

The **Beaver City Council** met in a **work session** at **2:00 p.m.** in the Beaver City Center on **September 24, 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.

#### **Change Deposit for City Center**

The multi-purpose room in the City Center has been used nearly every weekend during the summer. The conference rooms in the building are being used a great deal during the week. There have been several occasions that the building has been misused and the renters cleaning deposit check has had non-sufficient funds. For this reason, Manager Blackner is requesting the council consider a \$200 cash security deposit collected at the city office before the use of the building. It will be returned if the building is cleaned adequately and kept well. If not, the city is guaranteed the money to fix and clean the building so other citizens can use it. The option of using a credit card and cash were discussed. If credit cards could be used and then credit back the deposit amount after use of the building, that would be an option.

#### **Committee Ordinance Review**

The council reviewed the bylaws for the Airport Committee and suggested that there be enough simplicity in the committee ordinance to make the committees able to be formed and function yet have enough guidance to fulfill the purpose of the committee. The staff will look at all the bylaws for the committees that are already in place and use them for a template to write the general ordinance for Beaver City. Committees and boards need to ensure their bylaws and procedures are in accordance with the ordinance. There are certain requirements that must be incorporated into the ordinance to meet the requirements of the Open Meetings Act. When the template is formed, the committees will review it and make recommendations. Then the ordinance will be written for public review and acceptance.

The Beaver City Council moved into **regular session** at **4:00 p.m.** in the Beaver City Center on **September 24, 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. Mayor Yardley and Council Member Brown were excused at 5:45 p.m. Mayor Pro Temp Craig Wright conducted the remainder of the meeting.

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

#### **CITY COUNCIL MINUTES APPROVED**

Minutes of the previous **regular council meeting** of **September 10, 2013** were presented. Council Member Wright moved and Council Member Harris seconded to approve the regular session minutes as presented. All voted in favor. None opposed. Council Member Smith moved and Council Member Fails seconded to approve the closed session minutes 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 Fails seconded to approve the proposed bills for **September 24, 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.

#### **PROPOSED CHANGES IN COUNTY ANIMAL CONTROL ORDINANCE –Tony Fusco**

The proposed changes to the Beaver County Animal Control Ordinance are to Section 8-301 for clarification of the word “vicious”. Section 8-459 has clarification on what a breeder is and who needs a breeders license. The draft of the changes to the county’s ordinance affects Beaver City because the city has adopted the county’s ordinance. If there are changes that need to be made in the ordinance, recommendations should be given to Mr. Fusco. The council reviewed the draft and no changes were voiced. Conditional use permits need to be issued by the city to have a breeders license.

#### **UAMPS – Les Williams**

Mr. Williams addressed the council about the ten UAMPS projects Beaver City is involved with. Beaver City has not been involved in the resource project for about two years. There have been

approximately 30 projects that have come before the UAMPS board this year. The UAMPS board and representatives will be going to visit a nuclear plant in Corvallis, Oregon next month. The most productive project that Beaver City has is the Hunter Plant. IPP is the cleanest coal plant west of the Mississippi. Their contract for furnishing power to California expires in 2027. The San Juan Project is under extensive renovation at this time. We may have the opportunity to buy more power from this project in the future because California will be dropping out of this project. Mr. Williams recommended no more than 200 kw be purchased at a price of no more than \$.45 per kw. The nuclear plant in Green River is in the future. The Horse Butte Wind Project has been selling power for about a year. A rebate was received this year from UAMPS of \$32,691.53.

### **NEW AND UNFINISHED BUSINESS**

#### **Change Deposit for City Center**

Council Member Brown moved and Council Member Fails seconded to change the City Center rental deposit to \$200 cash or credit card if possible. All voted in favor. None opposed.

#### **Legal Counsel – Resolution and Ordinance Review**

**Ordinance Review** – Council reviewed the Fire Restrictions ordinance provided by Attorney Wayment. It was suggested that the council take about 20 minutes in each work session to work through the Beaver City Code book to revise and update the city's ordinances. The master plan ordinance is referenced in the Ordinance book. No one was sure what that was or why it was used as a reference.

**Water Lawsuit** – Mr. Wayment has been reading the expert report from Mr. Barnett and has some questions about it. There are damages mentioned in the rebuttal report. Rocky Ford has hired new attorneys for this lawsuit. Mr. Wayment suggested having a meeting with attorneys on both sides and Mr. Olds.

### **ADMINISTRATIVE AND COMMITTEE REPORTS**

#### **Manager Blackner:**

**Utah Child Protection Registry** – Manager Blackner gave the council information on this registry. It is an education program and an outreach to protect children. He asked the council to look at the information and if they would like to support this program, write a resolution in support of the program and encourage citizens to be aware and support it also. It is a volunteer program so Beaver City would like to make all citizens aware. The internet log on is <https://donotcontact.utah.gov>. The resolution and supporting information would be published in the paper and made available to all citizens. Another discussion about the program will take place next council meeting.

**Service District** – A new waste management company, Hughes and Sons, will be picking up trash cans starting October 1, 2013. The garbage collection schedules will stay the same for now. They may change in the future. All citizens are encouraged to be patient and give the new company a chance to know the city and get in a routine for collecting the garbage. If you have problems with your trash pickup, you can call the special service district at 386-2530.

**Main Street Issues – Parking, Signs, etc.** Parking on Main Street is two (2) hours duration. There are limitations on where and how signs can be displayed. A letter will be sent to all Main Street businesses to let them know the city ordinances regulating these issues. Manager Blackner has looked at the Main Street Sidewalks with a state safety advisor. There may need to be some more curbs painted red for driver safety in making right turns onto Main Street. Changes to the small alleys ability to turn on to Main Street may change to right turn only. The business district on Main Street is still very productive.

**Public Parks Ordinance** – Parks have a curfew of 10:00 p.m. Lights on the parks need to be turned off at that time. If you have a group activity on a park with lights, please let the city office know the date and time for the lights to be turned on and the city will turn them on.

**Community Forestry Grant** – The grant review committee had concerns with the type of trees we wanted to plant in the parks and golf course. They were also concerned that we were removing trees in the cemetery for public safety. Grant award or denial status should be received in the next couple of weeks.

**Electric and Water Meter Projects** – To help the water meters read better, plastic lids will be put on in place of the metal lids. The transmission nodes are being relocated so the collection sites can receive the readings more accurately. Google Earth is also being utilized to help locate meters that are not reading.

**Power Generation** – The water in the Beaver River has maintained a higher level later into the season because of the July rains.

**Recreation** – The Beaver City football teams play in Nephi next week. The Jr. Jazz Basketball Season will start earlier than normal. Registration begins Oct. 1 until Oct. 31, 2013. Basketball games will start the middle of November. The Belknap Elementary School has been a big plus in the recreation department. Special thanks to Principal Fails for his help with using this building.

The National Guard Armory will be used for practices. The Karl Truman Gym will be used on Saturdays to play the games. Parents and coaches need to be aware of the need to keep all the buildings clean and leave them as they found them.

**Elections** – The general municipal election will be held Tuesday, Nov. 5<sup>th</sup> at the City Office Building located at 30 West 300 North. Early voting will begin on Tuesday, Nov. 22 and continue until Friday, Nov. 1 in the same location. All citizens are encouraged to vote in the upcoming municipal election.

**Council Member Brown:**

**Tushar Ball Park Lights** – The equipment from ECSource is in Beaver. ECSource has been invited to meet with the council and explain about the project. They are a great blessing to our community. The blue staking has been done. The conduit and boxes have been ordered. Musco Lighting has been in contact with city crews for specifics on how to install the lights. The project will begin in the next few weeks.

**Personnel Retirement in April** – Electric Superintendent, Al Bradshaw, will be retiring in April. His position will be advertised during October for hiring in the middle of November.

**Hospital Board Meeting** – The Beaver Valley Hospital is financially sound and doing very well.

**Impact Fees** – By State law, impact fees must be used within six (6) years unless there is a special project designated for their use in the near future.

**Council Member Smith:**

**ULCT Conference – Profits through preservation – Keep businesses vital in spite of age of buildings.** Council Member Smith expressed his desire to keep city ancestral buildings in good repair and being used. He commented that property values stay higher when historical buildings are beautiful and an asset to the community.

**Snow Plow at Airport** – The proposal for the snow plow funding has left Mr. Lyman's office of the FAA. The Denver office is working on the purchase of the truck. They have called with questions. It should be processed in the next month.

**Council Member Fails:**

**Veterans Memorial** – American Monument, the monument company that has contracted to do the memorial, has not returned the city's calls for confirmation. Attorney Wayment has been in contact with the attorneys for American Monument.

**City Youth Mayor and Council** – All the members of the council have been selected. A picture needs to be taken for the website and the paper and all the names need to be included in that article.

**Library** – The library board is in compliance with the Open Meeting Act and is posting their agendas on the Public Meeting Notice website.

**City Beautification** – A special thanks is expressed to those businesses who have cleaned up and made their location presentable.

**Council Member Harris:**

No report given.

**Council Member Wright:**

**Fire District No. 1** – On Nov. 1, 2013, Beaver Fire District #1 will no longer provide fire suppression services to Elk Meadows Special Service District.

**Public Safety** – Citizens are concerned about the Sleepy Lagoon Pond being a breeding ground for mosquitoes. As the city ordinance now stands, there is nothing that addresses this kind of problem. Another nuisance letter will be sent and this ordinance will be addressed first.

**Golf Committee** – The golf committee met last week. Plans were discussed on the remodel of the club house. There are recommendations for the 2014 golf season fee schedule.

**Five County Association Board** – There is an opening on the Five County of Association Board. Beaver City may be asked to be the mayor's representative.

**Billboard Pictures** – The council looked at two samples of billboards for the south city billboard. Chris Kesler has been working with Council Member Wright to provide the type of pictures suitable for the board. When a proof is ready, it will be presented for approval. The budget will play a part in what kind of proof is presented.

**ULCT Conference** – After attending the ULCT Conference, Council Member Wright told the council about a PIO class with Joe Dougherty on the use of social media. It is imperative that the city start to implement these types of communication links to our citizens. He suggested a mobile device app for the city. He also attended a session on walkable communities. He suggested thinking about a walking path on 600 North.

**Water park designer** – Council Member Wright has been talking to some water park designers. He would like them to make a presentation to the council in a work meeting about designing a splash pad at the city pool to increase the traffic to that facility.

**Mayor Yardley**

**Multi-Government Building** – Mayor Yardley thanked Council Member Wright for giving him the name of JRCA Architects as a possible contact for building the multi-governmental building. Mayor Yardley has been in touch with them on the phone. A meeting will be set for all entities to get together with the architects to hear their ideas. Before we spend much money, we will need to get some information about costs and funding.

**Thanks** - Thanks to all city employees for their hard work doing all the projects that are taking place at this time in the city. These projects are important to the growth of the city. Congratulations to all high school students for their achievements in academics and sports. Thanks to all those involved in helping students achieve.

**Unemployment Rate** – Beaver City is experiencing one of the lowest unemployment rates and the highest job increase in the Five County Area.

**Hospital** – A public survey was sent to 400 random individuals county wide covering things to improve the hospitals in the county. Mayor Yardley encourages all who have received the survey to complete it and send it back. He appreciates all who take the time to complete this survey because it will help the hospital serve the needs of its patrons better. Congratulations to the hospital staff on the implementation of their new computer system and for all they do to make health care better in our community.

**CLOSED SESSION**

Council Member Harris moved and Council Member Wright seconded to move into closed session in order to discuss litigation strategies. Council Members Brown, Fails, Smith, Wright and Harris voted yea by voice vote. Motion passed by unanimous vote. The council moved into closed session at 5:13 p.m. The Council moved out of closed session at 5:37 p.m.

Council Member Fails moved and Council Member Harris seconded to adjourn the meeting. All voted in favor. None opposed. The council meeting was adjourned at 6:07 p.m. The next Council meeting will be held Wednesday, October 23, 2013 at 2:00 p.m.

**APPROVED:** \_\_\_\_\_

**MARK J. YARDLEY  
BEAVER CITY MAYOR**

**ATTEST:** \_\_\_\_\_

**ANONA YARDLEY  
CITY RECORDER**