

MINUTES of the regular City Council meeting of Wellsville City held Wednesday, February 2, 2011, at the Wellsville City Offices at 75 East Main. City officials present were Mayor Thomas G. Bailey, Councilmen Ron Case, Colin Harrison, Carl Leatham, and Jackie D. Orton. City Manager/Recorder Don Hartle and City Attorney Bruce Jorgensen were 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 28, 2011. The meeting was called to order at 6:00 p.m. by Mayor Thomas G. Bailey.

Others Present: Jennifer Leishman Noelle Johansen
Trey Briggs Tyler Willets
Cameron Duttudway Laurie Christensen
Leesa Cooper Jennifer Hendricks
Tom Maughan Perry Maughan
Ryan Hatch

Opening Ceremony: Carl Leatham

The Council reviewed the agenda. Don Hartle stated that agenda item #8 should read 6:15 p.m., not 6:45 p.m. Colin Harrison made a motion, seconded by Jackie D. Orton, to approve the agenda with the correction.

YEA 4 NAY 0
Ron Case
Colin Harrison
Carl Leatham
Jackie D. Orton

The Council reviewed the minutes of the January 19, 2011 executive meeting. Jackie D. Orton made a motion, seconded by Carl Leatham, to approve the minutes of the January 19, 2011 executive meeting as presented.

YEA 4 NAY 0
Ron Case
Colin Harrison
Carl Leatham
Jackie D. Orton

The Council reviewed the minutes of the January 19, 2011 City Council meeting. There was a word change on line 154. Colin Harrison made a motion, seconded by Carl Leatham, to approve the minutes of the January 19, 2011 meeting with the correction.

YEA 4 NAY 0
Ron Case
Colin Harrison
Carl Leatham
Jackie D. Orton

Councilman Gary Bates arrived at the meeting at 6:04 p.m.

Don Hartle gave the Council a copy of the Warrant Register showing bills submitted to the Council for approval. After review and discussion, Ron Case made a motion, seconded by Colin Harrison, to approve the City's bills for payment, represented by check number 12657 through 12702.

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

No one was in attendance for public input.

City Attorney Bruce Jorgensen met with the City Council to discuss open space in the Mount Sterling Estates subdivision. There are 35 acres of open space in the Mount Sterling Estates subdivision. The agreement was that Sherwin Seamons would transfer the open space from his name to Wellsville City or a conservation group. The open space has never been transferred. Mr. Jorgensen stated that Wellsville City has not pursued the issue because the property is marked as open space on all of the plats. Stephen Brandley filed a lawsuit against Sherwin Seamons, and the open space was offered to Stephen Brandley to settle it. Wellsville City filed a notice of interest because the open space was to be transferred to Wellsville City or a conservation group. Stephen Brandley filed a lean on Sherwin Seamons' home. The lean was dismissed by a judge, and Stephen Brandley was ordered to remove the lean against Sherwin Seamons' home and pay \$4,200 in legal fees. The title company is willing to pay \$3,000 of the \$4,200 because of a mistake made by them. Stephen Brandley approached City Attorney Bruce Jorgensen and asked if Wellsville City would be willing to pay the remaining \$1,200 and Stephen Brandley would transfer the title to the open space into Wellsville City's name. Mr. Jorgensen stated that a condition of paying the \$1,200 would be that the title to the open space is free and clear, and the open space is in Wellsville City's name. Don Hartle stated that he thinks that this is a bargain because Wellsville City has already spent thousands of dollars fighting this. Gary Bates asked if the property would have to be listed on Wellsville City's insurance policy. Mr. Jorgensen stated that Wellsville City would own the property. Mr. Hartle stated yes, because Wellsville City has no other choice. Mayor Thomas G. Bailey stated that the open space in the Mount Sterling subdivision would not require a lot of maintenance. After discussion, Jackie D. Orton made a motion, seconded by Carl Leatham, to pay \$1,200 for the lawsuit between Stephen Brandley and Sherwin Seamons to be resolved, with the condition that open space is free and clear, and the title to the open space is in Wellsville City's name.

YEA 5

NAY 0

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

Ryan Hatch representing the Utah Local Governments Trust met with the City Council to discuss various medical insurance plans available. Mr. Hatch gave a presentation about the various medical insurance plans available for the employees of Wellsville City. Leesa Cooper expressed appreciation for the concern that the City Council has for the employees of Wellsville City. Ms. Cooper stated that none of the Wellsville City employees are overpaid. Many cities give their employees a cost of living raise and a merit raise. Ms. Cooper stated that if the Wellsville City employees are required to pay part of the insurance premiums, they would be unable to. Ms. Cooper stated that the employees of Wellsville City are good employees, they do a good job, they take their job seriously, and they are an asset to the City. Ms. Cooper stated that if the benefits decrease, something else has to increase. Tom Maughan stated that Wellsville City is run on bare bones. Richmond City has 5 full-time maintenance personnel. No city can be run like a private business. Mayor Thomas G. Bailey stated that he and the City Council appreciate all that the employees of Wellsville City do. The City Council is in no way trying to do anything to ruin the relationship. The City Council is reviewing things because no City Council member realized what the employee benefits are. Don Hartle stated that no one has any idea of what goes on in Wellsville City on a day-to-day basis.

Department Reports:

Colin Harrison – 1) Asked when budgets are due – 2 weeks.

2) Discussed theme for Founder’s Day – would like something about being first – does Founder’s Day need a theme – will call and discuss this issue with the Choir Director.

3) Working on Arbor Day program.

4) Working on Memorial Day program.

Ron Case – 1) Sign violations – Justin Cooper’s sign tied to a trailer, and AWHC lighted sign.

2) Asked what the duties of the dairy princess coordinator are: dresses, tiaras, possible banner, and notifying the girls when the parades are. Asked about selection process: need a minimum of 5 girls, took the oldest girls last year and had 6. Need to be available for 12 parades and patriotic program.

3) Asked Don Hartle to put together an employee package that shows salary, insurance, retirement, sick/vacation, and personnel policy manual.

4) Reviewed information about “Healthy City” award – will apply for it.

Mayor Thomas G. Bailey – 1) Received an email from Steve Simmons concerning a midevil park on Tom Lindley’s property. Asked for input from the City Council. Jackie D. Orton will contact Mr. Simmons about attending a City Council meeting and making a presentation to the City Council.

2) The first meeting concerning the south corridor is tomorrow at 4:00 p.m. for himself, Don Hartle, and Carl Leatham.

Gary Bates – 1) Asked that the City Council keep in mind that the midevil park will be at the entry way of Wellsville City.

2) Mosquito Abatement meeting – will be purchasing property and building own building – has funding for it. Asked as new development takes place and the mosquito abatement has to expand their route, can there be a mosquito abatement impact fee? There is a qualification process which the Mosquito Abatement Board would have to go through. Will have the Mosquito Abatement Board look into it.

3) Parks & Recreation meeting tomorrow night – will have more information in 2 weeks.

4) Would like to have good visibility of recreation areas to prevent vandalism and drug and alcohol abuse.

City Manager/Recorder’s Report:

Don Hartle – 1) RAPZ tax applications are due March 4, 2011.

At 8:20 p.m., Jackie D. Orton made a motion, seconded by Gary Bates, 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