

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

The Garden City Town Council held their regularly scheduled meeting on Thursday, July 10, 2014 at the Garden City Lakeview Building located at 69 N. Paradise Parkway, Building C. Mayor Spuhler opened the meeting at 5:00 p.m.

Town Council Members present:

John Spuhler, Mayor  
Bruce Warner via speaker phone  
Darin Pugmire  
Chuck Stocking  
Bess Huefner  
Gary Cox, City Administrator

Others Present:

Kathy Hislop  
Riley Argyle  
Anita Weston  
Nadine Sprouse  
Skip Duffin  
George Peart  
Mike Wahlberg  
Robert Chandler  
Debra Chandler  
Kathy Anderson

**ROLL CALL**

Mayor Spuhler asked for a roll call of Council Members present: Mayor Spuhler, Council Member Warner via speaker phone, Council Member Pugmire, Council Member Huefner, Council Member Stocking, and Mr. Cox, City Administrator.

**PRAYER AND THE PLEDGE OF ALLEGIANCE**

Mayor Spuhler lead the Pledge of Allegiance. Council Member Huefner offered the prayer.

**APPROVAL OF MINUTES**

Minutes of the Public Hearing held on June 12, 2014

Council Member Huefner made the motion to approve the minutes of the public hearing held on June 12, 2014. Council Member Stocking seconded the motion. All in favor and the motion carried.

Minutes of the Town Council meeting held on June 12, 2014

Council Member Stocking made the motion to approve the minutes of the Town Council meeting held on June 12, 2014. Council Member Huefner seconded the motion. All in favor and the motion carried.

Minutes of the Town Council Executive Session held on June 12, 2014

Council Member Huefner made the motion to approve the minutes of the Executive Session held on June the 12, 2014. Council Member Stocking seconded the motion. All in favor and the motion carried.

Minutes of the Town Council Executive Session held on May 8, 2014

Council Member Huefner made the motion to approve the minutes of the Executive Session of the Town Council of Garden City, held on May 8, 2014. Council Member Stocking seconded the motion. All in favor and the motion carried.

**BUSINESS LICENSE DISCUSSION/APPROVAL**

Bear Bottom Equipment Rental, request to conduct a small equipment rental business at 200 N 220 W. Robert & Deborah Chandler

Mr. Chandler explained that they would like to run an equipment rental business in Garden City. He has run this type of a business in the past and has a lot of the equipment already. He would like to make it more efficient for local contractors and home owners so they don't have to travel out of the area to rent the small equipment. They purchased the property at 200 N. 200 W & 200N 220W. They intend to build a 6' privacy fence to hide the equipment. They also plan to do some landscaping to make the property more attractive.

Mr. Chandler said that they are a community minded business. They have provided equipment to the area events in the past.

The Council said that they are excited to have this type of business in town.

They have applied with the state to get their sales tax number so they will be in compliant.

They will work with Mr. Cox on the sign. Mr. Cox said that he has seen the building and it is ok. The Council agreed that they didn't need to go to the Planning Commission. Council Member Warner didn't have any questions regarding this business.

Council Member Huefner made the motion to accept the business application from Bear Bottom Equipment Rental, pending their sales tax number. Council Member Stocking seconded the motion. A roll call vote was taken: Council Member Huefner, for; Council Member Stocking, for; Council Member Warner, for; Mayor Spuhler, for. The motion carried.

## **SHORT TERM RENTAL LICENSE DISCUSSION/APPROVAL**

Scott Gordon, 970 Harbor Village E #3, Bear Lake Lodging

Council Member Huefner motion to accept the short term rental license for Scott Gordon at 970 Harbor Village #3. Council Member Stocking seconded the motion. A roll call vote was taken: Council Member Huefner, for; Council Member Stocking, for; Council Member Warner, for; Mayor Spuhler, for. The motion carried.

**PRESENTATION BY UTILITY BILLING SOLUTIONS GROUP, Marc King, Explaining the benefits Garden City receives through this program.**

Mr. King is not in attendance so the Council moved on to the next agenda item.

### **PUBLIC COMMENTS, 2 minute time limit**

Fire Chief Wahlberg explained that there wasn't nearly as many illegal fireworks as there has been in the past. He explained that the state has opened up the legal fireworks and people had a great time. Mr. Wahlberg explained the types of fireworks that are legal in Utah. He said that people enjoyed themselves during the 4<sup>th</sup> of July. He felt that we had the perfect weather for fireworks and it was a successful time.

He said that the designated areas really help and suggested that we continue to allow the designated areas. They cannot shoot fireworks on the beach because it is sovereign lands.

Mr. Wahlberg said that the State is getting ready to impose firework restrictions for unincorporated areas. The city can set their own fireworks restrictions, but the unincorporated areas are set by the State. Mr. Wahlberg said that it would be good to still allow the fireworks in the city in designated areas.

### **COUNCIL MEMBER REPORTS**

Council Member Warner explained that he sent out a memo to the Council Members of the discussion with Mr. Meham. Mayor Spuhler said that the memo was done well and covered a lot of the points. Council Member Warner will continue to work on this issue and the agreement with Mr. Meham. Mayor Spuhler said that part of the situation, regarding the impact fees, is that they are for future use of the system. He suggested that Council Member Warner work with Mr. Philpot to work through some of the questions regarding the agreement and the impact fees that we collect.

Council Member Warner said that we really need to work to improve the beach. He said that we should move this project forward and advance it quicker than it has in the past. Mayor Spuhler said that the problem is that we need to work with the sovereign lands and the Army Corp of Engineers. It's a matter of environmental issues as well. He said that the issues, that need to be addressed, differ from one location to another.

Council Member Huefner said that the history of the beaches is that in the past the beaches were clean, there wasn't the slime or the muck that we have now. Because of the fragilities, and the tamarisk that

invaded, they put a lot of detrus down on the beach floor. Council Member Warner said that he would like to look at things that will help improve the beach, cleaning up the beach and getting the Army Corp involved.

Council Member Huefner said that she will be working with Mr. Cox on a CIB grant application for planning for these type of issues with the beaches in Garden City.

Council Member Warner said that he looked at Logan City ordinances for Business Licenses. They have a multitude of several types of businesses. He said that we may want to study other cities to see if we want to update our ordinance. He suggested that we make some of them more self-implementing, through the City Administrator. The Council was in favor of this and told Council Member Warner to come to the Town Council meeting next month with a suggestion.

Council Member Warner said that he had a transient business license application come in for the Olympus Fireworks. They had been approved last year for the same business as a transient business so Council Member Warner approved them for this year. Mayor Spuhler said that was fine because it was the same group and they had that business last year. Council Member Pugmire said that in the past the transient businesses didn't come to the Council for approval, he did that approval as a Council Member over business licenses.

Council Member Huefner asked about leasing out the RV spots a couple times during the summer. Mayor Spuhler said that he feels that things may get out of hand during the couple of times during the summer. Council Member Huefner said that she just wanted to bring it up for discussion.

Council Member Huefner explained the current encumbrance process. She said that we should try to come up with a better process so it's not so cumbersome. Mayor Spuhler explained the reason for the vacant lot fees and that we have to have water infrastructure in place for those approved lots. He also explained the reason for encumbering lots for the reason of not paying the vacant lot fee. He said that there has to be a process. The Town Attorney is looking at the process and will get back to us. The Council said that we need to continue with the current process until we hear back from the Attorney.

The Council discussed having the encumbrances come to the Council during the Council meeting or allowing the City Administrator to approve the encumbrance or un-encumbrance. The Council agreed to work through the process after getting the information from the Attorney.

Council Member Stocking said that the Library is going fine and the rummage sale was a great success. He is also working with another company on the pool chemicals, which he feels will save money for the city. They suggested that we get bigger drums for the chemicals and buy it in bulk. We would need to build a little shelter for the drums on the outside of the building. It would get the chemicals out of the building, which should help with the corrosion on the equipment in the back room. Council Member Huefner also said that we should look at better protection of the propane tank that is in the same area.

Council Member Stocking is working on the ipad for the Kiosk. Mayor Spuhler said that the kiosk looks very cool with all the placards, etc.

Council Member Pugmire reported that the design should be done on 300 west soon. He would like to have 300 west done this fall, not giving them the extra time through May 2015. Mr. Cox explained that he felt that giving the contractors the extra time would help keep the costs down.

Council Member Pugmire said that there is a concern with the homeowners along 150 south because there is a dust control issue. He said that he can get a company to get magwater on 150 south to help with the dust control. Council Member Huefner said that we are allowed to do the magwater. Council Member Pugmire said that we also need to get the bumpers back on 150 south. Council Member Huefner said that it isn't necessary to put the bumpers back, but if it is necessary she suggested just putting 1 bumper in, not all 3.

Mayor Spuhler explained the meeting that was held yesterday in court regarding the Shore Lodge Estate accesses. He said that he felt it was a good day for Garden City. Our Attorneys made a good and concise argument. The Judge said that he was going to take this under advisement for 60 days and in 60 days he will make his ruling. The Attorney didn't say that Garden City had to put the gates back up.

Mayor Spuhler said that he is working with Sovereign Lands on the Jetty proposal. There is a meeting here on July 12<sup>th</sup> to present the proposal.

Mr. Jaren Wanner is here to present his plan for an Eagle Project. He said that he would like to put farm equipment at the Heritage Park, around the sign. It will be placed with cement sono tubes. Mayor Spuhler explained the process for putting together the Eagle Project, including a fundraiser to help pay for the project. We also need the budget, the plan and the drawing plan for the project. Mayor Spuhler said that he can work with Council Member Huefner to get this project done once he gets all the information.

**PAYMENT VOUCHERS**

The Council Members reviewed the invoices that have been prepared for payment.

Council Member Huefner made the motion to pay the bills as presented. Council Member Stocking seconded the motion. A roll call vote was taken: Council Member Huefner, for; Council Member Stocking, for; Council Member Warner, for; Council Member Pugmre, for; Mayor Spuhler, for. The motion carried.

**ADJOURNMENT**

There being no further business to discussion Council Member Huefner made the motion to adjourn the meeting at 6:48 p.m. Council Member Stocking seconded the motion. All in favor and the motion carried.

APPROVAL:

Attest:

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John Spuhler, Mayor

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Kathy Hislop, Town Clerk