renting the pavilion and the square. Ms. Bradshaw stated that there would be between 50 to 100 people at the pavilion and square at one time. She also has 30 volunteers that will be assigned to Wellsville. Ms. Bradshaw stated that this year, they are focusing on cycling etiquette. Mr. Bates asked if the M.S. Society has liability insurance. Ms. Bradshaw stated that she will add Wellsville City to the liability insurance and will send a certificate of insurance to Wellsville City. Mr. Bates asked if they would have volunteer coverage from the Cache County Sheriff's Office. Ms. Bradshaw stated that they pay UHP, CCSD, and LPD for all of their police coverage. Mayor Thomas G. Bailey suggested that the City stay with the policy that is in place now. The M.S. Society will pay to rent the pavilion and the square, and there will be no fee per person for this race. After discussion, Gary Bates made a motion, seconded by Jackie D. Orton, to allow the M.S. Society to rent the Wellsville City facilities for June 27, 2010 for their lunch stop, and that a certification of insurance will be provided by the M.S. Society to Wellsville City.

YEA 4

Gary Bates
Ron Case
Colin Harrison
Jackie D. Orton

NAY 0

Leonard Mackey met with the City Council for a business license. Mr. Mackey stated that he has rented the building where the Wellsville Market was located. Mr. Mackey stated that his business is primarily catering, but would like to open a small deli for sandwiches and pizza, and also have a barbecue on weekends. Mr. Mackey stated that he would also like to have a small grocery store. Mr. Mackey stated that he also had meals to go that are prepared meals that people can also purchase. Ron Case stated that the Planning Commission approved the conditional use permit. Mr. Case stated that Mr. Mackey has a number of vehicles that will be parked behind the building or at another location. Gary Bates asked if Mr. Mackey has access to the parking behind the building. Mr. Case stated that he has access to part of it. Mr. Case stated that the health department will be doing inspections. Mr. Mackey stated that a new hot water system was installed today, and that he is working on the fire suppression that the Planning Commission discussed, as well as the bathrooms. Mr. Bates stated that he would suggest that the parking situation be reinforced because there should be no vehicles associate with this business parked along Main Street. After discussion, Ron Case made a motion, seconded by Colin Harrison, to approve the business license for Leonard Mackey. The name of Mr. Mackey's business is Mackey Catering.

YEA 4

Gary Bates
Ron Case
Colin Harrison
Jackie D. Orton

NAY 0

Kim Phipps met with the City Council to discuss security requirements on their approved subdivision. Don Hartle stated that he received a call about the code requiring that all improvements to the subdivision are to be made before the final plat can be filed. Kim Phipps stated that she doesn't have enough money to run the sewer line down the middle of the road. Ms. Phipps stated that her lender will not release any of the monies until the subdivision plat is filed, and Wellsville City will not file the plat until the sewer line is installed. Mayor Thomas G. Bailey asked if Ms. Phipps could bond to cover the cost of the sewer line. Ms. Phipps stated that she is not sure how a bond works. Mr. Hartle stated that an insurance company will bond for 150% of the engineer's estimate of the required improvements. Gary Bates asked that even with the bond, does the City Council have to approve this. Mr. Hartle stated yes. Ms. Phipps asked if it was difficult to get a bond and how expensive the bond is. Mr. Hartle stated that he didn't know. Stan Phipps stated that it will cost between \$20,000 and \$23,000 to run the sewer line. Mr. Phipps stated that Wellsville City is going to benefit from this sometime in the future. Mr. Phipps asked if the City would consider absorbing some of the cost. Ron Case stated that there are 2 ways to look at this situation. The homeowner and developer are going to benefit. If there was no home being built, the City would have no need for the sewer line. Mr. Case stated that the only fair way is for the builder and developer to pay to install the sewer line. Ms. Phipps asked if the residents that are to the south of her home would have to connect to the sewer. Mayor Thomas G. Bailey stated that if they are within 300 feet of the sewer line, they have to connect unless there is some unknown reason as to why they are unable to connect to the sewer. After discussion, Gary Bates made a motion, seconded by Jackie D. Orton, to allow Kim Phipps to proceed with the approved subdivision based on a bond received by Wellsville City for 150% of the engineer's estimate cost to install the sewer line.

YEA 4

NAY 0

Gary Bates
Ron Case
Colin Harrison
Jackie D. Orton

At 7:00 p.m., the City Council interviewed Nate Briggs for the vacant City Council seat.

At 7:10 p.m., the City Council interviewed Paul Egbert for the vacant City Council seat.

At 7:20 p.m., the City Council interviewed Carl Leatham for the vacant City Council seat.

At 7:30 p.m., Ron Case made a motion, seconded by Colin Harrison, to leave regular City Council meeting and go into Executive Session.

YEA 4

NAY 0

Gary Bates
Ron Case
Colin Harrison
Jackie D. Orton

At 8:12 p.m., Ron Case made a motion, seconded by Gary Bates, to leave Executive Session and return to regular City Council meeting.

YEA 4

NAY 0

Gary Bates
Ron Case
Colin Harrison
Jackie D. Orton

Mayor Thomas G. Bailey stated that this was not an easy choice. The individual that fills the vacant seat on the City Council will finish the term which was started by Thomas G. Bailey. The individual will serve for 2 years. After discussion, Jackie D. Orton made a motion, seconded by Colin Harrison, to appoint Carl Leatham to fill the City Council seat vacancy.

YEA 5

NAY 0

Thomas G. Bailey
Gary Bates
Ron Case
Colin Harrison
Jackie D. Orton

City Recorder Dan Hartle swore in Carl Leatham as a City Council member of Wellsville City

Department Reports:

Gary Bates – 1) Went with Ron Case to the Cache County meeting concerning “Special Events”. Cache County is going to do something, knows that they need to do something, but they don’t know what. They will try to keep cities better informed. The goal of the Cache County Special Events is to have the permitting process for all cities covered under one permit issued by Cache County. The special event knows that it is their responsibility to have liability insurance, police protection, and clean-up of all facilities. Cache County would like to have one stop for organized events for permitting. There were not a lot of cities represented at the meeting. Mr. Bates feels that Wellsville City should not proceed with their ordinance or fee structure until further notice from Cache County.

Ron Case – 1) At Planning & Zoning last Wednesday night, met with Gary Hansen and Brent Parker concerning building townhomes north of the Gunnell apartments on Center Street.

Colin Harrison – 1) Spoke with a gentleman representing Smithfield Health Days concerning insurance for food vendors for Founder’s Day. Logan is the only city in Cache County that requires insurance from food vendors – will look into it.

Jackie D. Orton – 1) Asked for any questions or comment on the Sidewalk Issues & Stipulations that he proposed last City Council meeting. Gary Bates stated that Wellsville City needs to decide where they want sidewalks. Mr. Orton stated that the City Council should take each situation case by case. Mr. Orton will start with Center Street and Main Street.

Mayor Thomas G. Bailey – 1) Envision Cache Valley – meeting at BATC – encourage all to be in attendance.

2) City Attorney Bruce Jorgensen will be in attendance to the March 3, 2010 City Council meeting to discuss the Red Slide subdivision.

3) Handed out a new list for City Council assignments.

City Manager/Recorders Report:

Don Hartle – 1) Update on tabernacle – Kaylene Ames is meeting with County Council member Lynn Lemon to see if the county will allow them to use the RAPZ tax to complete the study for the tabernacle.

2) Received a telephone call on Monday from an architectural firm located in Ogden for site approval for the LDS church on 1600 South and Center Street.

3) Since the tabernacle has closed, could the Wellsville/Mendon Conservation District use the City building for the meetings – yes.

4) Budget Worksheets are due in 2 weeks.

5) RAPZ tax application is due March 5, 2010, will be on the next agenda to determine what the application will be for.

At 8:30 p.m., Ron Case made a motion, seconded by Colin Harrison, to adjourn the meeting.

YEA 5

Gary Bates
Ron Case
Colin Harrison
Carl Leatham
Jackie D. Orton

NAY 0

Thomas G. Bailey
Mayor

Don Hartle
City Manager/Recorder