

PLAIN CITY COUNCIL
MINUTES OF REGULAR MEETING
AUGUST 7, 2014

The City Council of Plain City convened in a regular meeting on Thursday, August 7, 2014, in the Plain City Hall beginning at 7:00 p.m.

Present: Mayor Bruce Higley, Councilmembers LaFray Kelley, Joel Maw, Mike McKean, Mark Lowther and Natalie Hale

Also present: Diane Hirschi, Jeremy Crowton, John Leonardi and Don Weston

Call to Order: Mayor Bruce Higley
Pledge of Allegiance: Councilmember McKean
Invocation/Moment of Silence: Councilmember Maw

Approval of Minutes

Councilmember Kelley noted a couple misspellings. **Councilmember Maw moved to approve the minutes from July 17, 2014 regular meeting and work session as corrected. Councilmember Hale seconded the motion. Councilmembers Kelley, Maw, McKean, Lowther and Hale voted aye. The motion carried.**

Comments: Public

There were none at this time.

Discussion/Motion: Resolution for Settlement Agreement and Release with Wasatch Civil Engineering

Brandon Richards explained that this is concerning a sewer main that has to be redone due to an error in engineering. It was Wasatch Civil Engineering's mistake and their insurance will pay to have it fixed. The insurance company is wanting to make sure that the city isn't going to go after more than just fixing the problem and making sure it is working properly. Brandon noted that he spoke with the attorney for the insurance company and they aren't expecting the city to sign anything until it has been completed and we have a final cost. Councilmember Lowther noted that he was concerned about signing it before it was finished and working properly. Brandon reported that the purpose for this discussion is to make the council aware of the issue and that we aren't interested in suing for any other damages. It was reported that the Resolution will be addressed once the project is complete.

Councilmember Kelley moved to table this item until we have solid numbers for the cost of the project. Councilmember McKean seconded the motion. Councilmembers Kelley, Maw, McKean, Lowther and Hale voted aye. The motion carried.

Discussion/Motion: RAMP Grant Application for Town Square Park

Councilmember Kelley noted that the Church owns the Town Square Park, but wants to see if they will partner up with the City so we can make some improvements and apply for a RAMP Grant. She is hoping that if the church agrees, we could use their half to match the RAMP portion. She noted that the tennis courts are in rough shape and she was thinking about turning them into pickle ball courts. She noted that the diamond needs some work and then she was thinking about a collapsible stage. This could be used for several events. She showed some pictures on the overhead of one that is in Malad. She estimates that one would cost around \$24,000. Councilmember McKean noted that Huntsville has a pretty cool stage. He mentioned that it wasn't collapsible though. There was a question if RAMP money would be able to be used if it was for church property. Councilmember Kelley feels that it would qualify because the church is non-profit. Mayor Higley felt we could contact the church and see what they think. There was a discussion about the church giving/selling the park to the city. Rumor has it that the church isn't interested in getting rid of their property right now. Councilmember Kelley noted that President Meyer would help set up a meeting with the real estate division of the church. She noted that we have a little bit of time since the grant isn't due until January 1.

Motion: Approval of Business Licenses

New

Epiphany Grove Brandy Lee 2435 N 4275 W life coaching, Reiki treatments, EFT, Tarot readings

Councilmember Lowther moved to approve the business license as presented. Councilmember Kelley seconded the motion. Councilmembers Kelley, Maw, McKean, Lowther and Hale voted aye. The motion carried.

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Motion: Approval of Warrant Register

See warrant register dated 07/17/14 to 07/31/14. It was noted that there were a couple football refunds. On the Maverik gas bill, the 4th of July portion was for gas for the generators and the backhoe. **Councilmember Maw moved to approve the warrant register as presented. Councilmember Kelley seconded the motion. Councilmember Kelley, Maw, McKean, Lowther and Hale voted aye. The motion carried.**

Report: Planning Commission

John Leonardi reported that the Planning Commission cancelled their last meeting because it was the 24th of July.

Reports: Council

Councilmember Kelley noted that the Pops Concert was Monday and it went really well. She noted that we now have some local artist's work displayed downstairs in the Senior Center. She is working on the signage for the Pioneer Park. She wants to put up park rules but wondered if we should be consistent at the other parks. It was noted that the deputies have requested us to post the hours and to not allow motorized vehicles. The Planning Commission was asked to look into the park ordinances. It was also noted that there have been a few fires in garbage cans at the new park. Councilmember Kelley reported that they are working on sand and grass to finish up the Pioneer Park. Councilmember Hale asked if there was room for a splash pad at the new park. It was noted it was looked into but that they are very expensive to install and maintain.

Councilmember Maw reported that there are a few problems with the pumps and generators at the sewer lagoons. He let Don Weston explain the situation. Don reported that the old lagoon system required that the ponds be drained every 18 years. Now, with the new aerator system, they need to be drained every three years. In the process of draining the one pond, the generator went down and wiped two of the pumps out. He is wondering if the council wants to rent a pump or purchase a new pump since we have to use it five times as often. He got some prices and it will cost \$3,000 plus diesel to rent a pump for three days or purchase a pump that pumps 1000 gallons a minute for \$9,000 to \$14,000 depending if you want gas or diesel. The Mayor asked if there were surplus ones available. Don noted that there are not. Councilmember Kelley asked if he had money in the budget for this. Don noted that there is. There was a discussion about diesel vs. gas. It was noted that diesel is more expensive but lasts longer. Don noted that Mitch could also use the pump for collections as well. The Mayor feels that a new pump would last 20 years. It was noted that if we got a new one, it would be housed down in the barn by the lagoons. Mayor Higley asked if he could get three bids by the next meeting. He noted that he could have them in the morning. The Mayor asked Brandon if we could give Don the go ahead to purchase a pump with the lowest of three bids if it wasn't on the agenda tonight. Brandon felt that it is not the best practice, but under the circumstances would be alright if the council wants to do that. There was a discussion that this is an emergency because Don has to go over there every two hours. He noted that he has to get the water out quickly because it needs time to dry so he can get some tractors in there. Councilmember McKean felt that he should go ahead and get the three bids and take the lowest bid to purchase the pumps and then we will see the three bids at our next meeting. Another idea was to hold an emergency meeting in the next day or two. Councilmember Lowther feels it is needed but not that it is an emergency. Again it was clarified that the pumps will cost between \$12,000 and \$14,000. All of the council except Councilmember Lowther agreed to have Don get the bids and order one from the lowest bidder. It will be put back on the next agenda.

Councilmember McKean noted that the parks department cleaned up the Town Square Park and they are working on the Pioneer Park. Football is underway. The WFFL is now under USA football. There will be a tournament at our park on Friday and Saturday. Councilmember Kelley asked if he would ask the parks department to squirt off the tables and cement in the boweries. It was noted that the north end of the arena is being blocked off. Councilmember Hale noted that Charlie Bingham will be taking back the panels shortly.

Councilmember Lowther reported that Mitch left a copy of the ordinance for everyone concerning irrigation ditches. There was a problem on the corner of 2200 N and 3600 W where an irrigation ditch caused the road to sink. Mitch feels that it is not our responsibility to fix it. The Mayor reported that he told them to get it fixed because it was an

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emergency. We will work on the money later. Councilmember Lowther reported that Mitch said the boring project on 4700 W should be done at the end of the month.

Councilmember Hale reported that they are looking at a different venue for the fireworks on the 4th next year. Jeremy Crowton noted that Fremont had the sprinklers on where they needed to set up even after they had told them that they would have them off. Also, the fire department had a structure fire they needed to respond to at the same time the fireworks were going. They are looking at having the fireworks company set up the fireworks. It will be more money, but will be better for the fire department. They may be looking at bringing them to the Lee Olsen Park. Jeremy will get with the fireworks company for their input. Councilmember Hale reported that some thank you letters need to be sent out. She will get them to Diane so the Mayor can sign them. She also noted that they are looking at moving the rodeo to the Friday night before the 4th and adding more events.

Mayor Higley reported that that he might have some rodeo equipment being donated to the city. He will know more details soon. There was a discussion about liability at the rodeo. Councilmember Lowther noted that the state code exempts the city from liability at events such as a rodeo. The Mayor reported that the crosswalk at 2850 W will be painted and have flags before school starts. He and Mitch are working to get a pedestrian activated sign. He talked with the ladies that came to the last meeting and asked them to come up with ½ the money. They will be bringing the money in shortly. Mitch will get the sign ordered at that time. Councilmember Kelley was asked to look into some public safety grants. She couldn't find any. The Mayor was excited to announce that patience is paying off and the school will be coming down on September 20. The fire trucks will be there to help with the demolition. It was noted that the 20th is the day of the Harvest Arts Festival that is held at the Town Square Park. It was suggested that the Harvest Arts Festival could be moved, but all the signs are done. The Fire Department open house is on October 11 from noon to 4. The Mayor noted that in the paper today, the library board wants to get a library in the northwest area. He might have more information on that at the next meeting. The Mayor noted that Bruce Bennett's wife passed away a couple weeks ago. He was the former manager of the mosquito district. The Mayor thanked everyone.

At 8:14 p.m. Councilmember Lowther moved to adjourn and was seconded by Councilmember Kelley. The vote was unanimous.

City Recorder

Mayor

Date approved