

**Minutes of the Regular Meeting of the Milford City Council held on Tuesday, December 15, 2015 at 7:00 p.m. at the City Offices located at 405 South Main, Milford, Utah.**

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**MEMBERS PRESENT:** Mayor Davis, Council Members Aaron Cox, Karrie Davis, Wayne Hardy, Troy Netto, and Russell Smith

**ABSENT:** None

**STAFF PRESENT:** City Administrator Makayla Bealer, Administrative Assistant Lisa Thompson, City Recorder Monica Seifers, City Foreman Ben Stewart, Attorney Leo Kanell

**VISITORS:** Mel and Beverly Prodzinski, Terry Wiseman, Les Whitney

**CALL TO ORDER**

Mayor Nolan Davis called the meeting to order at 7:00 p.m.

Mayor Davis presented Council Members Troy Netto and Karrie Davis with plaques thanking them for their dedication and service to Milford City during their terms stating that he had enjoyed working with them both and appreciated their time and effort during their terms.

Council Member Netto was excused to attend another engagement.

**RECOGNITION OF VISITOR'S RELATING TO CITY BUSINESS**

None.

**CONSENT ISSUES (7:03)**

- Consent issues including bills and payroll, Financial Report November 2015 and Minutes of November 17, 2015 Regular Meeting were presented.
- *MOTION: Council Member Russell Smith moved to approve the consent issues as presented. Motion was seconded by Council Member Wayne Hardy. All in favor, motion carried.*

**NEW BUSINESS**

None

**OLD BUSINESS**

**Discuss Reimbursement for 4 North 400 West (7:03)**

- The invoice was received from Rollins Construction and presented to Council. The invoice was broken down as follows: Pipe and footings (inside curb to house) - \$600.00; Track hoe back hoe casing ram (inside curb to the house) - \$2,000.00; Pipe and fittings (inside curb to street) - \$600.00; Track hoe back hoe casing ram (inside curb to street) - \$5,000.00.
- The original bid received from Rollins was \$11,000.00, but the Council wanted the City crew to perform the work, so the crew did the asphalt and that reduced the bid by \$2,800.00.
- Attorney Leo Kanell inquired why the invoice was split out.
- Administrator Bealer explained that in a previous meeting the Council requested to have the invoice split out. Council Member Cox wanted it split out so the property owners could take care of the lateral and the City could take care of from the curb out.
- Mayor Davis explained that the City did not know how it was all approached back in 1995. He asked Mrs. Prodzinski if she was asked by anyone on the project back in 1995. She replied no. Mayor Davis explained that he had met with Sunrise Engineering and they felt that it was probably used as a lateral, but there was probably two or three homes on that lateral and it was abandoned across the street to the south and everyone tied into the new system, except this one, unbeknown to everybody. They feel that it partly collapsed due to heavy traffic on that road. There was no way to rectify the situation without digging Center Street up all the way from 300 West to 400 West, which was way too costly. The easiest way to resolve this was to go to the west.
- Council Member Davis inquired if it was an error on the City's part.

- Mayor Davis stated that he did not know if it was the City's or the contractor's error back in 1995.
- Foreman Stewart explained that the As-Built map (from the project engineer) showed a stub for future to the west, he assumed that they thought that it might go that way some time in the future, but he didn't know. Mayor Davis added that this was not the first case where they (contractor) failed to hook the sewer up to the new connection.
- Mel Prodzinski stated that the lateral line across the property was good, because they went in with a tracer.
- Mayor Davis replied that no one would disagree with that comment. Everyone that was up there and working on the project understands. In talking with the engineers from Sunrise, they agreed with the information provided by the City. They felt it was a combination of time and traffic, there was probably not a lot left of that line.
- Mr. Prodzinski cited that Mrs. Prodzinski had already paid out over \$2,500.00 to find out where the line went and proving where the line went. He added that there was still a possibility of problems in the spring that the sidewalk, curb, and that other driveway may collapse where they went under it and it didn't get compacted but Rollins said they wouldn't know until spring.
- Mayor Davis replied that it would be up to Rollins in the spring.
- From the curb to the main line was \$5600.00, from the curb in to the house was \$2600.00. The City has already performed the asphalt which, with man hours included, cost \$1620.00.
- Council Member Cox believed that the City should be responsible for from the curb to the main line. Council Member Hardy agreed.
- *MOTION: Council Member Wayne Hardy made a motion for the City to pay \$5600.00 and the Prodzinski's pay \$2600.00. Seconded by Russell Smith. All in favor, motion carried.*

### **ORDINANCE AND RESOLUTIONS (7:13)**

- **Resolution 17-2015 “Designation of Enterprise Zones”**
- City Administrator Bealer explained the Enterprise Zones and the opportunities it would open up for businesses. The City adopted Enterprise Zones back in 2008 but must refile every five years. Mayor Davis added that this was also a requirement for the Rural Fast Track grants which could be beneficial to businesses.
- *MOTION: Council Member Karrie Davis moved to adopt Resolution 17-2015 “Designation of Enterprise Zones”. Motion was seconded by Council Member Russell Smith. Roll Call Votes: Aaron Cox - Yes, Karrie Davis - Yes, Russell Smith – Yes, Wayne Hardy – Yes. Motion carried.*

### **COMMENTS (7:17)**

#### **Staff Member Reports and Comments**

##### Leo Kanell, City Attorney

- No reports or comments.

##### Makayla Bealer, City Administrator

- Received confirmation from UPRR regarding the culvert. Once signed, Milford City would have the right to make repairs to the culvert by Duke Barnes' shop at 300 South and 100 East. Attorney Kanell to review and will be placed on January agenda.

##### Monica Seifers, City Recorder

- No reports or comments.

##### Ben Stewart, City Foreman

- No reports or comments.

##### Lisa Thompson, Administrative Assistant

- No reports or comments.

#### **Council Member Reports and Comments**

##### Council Member Aaron Cox: Streets, Public Safety & Law Enforcement, Beautification

- No comments or reports.

Council Member Karrie Davis: Planning and Zoning Commission, Library

➤ Commented that it had been her pleasure to serve with all in the room.

Council Member Wayne Hardy: Airport, Water, Beautification

➤ No comments or reports.

Council Member Troy Netto

➤ Excused.

Council Member Russell Smith: Cemetery, Buildings and Equipment, Sewer

➤ No reports or comments.

Mayor Nolan Davis: Waste Management Board, Economic Development, Five County Steering Commission

➤ No reports or comments.

### **MEETING ADJOURNMENT**

*As there was no further business the meeting was adjourned at 7:20 pm.*

**APPROVED by City Council this 19<sup>th</sup> day of January, 2016.**

  
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**MONICA D. SEIFERS, City Recorder**