

AGENDA
HUNTINGTON CITY COUNCIL MEETING
July 15, 2015

Notice is hereby given that the Huntington City Council will hold its regularly scheduled council meeting July 15, 2015 at the city office building located at 20 South Main. Meeting will start at 6:30 p.m. Agenda will be as follows:

6:30 p.m. Roll Call Opening Remarks Pledge of Allegiance

1. Approval of June 17, 2015 City Council minutes
2. Approval of May 27, 2015 Budget Workshop minutes
3. Emery County 9U Jr. Spartan team
4. Transportation Tax-Nick Jarvis ULCT
5. Offer on City Property
6. Business License
7. Approval of donation to Miner Memorial \$350.00
8. City Council approval of election poll workers
9. Public Comments
10. Mayor's Report
11. Council's Departmental Reports
12. Zoning Administrator Report
13. City Claims and Review of Financials

Adjournment

Posted this 14th day of July 2015

CERTIFICATE OF POSTING

The undersigned, duly appointed City Recorder, does hereby certify that the above notice and agenda were posted in three public places within the Huntington City limits. These public places being 1) Huntington City Hall; 2) Desertview Federal Credit Union; and 3) the U.S. Post Office.

JENENE HANSEN
HUNTINGTON CITY RECORDER

The public is invited to attend all city council meetings. If you need special accommodation to participate in the meeting, please notify Jenene Hansen, City Recorder, (435) 687-2436, at least 3 working days prior to the meeting.

HUNTINGTON CITY COUNCIL MINUTES
July 15, 2015

Huntington City Council met in its regular scheduled council meeting July 15, 2015 at the city office building located at 20 South Main Street. Meeting started at 6:30 p.m. with Mayor Hilary Gordon presiding.

Call to Order

Mayor Gordon asked that there be order kept and everyone that spoke to use the microphone and established the following were in attendance:

Mayor: Hilary Gordon
Council: Mark Justice, Jerry Livingston, Gloria Wilson Lanea Cowley, Julie Jones
Recorder: Jenene Hansen, Treasurer: Ronni Torre, Gary Arrington – PZ Administrator

Also in attendance: Robert Baker, Jared Cowley, Maegan Butterfield, Brett Hansen, Jordan Leonard, Jim Greenan, Joe Ward, Ethan Migliori, Errol Durrant, Jamee Butterfield.

Julie Jones extended a word to open the meeting and Jerry Livingston led those present in the Pledge of Allegiance.

Agenda Item -1-Approval of June 17, 2015 City Council minutes

MARK JUSTICE MOVED TO APPROVE THE JUNE 17, 2015 MINUTES; LANEA COWLEY SECONDED THE MOTION WHICH THE COUNCIL ALL APPROVED.

Agenda Item 2 - Approval of May 27, 2015 Budget Workshop minutes

JULIE JONES MOVED TO APPROVE THE MAY 27, 2015 BUDGET WORKSHOP MINUTES; LANEA COWLEY SECONDED THE MOTION WHICH THE COUNCIL ALL APPROVED.

Agenda Item 3 - Emery County 9U Jr. Spartan team

Boys from the league reported that they enjoyed playing on our fields. Manti and Carbon came and played. **Steven Stoker:** We were only able to get two teams to come and we played at the city park. We appreciate Huntington City for the donation and preparing the field for us. We are grateful for any support we get from anyone in the county.

Agenda Item 4 - Transportation Tax-Nick Jarvis ULCT

Nick Jarvis presented a power point and answered questions on HB362. It means yearly \$75.9 million more statewide in gas tax revenue. Cities Town and counties get 30% of that and of that total Cities and Towns will be getting \$14.5 million each year, that is already in place. The local option sales tax is a general sales tax which has the potential to rise over \$113 million a year throughout the state, of that amount Cities and Towns get \$40.4 million. This is a general sales tax that will be on all goods other than non prepared food. It is levied by each individual county. The county has to put it on the ballot. 0.25% tax that is distributed .10 to cities town and unincorporated county, here in Emery it is .15to the county. The city portion is based on 50/50 distribution, like the municipal 1%. 50% point of sale and 50% population; that is state wide with all counties that decide to impose this. It generally has the affect of exporting some of those dollars off the Wasatch front into those other communities that can use them. If you want to put this on the ballot, you need to look at the time line. Look at voter turnout, know what you can do as a public entity advocating this, know what the overall campaign is going to look like sate wide in either year. Look at the image of your entity and consider other issues that might be on the ballot. **Hilary:** Is this a favorable thing with most towns? **Nick:** Yes, it is favorable, we have a sample resolution if you decide to pass this in your city and have the county put it on the ballot. **Mark:** If all the cities in the county were to pass a resolution saying we think this is a good idea, we support this; the county then would consider that in their decision going forward. **Nick:** In doing a survey in cities and towns seeing who

wants to go in 2015 and 2016 who doesn't want to go, we had 72% saying they wanted to go this year. With this new system there is a bit of an increase but it will keep more in pace with what you are spending on roads. Things to consider: Think of time line. Look at voter turnout. What can we do as a public entity? Look at image of each entity. Consider other things that might be on the ballot. If a county decides to put this on the ballot and voters approve it, the County notifies the tax commission and you have to go a full quarter and 90 days of that to get the implementation in place. If you notify the county when it first passes you won't get money until April 1st (the beginning of that quarter) you see the money coming in June or July. There are limits of what public officials and public entities can do. You can't use any public funds and they interpret that broadly to include public e-mails, city face book page, and city newsletters. You can provide factual information to the voters. In the first full year if this is implemented Huntington City should receive \$17,685.00 in new gas tax revenue. That is on top of the BNC road funds you are receiving now. That will be in the first fiscal year that it is imposed. If every county throughout the state were to pass this Huntington would get \$27,316.00 in the local option so you are looking at about \$45,000.00 of new revenue if this goes state wide. The money you get from the gas tax will be used the same. The new local option can be used for anything you have been using it for plus there is an expanded definition that includes active transportation which can go towards existing trails. You can use it for signage, maintenance, basically anything that might be too limited to use your BNC funds for.

MARK JUSTICE MAKES MOTION TO SUPPORT CONCEPT AND DO THE RESOLUTION; JULIE JONES SECONDED THE MOTION WHICH THE COUNCIL ALL APPROVED.

Agenda Item 5 - Offer on City Property

Hilary: David Sebring has put in another offer of \$19,500.00 to purchase City property. Errol Durrant is here to answer any questions that you might have. **Errol:** Dave is interested in purchasing the property north of the previous Jacks Motor. His plan is to fence it off and sale enclosed trailers there. Within two years he plans to build a new parts store on the ground and eventually demolish the old Jacks Motor building and put the trailers there. Currently we pay \$20,000.00 in sales tax with the trailers and with a manned store front we imagine we could do double that amount. **Jerry:** The first offer was \$20,000. , so why is he going backwards? **Errol:** Any good business man goes back if you don't take the first offer. That's me speaking, I don't know his reasoning. **Julie:** Has this been appraised? **Ronni:** The back lot that we purchased from the Co-op appraised for \$62,000.00. **Mark:** The reason we bought the UDOT property for what we bought it for is because as a government entity you can sale to another government entity without bids or appraisals and that is why we did it as inexpensive as we did. **Mark:** We offered that property to anyone interested with certain conditions. If David were to make us the offer based on the conditions and what we are asking for it than I think we can accept that. The other option is that you can say we are going to kill the old agreement and we are going to sale the property. If you are going to sale it then you go back to the rules of you can't just sale it to somebody you have to open it up to anyone who might be interested. **Julie:** We have done that. **Mark:** You haven't done that in this particular thing. You have to advertise and consider anyone who is interested; you have to be willing to consider any offer and not just Mr. Sebring. **Hilary:** Anyone has that opportunity at this time to make an offer. **Mark:** There is a process you have to follow when you dispose of public property. You have to give the general public opportunity to bid on that property, it's just fairness. **Julie:** Isn't having our for sale sign equal opportunity for anybody? **Gloria:** Isn't putting it in the paper doing the same thing? **Mark:** If you want to stick with your original agreement then you can't accept less from a particular individual unless you change that agreement, and you can do that. Because we are a public entity we have to advertise so many times so that everybody knows about it and anyone who wants to can make a bid. If you want to change the agreement go ahead and do it. If the high bid is \$12,000.00 and you want to sale it then sale it. It is in the cities interest to have it occupied. **Julie:** Right now we have a firm offer of \$19,500. I would love to see a business there and if we need to advertise in the paper for two weeks to see if anybody wants it, that's what we need to do. **Hilary:** In the past we advertised in the news paper under the existing contract that the council had put together, meaning that it had certain stipulations. What Mark is saying is that if we change that contract then we have to advertise again in the paper. What you can't do is take Sebring's offer at this time; we have to put it out there for everyone. **Gloria:** I feel like it is a white elephant, it's a weed patch. **Gary:** What UDOT sold the

property to the city for has no bearing to the appraised value; if you appraised it today it would appraise for more than Sebring is offering. **Mark:** You have no guarantee that whoever buys the property is going to put a business or something on the property. I am going to make an offer that we cancel our original agreement. We advertise this property for sale and accept the highest bidder with no conditions, no stipulations, and no favoritism.

MARK JUSTICE MOVED TO SALE BOTH PROPERTIES ADVERTISE FOR THE LENGTH OF TIME NEEDED WITH NO CONDITIONS, TO THE HIGHEST OFFER BUT WE PUT A MINIMUM ACCEPTED PRICE AS TO WHAT WE PAID FOR THEM; GLORIA WILSON SECONDED THE MOTION WHICH THE COUNCIL ALL APPROVED. ROLL CALL VOTE: MARK JUSTICE-YES, JERRY LIVINGSTON-YES, GLORIA WILSON-YES, LANEAA COWLEY-YES, JULIE JONES-YES.

Agenda Item 6 - Business License

None

Agenda Item 7 - Approval of donation to Miner Memorial \$350.00

GLORIA WILSON MOVED TO APPROVE \$350.00 DONATION TO MINERS MEMORIAL; MARK JUSTICE SECONDED THE MOTION WHICH THE COUNCIL ALL APPROVED.

Agenda Item 8 - City Council approval of election poll workers

Lisa Brower, Cherie White, Linda Daley, Loyette Holdaway (alternate)

GLORIA WILSON MOVED TO APPROVE THE POLL WORKERS; JULIE JONES SECONDED THE MOTION WHICH THE COUNCIL ALL APPROVED.

Agenda Item 9 - Public Comments

Rex Jones: There have been a lot of subjective comments about the Mill. I have been doing some research and it is a fire hazard in my opinion. What I would recommend so there are no issues one way or another is to have the state, county and local fire departments, and also the health people examine that building and make their decisions as to its safety and fire hazard condition. There was some word about turning it into some sort of restaurant. That would be almost impossible to do in my opinion. **Errol Durrant:** Why don't they have a guard rail along the trail by the road? **Julie:** UDOT would not allow us to put a guard rail in.

Agenda Item 10 - Mayor's Report

Hilary: I appreciate the Council, Gary, Jerry and all those who helped at the rodeo. The Youth City Council helped with the concession at the Rodeo. The Planes dropping the ping pong balls was a great addition and we will try to do that next year. I will let Mark talk about the curb and gutter.

Agenda Item 11- Council's Departmental Reports

Mark: The welcome to Huntington sign is a good advertisement, showing places to go in Emery County. The cement on the south of Main Street is done. Trash around the Grand stands and arena had several alcohol beverage bottles and cans. There is no signs posted saying that it is a non-alcoholic facility. If it is a no-alcohol facility we need to post signs. Compliments to everyone on Heritage Days. **Jerry:** My family enjoys Heritage Days and invites others to come. We have ordered new signs to place at the cemetery showing our new ordinance. Scott is working on sinking graves. **Gloria:** I noticed the dirt and weeds by the sidewalk but the guys took care of it. On Heritage Days the fun Run had over 200 runners, we had a great time. Encourage residents to take care of weeds around property. **Laneaa:** I am impressed with Youth City Council I had twelve who helped with the Rodeo and a special thanks to Marlene Fausett, and Jim Greenan. Three of the executive Council came on Saturday and helped clean up garbage. **Julie:** I appreciate the guys helping on Heritage Days. The fireworks were good in the new location. The EC Fair is coming up and Huntington City needs to make sure we have a Grand Marshall in there parade. Through the Rec Board, Huntington City has \$1500.00 that we need to spend this year for parks and rec. so if you have ideas. It has to be something permanent in the park. It cannot be an improvement or repair. Huntington City needs to do a display in the Emery County Fair. The triathlon is on July 18th at the lake.

Agenda Item 12 - Zoning Administrator Report

None

Agenda Item 13 - City Claims and Review of Financials

MARK JUSTICE MOVED TO PAY THE BILLS; JERRY LIVINGSTON SECONDED THE MOTION WHICH THE COUNCIL ALL APPROVED.

UPON PROPER MOTION AND FULL APPROVAL OF THE CITY COUNCIL THE MEETING ADJOURNED AT 7:45 P.M.

Jenene Hansen
Huntington City Recorder