

PLAIN CITY COUNCIL
MINUTES OF REGULAR MEETING
APRIL 16, 2015

The City Council of Plain City convened in a regular meeting on Thursday, April 16, 2015, in the Plain City Hall beginning at 7:00 p.m.

Present: Mayor Bruce Higley, Councilmembers LaFray Kelley, Joel Maw and Mike McKean
Excused: Councilmembers Mark Lowther and Natalie Hale
Staff: Diane Hirschi
Also present: Roger Cannon, Zach Cannon, Wyatt Clark, Jake Rhees, Brandon Wilson, John Leonardi, Jeff Hales, Bill Whitelock and Jarod Maw

Call to Order: Mayor Higley
Pledge of Allegiance: Boy Scouts – Zach Cannon and Wyatt Clark
Invocation/Moment of Silence: Councilmember McKean

Approval of Minutes

Councilmember Kelley moved to approve the minutes from April 2, 2015 as presented. Councilmember Maw seconded the motion. Councilmembers Kelley, Maw and McKean voted aye. The motion carried.

Comments: Public

There was none.

Discussion/Motion: Syringa Franchise Agreement

Brandon Richards reported that he received a copy of the franchise agreement from Syringa. It is non-exclusive and a typical telecom agreement. Syringa will be in the city's right-of-way and the term is 10 years and renewable every 5 years after that. He noted that right now he is unclear of the dollar amount. Brandon Wilson, from Syringa, reported that they are running the LG services to the Verizon tower. The line will come west along 2600 N and turn on 4100 W and go to the Verizon tower by the city shop. He noted that it will probably take about three weeks to do the work. As for the projected revenues, he noted that the accountant's will work out that information. He couldn't see that they will have to close the road but may have some lane restrictions during construction. Brandon Richards will get the fee information. **Councilmember Maw moved to table this item until Brandon has the opportunity to get the projected revenues and review the contract. Councilmember McKean seconded the motion. Councilmembers Kelley, Maw and McKean voted aye. The motion carried.**

Discussion/Motion: Final Approval of Applewood Subdivision – 3 lots – 2084 N 4500 W

Jake Rhees reported that this subdivision is three lots but there is already a house on one of the lots. It is located just off 4500 W and at 2084 N. He noted that he has already signed a deferral agreement but the Planning Commission was talking about escrowing for curb, gutter and sidewalk for small subdivisions where there is no existing curb, gutter to hook onto. There was a discussion about having the developer pay the city and then have an account to hold the escrows. Jeff Hales noted that curb and gutter are running about \$14 per foot and sidewalk is around \$14 per foot. It was noted that the city will talk with Brandon to see if this is possible. It was also noted that the ordinance will have to be amended by the Planning Commission. Jake noted he was also required to change the address on the plat and put a note that they can't go lower than the elevation. **Councilmember McKean moved to give final approval for Applewood Subdivision with a deferral agreement and contingent upon the Planning Commission and the city engineer recommendations. Councilmember Maw seconded the motion. Councilmembers Kelley, Maw and McKean voted aye. The motion carried.**

Discussion/Motion: Final Approval of Ramsey Estates Subdivision – 5 lots – 1820 N 5100 W

Jeff Hales reported that this subdivision is 5 lots that are about 1.25 acres each on 5100 W. The Planning Commission is requesting a note on the plat saying that they can't go deeper than the elevation and to have a deferral agreement. He noted some cities allow the developer to pay for the curb, gutter and sidewalk to the city. He would like to do that here and waive the deferral agreement. He noted that he likes the curb, gutter and sidewalk to be the responsibility of the developer rather than the homeowner. Councilmember McKean would like to pursue the escrow. The subdivision ordinance would have to be amended. The Mayor noted that the city would be smart to run the sewer behind the subdivision through Carlos Heslop's property to where it comes out of Tiffany Bluffs.

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This would help us to eventually eliminate two lift stations. Jeff noted that the line would be between 500-600 feet. **Councilmember Maw moved to give final approval to Ramsey Estates contingent upon the running the sewer line and that all the recommendations from the Planning Commission and City Engineer are met. Councilmember Kelley seconded the motion. Councilmembers Kelley, Maw and McKean voted aye. The motion carried.**

Discussion/Motion: Municipal Wastewater Planning Program Resolution

Diane reported that Dusty is working on the Municipal Wastewater Planning Program but hasn't completely finished it yet. The council has to acknowledge it by resolution and it has to be sent off by May 1. Diane will get a completed copy of it to the council. Councilmember McKean noted that there are some things that need to be followed up on. **Councilmember Kelley moved to adopt Resolution 2015-02 as the Municipal Wastewater Planning Program Resolution. Councilmember Maw seconded the motion. Councilmembers Kelley, Maw and McKean voted aye. The motion carried.**

Discussion/Motion: Approval of Bid for Painting Senior Center

Diane reported that there was some water damage in the senior center. Some drywall was replaced. Mitch contacted some painters for bids to paint the drywall as well as the whole hall way. She noted that Dean DeVries is the lowest bid. **Councilmember Kelley moved to approve the bid from DeVries Painting for \$2,654.00. Councilmember McKean seconded the motion. Councilmembers Kelley, Maw and McKean voted aye. The motion carried.**

Discussion/Motion: City Website

The Mayor felt it best to table this until Councilmember Hale was here to present it. **Councilmember Maw moved to table this item. Councilmember Kelley seconded the motion. Councilmembers Kelley, Maw and McKean voted aye. The motion carried.**

Motion: Approval of Business Licenses

New

ZDZ USA LLC Nicole Mitchell 3364 W 2200 N online sales of small engine for remote control airplanes **Councilmember McKean moved to approve the new license as presented. Councilmember Kelley seconded the motion. Councilmembers Kelley, Maw and McKean voted aye. The motion carried.**

Motion: Approval of Warrant Register

See warrant register dated 04/01/15 to 04/15/15. **Councilmember Maw moved to approve the warrant register as presented. Councilmember Kelley seconded the motion. Councilmembers Kelley, Maw and McKean voted aye. The motion carried.**

Report: Planning Commission

Jarod Maw reported that they had a public hearing on Lucia Subdivision. They tabled Little Learners Preschool which is located south of the Confectionary. Jarod noted that the owner seems to not be willing to make the exit doors swing out and make an ADA restroom. He noted that Ken Martin, the building inspector agreed with the Planning Commission's recommendations. The Planning Commission noted that the use was changed for the building and when that happens you have to follow the newer codes. Mayor Higley commends the Planning Commission and Ken Martin for watching out for the safety of our residents. Jarod noted that the Planning Commission passed Applewood Subdivision and Ramsey Estates. Fremont Meadows was tabled. Mayor Higley noted that there was a discrepancy on the irrigation line at Taylor Parks and wants to make sure we check the current sizes of pipe when we add to it.

Reports: Council

Councilmember McKean reported that he talked with Colette and LaFray about the RAMP municipal grant. He noted that it will go for sod by the dugouts and trees at Pioneer Park. He noted that the sand is in the volleyball pit and they have tilled up the ground to get rid of the weeds. He also noted that we are hiring for a part-time and full-time parks position.

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Councilmember Maw reported that he stopped at Roylies for dinner tonight. Bill Whitelock wanted to thank the Planning Commission, City Council and Diane for the all the help in getting approval for the bakery and café. He noted that they opened today at 3:30 p.m.

Councilmember Kelley noted that Clean-up Day is May 2. She is working with Colette for the Arbor Day program that was a requirement for the grant. Councilmember Kelley met with the Arts Council and they are planning to do the Pops Concert again this year.

Diane reported that she received a notice of disconnection from the city. B&R Development on North Plain City Road is wanting to de-annex 2.29 acres because we can't provide sewer services.

Mayor Higley reported that we received the check from Wasatch Civil's insurance company for the problem on 1500 North.

At 8:05 p.m. Councilmember Kelley moved to adjourn and was seconded by Councilmember Maw. The vote was unanimous.

City Recorder

Mayor

Date approved

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