

The **Beaver City Council** met in a **work session** at **4:15 p.m.** in the Beaver City Center on Tuesday, **August 23, 2016.** The following members of the Council were present: Mayor Craig Wright, Council Members Connie Fails, Matt Robinson, Tyler Schena, and Robin Bradshaw. Council Member Chad McWilliams is excused. Also present were City Manager Jason Brown, City Recorder Anona Yardley, and City Attorney Justin Wayment. Planning and Zoning Chairman Joe White and Board Member Lance Cox, Board Secretary, Paula Fails and Deputy Recorder Venadee Limb were also in attendance.

Public Open Meetings Act Training – Attorney Wayment

Attorney Wayment presented the Public Open Meeting Act Training to those in attendance. This training is required by law for elected and appointed officials each year. He reminded those in attendance that they were conducting the public's business and it must be done openly with as much transparency as possible. In our public meetings we talk about subdivisions, roads, and infrastructure. We sometimes forget about the other aspects of our community such as the arts, community events, recreation, etc. These are also part of the community. The opening meeting laws were reviewed as well as Conflicts of Interest, Closed Sessions, Agendas, and the public's right to know. A question and answer portion finished the training.

Street Parking Ordinance Revisit – Planning & Zoning Board

Planning and Zoning Chairman, Joe White, addressed the council on the conditional uses for parking tractor trailers on the city street right of ways. The Planning & Zoning Board tabled the conditional uses for further clarification on the ordinance. They felt the parking on city streets was unsafe and turning the city right of ways into public parking. There were some stipulations that could be included in the conditional uses. Their recommendation to the council was to provide a place to park all tractor trailers where all could park with a safe environment and keep them off the city right of ways and streets. City roads are not designed to accommodate this type of large vehicle. Discussion continued on liability and safety concerns. The council members would like to revisit the street parking ordinance with the planning & zoning board. Sid Bradshaw, a citizen in attendance, was asked for his opinion. He suggested looking at each case on an individual basis. Chairman White was thanked for his input and service on the board. Mayor Wright suggested having a combine meeting at the next council meeting on September 6.

Rural Community Consultants – General Plan and Website Presentation

Mike Hansen & Shannon Ellsworth from Rural Community Consultants met with the council to talk about the direction Beaver City wants to move for the future. They discussed the effective use of a general plan. They talked about branding and the public perspective of Beaver City. The council members asked questions and decided that they would like Rural Community Consultants to move forward on a new design for the website and the general plan would be discussed at a future date.

The **Beaver City Council** met in a **regular session** at **6:15 p.m.** in the Beaver City Center on Tuesday, **August 23, 2016.** The following members of the Council were present: Mayor Craig Wright, Council Members Connie Fails, Tyler Schena, Matt Robinson, and Robin Bradshaw. Council Member McWilliams was excused. Also present were City Manager Jason Brown, City Recorder Anona Yardley, and City Attorney Justin Wayment. Citizen Robert Lee was also present. Attorney Wayment was excused at 6:30 p.m.

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

CITY COUNCIL MINUTES APPROVED

Minutes of the previous **regular council meeting** were presented. Council Member Schena moved and Council Member Fails seconded the approval of the **August 9, 2106** minutes with the mentioned corrections about the fireworks ordinance. Council Members Bradshaw, Fails, and Schena voted yea. Council Member Robinson abstained. Council Member McWilliams was absent. Motion carried by a majority vote. Council Member Bradshaw moved and Council Member Schena seconded to accept the minutes of the Special Meeting held on **July 14, 2016** with the addition of the purpose of the meeting. Council Members Bradshaw, Fails, and Schena voted yea, Council Member Robinson abstained, and Council Member McWilliams was absent. Motion carried by a majority vote.

BILLS APPROVAL

Bills were presented and reviewed by the City Council. Council Member Bradshaw moved and Council Member Fails seconded to approve the proposed bills for **August 10, 19, & 23, 2016.** Council Members Bradshaw, Robinson, Fails, and Schena voted in favor. Council Member McWilliams was absent. Motion passed by a majority vote.

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.

1400 NORTH ROAD – Amy Jo Beaumont & Neighbors

The group was unable to come because of scheduling conflicts. The issue will be tabled for next Council Meeting.

LEGAL COULSEL

North Sewer Resolution – The reason for the assessment in that area was reviewed. The fees were assessed on the cost of the project and the total amount of land within the assessment area. The fees were divided into acre increments assessing each acre a price. If a person buys five of those acre pieces, the assessment is equal to the five assessments even though there is only one sewer connection on the five acres. There was a Board of Equalization held before the fees were assessed to help mitigate some of this problem. Some land owners chose not to attend or voice any issues for the Board. The fees were assessed as outlined in the 2012 Resolutions and will stand as assessed because of the cost of the project.

Police Protection Resolution from Beaver County – After review of legal counsel, a resolution written by Attorney Leo Kanell was presented to the Beaver City Council for their review and consideration. The purpose of the resolution was to equal the payment of police services to all Beaver County Residents by increasing the property tax a small amount. This resolution will supposedly lessen the property tax to Beaver City residents. There was discussion about the current property tax revenue in Beaver City and the contract price that Beaver City Residents are paying for police protection at present. The council will consider this issue more fully in the future.

Kents Lake-Rocky Ford Water Lawsuit - The offer for legal fee recovery was rejected and the case will be proceeding to the Utah Supreme Court.

City Manager Review

Swim Lessons – Wendy Macdonald met with the council to explain her group and private swimming lesson fees. She gave private lessons through the summer and will be offering group lessons through the fall. She is starting her third year of lessons at the swimming pool. Lessons will start in September and go until the pool closes for maintenance in November. They will begin again in January when the pool reopens and go through April. She will be teaching on Tuesday and Thursday. She may add a day if there is a need. The fee is \$40 a month for a once a week lesson. She proposed that she receive \$30 for teaching and \$10 would be paid to Beaver City for renting the pool. She is trying to find time for a mom and baby class. The charge would be \$35 for this class. She is also considering teaching an adult class. These may also be private lessons depending on schedules. Council Member Schena moved and Council Member Robinson seconded to accept Wendy's proposal for the \$30 lesson fee for her and the \$10 return to the City for rent on the pool. Council Member Bradshaw, Robinson, Fails, and Schena voted in favor. Council Member McWilliams was absent. Motion carried by a majority vote.

UAMPS Conference Update – The conference was very beneficial. The City will need to address the base rate increase as quickly as possible so the Solar Policy, which is required by law, can be adopted.

City Park Trees Update – Council Members met with local LDS Church Leaders to present a plan for the Main Street Park. The plan is on hold for further discussion until a revised detailed plan can be ready for a second review. There has been an aerial picture done of the present park. Placement of trees and the future uses of the park will be considered.

Airport Project Update – The runway asphalt has been removed. The final compaction on the sub grade is being prepared.

Zoning Update of Central Development District North of Town – West of Highway 357 and a block east of Highway 357 from Beaver City's north boundary, is a large area zoned as Central Development. There are residents in this area that built homes before this land was annexed into the City. They now reside in a city zone that does not allow for residential dwelling. This area is zoned for agriculture and manufacturing. Because of this fact, a rezoning of this area or a conditional use addition to allow residential dwelling, must happen. This will be an issue for the Planning and Zoning Board and a public hearing must be held in order to make any changes. The recommendation will come before the Council for final approval.

Consideration of branding name "Beaver River Country" – The Economic Development Committee is seeking a county wide branding area name. Roger Brooks made suggestions about a branding name and the committee has recommended "Beaver River Country" for consideration. This name will be used to promote economic development for Beaver County in brochures, billboards, advertising, etc. There was discussion about what effect this branding name could have on Beaver City.

PI and Power Plant Inlet renovation Project – Plans for this project are completed and the bidding process has started.

JULY, 2016 FINANCIAL REVIEW

Recorder Yardley reviewed the July, 2016 Financial Statement with the Council. This is the first month in the fiscal year so it showed only July's expenses and revenues. This review is required by the Utah State Auditor's Office every month. The council decided to review the financial statements on the second council meeting of the month following the month in review in order to allow the staff to prepare a true and accurate picture for that month.

PUBLIC COMMENT

Dell Hollingshead addressed the council about an issue with OHV's on State Highways and designated city streets. There is some confusion with the designation of which city streets allow OHV and ATVs. 200 North is a State Highway and a portion of it lies within the Beaver City boundaries. According to the Utah State Code, Beaver City may designate roads for OHV or/and ATV within its boundaries. The vehicles must be registered to be on any state highway. The council will review their ordinance and make clarifications and designations where necessary.

CONSENT ITEMS

4H/FFA Livestock Fund Project: This service organization has done a major cleanup project in Beaver City for many years. They are all hard working youth and are willing to do this project. They clean up the area on 100 West in front of the hospital and behind Ernie's Truck Stop, the road by the "Y" Park and down the Manderfield Road. Council Member Fails moved and Council Member Schena seconded to approve the cleanup project and the request for \$400 for the 4-H/FFA Beaver County Livestock Fund. Council Members Bradshaw, Robinson, Fails, and Schena voted in favor. Council Member McWilliams was excused. Motion passed by a majority vote.

American Legion Honor Guard: Howard Bradshaw and Robert Lee, members of the American Legion Honor Guard, met with council to explain their request for a donation. The Honor Guard was organized in 1956 and there are only six left. Two veterans have volunteered to serve on the honor guard but they have no uniforms. The uniforms for these new gentlemen are \$350 each without the pants. The consent request is for \$1500. This group has been a great service to the community but it costs a great deal for uniforms. They don't have much money. They need about \$3500 to complete the project. The Lion's Club gave the city \$14,000 when their charter was revoked. There have been many contributions to Beaver City in the past. Attorney Wayment reminded the council that the law will not allow Beaver City to donate cash to any organization but they could purchase the uniforms. Council Member Bradshaw moved and Council Member Robinson seconded to purchase four uniforms including the trousers. Council Members Bradshaw, Robinson, Fails, and Schena voted in favor. Council Member McWilliams was absent. Motion passed by a majority vote. Various Council Members and Attorney Wayment also pledged funds to purchase uniforms for this group with personal donations.

Council Member Schena moved and Council Member Fails seconded to adjourn the meeting. All voted in favor. None opposed. The Council Meeting was adjourned at 8:50 p.m. The next Council meeting will be held Tuesday, September 6, 2016 at 4:00 p.m.

APPROVED: _____
CRAIG WRIGHT
MAYOR

ATTEST: _____
ANONA YARDLEY
CITY RECORDER