

**EUREKA CITY
COUNCIL MEETING
JUNE 13, 2017 7:00 P.M.**

Pledge of Allegiance:

Mayor Nick Castleton led everyone in the Pledge of Allegiance

Public in Attendance:

Tim Merrill - City Attorney, Darrin Carlson, Ferrel Thomas, George Lee – Centra Com, Paul Peckham – Centra Com, Wade Terry, JoAnn Terry

Roll Call:

Leslie Rice, Brian Underwood, Brandy Kirgan, Nick Castleton, Kimberlee Clem, Hortt Carter

Approval of the Minutes:

Brian made a motion to approve the minutes from May 9, 2017. Hortt seconded. All in favor motion carried.

Treasurer’s Report:

**EUREKA CITY
TREASURER REPORT
FOR MAY 2017**

Checking Beginning Balance:	\$282,754.90
Deposit Amount:	\$78,797.06
Withdrawal Amounts:	\$50,080.53
Checking Ending Balance:	\$311,441.43

Hortt made a motion to approve the Treasurer’s Report. Kim seconded. All in favor motion carried.

Claims Against the City:

Hortt made a motion to pay the bills for \$230,790. Leslie seconded. All in favor motion carried

Report of Officers and Committees:

Nick Castleton – The Old City Hall renovation has been completed. We have not received the check from the State Historical Society. Nick will get in touch with them.

Leslie Rice – The Planning & Zoning Committee are working on updating the ordinances. Leslie asked Darrin if there was anything else he would like to add. He said it is a matter of getting everyone on the same page. They will be having Tim look at what they have done with the ordinance he will then send it back to them with any changes that may need to be done. It will then be presented to the Council. It is a big project. The cleanup project appears to have cost the City more than it did last year. Leslie feels that even though it cost the City money it was worth it to help the town look better.

Brian Underwood – He didn't have anything to report. He has not been able to make it to any meetings.

Brandy Kirgan – She along with Kim have been working with a gentleman Brandon Scott Steele to find more recreational opportunities for the town to help bring in tourism.

Kimberlee Clem – Put together a handout for the Council to look at concerning what Brandon Scott Steele had said to her and Brandy. The deadline to turn this information in is June 30th. They do not give out a grant but gives us a representative from the Parks Service on how to get tourism to Eureka. They will do a study and give us information on how to do this. She has also been looking at the grant for getting a cop here. She has called Washington D.C. to see if we could put in for this grant. The City would need to go through the Juab County to get this grant. She said we will need to follow up with the Sheriff's Office on this subject. Kim made a letter to the Park Service concerning the grant. Kim made a motion to use this letter when we apply for the grant. Brandy seconded. All in favor motion carried.

Hortt Carter – Didn't have anything to report.

Planning Commission –

Wade and Joann Terry – Application for a Conditional Use Permit for setbacks on new home

The Planning Commission has approved the Terry's application that includes the one variance allowed as long as they purchase the Railroad Property that is in front of their property in order to meet the setbacks. The Terry's have already had the Railroad Property surveyed. Tim discussed with the Council the difference between a Conditional Use Permit and a Variance. Tim said we will need to get the Board of Adjustment together again. Hortt made a motion to approve the variance on the Southwest corner of 10ft and for the condition of sale for the Railroad property. Brandy seconded. All in favor motion carried. Tim asked the Council to put on the next meeting their nomination for an Appeal Authority person.

George Lee and Paul Peckham from CentraCom came to the meeting to discuss the Franchise Agreement that was originally set up by Mallard Communications on July 12, 2002. It was for a 15 year agreement. It will run out on July 12, 2017. This is for the cable tv side of the business. They are going to start providing a cable modem to get up to 100 megs anywhere in town. They are using the fiber optic that the telephone is on. The whole package comes with 243 channels. They have been putting in amplifiers and fixing cable and should have the whole town finished in the next 30 days. They are working on getting a higher bandwidth by putting in a digital

conversion. Tim was looking that the franchise agreement and the Tele-Communication tax was 3% and the State allows 3.5% are they will to negotiate. The gentlemen said it would be ok to raise it up to the 3.5%. Tim suggested the City look at the franchise tax with Utah Power it should be at 6%. Tim suggested putting the adoption of the franchise agreement on the July 11, 2017 meeting.

Nick asked how much the rates are for customers.

Basic 12 channels - \$21.95

98 channels - \$66.45

140 channels - \$89.45

10 megs down 1 up - \$38.90

20 and 2 - \$58.90

50 and 5 \$72.90

120 - \$102.90

This is less than DSL which is regulated by the Federal Government.

Introduction and Adoption of Resolutions and Ordinances:

A. Resolution No. R-06-13-2017-A – A Resolution to Amend the Budget for FY Ending June 30, 2017.

Nick read the total budget figures for the 2016-2017 budget (see attached budget). There is still a need to transfer money to balance last year's budget. The money to cover the streets budget will be coming out of B&C Road. The Old City Hall money will be coming from the Memorial Building budget that was not used. The garbage will be covered by a roll over from the previous year. Hortt made a motion approve the proposed budget for the coming fiscal year and to balance the books by making the transfers from those 3 accounts. Kim seconded. Roll Call vote:

Leslie Rice – yes

Brian Underwood – yes

Brandy Kirgan – yes

Kimberlee Clem – yes

Hortt Carter - yes

B. Resolution No. R-06-13-2017-B – A Resolution to Adopt a Budget for FY Ending June 30, 2018.

Nick read the total projected budget figures for the 2017-2018 budget (see attached budget).

Roll Call vote:

Leslie Rice – yes,

Brian Underwood – yes

Brandy Kirgan – yes

Kimberlee Clem – yes

Hortt Carter – yes

Nick said he had received an email from six-county concerning the Mitigation Plan and FEMA. The City is already participating in the six-county Mitigation Plan and needs to submit a letter to agree to confirm we are agreeing to participate in the six-county Mitigation Planning process. This is a process not a fund. This plan is needed to meet FEMA requirements. Patricia let the

Council know we have already adopted the six-county Mitigation Plan. Brian made a motion to submit the letter to agree to participate in the six-county Mitigation Planning process. Brandy seconded. All in favor motion carried

C. Resolution No. R-06-13-2017-C – A Resolution to take part in the Municipal Wastewater Planning Program

Brian made a motion to adopt Resolution No. R-06-13-2017-C. Hortt seconded. All in favor motion carried

New Business:

Review Contract with Michael Clay to complete the update on Eureka City's General Plan

Tim mentioned he would rather have the ordinance codified but understands that the City's general plan is outdated. The General Plan will be helpful for growth and annexation in the future. Leslie made a motion to spend the \$15,000 to update the General Plan. Hortt seconded. All in favor motion carried.

Teri Steineckert – Application for Kennel License
Teri was not present to discuss the application.

Unfinished Business:

Citizens Comments - Ferrel was glad the Council approved updating the General Plan. He said that without it we cannot apply for certain grants. It will be money well spent. Ferrel said he was present at the work meeting concerning the police. He feels that a clause could be put in the contract that they couldn't leave until after 5 years. Brandy said she talked to Stockton City and that they only have one Chief of Police. On the weekends, they use their reserved fund to recruit from post. Brandy said that they also have their own court.

Adjournment:

Hortt made a motion to adjourn from regular meeting and enter Executive and to adjourn from Executive to regular meeting adjourned at 8:54