

**MINUTES OF THE
MEETING OF THE
TOWN COUNCIL OF
GARDEN CITY, UTAH**

The Garden City Town Council held their regularly scheduled meeting on January 8, 2009 at the Garden City Office, located at 69 N. Paradise Parkway, Building A. Mayor Hansen opened the meeting at 3:00 p.m.

Roll call of Council Members Present:

Kenneth Hansen, Mayor
Brian House
Bess Huefner
Laraine Schnetzer

Excused:

Mike Leonhardt

Others Present:

Kathy Hislop
Anita Weston
John Abraham
Travis Hobbs
Sharlene Millard
Tami Bowen
Jason Linford

Mayor Hansen called for a roll call of the members present, Mayor Hansen, Council Member House, Council Member Schnetzer. Council Member Huefner came later in the meeting.

APPROVAL OF MINUTES

Minutes of the Town Council meeting held on December 11, 2008 were reviewed by the Town Council.

Council Member Schnetzer made the motion to accept the minutes as corrected. Council Member House seconded the motion. All in favor and the motion carried.

Minutes of the Town Council Executive Session held on December 11, 2008 were reviewed by the Town Council.

Council Member Schnetzer made the motion to accept the minutes as corrected. Council Member House seconded the motion. All in favor and the motion carried.

TOWN ENGINEER REPORT, Jason Linford.

Turn Lane,

Mr. Linford explained that the turn lane is a little bumpy and rough. We have issued the substantial completion to the contractor, but they are aware of the problem with the turn lane and will come back in the spring to fix it. We will hold enough money from their final payment so they can fix it.

Mayor Hansen said that the paint has worked off because of the bad weather.

We won't issue the final acceptance until after their warranty period is over and the warranty period doesn't start until after they fix the road in the spring.

The project came in under budget about \$40,000.

Treatment Plant,

Build Inc. has shut down for the winter, but will be back in the spring. They will be back to do the tie over and the valves next week and the town will be out of water during that time for 4-5 hours. We will get at least 48 hours notice so we can let people know.

They have completed the foundation of the treatment plant building. They will have the block contractor up as soon as they can get in next spring. Pall Co. is still holding the filtration equipment until we are ready for it.

Build Inc. should be done sometime in July.

3rd West

Mr. Linford has asked JSH Surveying to do a topo map for Paradise Parkway going south. Mayor Hansen said that we can go as far as Needles and Leaves but we need to work on the route for that road. Trafficmetrics said that we don't need a turn lane at this time.

BUILDING INSPECTORS REPORT, John Abraham

Mr. Abraham explained that there have been 2 building permits issued in December for remodeling.

PUBLIC WORKS REPORT, Travis Hobbs

Mr. Hobbs explained that we have had a couple water lines freeze and it may get worse because

we don't have much snow on the ground for insulation. He explained that it snows then it gets warm and melts the snow.

They have been plowing snow and the new front end loader really helps. We have leased the loader for the 2 snowy months.

Mr. Hobbs explained that we purchased an icemelter with the Bear Lake Water Company. We each paid half. It has worked really well for us and we can open lines that are frozen. Mr. Hobbs said that it will become very popular once people know we have it and how it works. He explained that it is our responsibility to make sure the line is open to the meter but from the meter to the house is the homeowners responsibility. Mr. Hobbs thinks that people will want to use the icemelter to melt the line on their side of the meter. He is concerned with letting them take it, using it and breaking it, but the Public Works Employees can't be responsible to thaw the lines for free. He suggested that we have a set price to charge people who have frozen lines and the Public Works employees and Mr. Terry Allen will be the only people that can use the melter. The homeowner will have to pay to have them come and melt their lines. He suggested that we charge \$35 per hour, with a \$100 minimum. We will not loan it out.

We also need to come up with a policy and a waiver for them to sign before the Public Works Employees will thaw out the lines. There will be no guarantees to the homeowner that it will thaw their lines and we won't be responsible for any damages. The homeowner will need to sign a waiver. Mr. Hobbs and Mr. Allen will write up a policy and a waiver. It won't matter who thaws out the lines half of the money will go to each entities, at least until the machine is paid for.

Mr. Hobbs explained that they have had a problem with plowing snow because people leave their garbage cans, cars, etc. out on the road. Mr. Hobbs came up with a snowplow ordinance which he passed out to the Council. The Council reviewed the ordinance. This ordinance will be on the agenda next month for approval.

Mayor Hansen explained that we will be taking over the road to Mr. Negus' house. Mayor Hansen explained that the County Commissioners need to write up a policy on how to turn over roads to the Town. They need to make a procedure to go along with it. He explained that there are quite a few town roads that go to subdivisions that are not in the town limits and we do not get taxes from those homes. Mayor Hansen does have a good understanding with the county now regarding a cooperation with the County Road Department. We can use their chip and sealer and they may want to use our roller and our brush truck.

Council Member Huefner needs to get the classifications changed on the roads and send it in to the State for the Class B & C roads.

Mayor Hansen said that our jurisdiction for the town ends at the parking lot. The town doesn't even own the road from Cherimoya to the trailhead. Mr. Hobbs explained that he does plow up to the parking lot and plow the parking lot.

Mr. Hobbs explained that the tile is laid in their office and it is painted. They just need to do a little bit of work and then they will move out of the fire district building.

We do have the ice skating rink liner and they are working on getting the rink ready and built.

APPOINTMENT OF NEW BOARD MEMBERS

Mayor Hansen explained that we have some Board Members who's terms were up the end of the year. He explained that they have all consented to serve for another term. Ms. Pat Argyle for the Planning Commission; Mark Hislop and Jennifer Casillas for the Board of Adjustments.

Council Member Huefner made the motion to accept Pat Argyle as part of the Planning Commission. Council Member Schnetzer seconded the motion. All in favor and the motion carried.

Council Member Huefner made the motion to assign Mark Hislop and Jennifer Casillas to the Board of Adjustments. Council Member Schnetzer seconded the motion. All in favor and the motion carried.

Council Member Schnetzer explained that there are a couple positions open on the Library Board. She is requesting that Ms. Marcia Sollum and Ms. Debbie Forakis be appointed to the Board.

Council Member House made the motion to accept Marcia Sollum and Debbie Forakis as Library Board Members. Council Member Schnetzer seconded the motion. All in favor and the motion carried.

RESOLUTION DISCUSSION/APPROVAL

Resolution #R09-01, to vacate the Dunham Addition to Ideal Beach Subdivision which was recorded September 22, 1917.

Council Member Schnetzer made the motion to accept Resolution #R09-01. Council Member Huefner seconded the motion. All in favor and the motion carried.

ORDINANCE DISCUSSION/APPROVAL

Mayor Hansen explained that Ordinance #09-01 is a dead issue at this time because it wasn't sent to the Council from the Planning Commission.

Mayor Hansen explained that he charged the Planning Commission with putting together an affordable housing ordinance, the sign ordinance and also re-work the architectural standards ordinance.

Council Member Huefner has worked on the affordable housing ordinance and Mr. Tony Johnson

has sent us some information that we can use for that ordinance. Council Member Huefner said that she has worked on the ordinance and sent it out to everyone for their review. The Council agreed that they would study up on the affordable housing ordinance before the next meeting. Mayor Hansen said that we will hold a workshop during the next Planning Commission meeting and also during the Town Council meeting to get them completed.

Mayor Hansen said that we will contact the Town Attorney to have him start working on the toll ordinance for the beach access roads.

Council Member Schnetzer made the motion to go ahead and have Mr. Tony Martineau do our toll road ordinance. Council Member House seconded the motion. All in favor and the motion carried.

AUDIT REPORT FOR THE FISCAL YEAR JULY 1, 2008 - JUNE 30, 2009, Gary Teuscher

Mr. Teuscher went over the audit report and explained the final fiscal balances for all funds. We will keep the audit report on file in the town office.

Council Member Huefner made a motion to accept the Audit report for the fiscal year ending June 30, 2008. Council Member House second the motion with the changes that were noted. All in favor and the motion carried.

DISCUSSION/APPROVAL REGARDING A FACILITIES MANAGER POSITION/POLICY

Mayor Hansen explained that we don't have the policy but he will work on it with Council Member Huefner to get it ready to advertise.

UPDATE OF THE PROGRESS FOR THE NEW LIBRARY/CIVIC CENTER

Mayor Hansen explained that the lighting is finished for the most part. The elevator is just waiting for the alarm system and then the state inspectors. Once they sign off on the elevator it will be ready to go.

The target date to have the new building done is the end of February.

Council Member Huefner suggested that when we have small crowds for the Council Meetings we should hold them in the small conference room in the other building.

MISCELLANEOUS ITEMS

The fence located on the Town property at 75 North

Mayor Hansen said that the letter has been sent to the property owner and the demand for removal has been issued. Nothing has been done at this point so Mayor Hansen will contact the Attorney

to get the okay to have the Town Employees take down the fence.

Keys for the Council Members

There was no information as to why this was on the agenda so it was pass by the Council.

Bear Lake Chamber of Commerce request for reduced rental rate

Ms. Angie McFee would like to rent the conference center for the Chocolate Festival for \$50.00 per day instead of the normal fee of \$160.00 a day. They rented the conference center last year for \$50 per day and that is what they were planning for this year. They have it in their budget for \$50 per day and was not prepared for the increase.

Mayor Hansen recommended that we go with the \$50 per day because we didn't have our fee schedule ready when the Chamber was making their budget. From now on it will be according to the fee schedule for everyone.

Council Member Schnetzer made the motion that we charge The Bear Lake Chamber of Commerce \$50 per day for the Chocolate Festival because we did not have our fee schedule in place when they made the arrangements to rent the Council Chambers. Council Member House seconded the motion. All in favor.

COUNCIL MEMBER REPORTS

Council Member Huefner said that we need to keep on Mr. Linford and Mr. Jeff Hansen to get the map drawn up for the entry way to 3rd west. Mayor Hansen also needs to talk with Mr. Dee Hildt.

Council Member Huefner said that we also need to have a meeting with the Parks Department and the County regarding a trail. Mayor Hansen said that they will discuss that during a Mayor's meeting in February.

We also need to start working with the property owners to get 3rd west. It should be easy to get from Buttercup to the town property along 3rd west.

Council Member Schnetzer said that we have new playground equipment at the park. It will be installed on the upper end of the park by the bowery.

The library computers are in and Council Member Schnetzer has ordered the software. The Library Board will start moving the books over so we can start getting them cataloged. That way when the shelving is in we can just put the books on the shelves. They will be ready to go. We also want to get the community involved to help get the books moved over.

Mayor Hansen said that the AM station has been installed and it is at the park. It is a public service announcement that will be a 15-20 minute loop. We can put whatever we want on it.

We are working through the issues with moving Raspberry Days to the new parking lot. The booth spaces will need to be re-figured. We will also need to get insurance on the property that we will be using that is owned by the church.

PAYMENT VOUCHERS

The Council Members reviewed the invoices and check register.

Council Member Schnetzer made the motion to pay the bills as presented. Council Member Huefner seconded the motion. All in favor and the motion carried.

ADJOURNMENT

There being no further business to be brought before the Council for discussion, Council Member House made the motion to adjourn the meeting at 5:45 p.m. Council Member Schnetzer seconded the motion. All in favor and the motion carried.

APPROVED:

Kenneth Hansen, Mayor

Attest:

Town Clerk