

**Genola City Council Meeting via ZOOM
December 9, 2020**

Elected Officials Present: Mayor Marty Larson, Council Members John Savage, Neil Brown, Hale Robison, Lori Christensen.

Staff Present: Legal Counselor Joshua Nielsen, Fire Chief William McMullin, Police Chief Rodney Hurst, Planning Commission Chairman John Rosenberger, City Recorder Lucinda Thomas.

Citizens Present: Chad Colburn and Grant Lundberg.

WORK SESSION:

None Scheduled

7:00 pm CALL TO ORDER, PLEDGE, OPENING CEREMONY, RECOGNITION:

1. Mayor Marty Larson called the meeting to order at 7:00 p.m.
The Pray was given by Councilman Neil Brown
Councilman Hale Robison led in the pledge of allegiance.

CONSENT ITEMS:

2. Mayor Marty Larson gave a brief description of the item(s) listed below.

- a. **Minutes of November 11th, 2020 Council Meeting –**
Councilman Neil Brown made a **Motion to approve** the minutes for November 11, 2020.
Councilwoman Lori Christensen **Seconded** and the motion **Passed** all in favor.

3. b. **Expenditures in the amount of \$105,249.42**

Councilman Neil Brown made a **Motion to approve** the expenditures in the amount of one hundred five thousand two hundred forty-nine dollars and forty-two cents (\$105,249.42).
Councilman Hale Robison **Seconded** and the motion **Passed** all in favor.

4. Work Order #3 and Work Order # 2020-02:006 in the amount of nine thousand six hundred thirteen dollars and eighty-five cents (9,613.85) to Franson Civil Engineers was discussed.

Councilman Neil Brown made a **Motion to approve** the work order in the amount of nine thousand six hundred thirteen dollars and eighty-five cents (9,613.85) to Franson Civil Engineers.
Councilman Hale Robison **Seconded** and the motion **Passed** all in favor.

5. REPORTS:

The Police Report was given by Chief Rodney Hurst he reported there were 69 case numbers for November. The Officers issued twelve (12) citations with a total of fourteen

(14) offenses. Chief Hurst reported that the stolen UTV from last month was recovered. He also reported that there was an airplane accident last month, but no one was injured.

The Fire Chief report was given by Chief William McMullin. He reported 4 calls in November. He reported that they received seven hundred seventy-five dollars (775.00) for 2 fires with the County. He also has billed the state twenty thousand two hundred fifty-four dollars and seventy-two cents (20,254.72) for DNR fires. He told Council that once the money is received for 2020 the gross will be forty thousand seven hundred seventy-one dollars and sixty cents (40,771.60) and with wages taken out it will be thirty-three thousand two hundred fifty-nine dollars and ten cents (33,259.10). The Council then discussed with the Chief the need for a new set of turnouts. Chief explained that the structure turnouts have an expiration date and two more were needed for the new firemen. His plan is to purchase a set now and the other set in July of next year.

Councilman Brown **Motioned** to **approve** two thousand three hundred dollars (\$2,300.00) for a set of turnouts.

Councilman Savage **Seconded** the motion **Passed** all in favor.

The planning commission report was given by Chairman John Rosenberger. He told the Council that a public hearing was held for a zone change with Tyler Theobald and there was no comment from the public. Mr. Theobald was going to need a little more property for a subdivision, so the planning commission continued the rezone for the next planning commission meeting. Chairman Rosenberger told the Council they had a discussion with Justin Carter about building a new home on his lot and the rules of the grandfathering use of his property. Council discussed with Josh Nielsen grandfathered uses and the need to reconsider how the Town is enforcing it. It was decided that some consideration needs to be taken. Mayor was concerned that the frontage could be sold off and that the Town would need to have a way to police that. Chairman Rosenberger said he will have the planning commission work on reconsidering the grandfathered uses of nonconforming lots. He continued that Alan Garretts sight plan for the Genola Farms subdivision lot #25 was approved with a contingency that the building within 200 feet of the property be put on the plan. Chairman Rosenberger said the commission is still working on the mining ordinance and there was approval on a lot line adjustment for Neil and Sherie Ewell.

Public Forum

No one signed in.

NEW BUSINESS:

6. Discussion and possible action with Chad Coburn on renewing the roping club's agreement with the Town. There was discussion on a change to the agreement, the arena grooming would need to be approved by Chris Steele the public works director. Councilwoman Christensen thanked the club for all their work and effort on improving the facilities. Chad Coburn asked the Council if the club could take over the little

buckaroo rodeo. Mr. Coburn told the Council the club would take on all the responsibilities and funding. There was some discussion that the liability could be a problem. It was decided to let Mr. Coburn and Chairwoman Christensen get together to come up with a detailed plan for the event.

No Motion was taken.

7. Discussion on adopting a retention and classification schedule for the Town of Genola. Clerk Thomas discussed with the Council the need for a retention schedule. Ms. Thomas said that the State Archives schedule is hard to follow and it changes. Council discussed the classification and retention schedule they had been sent. It was decided that the schedule needed to be condensed. Clerk Thomas is going to work on a condensed version and present it next month.

No motion was needed.

8. Discussion and possible action with Councilman Neil Brown on an amendment to the land lease agreement with American Tower/Verizon. Councilman Brown explained that Verizon has outsourced the smaller tower to American Towers. Their proposed amendment is extensive. They want to extend the term. They want to add a provision that we would waive all rights to make any allegation. We would not be able to have any other towers in the area, and a compensation agreement of 5% forever. It was decided the amendments to the agreement benefit Verizon and not the Town of Genola. Josh Nielsen felt that it should not be considered.

Councilman Neil Brown made a **Motion to Decline the Verizon agreement.** Councilman Hale Robison **Seconded** and the motion **Passed** all in favor.

9. Discussion regarding an amendment to the requirements for a performance bond on subdivisions. Legal Counselor Josh Nielsen explained that the subdivision ordinance requires 2 bonds: an insulation bond and a performance bond. Some of the developers are complaining about the performance bond. They said that the state only requires 10% and 1 year and the Town of Genola requires 25% and 2 years. Mr. Nielsen explained that the Town can be more aggressive than the state when it is a land use issue. There was discussion that it takes a couple of seasons to see if the improvements are going to hold up. It was decided that the 2-year bond be kept in place and the start date for the bond would be the date that the plat is recorded. The Council decided to recommend that the planning commission review the bonds and see if changes should be made to the percentages.

No Motion needed.

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130 **10. Council reports**

131 Mayor Marty Larson reported that the senior citizens baskets have been assembled by
132 Bryan Draper and DeeAnn Thomas and will be delivered within the next week.

133 Councilman John Savage reported that the park expansion needs an assessment on
134 the acreage of land for our Town to build out at 2 ½ acre lots. He is working on getting
135 that assessment.

136 Councilwoman Lori Christensen reported that the roping club would like to take on and
137 sponsor the little buckaroo rodeo. Chad Coburn told the Council the club voted to take
138 on the little buckaroo rodeo. He would like the Town Council to waive the rental fee for
139 the arena. Councilman Brown is in favor of the separation. Councilman Robison was
140 also in favor. Councilwoman Christensen would like the Council to have some input on
141 a chairman for the rodeo committee. It could be advertised on the Towns Facebook
142 page to ask for a letter of interest for anyone who would like to be considered for the
143 job. The Council was in favor of getting the notice out. Councilwoman Christensen
144 would like to get the letters and bring the names back to the Council for their input in
145 choosing the Chairperson.

146 Councilman Neil Brown already addressed the issues on his list.

147 Councilman Hale Robison had no report.
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152 **11. ADJOURN:**

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154 Councilman Neil Brown made a **Motion to adjourn**

155 Councilman John Savage **Seconded** and the motion **Passed** all in favor.
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157 Minutes prepared by Lucinda Thomas
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160 Approved on: January 13, 2021
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Lucinda Thomas, City Recorder