



City of Milford

Mayor
Nolan Davis

City Administrator
Makayla Bealer

City Council
Russell Smith
Ian Spaulding
Les Whitney
Terry Wiseman
Shane Yardley

NOTICE AND AGENDA

PUBLIC NOTICE IS HEREBY GIVEN that the City Council of Milford, Utah will hold a meeting at **4:00 PM** at the **Milford EMS Building, 880 North Main, Milford, Utah** for the purposes described below on **Tuesday, November 20, 2018**.

- 1. MAYOR'S WELCOME & CALL TO ORDER:** Roll Call & Pledge of Allegiance
- 2. VISITORS**
 - a. None
- 3. CONSENT ISSUES**
 - a. Financial report October 2018
 - b. Approval of bills and payroll
 - c. Approval of minutes: October 18, 2018 Council Meeting
- 4. NEW BUSINESS**
 - a. Interlocal Agreement to fund Law Enforcement within Beaver County
 - b. Library Board recommendations
- 5. ORDINANCES AND RESOLUTIONS**
 - a. Resolution 12-2018 "Law Enforcement Interlocal Agreement"
- 6. COMMENTS**
 - a. Staff member reports and comments
 - b. Council member reports and comments

7. ADJOURNMENT

Notice: The City Council may adjourn to Executive Session pursuant to the provisions of §52-4-204 and §52-4-205, Utah Code Annotated (1953), as amended.

CERTIFICATE OF DELIVERY & POSTING

I, Monica D. Seifers, duly appointed and acting City Recorder do hereby certify that the above Notice and Agenda was posted in three public places within the Milford City Limits on this 15th day of November, 2018. These public places being 1) Milford City Office; 2) U.S. Post Office; and 3) Milford Public Library. The foregoing Notice and Agenda was also delivered to each member of the governing body and posted on www.utah.gov/pmn and linked to www.milfordcityutah.com and the Milford City Facebook page.

In compliance with the Americans with Disabilities Act, the City of Milford will make efforts to provide reasonable accommodations to disabled members of the public in accessing City programs. Request for assistance can be made by contacting the City Recorder at 435.387.2711 at least 24 hours in advance of the meeting to be held.

Milford City Council Meeting
Tuesday, November 20, 2018, 4:00 PM
Milford EMS Center, 880 North Main Street
Milford, Utah 84751

Members Present: Mayor Nolan Davis, Council Members, Ian Spaulding, Les Whitney, Terry Wiseman, and Shane Yardley.

Absent: Council Member Russell Smith

Staff: City Administrator Makayla Bealer, City Recorder Monica Seifers, Administrative Assistant Lisa Thompson, Attorney Leo Kanell

Visitors (Official Roster): Lorie Schow

Call to Order

Mayor Nolan Davis called the meeting to order at 4:00 p.m.

Visitors

a. None

Consent Issues

a. Consent issues including bills and payroll, Financial Report October 2018 and Minutes of October 18, 2018 Council Meeting.

- *MOTION: Council Member Les Whitney moved to approve the consent issues as presented. Motion was seconded by Council Member Ian Spaulding. All were in favor, motion carried.*

New Business

a. Interlocal Agreement to fund Law Enforcement within Beaver County

Attorney Kanell suggested that the members of the council visited the resolution first as it would be approving the agreement.

Ordinance and Resolutions

a. Resolution 12-2018 "Law Enforcement Interlocal Agreement"

- *MOTION: Council Member Shane Yardley moved to adopt Resolution 12-2018 "Law Enforcement Interlocal Agreement". Motion was seconded by Council Member Les Whitney. Roll call votes were as follows: Council Members Terry Wiseman, Shane Yardley, Ian Spaulding, Les Whitney – aye. None opposed. Motion carried.*

Return to New Business

Attorney Kanell presented the agreement to the council explaining that once the city council signs the agreement it will then go to the county. Council Member Spaulding stated that the city had been discussing this for quite some time. He asked for clarification on the concept of paying twice. Attorney Kanell expressed that the cities did not have enough assessed valuation in their boundaries to pay for law enforcement because all of the value is located out in the county. He explained that it wasn't fair to ask the cities to tax this small group of people to pay for law enforcement when the fair way to do it would be to be tax everyone equally. It is the way recreation, library, fire, garbage, hospitals, etc. If the county adopts the agreement, the cities have promised to offset the tax rate the same amount the county. It is a loss of tax revenue to the city, but the loss of law enforcement expense is greater. The taxes collected will remain in the General Fund for

municipal use. Mayor Davis expressed that this was an issue that he and Attorney Kanell had been trying to address for multiple years. They have tried to get former Sheriff's to adopt a county wide program and they have always had negative feedback. It has taken a lot of work on Attorney Kanell's part the past couple of years; Mayor Davis expressed his appreciation for his diligence. Attorney Kanell urged everyone who could attend to be at the public hearing on December 18. Mayor Davis suggested that the council meeting regularly scheduled for that same day be canceled.

- *MOTION: Council Member Ian Spaulding moved to authorize the Mayor and City Attorney to sign the Interlocal Agreement to fund Law Enforcement within Beaver County. Motion was seconded by Council Member Shane Yardley. All were in favor, motion carried.*

b. Library Board Recommendations

Mayor Davis cited that the council would go into executive session but first wanted to discuss the after school funding. Council Member Whitney had been in contact with Wendy Yardley, who had met with the county commission, and reported that the After School Program had lost their funding. Mrs. Yardley is continuing to apply for other grants to fund the program. Council Member Whitney found a Rocky Mountain Power funded grant that he advised her of. The county commission, today, committed to contributing \$30K next year for the program if the other taxing entities will participate as well. They understand that the budget cycles do not all coincide, but if they can get the commitment from each entity they would agree to contribute that amount. City Administrator Bealer asked how much it cost to fund the program annually. Lorie Schow explained that it was a total of \$113K county wide. City Administrator Bealer asked if the school district was contributing. Mrs. Schow cited that the school district contributed this year, in the amount of \$4K and provide the buildings, snacks, power, etc. and they figure that is about \$40k per year. Council Member Whitney stated that they were going to ask the school district for \$30K as well; Mrs. Yardley was attending the school district meeting tonight with that request. Beaver City has committed to contributing somewhere between \$20 - \$30K next year, but Mayor Robinson did not have the exact number yet. Mrs. Yardley asked if Milford and Minersville would be able to contribute and when. Mayor Davis had met with Mrs. Yardley and told her that the city would not know an amount until after the outcome of the local agreement with the county, and when the city began to prepare their budget. City Administrator stated that it was safe to say that the city would be able to contribute, we just don't know a dollar amount until preparing the budget. Mayor Davis added that they had a lengthy discussion at Five County Association of Government meeting and they are addressing it with DWS to find out why the funding was cut, and to let them know that it has really hurt the rural communities – and they seem to be the ones utilizing the programs the most and have the most success.

Mayor Davis called for a motion at 4:20 p.m. to close the open meeting and enter into Executive Session for the purpose of discussing the character or competence of an individual.

- *MOTION: Council Member Les Whitney moved to close the open meeting and enter in Executive Session for the purpose of discussing the character or competence of an individual. Motion was seconded by Council Member Terry Wiseman. Roll call votes were as follows: Council Members Terry Wiseman, Shane Yardley, Ian Spaulding, Les Whitney – aye. None opposed. Motion carried.*

Lorie Schow left the meeting at 4:20 p.m. The following were present for Executive Session:

Mayor Davis, Council Members Les Whitney, Ian Spaulding, Shane Yardley, and Terry Wiseman. City Administrator Makayla Bealer, City Attorney Leo Kanell, City Recorder Monica Seifers, and Administrative Assistant Lisa Thompson.

- *MOTION: Council Member Terry Wiseman moved to close the Executive Session and reconvene in open meeting at 4:53 p.m. Motion was seconded by Council Member Ian Spaulding. All were in favor, motion carried.*

Regular Meeting Reconvened at 4:53 p.m.

Return to Library Board Recommendation

Mayor Davis reported that the city would be accepting the letter of resignation that was left under the city office door by John Fowles, per recommendation of the City Attorney. Move forward with library operations utilizing the current employees of the library until the recommendation from the library board has been given. The maximum number of hours for the assistant to carry out the duties will need to be identified in the meantime.

- *MOTION: Council Member Terry Wiseman moved to accept the letter of resignation from John Fowles; allow the current staff to operate in the interim with Cynthia Carter not exceeding 67 hours per pay period; until the recommendation of the library board has been received by the end of December and no later than the January council meeting. Motion was seconded by Council Member Ian Spaulding. All were in favor, motion carried.*

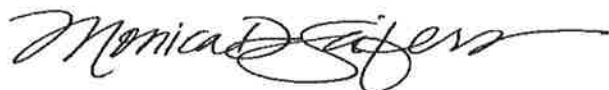
Staff and Council Reports

Makayla Bealer ~ City Administrator

- Milford City has been awarded the SEARCH Grant in the amount of \$30K.
- The 2017-2018 financial audit has been completed. The auditor's report will be given in the January council meeting.
- The Beaver County Road Crew is wondering if the city is interested in exchanging equipment. Mayor Davis had also talked with Foreman Stewart and agreed that there should not be an issue with trading out with the county, they have always been good to share resources when the city has needed them. The details will be worked out and reported on.
- The Milford High School Executive Council are wanting to light the "M" on the Baldy water tank. The concern is with pulling power from the pressure pump and how the lights would be mounted to the tank. Mayor Davis felt that this was something that should have been done a long time ago and had a few ideas on how to accomplish it. He will get with Administrator Bealer and Foreman Stewart.
- Beaver County has imposed the Sales and Use Tax on the highway funds. The city's estimated revenue is \$28K. This will help improve the roads.

As there was no further business, the meeting adjourned at 5:08 PM.

APPROVED by City Council the 15th day of January, 2019.



MONICA D. SEIFERS, City Recorder

