

The **Beaver City Council** met in a **work session** at **2:00 p.m.** in the Beaver City Center on **October 23, 2013.** The following members of the Council were present: Mayor Mark J. Yardley, Council Members Chris Smith, Gary Brown, Connie Fails, Lynn Harris, and Craig Wright. Also present were City Manager Brent Blackner and City Recorder Anona Yardley.

#### **Quarterly Financial Statement Review**

Manager Blackner presented the quarterly financial statement. State law requires that the financial statement be reviewed by the council at least quarterly. The General Fund, Enterprise Funds, Debt Service Funds, and Revenue Funds in the financial statement were discussed and reviewed.

#### **City Christmas Party Date**

The council was asked about when they would like to schedule the city Christmas Party. The first week of December is the priority. Wednesday, December 4, 2013, was decided at 6:00 p.m. at the City Center. After checking with food service establishments, the date was changed to Tuesday, December 17, 2013 at 6:00 p.m. after council meeting.

#### **Canyon Breeze Club House Expansion**

Council Member Wright explained the proposed floor plan addition for the club house expansion in the council packet. Golf committee member, Doug Sorensen, has worked hard in designing the floor plan with the help of Golf Course Concessionaire, Larry Williams. The finished club house would be approximately 2,500 square feet. After discussion about pros and cons of adding on or building a new facility, it was determined that with the condition of the existing club house, it would be better to tear down the existing club house and start over with a new construction project. There will be volunteer labor and donated materials. The project needs to be done between November 1 and March 1<sup>st</sup>. Council Member Wright will contact an architect for plans and costs.

#### **Insurance Bid Review**

At the work meeting during council meeting on November 12, Olympus Insurance and ULGT will present bids for the upcoming year on insurance packages and cost. In the mean time, staff will make a comparison of services and prices. The council should have the comparisons before the next council meeting for review. Mayor Yardley suggested having someone outside of the bidding companies review the fine print of the policies before making a final decision.

The Beaver City Council moved into **regular session** at **4:00 p.m.** in the Beaver City Center on **October 23, 2013.** The following members of the Council were present: Mayor Mark J. Yardley, Council Members Chris Smith, Gary Brown, Connie Fails, Lynn Harris, and Craig Wright. Also present were City Manager Brent Blackner and City Recorder Anona Yardley.

The Opening Ceremony of an invocation, Pledge of Allegiance, and thought was conducted by Council Member Wright.

#### **CITY COUNCIL MINUTES APPROVED**

Minutes of the previous **regular council meeting** of **September 24, 2013** were presented. Council Member Wright moved and Council Member Fails seconded to approve the regular session minutes as presented. All voted in favor. None opposed. Council Member Harris moved and Council Member Smith seconded to approve the closed session minutes as presented. All voted in favor. None opposed.

#### **BILLS APPROVAL**

Bills were presented and reviewed by the City Council. Council Member Brown moved and Council Member Fails seconded to approve the proposed bills for **October 23, Sept. 27, Oct. 3, and Oct. 9, 2013.** All voted in favor. None Opposed

#### **Declaration of conflicts of interest, abstentions, or personal interests on any matter on the agenda.**

No conflicts of interests were voiced for any portion of the agenda.

#### **4-H TEEN COUNCIL – Take and Bake**

Jacob Webb, spokes person and State 4-H Ambassador thanked the city council for their financial support for 4-H programs, especially for the livestock projects. Blaze Gale talked about the livestock programs in the county. Cassie Carter addressed the council about 4-H projects in general. She also talked about the Region Ambassador Program which is a leadership training program for multiple counties in Utah. Mayor Yardley thanked the 4-H representatives for all they do for our community and asked them to thank their parents for the support and help they have given.

### **PUBLIC HEARING – Fire Restriction Ordinance**

Council Member Brown moved and Council Member Wright seconded to move into public hearing to receive public comment on the proposed Fire Restriction Ordinance. All voted in favor. None opposed. The council moved into public hearing at 4:30 p.m. Vernon Condie asked for some explanation on the ordinance. The state has asked that each city adopt an ordinance to declare fire danger in times of extreme threat to safety because of drought. Mr. Condie was concerned with the effect it would have on burning ditches in the spring in order to facilitate removing vegetation from the banks. The open burn window will remain in place as it is currently established. The current time for outdoor burning is the months of March and November. This ordinance affects fireworks, open welding, and the safety of burning during times of drought. It doesn't affect agricultural burning. Council Member Wright moved and Council Member Smith seconded to move out of public hearing. All voted in favor. None opposed. The council moved out of public hearing at 4:39 p.m.

### **PUBLIC HEARING – Beaver County Animal Control Ordinance Changes**

Council Member Harris moved and Council Member Smith seconded to move into public hearing to receive public comment on the proposed changes to the Beaver County Animal Control Ordinance. All voted in favor. None opposed. The council moved into public hearing at 4:40 p.m. Beaver County Animal Control Officer, Tony Fusco, addressed the council to let them know that Minersville and Milford City have accepted and approved the county ordinance as it is written. Scott Albrecht addressed the council with concerns about the ordinance. He breeds Labradors. Breeders were defined as people who breed dogs for profit. Mr. Albrecht asked about the reason for having a breeder's license fee. The main reason for the ordinance is to prevent puppy mills within the county boundaries. Mr. Albrecht expressed his opinion that the ordinance doesn't address this problem. It also gives the animal control officer a list of all puppies sold in the county. Mr. Albrecht suggested that the ordinance be revised in order to better address the control of puppy mills. Council Member Wright moved and Council Member Fails seconded to move out of public hearing. All voted in favor. None opposed. The council moved out of public hearing at 4:55 p.m.

### **PUBLIC HEARING – Fee Schedule Changes on Electrical Meters**

Council Member Fails moved and Council Member Wright seconded to move into public hearing to receive public comment on the proposed fee schedule changes for electrical meters. All voted in favor. None opposed. The council moved into public hearing at 4:55 p.m. There being no comments, Council Member Wright moved and Council Member Smith seconded to move out of public hearing. All voted in favor. None opposed. The council moved out of public hearing at 4:56 p.m.

### **PUBLIC HEARING – Water Bond 2013**

Council Member Harris moved and Council Member Brown seconded to move into public hearing in order to receive public comment on the proposed 2013 Water Bond. All voted in favor. None opposed. The council moved into public hearing at 5:00 p.m. Mr. Vernon Condie addressed the council about the notice that came in the mail. He asked questions about the financing. Johnathan Ward from Zion's Bank and financial advisor for the city, addressed the audience about the bonding specifics. The specifics of the bonding are included in an exhibit hereto attached. The bond is a 30 year bond with a payment of \$45,000 each year. No utility rate increase is planned. An existing bond is being refinanced plus CIB money awarded and will be paid back at 0% interest. The lid for the water tank will be replaced because it is cracking and leaking. Darin Robinson of Jones and DeMille and the engineer for the City, addressed the water tank lid repairs. All the infrastructure after replacing the lid will have a 30 year structure life. There being no more comments, Council Member Harris moved and Council Member Smith seconded to move out of public hearing. All voted in favor. None opposed. The council moved out of public hearing at 5:15 p.m.

### **PUBLIC HEARING – Elected Officials Salary Raises to match family health insurance premium**

Council Member Smith moved and Council Member Wright seconded to move into public hearing to receive public comment on the proposed salary raises for elected officials. All voted in favor. None opposed. The council moved into public hearing at 5:16 p.m. Steve Byrd, Beaver resident for 7.5 years addressed the council. He acknowledged the fact that salaries in any entity are a touchy subjects and he thanked the council members for their service to the community. He asked for clarification on what the council was planning. He wanted to know how the cost will be contained because insurance premiums keep going up and suggested complete transparency on the specific raises, what it will cost, how it will be implemented, and the long term effects. He stated that transparency brings trust to the citizens of the community. After thanking Mr. Byrd for his

comments, Council Member Wright moved and Council Member Fails seconded to move out of public hearing. All voted in favor. None opposed. The council moved out of public hearing at 5:28 p.m. Mayor Yardley asked that Manager Blackner give some history of the salary of the elected officials. Manager Blackner stated that elected officials put in many hours to do the job they are asked to do. They attend many meetings and spearhead many projects. The elected officials in Beaver City have not received raises in quite some time. Since the city changed insurance companies, insurance for elected officials has been an issue. There has always been the option for elected officials to choose insurance or a stipend for their monthly compensation. The current health insurance provider does not allow elected officials to be enrolled unless they have compensation that is greater than or equal to 30 hours a week at minimum wage. Several years ago employee benefits had a cap placed on the amount of insurance benefits city employees could receive. Attorney Wayment addressed the transparency requirements of the state and the cost of insurance. The cap on the elected officials insurance premiums and wage is \$1,050 monthly.

#### **FY2013 AUDIT REVIEW – Todd Hess**

Auditor Todd Hess representing Hinton Burdick, met with the council to present the FY2013 financial audit. The general fund revenues and expenditures were reviewed. The enterprise funds, water, sewer, and electric funds, transferred monies to the general fund in order to increase the fund balance. The water department declined in cash because of the meter project that decreased the cash flow. The sewer and electric departments are steady and consistent in their financial stability. Council Member Brown asked Mr. Hess questions on specifics of the audit. Council Member Brown moved and Council Member Fails seconded to accept the FY2013 financial audit as presented. All voted in favor. None opposed.

#### **NEW AND UNFINISHED BUSINESS**

##### **Insurance Package Approval – Tabled for November 12, 2013.**

##### **Water Bond 2013**

Council Member Wright moved and Council Member Harris seconded to approve the issuance of the 2013 Water Bond. All voted in favor. None opposed.

##### **Elected Official Salaries**

Council Member Wright moved and Council Member Smith seconded to amend the motion of June 25, 2013 to raise the current wage for elected officials equal to the amount of the health insurance premium this year of \$1,050. Each member will choose which benefit they will accept, the insurance benefit or the stipend. The Mayor's stipend will be equal to \$1,050 plus a \$100. In the future, council members will receive the same Cola raise as employees. Council Members Brown, Smith, Fails, and Wright voted in favor. Council Member Harris vote against. Motion passed by a majority vote.

##### **Fire Restriction Ordinance**

Council Member Wright moved and Council Member Smith seconded to accept the proposed Fire Restriction Ordinance as written. Council Members Brown, Smith, Fails, Wright, and Harris voted yea by voice vote. None opposed. Motion carried by unanimous vote.

##### **Fee Schedule Changes**

Council Member Fails moved and Council Member Harris seconded to accept the proposed fee schedule changes for the new service electric meters to be the purchase cost of the meter. All voted in favor. None opposed.

##### **Beaver County Animal Control Ordinance**

Council Member Wright moved and Council Member Smith seconded to accept the proposed changes to the Beaver County Animal Control Ordinance as changes in the Beaver City Animal Control Ordinance. Council Members Brown, Smith, Fails, and Wright voted in favor. Council Member Harris opposed. Motion passed by a majority vote.

##### **Legal Counsel – Justin Wayment**

American Monument, the company Beaver City has contracted to do the granite for the veterans memorial has declared bankruptcy and the owner is now deceased. The family was left destitute. Mr. Wayment will keep in touch with the attorneys for the company to insure any possible recovery of the granite.

##### **Utah Child Protection Registry-Tabled**

#### **CONSENT ITEM – Beaver Christmas Festival**

Council Member Brown moved and Council Member Wright seconded to approve the request for the Beaver Christmas Festival up to \$400. All voted in favor. None opposed.

#### **ADMINISTRATIVE AND COMMITTEE REPORTS**

##### **Manager Blackner:**

**Water** – The pressurized irrigation system was turned off today. It will take four days to drain. City crews are winterizing all city facilities at this time.

**Christmas** – Crews have pulled out the Christmas decorations to prepare them for the upcoming season.

**Electric** – The new transformer in the 600 North substation is hot and taking approximately 33% of the power load at present. More line upgrades will be done in November. The cemetery substation will be out of service for a year starting the first part of 2014.

**Meter Read System** – The metal water lids have been replaced with plastic lids. There are still 30 meters that don't read. The system picks up the strong meter signals first. If the meter doesn't have a strong signal, it doesn't show a reading. Crews are still waiting on some node clips for the water meters. On Tuesday, Oct. 29, representatives from cities in Utah County will be coming to look at our smart grid meter read system. Crew and staff will be teaching about how our system works.

**Tushar Mountain Complex** - Ten holes have been dug and filled with concrete for the ball park field lights. There is a seven day curing time for the concrete. There was approximately 4 yards of concrete per hole. City crews will be running wire and putting poles together in preparation to set the poles. Security cameras will also be installed.

**Recreation** – Basketball will start in November and be finished in January.

**Veterans Memorial** – The contract Beaver City had with American Monument is void because of a bankruptcy filing. The concrete work is in progress. SunCo in St. George will donate the block and mortar to construct the base of the memorial. Lehi Block has the paver stones for engraving. The committee will decide on how they want to proceed with the project.

**Flag Pole on Main Street** – The flag pole on the Main Street Park is leaning to the East. The weld seam at the second joint has broken. For this reason, the flag has been taken down. YESCO will be bringing a bucket truck from St. George to repair the seam as soon as possible. The pole will not fall off but will slide down in the pole if it comes totally loose.

#### **Council Member Brown:**

**Thanks** - Thanks was expressed to Hinton Burdick and Mr. Todd Hess for the timely and efficient way the audit was complete and thanks to the staff for their assistance in the audit. A special thank you was expressed to ECSource for their donation of time and machinery to dig the holes at the Tushar Mountain Complex. This part of the project could not have been done without them.

#### **Council Member Smith:**

**Airport** – The snow plow truck has been order from the manufacturer. It will take approximately eight weeks to manufacture. The truck should be operational after the first of 2014.

#### **Council Member Fails:**

**City Youth Council** – The Ninth Grade members of the City Youth Council are Kashlyn Wright and Ben Carter.

**Library Board** – The Library Board meetings are being held in accordance with the Open Meetings Act. Their meetings are being publicized on the State Public Notice Website and their agendas are being posted in three public places at least 24 hours before the meetings. All meetings are open to the public.

**Housing Authority Open House** – Council Member Fails attended the open house for the four new homes that were built by the housing authority. They are all occupied and there is a waiting list for occupancy.

**City Center Marque** – A marquee is needed in the front of the city center for public relations and city events advertising. David Eichorn has some knowledge of a company in the northern part of the state that sells marquees. The city is looking for cost estimates on this type of project to determine feasibility.

**Veterans Memorial** – Sunroc has agreed to donate the mortar and the bricks for the memorial.

#### **Council Member Wright:**

**Public Living in Camp Trailers** – The notices that need to be sent to people living in camp trailers must have names and addresses of the trailers to ensure placement of the notice. It has been over 30 days of occupancy for some trailers.

**Eagle Scout Project** – Ty Beard is cleaning the “B” for his Eagle Scout project. Beaver County owns the property and they have approved his project.

**Social Media** – Council Member Wright is working on the City's Facebook page.

**Utah Child Protection Registry** – Sherry Pyles is in charge of Child Safety Week in the elementary school. It would be a good idea to share the information with her to distribute to all the students and their families on this week.

#### **Council Member Harris:**

**Water** – With the water being out of the pressurized irrigation lines, all citizens are encouraged to drain their irrigation lines to prevent breaking from the winter temperatures.

**Committee Ordinance** – The ordinance for committee organization is being worked on. After the ordinance is written and adopted, committees will have the freedom to form their own bylaws and

procedures.

**Mayor Yardley**

**Electric** – The generation plants are operating at approximately 60% or capacity. The 600 North Substation will come on line today. Twenty percent or the city’s power will be running through this substation after one week.

**Ball Park Lights** - Thanks to David Martin for finding ECSource who got the holes dug at the ball complex.

**Multi-governmental building** – There will be a meeting on Tuesday, November 12, to discuss the multi-government building. Architects, financial advisors, hospital representative, municipal building authority representatives, city manager, and staff will meet to discuss the feasibility of building this type of building.

**Committees** – Names for the Recreation Committee have been selected, but actual organize will take place after the first of 2014. The Pool Committee is working on their bylaws.

Council Member Wright moved and Council Member Brown seconded to adjourn the meeting. All voted in favor. None opposed. The council meeting was adjourned at 7:10 p.m. The next Council meeting will be held Tuesday, November 12, 2013 at 2:00 p.m.

**APPROVED:** \_\_\_\_\_  
**MARK J. YARDLEY**  
**BEAVER CITY MAYOR**

**ATTEST:** \_\_\_\_\_  
**ANONA YARDLEY**  
**CITY RECORDER**