

Approved

MINUTES OF THE REGULAR MEETING OF THE GRANTSVILLE CITY COUNCIL, HELD ON SEPTEMBER 21, 2016 AT THE GRANTSVILLE CITY HALL, 429 EAST MAIN STREET, GRANTSVILLE, UTAH. THE MEETING BEGAN AT 7:00 P.M.

Mayor and Council Members Present: Council Members Jewel Allen, Krista Sparks, Tom Tripp, Neil Critchlow, and Mike Colson. Councilman Critchlow arrived after the vote on the first agenda item. Mayor Brent Marshall was excused.

Appointed Officers and Employees Present: Michael Jones, Joel Linares, and Christine Webb.

Citizens and Guests Present: Craig Anderson, Kent Liddiard, Susan Johnsen, Sheila Hurst, and Michael Jones.

Councilman Tripp asked Craig Anderson to lead the audience in the Pledge of Allegiance.

AGENDA:

1. Consideration of appointment of Mayor Pro Tempore.

Motion: Councilwoman Sparks made a motion to appoint Councilman Tripp as Mayor Pro Tempore. The motion was seconded by Councilman Colson. The vote was as follows: Councilwoman Allen, "Aye", Councilman Tripp, "Aye", Councilwoman Sparks, "Aye", and Councilman Colson, "Aye". The motion carried.

Councilman Neil Critchlow arrived at the meeting.

2. Public Hearing:

a. Proposal to amend the Capital Facilities Plan.

3. Public Comments.

Mayor Pro Tempore Tripp asked how many people wished to comment. He requested they keep their comments to about four (4) or five (5) minutes at the most.

Susan Johnsen spoke on the Donner Reed Museum. She commented that historic preservation is often messy, expensive, contentious, and difficult. She encouraged the Council to use the money received to start the process of renovation. Mrs. Johnsen believed more money will be forthcoming as groups work together to find grants suited to the situation. She stated this boils down to money but the ultimate deciding factor should be whether the building is worth saving. She expressed her feeling that it is definitely worth saving. Mrs. Johnsen reported her husband has already contacted the Division of State History about the building. The information is being processed and they have expressed an interest in helping out any way they can. She emphasized her favor to save the building and encouraged the Council to seek funding opportunities.

Steven Allred expressed a need, if at all possible, to save the Donner Reed Museum. He said the docent of the Sons of the Utah Pioneers, Jay Weyland and Craig Anderson, have devoted countless hours at the Museum. He commented that he could see both sides of the fence on this issue. Mr. Allred stated that once we lose our history, we are in big trouble. He argued Grantsville claims to be very cognizant of our history. He mentioned the Old Folks Sociable. Mr. Allred reported the Donner Reed Museum building is probably the oldest adobe structure in the intermountain area that is publicly used. He added that it is something we need to save for our heritage. He hoped the City Council can find ways to save it.

Craig Anderson stated lament lasts forever. He reported in 1957 they tore down the opera house and it is still lamented. He felt that building should never have been torn down. Mr. Anderson expressed his feelings that if we lose this building, we will lament it for many years. He said he hesitated to recommend a rebuild of the building. He believed it should be repaired and maintained. He felt the building could be done to make it structurally sound enough to serve the purpose it has served. Mr. Anderson gave a brief history of the building and the artifacts. He stated it needs to be preserved in as much of the original condition as possible; save as much of the adobe walls as are savable. He suggested the Council spend the grant money the City has to get the building stabilized.

4. Summary Action Items.

- a. Approval of Minutes from the September 7, 2016 City Council Work Meeting and September 7, 2016 City Council Meeting.
- b. Approval of Bills in the amount of \$655,457.06.

Councilman Critchlow asked about a bill for speed bumps in Anderson Ranch. He inquired if the City is required to put speed bumps in. Attorney Linares answered we are not required to put them in. Councilman Critchlow asked if that should be the home owners' association's responsibility. Attorney Linares said they were placed on the City's roads, so we would pay for them.

Motion: Councilman Colson made a motion to approve the summary action items as presented. The motion was seconded by Councilwoman Allen. The vote was as follows: Councilman Critchlow, "Aye", Councilwoman Allen, "Aye", Councilman Tripp, "Aye", Councilwoman Sparks, "Aye", and Councilman Colson, "Aye". The motion carried.

Attorney Linares asked Mayor Pro Tempore Tripp to address agenda item 2.

2. Public Hearings:

a. Proposal to amend the Capital Facilities Plan.

Mayor Pro Tempore Tripp asked if there were any comments. No comments were offered and the public hearing was closed.

5. Discussion and consideration of restoration of the Donner-Reed Museum.

Mayor Pro Tempore Tripp commented there has already been some public input on this item. He mentioned in the materials there is a description of potential spending.

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Attorney Linares reported he, Mayor Marshall, and Councilman Colson met at the Museum. They discussed the fact that it is probably one of the oldest buildings in Utah and the State may have an interest in saving it. Attorney Linares explained Mayor Marshall has made contact with Representative Sagers and they have been pushing in the legislature to get money to try to save the building. Representative Sagers has met with the Governor regarding it and it looks like they may appropriate some funds towards it.

Councilman Critchlow commented he has been down to the museum a few times last week and the wall is definitely having some issues. He reported that something stuck out in his mind. He would love to save the building. He also felt like we need to make a museum area for the artifacts that people don't have to go inside that building. He asked what it would take to build a shell over the top of the building. Councilman Colson asked what type of structure he was suggesting. Councilman Critchlow would like to enclose the building inside of a building. He explained we could take the two (2) trees out on the east side. Councilman Colson reported there is not enough room for two separate buildings on the property. They measured and with the setbacks, two (2) buildings won't fit. Councilman Critchlow said if we build a building over the existing building, it would protect it from the weather and it will be able to stand a lot better. He recommended the new building be large enough to also house the artifacts and the cabin. He would like to use the money we have to stabilize the wall and then get additional money to build the extra cover.

Councilman Colson clarified the current building would then be an artifact inside of the larger museum. Councilman Critchlow confirmed this. Councilman Colson commented for long term preservation, that would be best.

Councilwoman Allen pointed out there is a certain feeling of walking into the pioneer era when visiting that area of town. She expressed concern about a new building not fitting in with the area. The Council agreed.

The Council discussed how the restoration would be altered if the building were encapsulated inside of another building. Councilman Colson stated he would like to have the Mayor get two more bids. Attorney Linares commented there are rules for sole source providers and it could be argued that this is that kind of situation. He said if the Council wants to put it out for bid, we could. Recorder Webb interjected that it has gone out to bid. Councilman Colson explained there are a lot of contractors that do the concrete blocks and that is what he is proposing to put in. Mayor Pro Tempore Tripp commented if we are only doing an interim measure to save the building from collapse, we may have more options for contractors. He added that if we are trying to turn it into a mostly adobe building, then Abstract may be more necessary. Councilwoman Sparks felt the money we have should be put towards stabilizing the building, leave it as it is, and let the Historic Preservation Commission suggest options and help find funding.

Motion: Councilman Colson made a motion to direct Mayor Marshall to get a few other bids for the restoration work and move forward with the restoration to stabilize the building. The motion was seconded by Councilwoman Sparks. The vote was as follows: Councilman Critchlow, "Aye", Councilwoman Allen, "Aye", Councilman Tripp, "Aye", Councilwoman Sparks, "Aye", and Councilman Colson, "Aye". The motion carried.

6. Consideration of Resolution 2016-23 adopting the Historic Preservation Commission.

Councilman Colson stated he read through the ordinance. He asked about the membership of the Commission. It was proposed there be six (6) members with one (1) non-voting member being a City Council Member and the others all being Grantsville residents. Councilman Colson expressed a desire that one seat not be required to live in Grantsville. His other thought was on limiting the commissioners to two (2) terms. He would possibly prefer to strike the limit of terms.

Councilman Critchlow agreed. His concern was with section four which addresses enforcement of State historic preservation laws. He reported his house was built in 1890 and he doesn't want someone telling him he can't do anything with his house. He asked if this would make that possible. Attorney Linares answered unless someone calls in to register their house and gets on a list of historic sites, they do not get involved. Councilwoman Allen explained if you put the home on the National Historic Register, unless you receive federal funds, you can do whatever you want. They recommend that you consult with the State like we're doing right now with the Donner Reed Museum.

Councilwoman Allen commented on Councilman Colson's concerns. She felt there may be a good, practical benefit to bring in someone from outside of Grantsville. Attorney Linares explained the resolution could be amended based on the motion. They would want to state one member of the commission may be a non-resident. Councilwoman Allen commented as far as the term limit, she had concerns about someone serving for a long time. The other councilmembers felt that would not be a problem because the commissioners will need to be reappointed every four (4) years. Councilwoman Allen pointed out the term limit would allow people a chance to serve and then be replaced without having to quit.

Motion: Councilwoman Allen made a motion to approve Resolution 2016-23 establishing a Historic Preservation Commission to provide advice and information to City officials and other governmental officials and to support enforcement of State Historic Preservation Laws with the following amendment: that at least four members shall be residents of Grantsville City. The motion was seconded by Councilwoman Sparks.

Councilwoman Allen expressed her excitement for this commission. She is aware of some grants we may qualify for.

Motion: Councilwoman Allen made a motion to approve Resolution 2016-23 establishing a Historic Preservation Commission to provide advice and information to City officials and other governmental officials and to support enforcement of State Historic Preservation Laws with the following amendment: that at least four members shall be residents of Grantsville City. The motion was seconded by Councilwoman Sparks. The vote was as follows: Councilman Critchlow, "Aye", Councilwoman Allen, "Aye", Councilman Tripp, "Aye", Councilwoman Sparks, "Aye", and Councilman Colson, "Aye". The motion carried.

7. Discussion of Ordinance 2016-13 requiring fire suppression.

Mayor Pro Tempore Tripp asked if there was an ordinance presented. Attorney Linares answered an ordinance was created and given a number. The ordinance was tabled, however, any new ordinance

proposed will have the same number. Mayor Pro Tempore Tripp explained the packet contained a letter from the Chief Deputy Fire Marshal Ted Black with two proposed ordinances. Fire Marshal Kent Liddiard stated in the proposal, it talks about adopting the appendices of the fire code. He felt that before the Council could discuss this topic, they should have the appendices which he provided. Councilwoman Allen said it was her understanding the Council was scheduled to have a work meeting on this information. Fire Marshal Liddiard explained to discuss the ordinances that have been sent out, the Council should know what is in these appendices because they would have to be adopted as well.

Councilman Critchlow expressed a desire to adopt all four appendices. He stated he does not have a lot of problems with the ordinance proposed by the State Fire Marshal other than the square footage. Councilman Critchlow reported when Deputy Black figured the square footage, he figured the water tender at one engine which is 8,250 gallons. Councilman Critchlow said we've had two (2) fires the fire department has responded to that had over 14,000 gallons of water available on vehicles. He explained all of the fire trucks that show up to fight fires. He felt 4,000 square feet can adequately be protected. Councilman Colson pointed out the square footage requirements are based solely on the livable space.

Councilman Critchlow stated we have a lot of water going to a fire. Councilwoman Sparks asked what square footage we could put out with all of the equipment we have. Councilman Critchlow said you could almost put out a fire on a home with 5,000 square feet. Councilman Colson commented that Deputy Black's proposed ordinances would limit the square footage to 3,000 because he has limited the number of trucks to two (2). Councilman Critchlow replied that is not how they do things. Mayor Pro Tempore Tripp added that it may change how you do things. He commented that they may not be able to let the tender leave the City, which we currently do. Councilman Critchlow responded very seldom. Mayor Pro Tempore Tripp indicated they took the tender to Vernon to fight a fire a few weeks ago. Councilman Critchlow answered they did, he drove it actually. Mayor Pro Tempore Tripp remarked we would have to change that as allowable and hold it here in our City limits. Councilman Critchlow said we could do that but in those kind of emergencies we can take care of that. He said our fire hydrants are getting a lot better than they were; there are a few that need to be replaced because they are not adequate for what they do. Attorney Linares asked if just the hydrants need to be replaced or if the lines to the fire hydrants need to be replaced. Councilman Critchlow answered just the hydrants. Attorney Linares asked Councilman Critchlow how many he felt needed to be replaced. Councilman Critchlow could think of probably ten (10). Councilman Colson felt they need to make that a priority. The Council discussed hydrants, hoses, and water pressure.

Councilwoman Allen clarified Councilman Critchlow was abdicating for a larger square footage. Mayor Pro Tempore Tripp confirmed they were discussing places that are not protected by normal water hydrant distribution and they are considering alternate methods of fire protection. He explained if you can't get to a fire with the normal hydrant system, the State Law allows sprinkler protection, and they are considering what they would require for sprinkler protection. Councilman Critchlow added if you keep your house under 4,000 sq. ft., you wouldn't have to sprinkle it. Councilwoman Allen asked where the 4,000 is on the ordinance. Councilman Critchlow answered it wasn't in there; this was just Deputy Black's suggestion.

Fire Marshal Liddiard stated Deputy Black can explain his reasons for his calculations when he comes out in two weeks. He added by passing the ordinance the Council will be obligating the City in the future to always maintain at least a 7,500-gallon tanker because that is what you are basing the fire

protection on. The equipment we have is not new, you will have to replace it and you need to consider that. Fire Marshal Liddiard went on to say if Appendix C, which is a road ordinance and takes precedence, is adopted, it will affect your subdivision codes. He expressed his concerns about adopting the appendices. Mayor Pro Tempore Tripp reported we could adopt the ordinance, but until you get it adopted by the State Legislature, you won't be able to enforce it.

Councilwoman Allen asked why the legislators would say no to the ordinance if it works for the city. Attorney Linares answered the City is politically subservient to the State. So if the State passes a law for the fire code, it is the basement and cities cannot pass anything that goes beneath it. He went on to say that if they pass a law that states in order for you to amend the building code, we have to approve it, then that is the process. This proposed ordinance not only amends the fire code, it also amends the building code and under the building code, they have to approve it. Attorney Linares explained when you pull up the State code, it has a section on building code exceptions adopted by other towns that had to be approved by the legislature. He has been trying to figure out how that works. Fire Marshal Liddiard said the 2003 edition of the IFC started requiring that all residences would be sprinkled. The State Legislature has taken that part out of the code and said when they passed it is, "This is the State Fire Code. You cannot change it no matter what." This year when they passed the 2015 edition, they are giving local jurisdictions a chance to pass a code that is stronger than what the State says. You cannot pass anything weaker than the State code. This is a rare opportunity to adopt the Fire Code as it is written and these homes will be sprinkled. Mayor Pro Tempore Tripp clarified any changes made will need to be adopted by the end of this year. Fire Marshal Liddiard confirmed.

Councilman Critchlow said with the calculations he had, 4,000 sq. ft. is reasonable. He has talked with the Fire Chiefs and they felt comfortable with 4,000 sq. ft. He doesn't have a problem with the rest of this code. He did comment on a few items.

Councilwoman Sparks asked if we just default to the State code if we do not adopt an ordinance. Fire Marshal Liddiard answered yes, and that's exactly what we have done for the last twelve (12) years.

8. Mayor and Council Reports.

Councilwoman Sparks attended training with the Fire Department. She had a wonderful experience. She said they were very complimentary of Brad Clayton who has taken over their training. He is doing a good job. Councilwoman Sparks has had people stop and ask her if we have a beautification committee in place. She stated with spring coming, she and others would like to see the flower baskets back. She would like to look at developing a beautification committee. She encouraged everyone to support homecoming this week. The Council Members will have a vehicle to ride in the parade on Friday.

Councilman Colson received a couple of complaints about sidewalk damage due to trees in the park strip. He asked how the city typically handles it. Attorney Linares said we usually just go fix it to mitigate liability for the City.

Mayor Pro Tempore Tripp reported on the Mosquito Abatement Board Meeting. He asked how the Council felt the month of August was for mosquitoes. They agreed they were under control and not as bad as at the beginning of the summer season. Mayor Pro Tempore Tripp explained the Mosquito

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Abatement switched to a thirty-day larval control. He added the problem with mosquitoes are diseases they carry. The Mosquito Abatement measure the pools of mosquitoes. There were four pools with West Nile Virus in the County. Three were found near the Benson Grist Mill and the other was found near the Castagno Ranch. Mayor Pro Tempore Tripp reported the state and national statistics related to the diseases spread by mosquitoes. He stated he would like to discuss the sewer. He reminded the Council about the discussion with a developer at the previous Council Meeting. The developer said they could not hook up to the sewer system so they will put in a lift station. When the City said we are not going to take lift stations, he suggested it be maintained by the HOA (home owner association). Mayor Pro Tempore Tripp does not feel lift stations should be maintained by HOAs. He would like to see the City draft a resolution or ordinance that states we're not going to allow sewer lifts to be handled by HOAs. Mayor Pro Tempore Tripp expressed his favor of Councilwoman Sparks heading the beautification committee.

Councilwoman Allen attended the Library Board Meeting. She reported on the exciting developments of the library. Some of which are: the "Book a Librarian" program, qualifying for a grant which they would like to purchase literacy packets, and plans for the anniversary celebration. Councilwoman Allen attended the ULCT conference where they passed several resolutions. One was for fireworks restrictions. She encouraged the Council Member to let her know of any suggestions or concerns about future legislation. While at the conference she attended there was a presentation on a program for revitalization. She would like to take advantage of this program. Councilwoman Allen was approached by a friend with concerns about affordable rental housing that is safe. She would like to set some basic guidelines for developers regarding open space, interconnecting trails, etc. She would like to control how the City develops. Mayor Pro Tempore Tripp stated we do have regulations on developments.

Councilman Critchlow reported on the Planning Commission Meeting. He explained some of the agenda included the building on Cortland Street, the development on West Street, and the Hinckley Park subdivision. He attended the 9-11 open house at the Fire station and went to the bike rodeo held at the elementary school. He extended his congratulations to the football team for winning a game. He hopes everybody participates in the homecoming activities.

9. Adjourn.

Motion: Councilmember Sparks made a motion to adjourn. Councilmember Allen seconded the motion. The meeting was adjourned at 8:31 p.m.