
Minutes
Regular Meeting
March 26, 2014

Attendance: Mayor Kenneth Neilson, Councilmen Garth Nisson, Thad Seegmiller, Ronald Truman, Jeff Turek, City Manager Roger Carter, City Attorney Jeff Starkey, City Recorder Danice Bulloch, Community Development Director Drew Ellerman, Public Works Director Mike Shaw, Power Director Kelly Carlson, Leisure Services Director Barry Blake, Events Coordinator Dustin Halterman, Deputy Recorder Tara Pentz, Audience: Senator Evan Vickers, Chris Vickers, Jim Salmon, Oakley Reeder, Sherrie Reeder, Matthew Bell, Rich Winget, Rick Millin, Tyson Millin, Gerald Bowers, Dale Finlinson, Megan Finlinson, Alan Anderson, Kimball Andrus, Ward Wagner, Ashley Wagner

Meeting commenced at 6:00 P.M.

Councilman Kress Staheli is excused from the meeting.

Invocation: Councilman Truman

Pledge of Allegiance: Councilman Turek

1. **APPROVAL OF THE AGENDA**

Councilman Truman made a motion to approve the agenda. Councilman Turek seconded the motion; which passed with the following role call vote:

<i>Councilman Nisson</i>	<i>Aye</i>
<i>Councilman Truman</i>	<i>Aye</i>
<i>Councilman Turek</i>	<i>Aye</i>

2. **ANNOUNCEMENTS**

None

3. **DECLARATION OF ABSTENTIONS & CONFLICTS**

None

4. **LEGISLATIVE UPDATE**

A. Update report on the Utah State Legislative. Evan Vickers, Utah State Senator

Senator Evan Vickers introduced himself to Council and expressed he is grateful to be able to serve as a State Senator for Beaver, Iron and part of Washington County. He updated the Council on the recent activities within the Utah State Legislature. If Washington City notices a project, which needs funding, he encouraged Council to ask him for money as he would be more than happy to try to help with the funding.

Councilman Truman commented each year Washington City has had a group for troubled youth come to Council to ask for funding. In the past, the State funded organization. He would like to know if this is something, which will be funded again in the future by the State.

Senator Vickers stated it is a real problem, and is being looked at. However, there have been no decisions at this time, but he would be happy to discuss it further with Council.

City Manager Carter stated one of the other concerns of the Council are the charter schools. We would like to see the issue be addressed at the State Legislature, to give Cities some regulation ability for safety concerns.

Senator Vickers stated it has been brought to his attention with other areas as well. He would like to discuss the item further with Council and Staff as well. He encouraged Council and Staff to please contact him with questions or concerns. He would be happy to help wherever is possible.

Councilman Turek thanked Senator Vickers for everything he does for the Washington City Community and the Youth Council. He has been extremely helpful and informative, and it has been at a great benefit to our youth.

Senator Vickers thanked Council for their time.

5. CONSENT AGENDA

APPROVAL OF MINUTES: Consideration to approve the minutes from the City Council Meetings of 3/11/14.

Councilman Truman made a motion to approve the consent agenda. Councilman Turek seconded the motion; which passed with the following roll call vote:

<i>Councilman Nisson</i>	<i>Aye</i>
<i>Councilman Truman</i>	<i>Aye</i>
<i>Councilman Turek</i>	<i>Aye</i>

6. ALCOHOL LICENSE

A. Consideration to approve a Full-Service Restaurant Liquor License to Red Robin America's Gourmet Burgers & Spirits, and granting Local Consent. Applicant: Red Robin International, Inc.

City Recorder Danice Bulloch reviewed:

Red Robin Gourmet Burgers has been sold to Red Robin International, Inc., with the sale of the business the Alcohol License will become void. The new owners have submitted all of the required information for the regular business license. Red Robin International Inc. is in the process of obtaining their Full-Service Restaurant Liquor License through the Utah Department of Alcoholic Beverage Control (ABC). However, before the State will even accept their application, the applicant must receive Local Consent for the municipality. The applicant meets all of the requirements of our City Code for an On-Premise Alcohol License (Class C) in Washington City. The request is simply a change in ownership. Washington City will not issue the Alcohol License until the applicant submits the license from ABC.

Councilman Truman made a motion to approve a Full-Service Restaurant Liquor License to Red Robin America's Gourmet Burgers & Spirits, and granting Local Consent. Councilman Turek seconded the motion; which passed with the following role call vote:

<i>Councilman Nisson</i>	<i>Aye</i>
<i>Councilman Truman</i>	<i>Aye</i>
<i>Councilman Turek</i>	<i>Aye</i>

7. AWARD OF BID & RFP

A. Consideration to award the bid for the 2014 Slurry Seal Project. Mike Shaw, Public Works Director

Public Works Director Mike Shaw reviewed the bids for the 2014 Slurry Seal Project. On February 24th Public Works advertised for bid the spring Slurry Seal Project. On March 17th the bids were publicly opened. Bids were submitted from Morgan Asphalt, Intermountain Slurry, and American Pavement. The lowest bid received by Morgan Asphalt in the amount of \$861,123.40. It would be the recommendation of Staff to award the bid to Morgan Asphalt.

Councilman Turek asked if there are any concerns with traffic control from Morgan Asphalt. The biggest difference in the bids was for traffic control.

Public Works Director Shaw stated Staff was also concerned with that portion of the bid. However, the bid specs on the traffic control is very specific, and will be required to be met.

Councilman Turek made a motion to award the bid for the 2014 Slurry Seal Project to Morgan Asphalt in the amount of \$861,123.40. Councilman Truman seconded the motion; which passed with the following role call vote:

<i>Councilman Nisson</i>	<i>Aye</i>
<i>Councilman Truman</i>	<i>Aye</i>
<i>Councilman Turek</i>	<i>Aye</i>

B. Consideration to award the bid for the Cemetery Expansion Second Addition construction. Barry Blake, Leisure Services Director

Leisure Services Director Barry Blake reviewed the bids for the Cemetery Expansion Second Addition Construction. There were a total of three bids received for the project. The bidders were as follows; Progressive Contracting, Inc., B. Hansen Construction, and Royal T Enterprises, Inc. The low bid received was by B. Hansen Construction in the amount of \$205,750. He was unfamiliar with the company, and contacted the references. He received nothing by favorable reviews from all those contacted. Therefore, he would recommend awarding the bid to B Hansen Construction in the amount of \$205,750.

Councilman Truman made a motion to award the bid for the Cemetery Expansion Second Addition construction to B. Hansen Construction in the amount of \$205,750. Councilman Nisson seconded the motion; which passed with the following role call vote:

<i>Councilman Nisson</i>	<i>Aye</i>
<i>Councilman Truman</i>	<i>Aye</i>
<i>Councilman Turek</i>	<i>Aye</i>

8. SPECIAL EVENT

A. Consideration to approve a Special Event for the “Dead or Alive 5K/10K 2014”, located on the Cottonwood Canyon Trail on October 11, 2014. Dustin Halterman, Washington City Event Coordinator

Events Coordinator Dustin Halterman reviewed the Special Event for the “Dead or Alive 5K/10K 2014”.

Councilman Turek made a motion to approve a Special Event for the “Dead or Alive 5K/10K 2014”, located on the Cottonwood Canyon Trail on October 11, 2014. Councilman Nisson seconded the motion; which passed with the following role call vote:

<i>Councilman Nisson</i>	<i>Aye</i>
<i>Councilman Truman</i>	<i>Aye</i>
<i>Councilman Turek</i>	<i>Aye</i>

B. Consideration to approve a Special Event for “Veterans Day 2014” in the Veterans Park on November 11, 2014. Dustin Halterman, Washington City Event Coordinator

Events Coordinator Dustin Halterman reviewed the Special Event for the “Veterans Day 2014”.

Councilman Turek made a motion to approve a Special Event for “Veterans Day 2014” in the Veterans Park on November 11, 2014. Councilman Truman seconded the motion; which passed with the following role call vote:

<i>Councilman Nisson</i>	<i>Aye</i>
<i>Councilman Truman</i>	<i>Aye</i>
<i>Councilman Turek</i>	<i>Aye</i>

C. Consideration to approve a Special Event for “Cotton Days” events held at

various locations throughout the City held from April 26 - May 3, 2014. Dustin Halterman, Washington City Event Coordinator

Events Coordinator Dustin Halterman reviewed the Special Event for the "Cotton Days 2014".

Councilman Truman made a motion to approve a Special Event for "Cotton Days" events held at various locations throughout the City held from April 26 - May 3, 2014. Councilman Turek seconded the motion; which passed with the following role call vote:

<i>Councilman Nisson</i>	<i>Aye</i>
<i>Councilman Truman</i>	<i>Aye</i>
<i>Councilman Turek</i>	<i>Aye</i>

9. STREET CLOSURE

A. Consideration to close the designated Parade Route for the Cotton Day's Parade, on April 26, 2014. Dustin Halterman, Washington City Event Coordinator

Councilman Turek made a motion to approve the closure of the designated Parade Route for the Cotton Day's Parade, on April 26, 2014. Councilman Nisson seconded the motion; which passed with the following role call vote:

<i>Councilman Nisson</i>	<i>Aye</i>
<i>Councilman Truman</i>	<i>Aye</i>
<i>Councilman Turek</i>	<i>Aye</i>

B. Consideration to close the designated Parade Route for the Veterans Day Parade on November 11, 2014. Dustin Halterman, Washington City Event Coordinator

Councilman Truman made a motion to approve the closure of the designated Parade Route for the Veterans Day Parade on November 11, 2014. Councilman Turek seconded the motion; which passed with the following role call vote:

<i>Councilman Nisson</i>	<i>Aye</i>
<i>Councilman Truman</i>	<i>Aye</i>
<i>Councilman Turek</i>	<i>Aye</i>

10. RESOLUTIONS

A. Consideration to approve Resolution R2014-08, authorizing and approving the Veyo Heat Recovery Project power sales contract with Utah Associated Municipal Power Systems and related matters. Kelly Carlson, Power Director

City Manager Roger Carter reviewed the Veyo Heat Recovery Project with the Council.

Councilman Truman asked if the amount per megawatt is essentially what we are paying now.

City Manager Carter stated we are not expecting any rate impact at all with the contract.

Councilman Turek asked how long the project is expected to take.

City Manager Carter stated they anticipate a two-year project.

Councilman Truman asked if the contract has been reviewed by legal counsel.

City Attorney Jeff Starkey stated it is a typical contract, and has been reviewed.

Councilman Turek made a motion to approve Resolution R2014-08, authorizing and approving the Veyo Heat Recovery Project power sales contract with Utah Associated Municipal Power Systems and related matters. Councilman Truman seconded the motion; which passed with the following role call vote:

<i>Councilman Nisson</i>	<i>Aye</i>
<i>Councilman Truman</i>	<i>Aye</i>
<i>Councilman Turek</i>	<i>Aye</i>

B. Consideration to approve Resolution R2014-09, approving the Municipal Wastewater Planning Program Report for 2013. Mike Shaw, Public Works Director

Public Works Director Mike Shaw reviewed:

This is the annual Self Assessment Report from the Department of Environmental Quality. The report provides information to the DEQ on the condition of the City Wastewater System and helps with the need for improvement and assist in funding projects.

Councilman Turek clarified the document states we need to meet Grade 3 Certification. However, we are currently only certified as Grade 2.

Public Works Director Shaw stated we have previously been at a Grade 2. However, we have recently had an employee test for the Grade 3, so we now meet the requirements in the document.

Councilman Truman made a motion to approve Resolution R2014-09, approving the Municipal Wastewater Planning Program Report for 2013. Councilman Nisson seconded the motion; which passed with the following role call vote:

<i>Councilman Nisson</i>	<i>Aye</i>
<i>Councilman Truman</i>	<i>Aye</i>
<i>Councilman Turek</i>	<i>Aye</i>

C. Consideration to approve Resolution R2014-10, amending the Master Fee Schedule to incorporate the newly approved Culinary Water Rates and make a correction in the wording under Administrative Fees. Kimberly Ruesch, Administrative Services Manager

City Recorder Danice Bulloch reviewed:

On March 12, 2014 the Council approved Resolution R2014-07, amending the Culinary

Water Rates. These changes are now being incorporated into the Master Fee Schedule. The changes to the Fee Schedule are: Red = Text to be added, Purple = Text to be removed. In addition to the Culinary Water Rates being incorporated, a small correction has been made in the Administrative Fee section. The Reconnect Fee applies to both water and power. The text correction will correct and clarify the problem.

Councilman Turek made a motion to approve Resolution R2014-10, amending the Master Fee Schedule to incorporate the newly approved Culinary Water Rates and make a correction in the wording under Administrative Fees. Councilman Nisson seconded the motion; which passed with the following role call vote:

<i>Councilman Nisson</i>	<i>Aye</i>
<i>Councilman Truman</i>	<i>Aye</i>
<i>Councilman Turek</i>	<i>Aye</i>

11. REPORT OF OFFICERS FROM ASSIGNED COMMITTEE

None

12. CITY MANAGER REPORT

City Manager Carter reviewed the Seimens Project is approximately 75% complete. At the time of completion, Sunrise Engineering will do an audit to ensure everything has been done to specifications.

Councilman Truman asked if we have received any feedback regarding the street lighting.

City Manager Carter stated we have had some say they really like the new lights, and other who have said they do not.

* Councilman Thad Seegmiller arrived at 6:47 P.M.

City Manager Carter stated the walls and rip rap have started along the Virgin River for the trail. The roofing and sheetrock is completed in the generation facility. All of the generation units are ready for transport as soon as the building is ready.

13. CLOSED SESSION

- A. The character or professional competence of an individual;**
- B. To discuss pending or potential litigation; and/or**
- C. Discuss purchase, exchange or lease of property.**

Councilman Seegmiller made a motion to move into Closed Session to discuss pending or potential litigation and the purchase, exchange or lease of property. Councilman Turek seconded the motion; which passed with the following role call vote:

<i>Councilman Nisson</i>	<i>Aye</i>
<i>Councilman Seegmiller</i>	<i>Aye</i>

Councilman Truman Aye
Councilman Turek Aye

Council moved into Closed Session at 6:50 P.M.

Council left the Closed Session returned to adjourn the Workshop Meeting at 7:50 P.M.

14. ADJOURNMENT

Councilman Truman made a motion to adjourn the meeting. Councilman Turek seconded the motion; which passed with the following role call vote:

Councilman Nisson Aye
Councilman Seegmiller Aye
Councilman Truman Aye
Councilman Turek Aye

Meeting adjourned at 7:50 P.M.

Passed and approved this 9th day of April 2014.

Washington City

Attest by:



[Handwritten Signature]
Kenneth F. Neilson, Mayor

[Handwritten Signature]
Danice B. Bulloch, CMC
City Recorder

