

MINUTES of the regular City Council meeting of Wellsville City held Wednesday, June 15, 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 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 June 10, 2011. The meeting was called to order at 6:00 p.m. by Mayor Thomas G. Bailey.

Others Present: Jennifer Leishman Rock Anderson Bevan Higbee
JoAnna Marie White Anne Bell Leesa Cooper
Kate DuHadway

Opening Ceremony: Jackie D. Orton

The Council reviewed the agenda. Don Hartle stated that item #10 Michelle Ferguson to discuss code which prohibits pigs within the City limits should be removed from the agenda. Jackie D. Orton made a motion, seconded by Jackie D. Orton, to approve the agenda with the deletion.

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

The Council reviewed the minutes of the June 1, 2011 City Council meeting. Ron Case made a motion, seconded by Carl Leatham, to approve the minutes of the June 1, 2011 City Council meeting as presented.

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, Colin Harrison made a motion, seconded by Jackie D. Orton, to approve the City's bills for payment, represented by check number 13111 through 13190.

YEA 4 NAY 0 ABSTAIN 1
Ron Case Gary Bates
Colin Harrison
Carl Leatham
Jackie D. Orton

Rock Anderson met with the City Council to discuss the antique tractor pull. Mr. Anderson stated that the name of the group is the Cache Valley Antique Machinery Association. The City Council has previously approved the CVAMA to use the arena for a tractor pull the week after Founder's Day. Mr. Anderson stated that individuals that will have tractors in the Founder's Day Parade and the pulling do not want to haul their tractors to Wellsville 2 separate weeks. Mr. Anderson is asking that CVAMA be allowed to use the arena before the Little Buckaroo Rodeo, and that the \$250 maintenance fee be waived for this year. Mayor Thomas G. Bailey stated that Mr. Anderson will need to contact the Rodeo Club and work the details out with them. Mr. Anderson stated that they would like to start the tractor pull after the sham battle. They will not be charging admission. Ron Case asked how long the tractor pulls would last. Mr. Anderson stated that it would last about 1 ½ hours. Mayor Bailey stated that if there is damage to the arena, Mr. Anderson would agree to put the arena back as he found it. Mr. Anderson stated of course. Mr. Anderson stated that there will be a concession stand, and the money would go to the Wellsville Foundation. Mr.

Case suggested that the maintenance fee be waived this year, and evaluated in future years. After discussion, Gary Bates made a motion, seconded by Jackie D. Orton, that CVAMA contact the Rodeo Club concerning the arena, and that CVAMA be allowed to use the arena. The maintenance fee will be waived for this year, and evaluated for next year. The arena will be left in the condition that it is found.

YEA 5

NAY 0

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

JoAnna Marie White met with the City Council for a business license. Ms. White would like to do massage therapy out of her home, and be allowed to travel to individual's homes to perform massage therapy. Mayor Thomas G. Bailey asked if she would have 1 client at a time. Ms. White stated yes. Carl Leatham stated that the Planning Commission approved the conditional use with no restrictions. After discussion, Jackie D. Orton made a motion, seconded by Carl Leatham, to approve the business license for JoAnna Marie White.

YEA 5

NAY 0

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

At 6:20 p.m., Gary Bates made a motion, seconded by Carl Leatham, to go into public hearings:

YEA 5

NAY 0

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

First, receive public input on the adoption of a resolution opening all of the City 2010/2011 budgets and making interdepartmental transfers and adjustments to balance the budgets. Don Hartle informed the City Council concerning impact fees. He explained the balance of each of the impact fee departments, the amount received during the year, the interest earned on the account, the amount spent out of the impact fee account during the year, and the final balance.

Second, receive public input on the adoption of a resolution setting the salaries and benefits for City employee for 2011/2012. Ron Case stated that he is concerned about an employee whose ex-husband pays for her children's insurance. Mr. Case asked if there comes a life-changing event and the ex-husband is unable to pay for insurance, could her children be covered under the City's policy. Mayor Thomas G. Bailey stated that it would be possible for the City Council to make an amendment to this resolution.

Third, receive public input on the adoption of a code amendment setting the salaries and benefits of statutory officers and elected officials for 2011/2012. Ron Case stated that he is concerned about the Justice of the Peace, and the amount that Wellsville City pays for insurance that is not covered by Smithfield City. Mr. Case suggested adding a maximum amount to this code amendment so that Wellsville City would not be liable for the entire insurance premium. Don Hartle stated that he will discuss the issue with Smithfield City.

Fourth, receive public input on the adoption of a resolution adopting the 2011/2012 certified tax rate. Mayor Thomas G. Bailey stated that the tax rate for the fiscal year 2011/2012 is .001187. Bevan Higbee

was in attendance and expressed his concern about his property taxes increasing 642% since he has owned his home. The City Council informed him that the taxes may have gone up, but it is due to Cache County tax rate and the School District tax rate going up, as Wellsville City has not increased its tax rate for over 25 years.

Fifth, receive public input on the adoption of a resolution adopting the 2011/2012 operating and capital budgets for the General Fund, Capital Facilities Fund, Water Fund, Sewer Fund, and Storm Water Fund. Don Hartle stated that the final budget is exactly the same as the tentative budget. There were no changes.

Sixth, receive public input for the possible adoption of a resolution which sets the dollar value for the "Fee in Lieu of Water"; Dedication Transfer upon development and/or subdivision for 2011/2012. Mayor Thomas G. Bailey gave some history on this subject. There is not much change, so the recommendation is to leave it at the current rate of \$3,000 per acre foot.

At 7:10 p.m., Colin Harrison made a motion, seconded by Carl Leatham, to close the public hearings.

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

Gary Bates made a motion, seconded by Colin Harrison, to approve **RESOLUTION 2011-03 OPENING THE 2010/2011 FISCAL YEAR GENERAL FUND, CAPITAL FACILITIES FUND, WATER FUND, SEWER FUND, AND STORM WATER FUND, BOTH OPERATING AND CAPITAL BUDGETS, PREVIOUSLY ADOPTED AND MAKING TRANSFERS AND ADJUSTMENTS AND AUTHORIZING CERTAIN INTERDEPARTMENTAL TRANSFERS WITHIN.**

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

Jackie D. Orton made a motion, seconded by Ron Case, to approve **RESOLUTION 2011-04 ESTABLISHING THE SALARY AND SALARY RANGES AND BENEFITS FOR THE EMPLOYEES OF WELLSVILLE CITY, COVERING THE BUDGET YEAR JULY 1, 2011 THROUGH JUNE 30, 2012.**

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

Colin Harrison made a motion, seconded by Carl Leatham, to **ADOPT CODE AMENDMENT 2011-04 adopting AN AMENDMENT OF THE WELLSVILLE CITY CODE FOR THE PURPOSE OF SETTING SALARIES AND BENEFITS FOR THE ELECTED AND STATUTORY OFFICERS.**

<u>YEA 5</u>	<u>NAY 0</u>
Gary Bates	
Ron Case	
Colin Harrison	

757-3527. Carl Leatham stated that he discussed this issue with Evan Bankhead who works for JBS, and he has discussed this issue, as well as using jake breaks, with his carriers. Mayor Bailey stated that he wanted to make Councilman Jackie D. Orton aware of the issue since he is over roads.

2) Annual Mayor's Scholarship from Steven Henagar College – can nominate someone between June 1, 2011 and August 15, 2011.

Gary Bates – 1) Jeremy & RuthAnn Ellis – new Youth Council leaders – would like to come meet the City Council – added to the July 20, 2011 agenda.

2) Reservoir access east of Carl Leatham's property on 600 South – not cost effective to have the Parks & Recreation Committee do anything. Property owner allows fishing from his property.

3) Complaints about trail not being clean – Parks & Recreation Committee will learn how to run the machine or need to schedule cleaning of the trail. Ralph Parker runs the machine and Don Hartle will have him clean it off.

4) Department of Fish & Game to add pan fish to the Wellsville Dam – will advertise it.

5) Money available from the Department of Fish & Game for a fish cleaning station – will write a proposal.

6) Department of Fish & Game suggested 2 more access platforms on the east side of Wellsville Dam.

7) Dan Ericson joined the Parks & Recreation Committee – in the process of asking a couple to join the Parks & Recreation Committee.

8) Parks & Recreation Committee meeting tomorrow night.

Carl Leatham – 1) Received email from Star Deputy – was supposed to be here tonight – Don Hartle stated that he needs to get on the agenda.

2) Thefts of flowers from the cemetery – Don Hartle received a call from a woman that says to install signs that the cemetery is under security watch.

3) Has been asked about the downtown area and the junk behind the old Wellsville Market – the owners of the business keep working on the building. Mr. Mackey's truck needs to be moved off of the road.

City Manager/Recorder Report:

Don Hartle – 1) Discussed with Edward Higbee paying off the property that Wellsville City purchased from him early. Wellsville City has 3 more payments left - \$8,000 per year, with 5% interest. Mr. Higbee stated that there would be a tax consequence, and will discuss this issue with his Accountant.

2) Was told that a sealer needs to be put on the cement that is over the bridge.

3) Rocky Mountain Power has been working with Sterling Ridge subdivision concerning street lights – recommends street lights at Center Street and 1450 South, and 1600 South and 150 West.

3) New reservoir at the gravel pit – filled today – should be functioning within 1 week.

4) Poo-gloos – took 35 out and replaced the air hoses, added 40 new poo-gloos.

5) Letter from City Attorney – Client/Attorney privileged – addressing fire department issues.

At 7:05 p.m., Colin Harrison made a motion, seconded by Jackie D. Orton, 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