

The **Beaver City Council** met in a **work session** at **2:00 p.m.** in the Beaver City Center on **May 28, 2013**. The following members of the Council were present: Mayor Mark J. Yardley, Council Members Chris Smith, Gary Brown, and Craig Wright. Council Members Lynn Harris and Connie Fail are excused. Also present were City Manager Brent Blackner and City Recorder Anona Yardley.

Emergency preparedness – Les Whitney and Paul Wolden

Beaver County's Emergency Management Coordinator Les Whitney and Officer Paul Wolden from the Beaver County's Sheriff's office met with the council to update the Council on the FEMA emergency training at the National Emergency Training Center in Emmitsburg, Maryland that was conducted May 13-16. Seven members from Beaver County attended this training. Incident Management Teams (IMT) were established and Emergency Operation Centers (EOC) were organized to manage simulated disasters. Each member of the team was assigned a position with a specific task. The State of Utah has a web site EOC that can help with local disasters. Beaver County has an Emergency Operations Plan. This training helped build team bonds in the Five County Area. Now that the foundation has been set for emergency services, the Beaver County team would like to build on that foundation to help our communities be better prepared. The next step in Beaver County will be to train elected officials in all the communities on their role in emergency situations.

FY2014 Projects List & Estimated Costs

Manager Blackner presented a review of the costs from each department and entity in the City. The property taxes were lower than projected, the library, B&C Roads, Golf Course, Swimming Pool and Animal Control were all short in revenues. Many of the expenditures in the general fund were above the budgeted amounts which causes a shortfall in the general fund. Street Paving projects were discussed with their costs. The water company has applied for another CIB project. The new CIB monies would combine the last phase of the 2010 water project and improvements on the water tanks. The electric department will not be doing any projects on the generation plants. The transmission lines and substation will be finished in the FY 2014. The FY2014 projects were outlined with estimated costs.

Proposed FY2013/FY2014 Budget Review

In the June 11, 2013 Council meeting, the FY2014 budget needs to be approved. The amended budget will be approved on June 25, 2013. All citizens are encouraged to attend. A proposed FY2014 budget can be obtained at the City Office during regular working hours.

The Beaver City Council moved into **regular session** at **4:00 p.m.** in the Beaver City Center on **May 28, 2013**. The following members of the Council were present: Mayor Mark J. Yardley, Council Members Chris Smith, Gary Brown, and Craig Wright. Council Members Connie Fails and Lynn Harris are excused. 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 **May 14, 2013** were presented. Council Member Smith moved and Council Member Wright seconded to approve the minutes with typing corrections. All voted in favor. None opposed. Council Member Wright moved and Council Member Brown seconded to approve the closed session minutes of **May 14, 2013** 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 Wright seconded to approve the proposed bills for **May 28, 2013** without the Kents Lake attorney bill. 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.

EAGLE SCOUT PROJECT – Cole Robinson

Eagle Scout candidate, Cole Robinson, met with the council to present his project of painting the caution curbs on Main Street. There are 36 curbs that will be painted on June 15, 2013. UDOT will be providing the paint. The cost is approximately \$350. Beaver City will provide the safety

vests and safety cones. Mayor Yardley asked if epoxy paint could be purchased for the curbs. Cole asked the city for financial help for incidental paint equipment. Council Member Wright moved and Council Member Smith seconded to approve the project. All voted in favor. Special thanks were given to Cole's parents and leaders for their help with this project.

SPECIAL SERVICE RECOGNITION – Chad McWilliams

Mayor Yardley and the Beaver City Council presented Chad McWilliams with a special plaque and a gift certificate to the Beaver Sport and Pawn for his service to the citizens of Beaver for working with events and programs that were city sponsored.

TRUCK NOISE PETITION – Kasey Hodges

Mr. Kasey Hodges presented a petition signed by local residents protesting the noise and exhaust fumes from trucks that are parking and idling in Ernie's Truck Stop. Mr. Hodges also commented on the difficulty large trucks have turning the corner by his house to get to Main Street. There was discussion on the past problems at that location. The Beaver City Ordinance defines the difference between residential and commercial zones. The truck stop is in the commercial boundaries and is zoned commercial and must meet those requirements. The city can put signage up to notify drivers of the noise ordinances and closeness of residential surroundings. The El Bambi has been a truck stop longer than the houses have been built. Discussion continued about quiet zones and large trucks parking on city streets. Mayor Yardley suggested contacting the commercial land owners for help with the issues outlined in the petition. One of the main issues is the diesel exhaust that carries with the wind. Attorney Wayment addressed the problem by explaining residential boundary areas. Beaver City has to enforce the ordinances that exist on the city books at present. Mayor Yardley asked that Mr. Hodges keep in touch with Manager Blackner and continue working on this issue.

FEE SCHEDULE QUESTIONS, WATER & CEMETERY – Ron French

Mr. Ron French addressed the Council and reviewed his Beaver family history. He addressed the fees for outside of the city burial plots. He wanted to know why out of the city fees are doubled for non-city residents. He asked for justification of outside the city water rates being higher than the city residents water fees. The rates are set higher outside the city because the properties did not have Beaver City original water rights. Mr. French asked that the Council look at the fees for the cemetery and consider revision of these fees. The Council thanked Mr. French for his time and concerns.

SWIMMING POOL FEES – Sparky Horaczko

The present and proposed changes to swimming pool fees were discussed with Mr. Sparky Horaczko. Council Member Wright liked the sliding season pass rates. Manager Blackner addressed the rates of the pools in communities surrounding Beaver. The pool maintenance and insurance costs continue to rise. Sparky Horaczko, pool manager, discussed the improvements at the pool. The life guards had a week long training to improve the quality of service at the pool. Mayor Yardley suggested at the next work meeting making a decision on the new rates. There have been many parties after hours at the pool. The cost of these parties is much more than what is being charged. The council tabled the fee rate schedule because of concerns with affordability.

FIVE COUNTY SURVEY RESULTS – Jane Lewis

Jane Lewis and Sherry Dial from the Five County Association of Governments met with the council to discuss the recently conducted Community Action Survey. One of the main reasons for conducting this survey was to gather information from residents on their perceptions on how to make residents and communities more self sufficient. One of the Beaver County projects is the Food Bank. They handed out the results of the survey. Ms. Lewes addressed local needs and issues that concerned Beaver County residents.

NEW AND UNFINISHED BUSINESS

Beaver City Scholarship – Gary Brown

Council Member Brown tabled this matter until the next council meeting.

ADMINISTRATIVE AND COMMITTEE REPORTS

Manager Blackner:

Sale of Property – The survey of the old city office was correct according to the legal description except for 1.8 feet. The engineer will change the property description and deed the 1.8 feet to the new property owner.

Tushar Mountain Complex Lights – The ball park lights will begin after the Beaver Bash.

Electric – There have been some older power poles that have been rotten and fallen. The power poles will be tested as per schedule to make sure they are sound.

Movie on the Park – At the last council meeting, the movie on the park was referred to the City Manager to arrange for the specifics with Mr. Powell. There were questions that needed to be addressed by the council before meeting with Mr. Powell.

Elections – Candidate filing for the upcoming municipal election will take place at the City Office during regular business hours from Monday, June 3 through Friday, June 7. All candidates must

appear in person at the City Office to declare eligibility and pay the filing fee. There are two council members and the mayor position that are eligible for reelection.

Budget – Council Member Brown will be meeting with Manager Blackner on Monday, June 3 to work on the FY2014 budget and the incentive pay raise program.

Council Member Brown:

W-9 Forms – All vendors rendering services to Beaver City should be issued a W-9.

Summer help for mowing – Beaver City has hired summer help for mowing lawns and streets.

Council Member Smith:

Signs – Signs will be posted prohibiting bikes, scooters, etc. at the ball fields. Manager Blackner will order the signs with the wording provided by Attorney Wayment.

Little League Field Bathrooms – Security cameras are badly needed at the Dick DeArmitt Fields.

Race Track – Horse races were cancelled over Memorial Day.

Arbor Day – The tree is planted at the elementary school. It should be very nice shade in a few years.

Beautification - Special thanks to the BHS students and teacher who participated in the B-day clean up. The North and South interchanges will be cleaned by June 1st with county inmates from the correctional facility.

Council Member Fails: Excused

Council Member Wright:

School Property – A gate is needed between the ball complex and the elementary school to allow both properties access.

Cemetery – The cemetery looked beautiful for Memorial Day. A special thank you to all city crew members for their efforts on this project. The program at the cemetery on Monday morning was wonderful. Thanks to the American Legion for their help with the program.

Community Service - Dacy Durbidge has been providing a good will clothing source from her house. The project has become larger than her home. She wanted to know if there was room at the new city center building to store her clothing. No decision was made. This matter was referred to the City Manager for an administrative decision.

Council Member Harris: Excused.

Mayor Yardley:

Congratulations - Congratulation to the BHS Orchestra for their achievements.

Government Impact Study - Andrew Hill, special project coordinator with Governor Herbert's office are conducting a survey with local businesses to see how state and city regulations may be impacting their business.

Electric - Robert Christiansen, Beaver City IPA Representative, reported that IPA is still working toward gas conversion. The generation electric plants are running under 70% of capacity.

Legal Comments – Attorney Justin Wayment

Litigation Review - Council Member Brown moved and Council Member Smith seconded to authorize research of documents that may have impact on potential litigation. All voted in favor. None opposed.

Planning & Zoning – Attorney Wayment handed out two drafts of nonconforming uses and conditional use ordinances for council review.

Meeting Transparency – Mr. Wayment discussed a 24 hour review on the state public meeting notice website of all Ordinances and documents being discussed in council meetings.

EXECUTIVE CLOSED SESSION

Council Member Wright moved and Council Member Smith seconded to close a portion of the May 28, 2013 meeting for the purpose of discussing pending and existing litigation. Council Members Brown, Smith, and Wright, voted yea by voice vote. Motion carried by a majority vote. The Beaver City Council moved into closed session at 6:30 p.m. The council moved out of closed session at 7:08 p.m.

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 7:19 p.m. The next Council meeting will be held Tuesday, June 11, 2013 at 2:00 p.m.

APPROVED: _____
MARK J. YARDLEY
BEAVER CITY MAYOR

ATTEST: _____
ANONA YARDLEY
CITY RECORDER