

The **Beaver City Council** met in a **work session** at **4:00 p.m.** in the Beaver City Center located at 30 West 300 North on Tuesday, **October 16, 2018.** The following members of the Council were present: Mayor Matt Robinson, Council Members Alison Webb, Connie Fails, Tyler Schena, Robin Bradshaw, and Hal Murdock. Also present were City Manager Jason Brown and City Recorder Anona Yardley. Attorney Wayment entered the meeting at 5:45 p.m.

DFA RETAIL STORE SITE VISIT

The Council left the City Center at 4:30 p.m. to tour the new DFA Retail Store. They were escorted through the building by the PR Manager and Store Manager. The building is not finished but will be ready for the Grand Opening on November 16th and 17th. It will have a restaurant that will serve breakfast and lunch. The menu will be centered around milk products. There will be a cheese tasting location and an education room where visitors can learn about milk gathering, manufacturing, and milk products. Of course, cheese curd will be made fresh every day. The cheese plant is also undergoing extensive remodeling.

VETERAN'S DAY DINNER ASSIGNMENTS

Beaver High School will host their annual Veteran Day Program on Friday, November 9th because Veteran Day falls on a Sunday. The program will begin at approximately 9:00 a.m. The luncheon will follow in the City Center at about 11:00. Mikes Foodtown will be asked to furnish something, Council Member Webb will order and cook the meat. Council Member Murdock will also cook some meat. Mayor Robinson will talk to the El Bambi about a donation. Council Member Bradshaw will do the potatoes and gravy. Council Member Schena and the Youth Council will decorate and ask the Timberline to donate the dessert. Council Member Fails will arrange for the entertainment.

HEALTH INSURANCE RENEWAL

Treasurer Paul Barton and Manager Brown helped the Council understand the new health insurance rates for the 2019 year. The City incurred a 7.5% increase in their health insurance premiums and a decrease of 1.7% for traditional dental insurance and a decrease of 2.0% for the preferred dental insurance for the 2019 year. This increase equates to a \$129.76 monthly increase for families, \$95.92 monthly increase for doubles, and \$46.34 for singles. This is the second year Beaver City has been with PEHP.

SEPTEMBER AND FY2019 1ST QUARTER FINANCIAL REVIEW

Manager Brown reviewed the General Fund Budget. The sales tax revenues have not been recorded yet, the expenditures are on target with the estimated percentage. The parks and cemetery should begin the bidding process for a new mower and budget for one every year. The operating budgets for the enterprise funds were questioned and will be reviewed with the department heads.

The **Beaver City Council** met in a **regular session** at **6:00 p.m.** in the Beaver City Center located at 30 West 300 North on Tuesday, **October 16, 2018.** The following members of the Council were present: Mayor Matt Robinson, Council Members Hal Murdock, Alison Webb, Connie Fails, Tyler Schena, and Robin Bradshaw. Also present were City Manager Jason Brown, Attorney Justin Wayment, and City Recorder Anona Yardley.

The opening was conducted by Recorder Yardley

CITY COUNCIL MINUTES APPROVED

Minutes of the previous **regular council meeting** were presented. Council Member Murdock

motioned and Council Member Schena seconded to approve the minutes of **September 25, 2018** as presented. All voted in favor. None opposed.

BILLS APPROVAL

Bills were presented and reviewed by the City Council. Council Member Fails moved and Council Member Webb seconded to approve the proposed bills for **October 1 & 16, 2018**. All voted in favor. None opposed.

CONFLICT OF INTEREST STATEMENT

No conflicts were voiced at this time.

EAGLE SCOUT PROJECT – JOSH ELWELL

Eagle Scout Candidate, Josh Elwell, presented his project of refinishing the wood picnic tables at the pool. They are outside and the paint is peeling. They are structurally sound but need to be sanded and repainted. He is asking for money to cover the cost of supplies. Council Member Webb moved and Council Member Bradshaw seconded to approve the needed supplies up to \$400. All voted in favor. None opposed.

PUBLIC HEARING FOR OPERA HOUSE RENOVATION FUNDING - CIB

Council Member Bradshaw moved and Council Member Murdock seconded to move into public hearing to discuss funding for the Opera House Project. All voted in favor. None opposed. The public hearing opened at 6:40 p.m. Mayor Robinson stated that while a request for funding may be made to the PCIFB for a grant to fund the Opera House Project, the CIB Board may instead offer to the City the CIB funding in the form of an interest-bearing loan which would require repayment. The interest rate is 2% right now. The amount in the CIB application is \$900,000. With that information being given to the public, Mayor Robinson invited any who desired to make public comment. The following citizens commented:

Von Christiansen – He is the chairman of the fundraising committee. He reported that there have been many opportunities to bring this project to the public. There has been \$15,634.83 donated from citizens at large for this project to date. If present funding efforts are not sufficient, the scope of the project can be modified.

Bob Davidson – Fundraising Committee member. Mr. Davidson asked about the committed funding to this point. Recorder Yardley explained that the State Legislature has awarded Beaver City \$300,000 for a portion of the project in the foyer to commemorate Philo T. Farnsworth. The Eccles Foundation Grant has been submitted and the CIB Application has been submitted pending this hearing. The funding meeting for the CIB is in December, 2018 in Salt Lake City. There being no further comment, Mayor Robinson closed the hearing at 6:50 p.m.

PUBLIC HEARING – SMOKING IN PUBLIC PLACES ORDINANCE

Council Member Fails moved and Council Member Schena seconded to move into public hearing to hear comment about the proposed update to the current City Smoking Ordinance. All voted in favor. None opposed. The Council moved into public hearing at 6:51 p.m.

Treasure Paul Barton asked if the City already had this ordinance in it's code? Recorder Yardley read the current code to the group. This ordinance is necessary to update the current City Code to match the Utah State Code.

There being no further comment, the Council moved out of public hearing at 6:58 p.m.

PUBLIC HEARING – TRUANCY/CURFEW ORDINANCE

Council Member Fails moved and Council Member Webb seconded to move into public hearing to hear comment on the proposed curfew ordinance. All voted in favor. None opposed. The Council moved into public hearing at 7:00 p.m.

Attorney Wayment explained the history and reasoning for this ordinance. In Utah there have

been three cases of curfew ordinances being challenged. None of them about the constitutionality of a curfew ordinance. This ordinance was written trying to match the school policies and procedures with the City's curfew.

BHS Principal Brady Fails – Principal Fails gave a history of the beginnings of this ordinance. Kanab City and Kane County have an ordinance of this type. It helps students know that the community considers education very important. He considers truancy a very important issue.

Bob Davidson – Mr. Davidson agrees that there is a truancy problem. He doesn't believe that truancy is a City problem. He encouraged all to read the words of Paul Wignall in the Beaver Co. Journal. Truancy is an issue that should be handled in the school. The fines are not necessary.

Mark Messinger – Laws have consequences. Parents are the ones that have to govern their children. He feels that laws have consequences that take away rights and liberties of individuals.

Michelle Evans – She was in favor of this ordinance. She related a time when she received a letter from the Kansas School District stating that she was going to court because her child was truant. The sluffing mentality takes away from the importance of education.

Kassi Eyre – School problems are with the school. She asked about enforcing the law that is in place. A fine will not solve the problem. She asked what is being done to help truant students?

Carolyn Marriott – She has home schooled her children. Her children have been picked up by an officer when her children were walking to the school in the middle of the day. One of the reasons they decided to live here was the lack of laws that restrict individual freedoms.

Brennen Strong – Laws have been passed for parents to be parents. He read a statement from Governor Herbert about parents knowing their children best and should let parents be parents. There is no one fix. Everyone is different and have different situations in their families.

Laura Chan – She thinks the public hearings bring attention to the issue of truancy. She home schools her children. This ordinance is not a fix for truancy. There are many ways to curb truancy. She disagrees with this ordinance being passed.

Patty Simard – She is concerned about the conflict of interest for officer Schena sitting on the Council and being the school resource officer.

Josh Evans – He is an educator and has visited with many businesses in Cache Valley asking what should be taught in the schools to help students be employable. They stated that their employees have a problem coming to work on time and being ready to work when they get there. He knows this is a problem with students in our community. He is not sure this is the answer to the problems but he is glad that this issue has been brought into the public.

Council Member Schena – Gave statistics for Milford High School - Milford had 2,197 unexcused absences in the 1st qtr. of 2017. In 2018 first quarter, after passing a daytime curfew ordinance, there were 1,335 absences which is 862 less absences than the first quarter last year. He has not written a ticket nor talked to any student about this issue in Milford. There is some accountability for missing school with this type of ordinance in place.

The Council moved out of public hearing at 7:35 p.m.

The Council will not be voting on this ordinance tonight because it is not on the agenda.

Mayor Robinson wanted to have some question and answer time with the public in attendance.

Attorney Wayment explained the way the court system could work for individuals who are caught violating this ordinance. They can have service time, with or without fines, and/or any other penalty the judge feels will help the individual. Principal Fails answered questions about what constitutes an unexcused absence and how BHS deals with truancy.

AIRPORT AWOS PROJECT UPDATE AND 5-YEAR CIP UPDATE

The new Automated Weather Operation System is installed and operating. The next project at

the airport will be a tea cup turn around on the North end of the runway similar to the one done on the South end. Beaver City has a new AWOS Technician, Tim Miller who will be working with us in the future.

TRAVEL COUNCIL FUNDING REQUEST REPORT

Beaver City requested four (4) items for Travel Council funding.

Beaver Bash & Spring Fling Ball tournaments - \$9,000. The Travel Council will fund \$5,000 up front and \$4,000 after the tournaments with the swag bag given out. The Travel Council will make the swag bags and Beaver City personnel will distribute the bags.

Main Street Beautification Loan Project – This request was not funded this year because it was not used last year.

Gillies Hill for Radio Equipment – Was not funded because it didn't meet the criteria.

Billboard Advertising – \$5,800 to replace the neon lighting with LED lighting. This request was funded with conditions. There must be a call to action statement encouraging travelers to get off the freeway included on the billboard. The Travel Council wants a seat at the table designing the billboard. There is some extra money in the Travel Council fund that can be used for other events if necessary.

LAW ENFORCEMENT AGREEMENT AND RESOLUTION

The Council and City Attorney discussed and reviewed the Resolution 10-16-2018 and the Interlocal Agreement for law enforcement between Beaver County and the incorporated entities in Beaver County. Council Member Bradshaw moved and Council Member Murdock seconded to enter into the agreement subject to clarification on the date it will be effective. The effective date was determined to be July 1, 2019. Council Members Bradshaw, Webb, Fails, and Murdock voted in favor. Council Member Schena abstained. Motion carried with a majority vote.

HEALTH INSURANCE RENEWAL RATES

Council Member Schena motioned and Council Member Murdock seconded to accept the 2019 health and dental insurance rates from PEHP as presented. All voted in favor. None opposed.

PRESSURIZED IRRIGATION FEE RATES

With the added cost of pumping for the summer, the question has risen as to whether the monthly pressurized irrigation fee should be raised to \$7 permanently and not raised when the pumps are being used. The Center Street Well will need to be maintained. This is the first year in many years that the pump has been really used. We need to study the expenses of the PI system to be able to make a more informed decision. The decision was made to wait until spring to see what the 2019 water year will be like.

YEAR END CHRISTMAS BONUS

Council Member Bradshaw moved and Council Member Murdock seconded to approve the employee bonus to be paid in December, 2018 in the amount of \$200 for full time employees and \$100 for part time employees and everyone receiving a jacket with the City Logo. All voted in favor. None opposed.

CITY SPONSORED EVENTS/2019 FIREWORKS

Tabled for the next Council Meeting.

CONSENT ITEMS

Men's & Women's Golf Championship

The request was for two (2) 2019 season golf passes for the club house championship. Council Member Schena motioned and Council Member Fails seconded to approve two 2019 season passes as prizes for the winners of the men's and women's club championship. All voted in favor. None opposed.

Beaver Christmas Festival

Council Member Bradshaw motioned and Council Member Schena seconded to approve a \$400 sponsorship to the Beaver Christmas Festival – Primary Children’s Hospital. All voted in favor. None opposed.

ADMINISTRATIVE/COMMITTEE REPORTS

Manager Brown:

Water – the Beaver River is at 12 second feet.

Electric Dept. – Emergency upgrades were needed in Plant #1. Pipe and valves were removed and replaced, cleanouts were added for a cost of approximately \$20,000. DFA is redoing their power with a cost of \$26,000. Nate Robinson’s subdivision bill for power is \$14,000. The School district wrestling room addition project will be approximately \$41,000.

UDOT – Beaver City has the responsibility to maintain the lighting on Main Street between the interchanges. It would cost a huge amount to maintain these lights. There are some UDOT grants that can be applied for in January. The amount of these grants would be between \$500,000 to \$1,000,000 so Beaver City can fix and maintain the lights on Main Street between interchanges.

Roads & Streets –500 West: Final Road Base staking tomorrow morning. Asphalt Paving: scheduled for Saturday and Monday. Fencing scheduled last week of Oct.

400 North, 800 & 900 East (Nate Robinson Subdivision): Curb & Gutter was placed yesterday. Asphalt scheduled for next week.

900 East (1175 North to 2200 North): After review of existing property lines with Bob Platt (Platt & Platt Engineering), I had them stake the Center of Road R/W last week. Per Bob Platt’s recommendation (and I fully agree), the center of the road should be the 1/16 section line, which is the east side of the road, with 28 ft both sides of the 1/16 line.

Swimming Pool: There were two new handicap parking spaces painted last week.

Council Member Bradshaw:

Santa – Council Member Webb will order the candy and Council Member Bradshaw will arrange for a Santa.

Trash Board – Hughes and Sons was awarded the contract for trash collection for the next five with a possibility of a three year extension..

Cemetery Fence – The chain link fence has been taken down. The red cedar tree will be coming out. The well fence is still up.

Council Member Webb:

Santa Parade – The Santa Parade will be held on November 24th. The Beaver Chamber of Commerce will be helping with this event.

Rural Online Initiative – This program is through USU. It is entitled “The remote work revolution.” Council Member Webb gave each member of the Council a brochure about the initiative for information.

Council Member Fails:

Library – The Utah State library training was hosted at the Beaver Library this month. Barbara Chidester has resigned. The selection committee will be reviewing applications tomorrow.

Hospital Board – The hospital will be deciding on new flooring in the hospital.

Beautification – There continue to be citizen complaints about Family Dollar’s frontage on Main Street.

Streets – A center line on Center Street needs to be painted. There are several lights on the North end of Main Street that need to be fixed.

Council Member Schena:

Swimming Pool – The pool is closing on Saturday, Nov. 17, 2018.

Football Parking - Tomorrow is the last home football game. Would like to discuss the parking for this year on the next agenda.

Youth City Council – The 2018-19 new Youth City Council was sworn in on Monday, Oct. 15, 2018. The new Mayor is Chloee Schena, Assistant Mayor Nate Benson, Council Members Annie McNeil, Maddie Robinson, Amy Webb, Lindsey Smith, Avory Brown, Kaben Carter, Cort Radden, Ky Brown, and McCoy Smith.

Legislative Date – Legislative Day is Wednesday, January 30, 2019 in Salt Lake City.

Council Member Murdock:

Rodeo Committee – The Rodeo Committee will be scheduling a meeting sometime soon.

Beautification – The flowers on Main Street were beautiful this year.

Mayor Robinson:

Recreation – The youth football season is over. Mayor Robinson recommend forming a small committee to review the football equipment that we are supplying to the players.

Economic Development – Mayor Robinson, City Manager Brown, and business owners in the area met to discuss some ideas to put Beaver on tourist’s visits. One of the big ideas was to put a APP connected to the billboards on I-15 to inform travelers what is happening in Beaver. Some of the events discussed were a long-range shooting tournament for archery and rifle during the summer months.

Belknap Elementary National Award – Governor Herbert is coming to visit the students at Belknap Elementary on Tuesday, Oct. 30th to personally present them with the Blue Ribbon Award for being in the top three Title One School in the Nation. All the Council and Mayor are invited to come support the students and show some pride in their achievement. Beaver City show the kids some pride Top 3 in Utah academic improvement.

CLOSED SESSION

Council Member Schena motioned and Council Member Murdock seconded to move into closed session to discuss the purchase, exchange, or lease of real property. Council Members Murdock, Schena, Fails, Webb, and Bradshaw voted yea by roll call vote. The motion passed with a unanimous vote. The Council moved into closed session at 8:50 p.m. They moved out of closed session at 9:02 p.m.

Council Member Fails moved and Council Member Schena seconded to adjourn the meeting. All voted in favor. None opposed. The Council Meeting was adjourned at 9:55 p.m. The next scheduled Council meeting will be held Tuesday, November 7, 2018 at 5:00 p.m.

APPROVED: _____

**MATTHEW ROBINSON
MAYOR**

ATTEST: _____

**ANONA S. YARDLEY
CITY RECORDER**