

The **Beaver City Council** met in a **Regular Meeting** at **4:00 p.m.** in the Beaver City Center located at 30 West 300 North on Tuesday, **August 22, 2017**. The following members of the Council were present: Mayor Craig Wright, Council Members Tyler Schena, Chad McWilliams, Connie Fails, and Matt Robinson. Council Member Robin Bradshaw is attending by phone. Also present were City Manager Jason Brown and City Recorder Anona Yardley. City Attorney Justin Wayment entered the meeting at 4:40 p.m.

The Opening Ceremony of a thought, invocation and Pledge of Allegiance was conducted by Recorder Yardley.

COMMUNITY INFORMATION KIOSK LOCATION – Scott Albrecht

Travel Council – The new travel council has a huge task of kicking off the tourism in our area. They are hiring a professional to help start this new era correctly. They will be meeting on Monday, Sept. 11, 2017 at 10:30 a.m. in the Extension Office for their kick off meeting. The branding and marketing have been determined, now the strategy will need to be predetermined for the next 40 years. This meeting will be a discussion time to determine this vision.

Kiosk Location – There is one kiosk ready to place. There are two locations being considered; the Main Street park and the “Y Park” by the fountain. The Council and Beaver County prefer to place the kiosk downtown by the Main Street Park.

CITY COUNCIL MINUTES APPROVED

Minutes of the previous **regular council meeting** were presented. Council Member Robinson moved and Council Member Fails seconded the approval of the **August 8, 2017** minutes with clarification on the pool damage. All voted in favor. None opposed.

BILLS APPROVAL

Bills were presented and reviewed by the City Council. Council Member Fails moved and Council Member Schena seconded to approve the proposed bills for **August 22, 2017**. All voted in favor. None opposed.

CONFLICT OF INTEREST STATEMENT

Council Members were asked if there were any conflicts of interest with the current agenda. No conflicts were voiced at this time.

BEAVER VALLEY HOSPITAL – Scott Langford

The newly hired administrator, Scott Langford, addressed the Council about the **UPL Program**; what it is, how it benefits the citizens of Beaver City, and the background on this program. City Attorney Wayment will address the City Ordinance that affects this program. The administrator of this program, Craig V. Davidson, asked the Council if they had any questions about the program. Currently there are 42 Nursing Homes on the program and are working with 6 more to be on the program. They are all located in the State of Utah. Council Member Robinson asked about the financial exposure to Beaver City. The potential legal exposure has been satisfied. Council Member Robinson discussed the issue with Mike Noel and he expressed his reservations. There has been much more awareness of the program in the last six months. The state was concerned with little Beaver Hospital being involved with this program. Lately there has been a great deal of education on the program. The state has asked for audits of Beaver Valley Hospital and the UPL Program from the legislature. They want to make sure the program stays in compliance with the federal program. **Upper Payment Limit** – This program helps describes the payment limit Medicare and Medicaid will pay for medical services. The State of

Utah uses a percent of their tax base to subsidize the difference between the federal allowance and the amount the patient pays. The hospital takes over the ownership of the nursing homes. The management operations are covered by agreements with each facility. They enter into lease agreements with Beaver Valley Hospital who is the owner. This allows the nursing home to draw money from the federal UPL program. The federal government sends the money to the hospital which in turns sends money to the State of Utah to cover the gap in the Medicare and Medicaid reimbursement. This year there are \$22 million to seed the program. **The UPL Program benefits city residents by:** **1.** Keeping the hospital open and running. Small hospitals struggle to stay operating. This program adds stability to BVH. **2.** It allows dollars for remodeling of the facility. The needs of the community are different now than when the hospital was built. **3.** Services can be improved. **4.** The rates are kept low for all services. They can hire the best people and pay them well. This helps keep improved and diverse services in a small hospital. All contracts for the Nursing Homes have a 30 day termination agreement if the program is closed by the government. The money wouldn't need to be paid back unless there was a violation on the part of the hospital. The payback would be the responsibility of all the entities as well as the hospital. All seed funds need to be used correctly. The state auditors were very positive about the program and the administration. The City has been kept out of the management contracts and legal issues. The City has been protected as much as possible. This program has been a great benefit for all the players involved; State of Utah, Nursing Homes, BVH, and Beaver City. There is a 1% sales tax that helps pay the bond on the hospital building. The City ordinance leaves a control issue for the hospital board. The attorneys are working on a new city ordinance addressing this issue. The ordinance will define this organization under the statute. The Council thanked Mr. Langford and Mr. Davidson for their information and for their help in making Beaver Valley Hospital a better place for medical care.

FEE SCHEDULE REVIEW AND APPROVAL

Tabled for next Council Meeting.

GRAMA, NUISANCE, AND FIREWORKS ORDINANCE REVIEW

GRAMA Ordinance – Beaver City does not have a records management act ordinance. Mr. Wayment contacted the Utah State Ombudsman for a sample ordinance. He presented a Beaver City Records Management Act Draft Ordinance for review. All fees associated with this ordinance will need to be included in the fee schedule.

Fireworks Ordinance – Council Member Bradshaw reviewed this ordinance with the fire district. They are all in agreeance with this draft ordinance.

Nuisance Ordinance – The building inspector needs to be removed from the ordinance and give the animal control, law enforcement officer, or the City Manager authority to identify a nuisance and issue citations.

Kents Lake vs Rocky Ford – There is no schedule for briefs connected with this case at the Supreme Court level. Some of the court documents were not given to the individual parties named in this case. This case could extend for many years.

BEAVER CIVIC ARTS – Opera House Structural Study Review and Funding Options

Mr. Von Christiansen, President of the Beaver Civic Arts, reviewed the funding possibilities listed by Jones and DeMille Engineering in the recent structural study for the Opera House. He suggested a fund-raising committee be put together to help raise funds for the project. The architect that built the two Latter-day Saint churches would like to bid on the project and redesign the building for the use of the community. The Beaver County Commission meets on the first and third Tuesday of the month. Mr. Christiansen will get this item on the commission

agenda.

CONSENT ITEM

Beaver High School Gym Banner - Beaver County 4-H/FFA Livestock Donation

Council Member Robinson moved and Council Member McWilliams seconded approve both application up to \$400 for in kind work, and to have Manager Brown determine how much donation for the high school because of volunteers in the city recreation basketball program. All voted in favor. None opposed.

Cal-Ripken Plaque – Mayor Wright presented to the council a plaque that was presented to Beaver City during the Cal-Ripken 12u Regional Tournament.

Council Member Fails moved and Council Member Robinson seconded to adjourn the meeting. All voted in favor. None opposed. The Council Meeting was adjourned at 5:52 p.m. The next regularly scheduled Council meeting will be held Tuesday, September 12, 2017 at 5:00 p.m.

APPROVED: _____

**CRAIG WRIGHT
MAYOR**

ATTEST: _____

**ANONA S. YARDLEY
CITY RECORDER**