

Date: January 26, 2017
 Time: 6:30 p.m.
 Place: Willard City Hall, 80 W 50 S, Willard, UT 84340
 Attendance: Mayor Kenneth Braegger, Council members Robert Beebe, Mike Crossley, Josh Braegger, and Jared Profaizer; City Recorder Teri Fellenz, City Planner Bryce Wheelwright, City Attorney Kevin McGaha

Excused: Council member Del Fredde

Others: (see attached for others)

1. Call to Order

- a. Invocation
- b. Pledge of Allegiance

2. Open Comment Period (Individuals have three minutes for open comments. If required, items may be referred to department heads for resolution. Items requiring action by the City Council will be placed on the agenda for a future meeting.)

Judy Loveland – 70 S 100 W – Thanked the Council members for their service and the Maintenance Department for the great job they have done on keeping the roads clear of snow. She also thanked Gaylene Nebeker and Teri Fellenz for shoveling around City Hall. Council member Crossley added the school bus drivers were very appreciative of the great job the Maintenance Department did clearing snow on Hargis Hill road. Judy again thanked the Council and staff for all they do for the residents of Willard City.

3. Business

- a. Rocky Mountain Power – Consideration of Ordinance 2017-A **AN ORDINANCE GRANTING AN ELECTRIC UTILITY FRANCHISE AND GENERAL UTILITY EASEMENT TO ROCKY MOUNTAIN POWER** – City Attorney Kevin McGaha presented the changes between the expiring agreement and the proposed agreement. He stated some of the changes are based on Utah State Code changes and rulings. Some of the changes have to do with solar energy and Federal Law. He concluded he recommends the new agreement.

Council member Profaizer made a motion to approve Ordinance 2017-A Granting an Electric Utility Franchise and General Utility Easement to Rocky Mountain Power. The motion was seconded by Council member Crossley. The motion carried with the following vote:

***Council member Beebe – yes
 Council member Crossley – yes***

***Council member Braegger – yes
 Council member Profaizer – yes***

- b. Planning Commission Report
- c. Discussion on recommendation from Willard/Perry Wastewater Facility Board to sell jointly owned Vac truck. Mayor Braegger explained the Vac truck was purchased to be used in case of emergencies with the sewer collection lines. He stated Willard's system is fairly new and there has not been a need but said there will come a time when it will be needed more and more. He added Perry City has used it quite a bit and it has not been serviced. They now want to sell it because they have purchased a tow behind unit. It was estimated the

cost for a routine maintenance check would be \$3,000. Resident Fred Ward asked about the cost to call in a Vac truck service. Mayor Braegger stated it was somewhere around \$260 per hour. He also explained the original decision to charge \$85 per hour to the communities for use to be put toward the maintenance. That has not happened. Additional discussion was held on selling the unit and having the Willard City Maintenance Department arrange for the maintenance and get it taken care of. Additional discussion was held on paying for the maintenance. Council member Crossley stated they should look at getting it serviced and go forward from there.

- d. Approval of minutes: The minutes of the January 12, 2017, meeting were individually reviewed.

Council member Crossley made a motion to approve the minutes as written. The motion was seconded by Council member Beebe and the motion carried.

***Council member Beebe – yes
Council member Crossley – yes***

***Council member Braegger – yes
Council member Profaizer – yes***

- e. Financial – The vouchers and warrants were presented to the Council for approval. The reports were individually reviewed.

Public Hearing - The purpose of the hearing is to take public comment on a proposed increases to the 2016-17 Fiscal Year Budget to account for additional income and expenses due to an increase in development, receipt of grants and expenditures of Fire Department restricted funds.

City Recorder Teri Fellenz presented the proposed changes to increase the budget to account for increased revenue and expenditures from the receipt of grants and development and the expenditure of restrict funds for the Fire Department.

Mayor Braegger opened up the public hearing. There was no public comment.

Council member Crossley made a motion to close the public hearing, seconded by Council member Beebe. The motion carried.

***Council member Beebe – yes
Council member Crossley – yes***

***Council member Braegger – yes
Council member Profaizer – yes***

The public hearing was closed at 7:10 p.m.

- 1) Warrants
- 2) Vouchers
- 3) Reports
- 4) Consideration of Resolution 2017-1 Approving increases to the 2016-17 Fiscal Year Budget to account for additional income and expenses due to an increase in development, receipt of grants and expenditures of Fire Department restricted funds.

Council member Crossley made a motion to approve Resolution 2017-1 to approve the increases to the 2016-17 FY Budget. The motion was seconded by Council member Profaizer. The motion carried.

***Council member Beebe – yes
Council member Crossley – yes***

***Council member Braegger – yes
Council member Profaizer – yes***

4. Department Reports

a. Maintenance Department

- 1) Purchase approvals – Maintenance Supervisor Doug Thompson requested approval for the purchase of cutting edges for the snow plows in the amount of \$1,400 and a hydraulic motor for the spreader in the amount of \$500.

Council member Beebe made a motion to approve \$1,900 for parts for the snow plows. The motion was seconded by Council member Braegger. The motion carried.

***Council member Beebe – yes
Council member Crossley – yes***

***Council member Braegger – yes
Council member Profaizer – yes***

- 2) Discussion/decision on Updating Willard City Public Works Standards – Doug stated he has not be able to meet with Mayor Braegger to discuss the changes.

Doug then stated he was contacted by Granite Construction asking if we would be interested in approximately 22,000 tons of material removed from the sides of Highway 89 to make way for the widening and installation of bicycle lanes. He stated the material will be dirt and concrete. A discussion was held on places to put the material and Doug suggested 200 West. It was estimated it would be about 500 loads. Doug went on to explain the project bids were due by the following Tuesday. A brief discussion as held and Mayor Braegger stated they would be able to use the material if they dump it in the location and then they discussed how it could be graded and distributed along the area.

Doug then reported the brakes on the 1999 International went out while the truck was in use. He stated he has requested Jake Bodily take a look at it. He stated the truck is currently out of service.

Doug then expressed concern the department is having with snow removal and asked for help in notifying owners of vehicles alongside the streets, on the City right-of-way to remove them. He stated with the amount of snow they are running out of space to put it and trying to push it back is tearing up the plows.

b. Police Department

- 1) Purchase approvals

c. Fire Department

- 1) Purchase approvals – Fire Chief Van Mund requested approval to purchase 2 tires for the First responder truck and to have the alignment checked. He presented the 3 quotes with the lowest being from Big O for \$439.96 plus \$65 for alignment. The total request was for \$520.00

Council member Crossley made a motion to approve \$520 for tires and alignment, seconded by Council member Beebe. The motion carried.

***Council member Beebe – yes
Council member Crossley – yes*** ***Council member Braegger – yes
Council member Profaizer – yes***

Chief Mund then reported on the number and types of calls and the hours for fire calls including agency assist calls. A brief discussion was held. He also noted they do not charge for Carbon Monoxide Detector calls.

5. Council members

- a. Robert Beebe – Council member Beebe discussed an outstanding bill from Sunrise Engineering in the amount of \$2,850 to look at the discharge. He stated Greg Hansen has

gotten it reduced by 1/3 to \$2,000 . He stated it needs to be paid. Mayor Braegger asked if that is our portion and Council member Beebe stated Perry City feels it is all our bill. City Attorney Kevin McGaha explained Steve Pettingill, Board Chair, had requested Sunrise Engineering to look at the discharge. Mayor Braegger asked for a motion from the Council.

Council member Beebe made a motion to approve \$2,000 for payment to Sunrise Engineering.

Council member Crossley stated his concern was if Willard pays it there is no guarantee Perry will pay. A brief discussion was held and the item was tabled.

- b. Mike Crossley
- c. Del Fredde
- d. Josh Braegger
- e. Jared Profaizer

6. Closed Session – To Discuss Pending Litigation.

Council member Crossley made a motion to go into a closed session to discuss pending litigation. The motion was seconded by Council member Braegger. The motion carried with the following vote:

<i>Council member Beebe – yes</i>	<i>Council member Braegger –yes</i>
<i>Council member Crossley – yes</i>	<i>Council member Profaizer – yes</i>

Mayor Braegger, Council members Beebe, Crossley, Braegger, and Profaizer, City Attorney Kevin McGaha and City Recorder Teri Fellenz remained in the Council chambers for the closed session which began at 7:35 p.m.

Council member Crossley made a motion to adjourn the closed session and return to the regular meeting. The motion was seconded by Council member Beebe. The motion carried.

<i>Council member Beebe – yes</i>	<i>Council member Braegger –yes</i>
<i>Council member Crossley – yes</i>	<i>Council member Profaizer – yes</i>

They returned to the regular session at 8:12 p.m.

- 7. Mayor’s General Correspondence and Information**
- 8. Adjourn: Council member Profaizer made a motion to adjourn the meeting, seconded by Council member Beebe. The motion carried and the meeting adjourned at 8:12 p.m.**

Minutes were read individually and approved on February 23, 2017.