

**Public Hearing
Planning and Zoning Chairperson
January 8, 2009**

Attending: Greg Ogden, Noel Bertelson, Marie Bertelson, Cliff Mott, Dennis Watson, Kaye Watson, Joan Durfey, Dick Allred, Terry Allred, Scott Edgar, Emily Sanderson [Messenger], Erin Anderson [Pyramid].

Introduction

Mayor Eldon Barnes stated that the Public Hearing was to discuss the Planning and Zoning Chairpersonship due to citizen concern. Mayor Barnes stated that the Chairman of the Planning Commission had resigned, but invited the public to comment.

Marie Bertelson inquired if there would be movement on the Commission. Mayor Barnes stated that an alternate member would be placed upon the Commission and another alternate member appointed.

Noel Bertelson stated that he was on the Commission and that he would be in another state for approximately three months. Mayor Barnes stated that Mr. Bertelson could take a leave of absence with the approval of the Commission. There were no further public comments.

Council member Boyd Mickel motioned to adjourn the Public Hearing. Council member Thomas Allred seconded the motion. There was no further discussion. All present were in favor. The vote was unanimous.

**Regular Council Meeting
January 8, 2009**

Attending: Greg Ogden, Noel Bertelson, Marie Bertelson, Cliff Mott, Dennis Watson, Kaye Watson, Joan Durfey, Dick Allred, Terry Allred, Scott Edgar, Emily Sanderson [Messenger], Erin Anderson [Pyramid]. Three unknown people were in the audience.

Expression of Choice: There was no expression of choice.

Roll Call: Mayor Eldon Barnes, Council members Thomas Allred, Boyd Mickel, Pamela Anderson, Bryan Sorensen. Council member Michael Workman was excused.

Greg Ogden, 2007-2008 Audit

Auditor Greg Ogden stated that he was present to present the results of the 2007-2008 Audit. Mr. Ogden stated that he would address the Management Letter and then the independent audit report. Mr. Ogden stated that the General Fund overspent \$2,500.00. Mr. Ogden stated there was one fine that had not a surcharge reported to the state. Mr. Ogden reported that the financial statements that were required by the city would be ongoing, since he did the financial statements. Mr. Ogden reported that there should be a separation of duties but understood that the city had a small staff but council could review any of the financial statements at anytime and encouraged them to do so. Mr. Ogden reported that he had found one check without two signatures. Mr. Ogden stated that the city try to rectify these problems.

Mr. Ogden stated that the city had stayed within the states requirements for spending of 9%. Mr. Ogden reported that each enterprise fund was in good standing and that enough was

being charged for services. Mr. Ogden stated that the city was financially sound at this time. Mr. Ogden stated that he could be contacted at any time if there were questions.

Jones & Demille Engineering

Mayor Barnes stated that Darin Robinson from Jones and Demille were not able to be present but had sent a summary cost sheet for council to review concerning the Water Tank Project. Mayor Barnes stated that the city had retained \$42,000.00 in contingency fees and would be completing projects until the funds were depleted.

Approval of Minutes

Council member Pamela Anderson had some grammatical errors to correct. Council member Boyd Mickel motioned to accept the minutes as amended. Council member Thomas Allred seconded the motion. Council member Bryan Sorensen abstained from the vote; all other council members present were in favor of accepting the minutes.

Public Comments

There were no public comments at this time.

Scott Edgar, Spring City Domain

Mr. Edgar stated that he was in charge of updating the city web page and design. Mr. Edgar stated that he done this as a service for the city. Mr. Edgar stated that he had submitted an invoice for \$240.00 for the updating of the web page. Mr. Edgar stated that it ran about \$20.00 per month. Council member Thomas Allred motioned to pay Mr. Edgar for his services. Mayor Barnes stated that he was concerned that Mr. Edgar had previously stated that he would conduct this web page free and was now asking to be paid. Noel Bertelson inquired if a counter could be put on the web page to see how many people looked at the website. Mr. Edgar stated that this was an option and would be addressed. Council member Pamela Anderson stated that she would put the city website in the Newsletter.

Council member Pamela Anderson seconded the motion made by Thomas Allred. There was no further discussion. All present were in favor. The vote was unanimous.

Employee Policy and Procedure, Martin Luther King Day

Mayor Barnes stated that Martin Luther King Day was not a current holiday for the city employees. Mayor Barnes inquired how council felt about including this a holiday in the Policy and Procedure manual. Council member Anderson wanted to add the holiday. Council member Mickel stated he would like to see all the holidays that the employees presently had in the policy and Procedure manual. Council member Mickel motioned to make one of the two available floating holidays as Martin Luther King Day. Council member Bryan Sorensen seconded the motion. There was no further discussion. All present were in favor. The vote was unanimous.

Council member Mickel motioned to make the other floating holiday Veteran's day. Council member Anderson seconded the motion. There was no further discussion. All present were in favor.

Community Preparedness

Mayor Barnes stated that on February 27 and 28th there would be Community Preparedness training and encouraged all citizens to go to the training for their families. Council

member Anderson stated that she would include the information in the Newsletter. Council member Mickel stated that he believed that the purpose was to see how prepared families were during a power outage, to see if they had the means to survive during an emergency.

Plan & Zone Chairperson

Mayor Barnes stated that the Planning Commission was to pick a Chairperson during their upcoming meeting.

Bids: Drinking Fountain, IT Tech, Carpet Cleaning, Meeting Boards

Council member Thomas Allred stated that he would like to accept the lowest bid for a Drinking Fountain. Council member Allred stated that bids had been obtained over the internet. Council member Allred motioned to accept the lowest bid for a Drinking Fountain for the city building. Council member Pamela Anderson seconded the motion. There was no further discussion. All present were in favor.

Council discussed the bids presented for the IT Tech, the yearly variations in each bid and the cost per hour for service. Noel Bertelson stated that he believed that going with an uncontracted IT Tech would be the best option. Council member Thomas Allred motioned to have Ryan John, as the lowest bidder is accepted. Council member Bryan Sorensen seconded the motion. Council member Pamela Anderson was concerned about the service that could be provided. Council member Boyd Mickel stated that he would like to abstain from the vote due to possible conflicts with the Fire Department. There was no further discussion. The vote was as follows:

| | Motion | Second | For | Against | Abstain |
|-------------------------|--------|--------|-----|---------|---------|
| Council member Allred | X | | X | | |
| Council member Mickel | | | | | X |
| Council member Anderson | | | X | | |
| Council member Sorensen | | X | X | | |

Ryan John received the bid.

Council member Allred stated that both bids submitted for Carpet Cleaning were the same with the services provided. Council member Allred stated that the city should flip a coin in a tie. Mayor Barnes would not accept the suggestion. Council member Thomas Allred motioned to accept the bid from Fontaine since he was closest to the City and guaranteed satisfaction. Council member Anderson seconded the motion. There was no further discussion. All present were in favor.

Council member Allred stated that the city had two separate bids for the meeting board and suggested that council they accept the lower bid since both bids were comparable. Mayor Barnes stated that there would be two separate message boards for the community. Council member Anderson inquired if they were moisture proof. Mayor Barnes stated that they were made for outdoor conditions.

Council member Allred motioned to accept the lower bid for the message boards. Council member Anderson seconded the motion. There was no further discussion. All present were in favor.

Water Ordinance, Amendment

Mayor Barnes stated that several months ago council had approved a master water meter for the trailer court. Mayor Barnes stated that after looking into the legal aspect it was told to him that the city needed an ordinance in place before the meter could be installed, or the City could be sued. Council agreed the Ordinance needed to be amended to include changes. Council decided to set a Public Hearing February 5th, at 6:00 p.m. to hear public input on the Water Ordinance changes. Council members agreed to have the Public Hearing. Council member Sorensen stated that he would be late to the meeting.

Mayor, Council and Department Reports

Mayor Barnes stated that the city employees were allowed funds for uniforms. Mayor Barnes stated that there were 2 bids presented, one from Blitz Screening and one from Design Express. Mayor Barnes stated that he was concerned about Design Express since they were connected to the Fire Department. Council member Sorensen stated as long as the bid was a set amount he did not see a problem. Council member Anderson stated that she was concerned about the set up costs for logos. Council member Allred motioned to accept the lower of the two bids from Design Express. Council member Anderson seconded the motion. There was no further discussion. All present were in favor.

Council member Thomas Allred reported that he had not been in the city during the snow storms and sidewalks were in need of being addressed.

Council member Michael Workman was excused.

Council member Boyd Mickel reported that there was a need to address the Road Ordinance so that in the winter months the city could keep mainstreet free from snow. Council member Allred stated that the Ordinance should be changed for this issue but also the upkeep of mainstreet.

Council member Mickel reported that there were problems throughout town concerning citizens putting snow in front of fire hydrants. Council member Mickel stated that this was a dangerous situation. Council member Mickel also reported that some residents were pushing the snow across the street from their property's and needed to be aware of road damage. Council member Mickel encouraged citizens to push snow upon their properties and not damage the roads.

Council member Anderson reported that she was taking volunteers for the City Celebrations. Kaye Watson inquired if the city could ask for memories of the Historic Spring in the Newsletter for historical reference. Joan Durfey stated that the city should focus on memories of the town and not the Spring City spring. Marie Bertelson inquired if there was anything written in the Spring City Life under the Horseshoe. Kaye Watson stated that another addition of the book was being discussed but the current book did not contain memories of the spring.

Council member Anderson reported that a work meeting was needed to get the Animal Ordinances, Water Ordinances and Mainstreet Ordinances worked on. Council decided that on January 15th at 6:30 p.m. there would be a work meeting conducted

Council member Bryan Sorensen had nothing to report at this time.

Mayor Barnes stated that most citizens and council were aware of the issues concerning the spring on Mainstreet. Mayor Barnes stated that he was aware of the problems going on in the city, and had been to some meetings with groups not affiliated with the city, and did not represent the city. Mayor Barnes state that he wanted to get documentation concerning the

spring and had asked for a hearing concerning the water rights. Mayor Barnes stated that he wanted decisions made with facts and not hearsay. Mayor Barnes stated that he was taking logical steps to get this issue cleared up. Mayor Barnes stated that his main concern was that the city was being torn apart. Mayor Barnes stated that he would like to go through the correct process to protect the citizens and the city. Mayor Barnes stated that there was no guarantee as to how this issue was going to work out, but wanted it to be an honest and that everyone should get along. Mayor Barnes stated that there should be no personal animosity, and that he was working on the issue. Mayor Barnes stated that as a city representative he was obligated to protect everyone's rights; it was his obligation to do things correctly and in the appropriate manner. Mayor Barnes requested that until certain steps were taken he wanted the citizens to wait for the answers.

Suspension Items

Suspension Items would be discussed in the January 15th work meeting.

Payment of Bills

Council member Boyd Mickel motioned to approve the bills as presented. Council member Bryan Sorensen seconded the motion. All present were in favor. The vote was unanimous.

Adjournment

Council member Pamela Anderson motioned to adjourn. Council member Boyd Mickel seconded the motion. There was no discussion. All present were in favor.