

The **Beaver City Council** met in a **work session** at **2:00 p.m.** in the Beaver City Center on **May 14, 2013**. The following members of the Council were present: Mayor Mark J. Yardley, Council Members Connie Fails, Chris Smith, Gary Brown, Lynn Harris, and Craig Wright. Also present was City Recorder Anona Yardley. Manager Brent Blackner was excused.

ATV Ordinance Review

Council Member Wright opened the discussion of the City's ATV Ordinance. This ordinance follows the State Code 41-22-2. The State Code gives guidance on the safety, registration, and age of ATV drivers. Motor bikes fall under this ordinance also. It was suggested to involve the school resource officer to help with the education process of this ordinance. ATV's are not to be ridden on State highways. The Council felt good about the ordinance as it is now adopted.

Ditch Company Cleaning of Ditches

The trash from the Tanner, Northwest ditch along HWY 153 by the North Creek Road needs to be picked up and put in a truck. The City has been cleaning the grate in the Tanner, Northwest ditch by the cemetery. The water master Steve Gale, walks the ditch each day. Council Member Harris will follow up with the Mr. Gale to arrange for the throwing away of the trash and remove it when it is cleaned from the ditch. Council Member Wright would still like to have a fishing pond in the ditch west of the cemetery. The city would need to do the work with permission of the ditch company.

Scooters and Bicycles at Tushar Mountain Ballplex

Council Member Smith will work on getting the signs up at the ball complex prohibiting scooters and bicycles. Signs reminding dog owners that all dogs need to be on a leash will also be made and displayed. The signs will be metal and be able to post in conspicuous places.

North Interchange Clean Up

Council Member Fails will contact Mr. Rick Rose to ask if his crew could help pick up trash on the I-15 north and south interchanges. They have been a great asset for our community.

Animal Ordinance Review

The council reviewed the zoning ordinance for animal usage and how many animals for how much property are allowed. There are also conditional use permits in place that would determine animal usage on certain properties.

The Beaver City Council moved into **regular session** at **4:00 p.m.** in the Beaver City Center on **May 14, 2013**. The following members of the Council were present: Mayor Mark J. Yardley, Council Members Chris Smith, Gary Brown, Craig Wright, Lynn Harris, and Connie Fails. Also present was City Recorder Anona Yardley. City Manager Brent Blackner was excused.

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

CITY COUNCIL MINUTES APPROVED

Minutes of the previous **regular council meeting** of **April 16, 2013** were presented. Council Member Fails moved and Council Member Wright seconded to approve the minutes with typing and grammar corrections and a clarification on the Tushar Campground. All voted in favor. None opposed. Council Member Wright 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 **May 14, 8, 2, and April 29, 2013**. All voted in favor. None Opposed

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

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

MOVIE IN THE PARK – Chase Powell

Mr. Powell met with the council to explain his plans for summer movies in the park. The movies would only be held on the Main Street Park on Tuesday nights when the local theatre would be closed. There would be vendors selling food and goodies. The movie would start at 8:00 p.m. and go until 10:00 p.m. There would be no charge. The movies would be family friendly movies. Council Member Fail moved and Council Member Smith seconded to allow Mr. Powell to move forward and work with the City Manager to work out the specifics to do a movie on the park. All voted in favor. None opposed. Mayor Yardley wished him success.

TREE CITY USA PRESENTATION – Damon Hulet, Division of Forestry

Mr. Hulet met with the council to present a plaque, street signs and flags for Tree City USA. He explained the program and what would need to be done each year. Tree City, USA has training for general maintenance on trees available that he can do with scheduling.

NEW AND UNFINISHED BUSINESS

Swimming Pool Fees – Beaver County School District Fees

The council tabled the swimming pool fees for next council meeting. Council Member Brown moved and Council Member Wright seconded to allow Belknap Elementary school to have a swim party with the appropriate amount of occupancy and life guards at the end of the school year. All voted in favor. None opposed.

Health Fair Swim Pass Donation

Council Member Wright moved and Council Member Harris seconded to donate 10 single one day entry swim passes to the Sr. Citizen Health Fair for door prizes. All voted in favor. None opposed.

Bid for ball park pole holes approval

After discussion of bid prices and available options, Council Member Brown moved and Council Member Harris seconded to accept the bid from ESource on condition of a written contract. All voted in favor. None opposed.

Sale of Property

Council Member Harris moved to accept the bid for the sale of the property to the highest bidder, Mr. Paul Porter. Council Member Wright seconded the motion. Council Members Brown, Wright, and Harris voted yea. Council Members Smith and Fails voted nay. Motion carried by a majority vote.

Legal Counsel – Justin Wayment

Mr. Wayment read the wording for the signs at the race track and rodeo grounds. Council Members Smith and Fails asked him to do wording for the signs at the four plex also. Attorney Wayment gave the results of a GRAMA request to the Division of Water Rights, a draft of Mr. Jared Manning's interpretation of the 1953 agreement between Rocky Ford Irrigation Company and Kent's Lake Reservoir Company. He asked the council to read it and become familiar with this public document.

ADMINISTRATIVE AND COMMITTEE REPORTS

Manager Blackner: Excused

Council Member Brown:

Sales Tax – The sales tax amounts collected in Beaver City for the last three months is up from the last three years of the same time period.

Riverside Lane – There is a culvert on Riverside Lane that continues to plug up during high water and overflows on to the road. Council Member Brown and Mayor Yardley will look into this problem.

W-9 questions – Council Member Brown asked questions about what the W-9 is used for. Mayor Yardley asked Treasurer Barton to clarify this law. Council Member Brown will do some research on this matter in the code and get back with Treasurer Barton.

Finance Committee – They will be meeting next week to help with the FY2014 budget.

City Scholarship – Council Member Brown will have seniors who would like to apply for the scholarship write a 500 words essay and the City will decide who is deserving. The scholarship will be given as a certificate and paid upon proof of registration in a college or university.

Council Member Smith:

Race track – The first Beaver Horse Race of the season is on Memorial Day. All jockeys are covered by workers compensation through the racing association.

Recreation – Daniel Carter is in charge of the events for the city and the ball tournaments.

Vandalism – The Little League Concession Stand was broken into. Help with watching this area at times other than ball games would be appreciated.

Council Member Fails:

Library -There was over \$6,000 in fines for the library that need to be cleared. This is a great expense for the library and the board isn't sure what to do about this problem. The bar coding for the project is completed. There are new library cards and library patron are encouraged to pick them up at the library. There was a \$7,800 grant for this project. The recycling project was a success. The youth mayor and council helped with this project.

B-Day Clean up – The high school has the list of projects for the cleanup. After B-day, the projects will be evaluated to see if further work is needed in that area.

Arbor Day Celebration – A special thanks goes to the Belknap Elementary fourth grade and staff

for their help with this celebration. It was very nice.

City Clean Up – Thanks to city crews and Beaver County crews that helped with the city clean up. It was very successful. The library is still accepting any item with a cord to recycle.

Council Member Wright:

Fire District – This year will be a highly volatile fire season. Everything is drying out fast. Beaver County is conducting a wild land fire fighter course at present. The fire department encourages home owners to groom their yards so they are not a fire hazard. The open burn season has ended except for agriculture use.

Golf Committee – The golf course greens are punched and sanded. This is a great course and new equipment has been purchased to help make it better. The club house is working out well. A special thanks to Jack Erwig for his help with the new concessionaire.

Council Member Harris:

Trash District - Trash bins have been budgeted for next year. Council Member Harris suggests relooking at the bins. Council Member Harris compliments Beaver City residents for their help with the clean up. It was very successful.

Water – There will be water restrictions again this year. He encourages citizens to check for leaks and be careful with usage. There won't be much storage this water season.

Mayor Yardley:

Power Generation : The generation plants are running at approximately 70% of capacity.

American Red Cross Hero Recognition Luncheon – Mayor Yardley attended this luncheon. He was impressed that \$.90 or every dollar collected is put to work for humanity.

Roads – Because of state cut backs in road funds, the city road funds will be short also. The Beaver City road crew will be doing all possible with what money is available.

Senior Congratulations – Mayor Yardley sends his congratulations to all graduating seniors in the BHS Class of 2013.

Sheriff Department – The new 24-hour coverage has been very successful.

EXECUTIVE CLOSED SESSION

Council Member Brown moved and Council Member Wright seconded to close a portion of the May 14, 2013 meeting for the purpose of discussing pending and existing litigation and sale of property. Council Members Brown, Smith, Fails, Wright, and Harris voted yea by voice vote. Motion carried by a majority vote. The Beaver City Council moved into closed session at 5:12 p.m. The council moved out of closed session at 5:58 p.m.

Council Member Wright moved and Council Member Harris seconded to adjourn the meeting. All voted in favor. None opposed. The council meeting was adjourned at 6:00 p.m. The next Council meeting will be held Tuesday, May 28, 2013 at 2:00 p.m.

APPROVED: _____
MARK J. YARDLEY
BEAVER CITY MAYOR

ATTEST: _____
ANONA YARDLEY
CITY RECORDER