

MINUTES of the regular City Council meeting of Wellsville City held Wednesday, January 19, 2011, at the Wellsville City Offices at 75 East Main. City officials present were Mayor Thomas G. Bailey, Councilmen Ron Case, Gary Bates, Colin Harrison, and Jackie D. Orton. 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 January 14, 2011. The meeting was called to order at 6:00 p.m. by Mayor Thomas G. Bailey.

Others Present:

Jennifer Leishman	Noelle Johansen
Laurie Christensen	Leesa Cooper
Tom Maughan	Scott Wells
Ty Wells	Mathew Andersen
Tayson Hall	Wyatt Bankhead
Spencer Ericson	Wyatt Phipps
Tyler Phipps	James Mathews
Eli Pratt	Kyler Gunnell

Opening Ceremony: Gary Bates

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

<u>YEA 4</u>	<u>NAY 0</u>
Gary Bates	
Ron Case	
Colin Harrison	
Jackie D. Orton	

The Council reviewed the minutes of the January 5, 2011 City Council meeting. There was a word change on line 29. Jackie D. Orton made a motion, seconded by Ron Case, to approve the minutes of the January 5, 2011 meeting with the correction.

<u>YEA 4</u>	<u>NAY 0</u>
Gary Bates	
Ron Case	
Colin Harrison	
Jackie D. Orton	

Councilman Carl Leatham arrived at the meeting at 6:04 p.m.

No one was in attendance for public input.

The City Council reviewed and discussed for possible approval of a resolution of an Interlocal Agreement with Hyrum City to continue to provide library services to Wellsville City residents. The City Council has reviewed and discussed the proposed Interlocal Agreement with Hyrum City in a previous City Council meeting. After discussion, Ron Case made a motion, seconded by Gary Bates, to approve **RESOLUTION 2011-01 A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN INTERLOCAL AGREEMENT FOR LIBRARY SERVICES WITH HYRUM CITY.**

<u>YEA 5</u>	<u>NAY 0</u>
Gary Bates	
Ron Case	
Colin Harrison	
Carl Leatham	
Jackie D. Orton	

The City Council continued their discussion of the proposed County Justice Court. Don Hartle stated that County Attorney James Swink will be attending the Wellsville City Council meeting on February 16, 2011. Mr. Hartle handed out a paper that contained the 2008, 2009, and 2010 data that the City Council asked for pertaining to the Wellsville City Justice Court at the last City Council meeting. The paper contained the following information:

	<u>6/30/2008</u>	<u>6/30/2009</u>	<u>6/30/2010</u>
Revenues	\$212,360.02	\$256,885.26	\$233,751.74
Expenses *	<u>\$122,420.96</u>	<u>\$175,642.14</u>	<u>\$185,750.25</u>
Profit	\$ 89,939.06	\$ 81,243.12	\$ 48,001.49

* Included in the expenses is the amount that Wellsville City is required to send to the State of Utah

<u>6/30/2008</u>	<u>6/30/2009</u>	<u>6/30/2010</u>
\$52,529.00	\$75,759.00	\$81,324.77

The City Council discussed a support contract and upgrade of software for accounting with Caselle. Don Hartle stated that the accounting software that Wellsville City uses is Caselle, which is out of Spanish Fork. Mr. Hartle stated that most of the cities in the State of Utah use Caselle. Mr. Hartle stated that currently, Wellsville City pays \$5,780 per year for support of the accounting software, which equals to \$28,900 over a 5-year period. There is an upgrade that Caselle is requiring by December 31, 2012, which to purchase it, would cost about \$25,000. This totals \$53,900 over a 5-year period. The price for support from Caselle will be going up to \$9,090 per year. Caselle is offering to Wellsville City a 5-year contract, with a 5% discount by signing the 5-year contract, which Wellsville City will be \$8,653.50 per year, with the 5-year cost being \$43,177.50. This will include the upgrade. Mr. Hartle stated that he hasn't received the contract yet because he wanted to get the opinion of the City Council. Gary Bates asked what the frequency of service calls to Caselle from Wellsville City is. Mr. Hartle stated that it depends on the month, but it averages 3 to 4 service calls per month. Mr. Hartle stated that if Wellsville City signs the contract, the response time will be within 30 minutes, if not, the response time will be less than 6 hours. Mr. Bates asked about competitors to Caselle. Ron Case stated that Wellsville City is required to have Caselle software as the court accounting software. Mr. Hartle stated that the court doesn't require Caselle software as the court accounting software anymore. Leesa Cooper stated that if Wellsville City doesn't sign the contract and doesn't upgrade the software, Caselle may no longer support older versions of their software. Mr. Hartle stated that this is the only software company that Wellsville City has ever used. Mayor Thomas G. Bailey asked if Wellsville City would be required to pay the contract upfront. Mr. Hartle stated no, that it be would be over a period of 5 years. Mr. Hartle stated that he would ask that the contract doesn't start until July 1, 2011. The City Council agreed that Wellsville City needs the technical support from Caselle. Mr. Hartle stated that he would have Caselle prepare a support contract.

The City Council reviewed and discussed for possible approval of the proposal of additional "Poo-Gloos" purchased for treatment at the sewer lagoons. Mayor Thomas G. Bailey explained to the citizens that were in attendance what "Poo-Gloos" are and how Wellsville City is using them for treatment at the sewer lagoons. Mayor Bailey stated that the City Council had time to review the proposal, and asked if there were any questions. There were no questions. After discussion, Gary Bates made a motion, seconded by Colin Harrison, to approve \$94,000.00 for 40 additional "Poo-Gloos" and refurbishment of the air hose of the existing 35 "Poo-Gloos".

YEA 5
 Gary Bates
 Ron Case
 Colin Harrison
 Carl Leatham
 Jackie D. Orton

NAY 0

The City Council reviewed a request for approval for release of information. Don Hartle stated that there is a lawsuit concerning the Mount Sterling Estates subdivision between Stephen Brandley and Sherwin Seamons. The request stated that following:

Jan. 6th 2011

Dear Wellsville City, Mayor, Attorney and City Manager,

After having spoken to Bruce Jorgensen about my need to have a copy of the correspondences sent to the Seamons concerning the transfer of the open space to you since 2004. He asked me to send in a formal request so there was a record of the request. Please accept this as my formal request for the correspondence.

Thanks for your help in this matter,

Best regards,

Stephen Brandley

Hand delivered to the Mayor, City Manager and Bruce Jorgensen, City Attorney

This formal request was signed by Mr. Stephen Brandley.

The City Council continued their discussion and approval of a letter as it relates to trees planted illegally on City street right-of-way. Don Hartle sent a copy of the letter that he proposed to the City Council in their packets. The City Council all agreed that the letter was sufficient and will be mailed tomorrow,

Department Reports:

Carl Leatham – 1) After the discussion last week about hedges and fences be 42 inches instead of 6 feet, he asked if all front yard hedges and fences should be 42 inches instead of 6 feet. Mr. Leatham asked that the City Council consider this request.

2) Mayor Thomas G. Bailey asked if the Planning Commission had discussed that 82 ½ feet of frontage be extended to the back of the house. Mr. Leatham stated that the Planning Commission hasn't discussed this issue, and that it still needs to be reviewed. Mr. Leatham asked if Don Hartle would add these two issues to the Planning Commission agenda when possible.

Gary Bates – 1) Invited Gerilyn Isom to be part of the Parks and Recreation Committee.

2) Bike Rally – Scott and Janet Okelberry – kids bike rally for safety, mountain bike rally for teenagers, and adult road tour from Wellsville to Mendon. Asked about a retainer on insurance, Don Hartle will discuss this with Wellsville City's insurance agent.

3) Discussed minimizing Monday night sports activities, and directors will discuss this issue with the district when they attend district meeting.

4) Sharma Clark – 2011 Chairperson for "Concert in the Park" series.

5) Sports Directors - Soccer – Wendy Egbert, Softball – Diane Roundy, Baseball – Jeff Lowe will be training Darin Fristrip.

6) Asked State about increased vandalism at the Wellsville Dam – has some programs that Wellsville City can use, will review them.

7) Brett Jorgensen – Fishing Derby 2011 on free fishing day, which is usually the first Saturday in June.

8) Eagle Projects – Keagan Mitton and Tyler Pearce

9) MS Ride – using the bowery on a Sunday in June, asked about barricades. Wellsville City will put up barricades to prevent bikers from going through the church parking lot.

10) Utah League of Cities and Towns – apply for the "Healthy City" award – have done everything that was asked of Wellsville City.

11) RAPZ tax application due – around April 1st.

Ron Case – 1) With Jay Nielson retiring from Logan City, will he still be working for Wellsville City? Yes, working on a sign code and land use code.

2) Youth Leaders and Coaches – still doing background checks – soccer and baseball are, don't know about softball. Also ask for Youth Council Leaders to do a background check.

3) Discussed increase volunteerism within Wellsville City – Glad bag company giving away 5 million garbage bags – applied, and Glad will be shipping 300 garbage bags to Wellsville City.

Jackie D. Orton – 1) Wellsville City signs are here, and will work with Don Hartle and UDOT to install them at the boundaries of Wellsville City along Highway 89/91.

Mayor Thomas G. Bailey – 1) Discussed Mayor and City Council assignments:

Ron Case – same as last year and Chair over City Princesses

Colin Harrison – same as last year and Chair over Founder's Day

Carl Leatham – same as last year and Chair over City Float

Jackie D. Orton – same as last year and Chair over Cache County Community Booth

Gary Bates – same as last year and Chair over Mosquito Abatement

Mayor Thomas G. Bailey – Chair over Sunday Patriotic Meeting and Founder's Day Parade

2) The 4-year term for Paul Thorpe on the Board of Adjustments is expiring. Discussed with Mr. Thorpe and he would like to continue to serve on the Board of Adjustments.

3) Founder's Day Sunday Patriotic Program – Ruth Maughan will be over the music – asked for a theme

City Manager/Recorder's Report:

Don Hartle – 1) Handed out budget worksheets – due back by February 16, 2011

2) Handed out a 6-month financial statement

3) February 16, 2011 – public hearing will be held concerning amending the code to allow beer sales on Sunday.

4) New proposed sign code – have backed off because of some court cases involving signs on City property. No sign of any type should be allowed on City property.

Tom Maughan asked about bereavement leave. Wellsville City's policy has been 4 weeks of vacation and 2 weeks of sick leave. Hyrum City has lumped theirs together and called it paid time off (PTO). The City Council discussed having a policy. Don Hartle will check with some other cities as to what their policy is.

At 7:30 p.m., Gary Bates made a motion, seconded by Jackie D. Orton, to go into executive session.

YEA 5

NAY 0

Gary Bates

Ron Case

Colin Harrison

Carl Leatham

Jackie D. Orton

At 9:10 p.m., Colin Harrison made a motion, seconded by Jackie D. Orton, to leave the executive session.

YEA 5

NAY 0

Gary Bates

Ron Case

Colin Harrison

Carl Leatham

Jackie D. Orton

At 9:10 p.m., Gary Bates made a motion, seconded by Carl Leatham, 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