

MINUTES of the regular City Council meeting of Wellsville City held Wednesday, July 6, 2011, at the Wellsville City Offices at 75 East Main. City officials present were Mayor Thomas G. Bailey, Councilmen Gary Bates, Ron Case, Colin Harrison, and Carl Leatham. 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 July 1, 2011. The meeting was called to order at 6:00 p.m. by Mayor Thomas G. Bailey.

Others Present: Jennifer Leishman Jared Gunnell Randy Wall
Jim McCaughey Sam Winward Shawn McArthur
Kaden McArthur Ryle Briggs Nate Briggs
Neil Etherington Michelle Ferguson Kate DuHadway
Officer Groves

Opening Ceremony: Colin Harrison

Councilman Jackie D. Orton was excused from this meeting due to vacation.

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

YEA 4 NAY 0
Gary Bates
Ron Case
Colin Harrison
Carl Leatham

The Council reviewed the minutes of the June 15, 2011 City Council meeting. There was a word change on line 101. Ron Case made a motion, seconded by Carl Leatham, to approve the minutes of the June 15, 2011 City Council meeting with the correction.

YEA 4 NAY 0
Gary Bates
Ron Case
Colin Harrison
Carl Leatham

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 Gary Bates, to approve the City's bills for payment, represented by check number 13191 through 13291.

YEA 4 NAY 0
Gary Bates
Ron Case
Colin Harrison
Carl Leatham

Jared Gunnell, agent for Lynn Gunnell, met with the City Council concerning a business license. Mr. Gunnell stated that his dad is retired, and would like to get a business license for the property that is considered Gunnell Park. Carl Leatham stated that the Planning Commission recommended approval for a private park with limited overnight camping. Mr. Gunnell stated that they have had the operation for 15 years, and is now trying to get insurance on the property and needs a business license. After discussion, Carl Leatham made a motion, seconded by Ron Case, to approve the business license for Jared Gunnell, agent for Lynn Gunnell.

YEA 4 NAY 0
Gary Bates

Ron Case
Colin Harrison
Carl Leatham

The Red Slide Home Owners Association met with the City Council to give them an update of the progress that they are making on their HOA. Sam Winward stated that phase 3 of the Red Slide subdivision has finally come together. The HOA has been organized, obtained liability insurance, officers for the HOA have been established, and they are in the process of collecting fees. Mr. Winward asked about the \$10 assessment for the Red Slide Park. Mayor Thomas G. Bailey asked that Mr. Winward get a list to City Manager Don Hartle of those lot owners that are part of the HOA and whether they want a monthly bill versus a one-time fee. Mr. Winward asked about finding a time to sign the agreements. Don Hartle stated that they would have to work with City Attorney Bruce Jorgensen and have the agreement drawn up by lot owner. Colin Harrison asked if the HOA is just phase 3 of the subdivision. Mr. Winward stated that they sent a letter to every lot owner in the Red Slide subdivision stating that the HOA was opened to anyone, but no one has contacted them yet. Mr. Winward stated that the HOA received 22 of the 23 signatures for the HOA. Gary Bates asked what the plan for the Red Slide Park is. Mr. Hartle stated that it was scheduled for last year. Mr. Hartle stated that the first step is to enlarge the retaining pond at the entry park.

Ryle Briggs met with the City Council concerning his Eagle Scout Project. Mr. Briggs stated that he will be performing his Eagle Scout project at the Wellsville Dam Park. Mr. Briggs will be straightening, staining, and weather proofing the posts, tightening the cable that runs through the posts, cut down and clear away the grass and weeds, and remove the broken cement posts. Randy Wall representing Wall-to-Wall Painting will donate all of the materials needed for the project. After discussion, Gary Bates made a motion, seconded by Colin Harrison, to approve the Eagle Scout project for Ryle Briggs and express appreciation to Wall-to-Wall Painting for the materials donated.

YEA 4
Gary Bates
Ron Case
Colin Harrison
Carl Leatham

NAY 0

Neil Etherington was to meet with the City Council to discuss the use of City facilities for upcoming biathlon. Mr. Etherington was not in attendance to this meeting. Don Hartle stated that Mr. Etherington would like to reserve the bowery at the Wellsville City Square for a biathlon. The bowery at the Wellsville City Square was already reserved by someone else. Mr. Etherington then asked to reserve the bowery at the Wellsville Dam. Mr. Etherington also asked if they could use the trail as part of the biathlon. Gary Bates expressed his concern about using the trail on a Saturday for a race. The trail is used by many different people, and is extremely busy on Saturdays. After discussion, Gary Bates made a motion, seconded by Carl Leatham, to turn down Mr. Etherington's request to use the trail as part of an upcoming biathlon.

YEA 4
Gary Bates
Ron Case
Colin Harrison
Carl Leatham

NAY 0

Michelle Ferguson met with the City Council to discuss the city code which prohibits pigs within the City. Ms. Ferguson stated that she would like a pot-bellied pig as a pet. She stated that it doesn't get any bigger than an English bulldog. It is an inside pet that uses a litter box or outside. Because a pot-bellied pig is required to have a rabies shot, it can be registered with the City. Ms. Ferguson handed a copy of Portland, Oregon pot-bellied pig ordinance as a reference for Wellsville City. Ms. Ferguson handed out pictures of the pigs. Ms. Ferguson stated that she has a small house, but there is a field around her home so she has plenty of room. Don Hartle stated that this issue was on the agenda 3 weeks ago, but Ms. Ferguson was unable to attend the meeting. Mr. Hartle stated that Ms. Ferguson has made an application to request that the code be amended. Colin Harrison asked how long the code prohibiting pigs has been in place. Gary

Bates stated that when he worked on the committee 15 years ago reviewing the code, it was there then. Mr. Hartle stated that it has been part of the code since April 15, 1972 when zoning became part of Wellsville City. Mayor Thomas G. Bailey thanked Ms. Ferguson for her time, and stated that she has started the process by submitting the application for the code to be amended.

Star Deputy Officer Groves met with the City Council. Carl Leatham introduced Officer Groves. It was established that Officer Groves will attend City Council meeting on the third Wednesday of each month, and will be on the agenda for 6:20 p.m.

Neil Etherington arrived at the City Council meeting. Mr. Etherington explained to the City Council his business, and the purpose of the biathlon. Mr. Etherington stated that there will be about 120 participants. Mr. Etherington stated that they were flexible for dates, and asked about August 20, 2011 and September 24, 2011. Don Hartle stated that bowery at the Wellsville City Square was available on September 24, 2011. Gary Bates asked about law enforcement. Mr. Etherington stated that his company was willing to contact Cache County Sheriff's Office and pay for law enforcement. Mr. Bates explained to Mr. Etherington that the trail around the dam is used heavily by many different people, especially on Saturdays. Mr. Etherington handed out a copy of the route that will be used. The route will stay within Wellsville City limits. After discussion, Gary Bates made a motion, seconded by Colin Harrison, to allow Neil Etherington the use of the Wellsville City Square bowery on September 24, 2011 for a biathlon.

YEA 4

NAY 0

Gary Bates
Ron Case
Colin Harrison
Carl Leatham

Don Hartle discussed with the City Council Wellsville City insurance. Mr. Hartle stated that he needed some direction as to what property is insured. Mr. Hartle reviewed all of the buildings, what they are insured for, and what they are worth. Mr. Hartle stated that the premium has been paid for next year. Mr. Hartle stated that all of the vehicles have liability insurance on them. Mr. Hartle stated that there is full coverage insurance on the 2002 GMC truck. Mr. Hartle stated that there is no coverage on the water reservoirs. Mr. Hartle doesn't know what to insure it for. Gary Bates asked about earthquake insurance. Mr. Hartle doesn't believe that Wellsville City has earthquake insurance. Mr. Bates asked what insurance company Wellsville City uses. Mr. Hartle stated Utah Local Governments Trust Insurance. Mr. Hartle stated that he will contact the insurance company about what coverage means, and ask about wind, fire, snow, vandalism, flooding, and earthquake insurance. Mr. Hartle stated that he will put this issue back on the agenda for further discussion.

Don Hartle discussed with the City Council Wellsville City capital needs. Mr. Hartle stated that he handed out the letter from City Attorney Bruce Jorgensen concerning the fire department. Mr. Hartle asked how he should proceed. Mayor Thomas G. Bailey stated that depending on what the City Council decides, public hearings would then take place. Mr. Hartle asked if the fire truck is the only capital need, and if it would be the only capital need on a fee basis. Mr. Hartle asked how long the fee would last. Mayor Bailey stated that the fee would replace a fire truck every 20 years. Gary Bates asked if it was possible for someone to assess the capital needs of the Wellsville City Volunteer Fire Department. Mayor Bailey stated that the Mayor Meeting will be held this Saturday evening, and he would discuss this issue with the Cache County Fire Chief. Mr. Hartle handed out a letter from City Attorney Bruce Jorgensen concerning the open space that Wellsville City is looking at purchasing, which is not public information. Mr. Hartle stated that the City Council will need to think about this issue, and there will be an executive session at the next City Council meeting concerning this issue.

Department Reports:

Colin Harrison – 1) Discussed the tractor pull with Kurt Mitton, and the Rodeo Club is against it. They don't think that it is good for the arena, and is concerned about what it would do to the arena. There is no way that the tractor pull could be held on Founder's Day because they need that time to in order to be ready for the Little Buckaroo Rodeo.

2) The Shade Tree & Beautification Committee is trimming trees at the cemetery.

3) Founder's Day – discussed having a youth dance, but feels there would be too many problems.

4) President Evans will allow that Stake Center to be opened on Founder's Day for the arts & crafts.

5) Day of Service – August 27, 2011 – discussed possible projects.

Ron Case – 1) Ordinance for contractors to clean up building area.

2) Arlyn Murray – tree for Mayor Ruth P. Maughan is falling over and needs to be straightened.

3) Wellsville City planted trees along Center Street – 2 are dead – 309 N Center, and 346 N Center.

4) Neighborhood Watch – hot spot – Wellsville Dam Park.

Gary Bates – 1) Reviewed application for Healthy City Award.

2) Parks & Recreation Committee met to get information about a neighborhood watch – Sgt. Paul Todd attended. Handed out packets of information concerning this issue.

3) Concert in the Park – The 4 Hims – July 18, 2011 – 7:00 p.m.

4) Bike Rally – September 17, 2011 – Scott & Janet Okelberry

5) Not pleased with the finish work and landscaping at the bridge – contacted Chris Breinholt and he will contact the contractor.

Carl Leatham – 1) Mr. Mackay – truck parked in the road.

2) Street light – 200 West & Highway 89/91

3) Gunnell Park – the Planning Commission approved this – parks are allowed, private parks are allowed, but this private park is a commercial business. The Wellsville City code needs to be reviewed concerning parks.

City Manager/Recorder Report:

Don Hartle – 1) Handed out a copy of the insurance policy that Wellsville City carries on each City Council member. If there is a change, please make it and turn the paper back into Don Hartle.

At 8:18 p.m., Carl Leatham made a motion, seconded by Colin Harrison, to adjourn the meeting.

YEA 4

Gary Bates

Ron Case

Colin Harrison

Carl Leatham

NAY 0

Thomas G. Bailey
Mayor

Don Hartle
City Manager/Recorder