

**EUREKA CITY
COUNCIL MEETING
MAY 20, 2019 7:00 P.M.**

PLEDGE OF ALLEGIANCE:

Mayor Castleton opened the meeting and led everyone in the Pledge of Allegiance.

Staff in Attendance:

Patricia Bigler – City Recorder
Tim Merrill – City Attorney
Lynn Elliott- Public Works Director

Public in Attendance:

Debbie Rosenbaum	William Powell
Travis Fields	Larry Sparrow
Brandy Kirgan	Laura Kirgan
Janice Boswell	

ROLL CALL:

Mayor Nick Castleton – Present
Council Member Hortt Carter – Absent
Council Member Leslie Rice – Present
Council Member Kimberlee Clem – Absent
Council Member Tamra Jameson – Present
Council Member Gordon Grimstead - Present

APPROVAL OF THE MINUTES:

Council Member Grimstead made a motion to approve the minutes from April 8, 2019. Council Member Jameson seconded. All in favor motion carried.

TREASURER’S REPORT:

**EUREKA CITY
TREASURER’S REPORT
FOR APRIL 2019**

Checking Beginning Balance:	\$ 63,043.00
Deposit Amount:	\$256,402.09
Withdrawal Amount:	\$225,528.81
Checking Ending Balance:	\$ 93,916.28

Council Member Rice made a motion to accept the Treasurer’s Report. Council Member Grimstead seconded. All in favor motion carried.

CLAIMS AGAINST THE CITY:

Claims against the City in the amount of \$142,833.36 were presented to the Council. Council Member Grimstead asked what the bill for concrete cutting was for. It was done for the City Hall renovation. Council Member Rice asked some questions concerning the bill for Widdison Turbine and Brighter Image Construction. Council Member Rice made a motion to pay the bills. Council Member Jameson seconded. All in favor motion carried.

REPORT OF OFFICERS AND COMMITTEES:

Nick Castleton – City Hall coming along pretty well. Doors should be here this week. Roofers have been working on and off.

Tamra Jameson – Calls on Memorial Building. Had flooring company call office today. Recorder Bigler said he called, and she asked if he could wait until after meeting to see what the Council wanted. Tamra wanted to know if the Council had any input as to what type of flooring we should use. The Council decided vinyl flooring that resembles wood.

Hortt Carter – Absent

Leslie Rice – The garbage continues to be picked up.

Gordon Grimstead – Trailheads- needed a letter from him, and he has done that. He talked to James King about the Utah County issues. They require \$2,500 application fee and a bond. James King recommended spending the grant this year and put in for another grant to finish next year. It would mean putting in a trailhead and toilet down by the cemetery this year. Put in for the grant next year for a 2-hole toilet and trailhead near the memorial park on the Utah County side. If we don't spend the money it is very unlikely, we would get another grant. He sent the letter to Chris Haller with the State letting him know the progress we are making. He needs to get the application on City letterhead. Continue to work on memorial park and trailhead with Utah County He will work with BLM on their donations of a kiosk. He read the last letter he received. Gordon came into the office and worked with Recorder Bigler on his budget. He asked Mr. Elliott about the \$1,800 we are paying for the security camera system at the park and if he knew of anything cheaper. Baseball is going well. He will get Mr. Elliott a schedule of the few home games we have. He appreciates the few parents that have helped. Laura Kirgan asked him about the due date on the grant he mentioned. The due date is June 31st. This will be on the other side of the High School fence in Utah County. Chief Con is donating the property.

Kimberlee Clem – Absent

Planning Commission - Council Member Rice didn't know of anything new with the Planning Commission.

NEW BUSINESS:

A. Tim Merrill - Open Meetings and Ethics Training for Mayor and Council.

State Law requires Open Meeting and Ethics training. He provided handouts to the Council. He gave some hypothetical scenarios and asked the Council to answer them.

B. Nick Castleton, Application for Kennel License

Council Member Grimstead made a motion to approve the application for a kennel license.

Council Member Jameson seconded. All in favor motion carried.

C. BPOE, Application for Special Event Permit for Poker Run, Use of City Property (old motocross).

The poker run is scheduled for June 8th and are asking the City to waive the Special Event Permit fee. Council Member Grimstead made a motion to approve the waiver as long as the application was filled out correctly. Council Member Rice seconded. All in favor motion carried.

D. Travis Fields – Request to purchase City property that lies adjacent to his property.

Mr. Fields made a proposal to the City to purchase the .37 acre property behind his house. He had two separate appraisals done one included all 1.27 acres and the other only .533 acres. The difference between the appraisals was \$15,000. The appraised value comes to about \$20,000 an acre. He figured if the it would be worth about \$7,400 ($0.37 \times \$20,00 = \$7,400$). The property has an environmental covenant placed on it by the EPA. With the extra work that will require Mr. Fields made an offer of \$5,400. He would ask that the City take care of the survey and another appraisal if the City requires them. He would like the property for more flexibility when he builds his new home. Attorney Merrill said the Council will discuss his offer in a closed session. Mr. Fields had a question concerning the street Iron & O'Conner that comes down past Council Member Grimstead's home and ends. All the plat maps show it extends down towards his property. He asked if the City will have to be bring water down to the property that way so he can hook into it. Attorney Merrill said the City won't have to do anything it will all be borne by the homeowner. The Mayor said he may want to consider purchasing the proposed road.

E. Les Olson Company – Quote to provide IT services.

The Council was not interested right now in getting IT service.

F. Approval of Tentative Budget for Fiscal Year Ending June 30, 2020.

Recorder Bigler said she had put in the figures she had received from Council Member Carter and Grimstead, the rest she transferred from last year's budget. The budget is over by \$112,920. The Council needs to look at ways to lower it. The Council looked at the budget and discussed amounts to raise or lower. They also discussed raising taxes or fees. Attorney Merrill explained what fees and taxes can be raised. There was a long discussion on the garbage budget. Recorder Bigler reminded the everyone that Council Member Carter wants them to figure time and wages for Lynn and Vince on their budgets. She also said with the project ending we need to look at equipment costs for water and sewer. Mayor Castleton brought up he was going to talk to a gentleman about Revenue bonding. Attorney Merrill spoke up and said please do not do this stay away from it. He feels this type of bonding helps the developer and not the City. There was a discussion on the Street budget which included the chip seal project. Discussed the money we have budgeted in the past for services from Juab County Sheriff Department. Recorder Bigler

said if the Council wants to raise the Certified Tax Rate it better be soon because next month she needs to certify with the County. There was a discussion on Certified Tax Rate and raising the business licenses. Attorney Merrill suggested the fee schedule be put on the agenda for next month. The Council can then review it and adopt any reasonable fees. If the Council decides to raise the Certified Tax Rate, we will need to follow the Truth in Taxation. A public hearing will need to be held.

G. Larry Sparrow – Request to Close lower part of North Leadville.

Mr. Sparrow was present at the meeting and believes he owns the road and would like it closed. He had a plat map he had gotten from the County. Janice Boswell was present, and she provided a deed that shows she owns property in the same area. The Mayor said North Leadville is where it should be. Mayor Castleton also went to the County and received the same map. Attorney Merrill said State Law has a very specific standard for vacating streets or access. The City Council by ordinance on a public hearing can vacate it. If it finds two things: there is good cause and the law requires no individual is materially injured. He feels we do not have those conditions yet. It sounds like one person would be materially injured. If the Council wants to push it forward there needs to be a public hearing, needs an ordinance with a legal description of what's going to change. There is a lot of paperwork that needs to be done. A formal petition would need to be filed. The property would need to be surveyed by a licensed surveyor.

H. Lynn Elliott – Discuss Issue Concerning Wastewater UPDES Permit.

During December when we had some people interested in putting in a Christmas tree farm and ice skating rink someone from the City went to the State Office. When they were there, they told the State that we were going to reuse the sewer water. There is a difference between reusing the sewer water and land compliant in the State's eyes. Because of this it created a lot more paperwork. We need to be careful about what we are doing at the sewer plant. This could have been handled in 20 minutes during the State's visit instead of the 4 week application of proving we were not going to reuse the sewer water. The State is requiring more sampling of the water we are discharging. He may have to do more sampling from the tracks to the sewer ponds. He must prove where the water is going. This is going to be an added cost along with additional testing he now must do that was not added into the budget. We almost lost our land application and discharge permit due to this issue. Council Member Grimstead is upset that we do not know who went to the State.

UNFINISHED BUSINESS.

A. Discussion on Sale of 20 Acres of City Property.

Laura Kirgan wanted to know why it was on the agenda have you contacted the other party. Mayor Castleton stated the Council decided not to act on anything right now. He had it put on the agenda to remind the Council we had two proposal, and do we want to move forward. Council Member Jameson said we are not doing anything or talking about this issue until after the Impact Fees are done, and everything is in order. Attorney Merrill feels August is optimistic and is looking at an end of the year target date.

INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES:

There were no new Resolutions and Ordinances.

CITIZEN COMMENTS:

(Citizens wishing to address the council may do so at this time with any questions or concerns but will be limited to two minutes each.)

Bill Powell asked if Blue Stake had been contact yet concerning the property for the memorial park. His workers are ready to start clearing it off. Council Member Grimstead will get Blue Stake contacted.

EXECUTIVE MEETING:

No items to be discussed

ADJOURNMENT:

Council Member Grimstead made a motion to adjourn. Council Member Rice seconded. All in favor meeting adjourned. 9:50 p.m.