

The **Beaver City Council** met in a **work session** at **2:00 p.m.** in the Beaver City Center on **July 9, 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.

City Billboard Ideas – Council Member Wright

Council Member Wright has been looking for outdoor pictures to put in the center of the billboard to depict the seasons. The title will be, “Your Outdoor Adventure Begins Here”. Suggestions for pictures were skiing, snow mobiles, horse races, hunting, golfing, fishing, hiking, and ATV. Mayor Yardley suggested using Velcro on the center pictures so they can be replaced easily. Manager Blackner talked to YESCO about changing the pictures and making the billboard. They would like to send their man to look at the boards. They can change the pictures out or let the city do it. Council Member Wright had several pictures for examples. The south sign will be done first to see how it will work. The north sign is still in good shape. Council members encouraged Council Member Wright to move forward with the project using local photographer’s talents for the pictures.

Beaver City Business Survey Finalized

The proposed survey was discussed and finalized. City business regulations were discussed and reviewed to make sure the questions represented the purpose of the survey. Business fire inspections were discussed.

Ordinance Review – Nonconforming Uses, Conditional Uses

Manager Blackner discussed the two draft zoning ordinances with the council. Mayor Yardley would like the Planning and Zoning Board to review them and make recommendations before the council votes on them. Chapter 13 Title 11 will be affected by these ordinances. The Nonconforming Use Ordinance addresses land uses. Conditional Uses stay with the property, not with the individual. City planning is very important and conditional uses are essential. Beaver City is updating their land use ordinance to mirror the State Code.

The Beaver City Council moved into **regular session** at **4:00 p.m.** in the Beaver City Center on **July 9, 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 Smith.

CITY COUNCIL MINUTES APPROVED

Minutes of the previous **regular council meeting** of **June 25, 2013** were presented. Council Member Fails moved and Council Member Wright seconded to approve the minutes with typing and grammar corrections. 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 **July 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.

EAGLE SCOUT PROJECT – Trey Young

Eagle Scout candidate, Trey Young, presented his proposed project for improvements at the Fort Cameron Baseball Fields. He wants to repair the fence, paint the dug outs, put in new benches and bat racks. The estimated cost is \$1,500. Beaver City will be purchasing the fencing for the south fence. There is enough work to be done on this field for another eagle project. Council Member Wright moved and Council Member Brown seconded to approve \$400 on top of the fencing for this project. All voted in favor. None opposed.

EAGLE SCOUT REPORT – Cole Robinson

Cole Robinson reported to the Council on his finished Eagle Scout project of painting the red safety zones on Main Street. The project took a little longer than originally planned. The curbs needed to be cleaned by hand. It took approximately 141 hours at a cost of \$317.00. It took two

days of work and one night of cleaning up. They used an air compressor on one side of the street and hand work on the other side. Cole learned about the difficulties of leading younger scouts. They painted 36 curbs with the help of Scout Troop 1307. The council thanked Cole for his work and expressed their approval for a job well done.

LEGAL COUNSEL

Porter Lawsuit – City Attorney, Justin Wayment, discussed the terms by which Mr. Paul Porter will settle the current litigation against the City. Council Member Brown moved and Council Member Harris seconded to approve the settlement agreement and authorize Mayor Yardley to sign the document. All voted in favor. None opposed. This will be taken care of as soon as the paperwork is prepared.

Signs about Liability – Mr. Wayment provided legal verbage for the signs that will be put up at the race track for liability of riding horses. Similar signs are posted at the Tushar Mountain Ball Complex.

SB180 – Senate Bill 180 requires written contracts with other utilities that have the ability to service customers outside the Beaver City boundaries. Beaver City has such an agreement with Rocky Mountain Power and is updating that agreement.

NEW AND UNFINISHED BUSINESS

Health Insurance – The city health insurance provider has agreed to provide insurance to the mayor and council members in light of the current raise in compensation for serving on the council. Enrollment can be now and in December with open enrollment.

City Manager Phone Bill – After much discussion, Council Member Harris moved and Council Member Fails seconded to pay the city manager's phone bill in order to accommodate for the extra high volume of data received in performing city business. All voted in favor. None opposed.

ADMINISTRATIVE AND COMMITTEE REPORTS

Manager Blackner:

Airport – The DOT Aviation for Utah has approved for consideration the purchase of a deicer at the airport. A formal application must be made to officially apply for the funds. The cost would be approximately \$14,000. The state would pay 50% of the cost with Beaver City paying the other 50%. It would need to be portable and kept in the shed. The helicopters that land at the hospital may also need to use the deicer. The pilot of the air craft will dictate how much deicer is needed. Life Flight has a requirement to be deiced and has the ability to pay for this service. Beaver City can charge the aircraft for this service. A trailer, tank, and pump w/hose would be needed. A truck to pull the trailer and the chemical to add to the water with trained employees would be needed. The city's liability would be minimized by allowing the pilot to direct the application of the chemical.

Roads - Curb and gutter on 1400 North needs to be painted red on both sides of the road because there are three fire hydrants and no room for parking on either side. The road may not be wide enough to stripe. The project is nearly finished. The concrete tests came back over 5,000 psi on this road. The county is putting new road base on the county road on 1400 North. The city will be doing curb and gutter, ADA ramp, and waterway at the intersection of 100 East and Center Street. This will allow the water to drain to the existing storm drain better. The asphalt in front of Anytime Towing needs to be fixed on the edges. The large trucks are breaking it off when they leave the road.

Pressurized Irrigation – Citizens are being notified about irrigation water use times. Water is being turned off if it is not being used within the time frame outlined in the irrigation water ordinance. At present, the pond has been maintaining desirable levels with the help of everyone. With the rains and moisture on the mountain, the City's supply of water from Kents Lake may be turned out this weekend. The cooperation of all citizens is much appreciated.

Fireworks – The attorney for the ULCT has told us that Beaver City needs to adopt the fire district decision on fireworks. The fire district will be fine tuning the order so the city can adopt the resolution.

Council Member Brown:

Old City Hall – The sale of the old city hall was closed on June 26th, 2013. The check was receipted this morning.

Ball Park Light Installation – The ball park light installation is waiting on the hole drilling equipment. The date for installation will depend on the success of drillers. There is a state baseball tournament this weekend. Drilling will not start until after July 24th.

Council Member Smith:

State Baseball Tournament – This tournament will be held Thursday through Saturday. There are 10 teams participating and it will be held at the DeArmitt fields.

Town Bell – The DUP Museum curator, Bonnie Ames, has been out of town and was not available to discuss the bell with Council Member Smith.

Val Smith Sound Service – Council Member Smith reported that Val Smith would like to sell his sound service to someone who would use it locally to benefit the community.

Council Member Fails:

Veterans Memorial – Volunteers will begin working on the memorial after July 24th. The wall would be one of the next thing that needs to be constructed. She would like to have plaques with names of those who volunteer their time on the memorial.

Christmas decorations – the committee is having trouble finding some different kinds of Christmas decorations.

Walking Bridge - The barbed wire on the new bridge has been replaced with slick wire. This was done on the top row only.

Council Member Wright:

Fire District – The fire danger still very high but the rain has helped.

Fireworks – The July 24th fireworks will be set off on the Tushar Mountain Ball fields on the southern berm between the two fields. Wind shouldn't blow ashes on the buildings shooting in that direction. Fireworks restrictions remain at Step 2 which means all fireworks must be used in designated areas only. The designated areas are the swimming pool parking lot and the city center parking lot. Further restrictions will be posted at businesses and at the fireworks stand.

This weekend will be very busy with the quantity of events that are happening.

Golf – An ice machine is needed at the golf course club house. The Southern Utah Amateur Tournament was very successful with 77 participants.

Opera House - Council Member Wright inquired about pest control at the Opera House. Beaver City has three members of the crew qualified to spray externally for insects. These workers will take care of this problem.

Buildings – The Beaver City Center is being considered for a wild land fire incident command center. Government agencies would like to meet with the city manager to discuss the use of the building. Many government agencies have expressed interest in using the city center for conventions and meetings. There are four classrooms that are available as general meeting area. The council needs to consider convention and conference meeting one day rates for building use.

Council Member Harris:

Water Committee – The irrigation use is no watering between 10:00 a.m. and 6:00 p.m. The rains have helped. Council Member Harris expressed his thanks to the volunteers who serve on the water committee.

Pool – A life guards meeting was held with all the life guards. It was a very productive meeting. The pool is being run in a very professional manner.

Mayor Yardley:

Black Mountain Fire – This fire has covered approximately 4700 acres and is contained at present. The current road closures should be removed.

Porter Subdivision – The problems with the irrigation water in the Porter Subdivision existed because valves were being turned off by someone other than city crews.

Power generation plants – The four plants are running at approximately 40% of capacity with the water increase.

Southern Utah baseball – This organization runs large baseball tournaments. Beaver City may be interested in holding some tournaments in the fall.

Sherriff's Office – The Beaver County Sherriff's Office has been very busy and is doing a great job.

Thanks – Mayor Yardley wishes everyone a Happy July 24th and thanks all those who help organize and run this celebration.

CLOSED SESSION

Council Member Wright moved and Council Member Brown to move in to closed session for the purpose of discussing current and possible litigation. Council Members Brown, Smith, Fails, Wright, and Harris voted yea. Motion carried by unanimous vote. The Beaver City Council moved into closed session at 5:20 p.m. The Council moved out of closed session at 5:42 p.m.

Council Member Wright moved and Council Member Fails seconded to adjourn the meeting. All voted in favor. None opposed. The council meeting was adjourned at 6:05 p.m. The next Council meeting will be held Tuesday, August 13, 2013 at 2:00 p.m.

APPROVED: _____

**MARK J. YARDLEY
BEAVER CITY MAYOR**

ATTEST: _____

**ANONA YARDLEY
CITY RECORDER**