

RICHMOND CITY COUNCIL

December 10, 2002

The regular meeting of the Richmond City Council was held at the Community Building on December 10, 2002. The meeting began at 7:00 p.m. Mayor Kip Panter was in the chair and the opening prayer was offered by Boyd Lewis. The pledge was lead by Allen Lundgreen.

The following members were in attendance: L.D. Bowcutt, Allen Lundgreen, Kim Christensen, Cordell Johnson, and Leslie Erickson.

The minutes of the previous meeting were read and approved and the financial statement for October was read and approved.

REPORT FROM THE DIVISION OF WATER QUALITY.

The following members from the Division of Water Quality were in attendance: Paul Krauth, Nathan Gunn, Tim Beavers and Chris Imbrogno.

PAUL: I have a little slide show to show the Council about the shape the sewer system is in. I was asked to see how the system was doing, i.e. how much water you can handle and how much sewage you can handle. In winter the water is flowing at about 430,000 gallons and in the summer it is about 860,000 gallons. The system is taking in about 428 lbs. of sewage a day. We saw some real spikes of influent coming in. The south side readings are 4 times greater than the north side. The system, as it works, out is divided into half – the north side of the city and the south side of the city. Our recommendations are as follows:

1. Do a quality analysis on influent flow.
2. Identify the source of additional loads
3. Sample and record influent data
4. Concrete off the old overflow pipe in the last cell.

NATHAN: I'm the pre-treatment person for the state. This is a unique thing for me. I don't understand why you don't have a pretreatment ordinance.

MARLOWE: We do have one.

NATHAN: I have gone over and looked around and I feel that Lower Meats is the #1 possible problem and Pepperidge Farm is #2. We feel that after going through Lowers that they are our #1 problem. You need to work with Lowers and Pepperidge and get any problems taken care of. Something needs to be done.

CHRIS: I draft and deal with compliance issues on waste discharge. I have been working with Marlowe on this. It is time that something new happens with Richmond City. We don't want to get into enforcement. That is step #2.

CORDELL: A problem we have is finding out who we can go to. Can you provide us with a list of those firms?

CHRIS: We cannot recommend anyone without getting the State in trouble.

PAUL: The system was not originally designed to be a system to let flow out. The water stays in there for about 200 days before being discharged.

CHRIS: If you will make some changes to bring yourself into compliance and follow through, you should be o.k.

TIM: I will go back to our office to see what flexibility we have and I have a few suggestions.

INITIAL REPORT ON CELL #1 SLUFFING PROBLEM

MARLOWE: We have a possible deep slough between cell #1 and cell # 2. It is still a problem, whether we put stairs in between cell # 1 and cell # 2 or not. I recommend we approve the proposal of \$13,500 from JUB Engineers to run a series of tests to determine if the sluffing is surface or deep-sourced.

PAUL: You may want to take Cell #1 offline to avoid a catastrophic problem.

MAYOR: Let's have Sunrise Engineering come over, look at the problem and give us a bid like JUB Engineers did.

NEIGHBORHOOD WATCH PROGRAM. Valorie Brown from the Sheriff's Office.

VALORIE: America's Promise is the Alliance for Youth that was created as a grass-roots method to mobilize people from every sector of American life to build the character and competence of our nation's youth by fulfilling five promises:

1. Caring Adults
2. Safe places
3. Healthy start
4. Marketable skills
5. Opportunities to serve.

The symbol of the promise is the little red wagon. I am here to help you with community safety issues such as Neighborhood Watch and Mobile Watch. Also, we

would like to see your community become a Community of Promise and all the schools in Cache County become "Schools of Promise." Neighborhood Watch is a problem involving the joint efforts of the Sheriff's office and the community, designed to enhance neighborhood security, heighten the community's power of observation, and to encourage mutual assistance and concern among neighbors. There is a lower incidence of crime in areas with an active Neighborhood Watch problem. There are many benefits in becoming a Community of Promise. For one thing, it will help you in getting grants for special funding needed for Programs. You'll also qualify for AmeriCorps Volunteers (VISTAS and Fellows) to assist you in developing school programs. If you are interested, Dan Johnson at Mt. Logan Middle School will be glad to discuss the advantages of being a school of promise. His number is 755-2370.

ALLEN: I talked to Suzanne Dent about Planning and Zoning and she has agreed to fill that vacant spot on Planning and Zoning.

** The Council approved Suzanne Dent as a member of Planning and Zoning.

COUNCIL REPORTS:

CORDELL: We need help on this sewer issue and it's hard to get help without legally hurting anybody. I don't feel good about using either Sunrise Engineering or JUB Engineers for the sewer system.

L.D.: The building at Black and White has the roof on the inside stripped off. Are we going to change the front area, we are there now. I would like to do it in two stages. I want the Shrine room done by Black and White. We could put in a drop ceiling and new carpet. The leaves have been cleaned off the park.

CONCEPT IDEAS RELATIVE TO STORAGE UNITS.

DOUG WHITE: The area between the fire department down to Randy's Texaco there is only one place left without knocking down homes and that is the area I am proposing. The typical concerns can be addressed with good designs and good access. The traffic that a storage unit does is 3% of what a stores does. I estimate 15,000 sq. ft. to 18,000 sq. ft. of storage units for that area. The development would be about equivalent to \$60,000 in sales per year. It would bring around \$600 to the City budget per year between sales and property tax. I have shared these pictures with Planning and Zoning also. I would invest in a feasibility study if approved. I'm not in a hurry. This is what I'm thinking and I wanted to share it with the Council. I think this is in harmony with the area. I would be looking for tenants in the front area. I have already had some businesses approach me on the front area.

MARLOWE: I spoke with Don Hartle, the City Manager of Wellsville about the public hearing notice they have in the paper. He said that some years ago the Council decided to allow commercial storage bays in the interior of the blocks. Over the years

this has turned out to be very unsatisfactory. He expects the City Council will rescind allowing commercial storage in residential and neighborhood commercial zones for some, and if they still allow them on highway commercial they will probably require a set back of up to 900 feet.

TIM SMITH, KATE ADKINS AND PRINCIPAL MARK DAINES CAME TO TALK TO THE COUNCIL:

Tim Smith: We are here to ask for the city's support on a resolution encouraging reading on a regular basis:

1. In support of the reading program being developed by Park Elementary School, all citizens of Richmond of all ages area encouraged to read at least twenty (20) minutes per day.
2. In the case of children too young to read, parents, older siblings, and other adults are encouraged to read to the children on a regular basis.
3. All are reminded that reading can be for both the betterment of ones mind and for entertainment.

** A motion to pass resolution 2002-5 which says "A resolution encouraging reading on a regular basis by Richmond citizens" was made by L.D., seconded by Allen and the vote was unanimous.

The following business license requests were presented to the Council:

- 1 Cove Auto and Diesel Repair Service owned by Susan Haddock would like to do automotive service and repair work.

** The Council o.k.'d this request.

2. Specialized Forestry Consulting owned by Paul Wirth would like to do forestry consulting.

** The Council o.k.'d this request.

3. MPC and Specialties at 43 E. Rocky Point Drive in Richmond owned by Bonnie Ann and Ed Miller would like to do piano tuning and repair.

** The Council o.k.'d this request.

4-H HORSE CLUB/HORSE ARENA

SHARON SHEFFER: I'm starting up a 4-H group. We would like to use the horse arena one time each week.

The council ok'ed this request with the stipulation that we need to put it on a schedule or calendar to avoid conflicts. Sharon said she would get back to the city in the spring when she got things started. The city would also check with the insurance company to make sure this activity would be covered under the Utah Trust Insurance.

MARLOWE: Item #1. We received a contract from the state concerning the lighting down at the main highway. They would put the light poles and lights in and we would pay for the power and maintenance and repair/replacement of lights and bulbs.

Item #2. I got a call from Paul about renewing our recycling agreement. We sent in a letter stating what would be recycled. We had setup a recycling zone at the old milk factory but there are no more businesses there. I don't see an advantage in continuing this.

Item #3 : An on-going problem on 200 West has been the condition of the grounds at 70 South 200 West, the old Rocky Mountain Irrigation Company building. In the spring, and again in the late summer/early fall, of 2000 I compared the physical situation with the Stipulation agreement reached between Richmond City and Vonda R. and Arden W. Lauritzen in September of 1994. On both occasions, I found them to be just barely within compliance of the agreement. About a year or more ago, working in conjunction with Principal Mark Daines at Park Elementary, efforts were made to determine the livability status of the building (which does not have running water due to the meter being shut off over a disputed billing) since an elementary-age child and her mother were living in the building. State agencies refused to investigate beyond telling Mr. Daines that "they were in better circumstances than they had been in" or words to that effect. Following this report, a male worker/occupant (we have no way of knowing which status) was found dead in the facility. Aside from a report in the *Herald Journal*, we were unable to make any further determination of the circumstances surrounding this event. This past year the situation outside has grown worse. Once again using a copy of the agreement, I have visually investigated from across the street (my being in the Richmond City Park) and have determined that the current user is in definite violation of the agreement. Photographs of the frontage property were taken from the park on Friday, November 8th, 2002 and again on Monday, November 25th, 2002. A page-by-page check of the Richmond City Council minutes revealed only three entries dealing with this property. On March 19, 1996, Vance Douglas (son of Vonda R. Lauritzen) asked for a business license. The Council noted an outstanding debt of \$462.00 and questioned sign sizes and conditional use. Mr. Douglas was referred to the Planning & Zoning Commission. No further entries on this subject. On June 3, 1997, the minutes noted that Mayor Panter and Attorney Bruce Jorgensen had met with Arden Lauritzen the previous January relative to no business license and illegal use of the sewer. Mr. Lauritzen said that he had nothing to do with the property because of a divorce. Calvin Swendsen was to follow-up. On June 17, 1997, Calvin Swendsen reported to the Council that he had spoken with Attorney Jorgensen and that nothing could be done until July. There are no further entries in the

minutes on this subject to date. On Friday, July 29th, 2002, I received a call inquiring if the City required a business license or other permit for yard sales. Told the male caller that we did not as long as there wasn't any disruption to the neighborhood or that it wasn't long-lasting. At the end of the conversation I found out that he was the son of Vonda Lauritsen (who would be Vance Douglas) and he was inquiring about the "yard sale" at the property on U.S. 91. He stated that they were considering having some Saturday "yard sales" in preparation of "possibly selling the property". Such sales did take place for at least the next three weekends. There has been no indication whatsoever of the property being up for sale, and there has been no visible clearing of the old vehicles, cargo trailer, or other equipment from the property. I recommend to the Council that in January next Mayor Panter and I arrange a meeting at the City Office with City Attorney Bruce Jorgensen. At this meeting I further recommend that we review the information presented to the Council at this time, the pictures already taken and any taken subsequent to this date, and possibly physically visit the property. All of these actions will be with the intent of determining a proper and binding course of litigation to settle this situation once and for all.

PROPOSED ANIMAL CONTROL ORDINANCE 2002-7

MAYOR: I think we need to table the Animal Control Ordinance until next meeting. We have some people here tonight we would like to hear from while they are here.

ZANE DAY: Why are you picking on dog owners only. Nobody else pays any fees or licenses. (referring to cats, horses, sheep, cows etc.)

CORDELL: It's the dogs that cause the problem.

ZANE: I would suggest that you mail out the forms so I can fill it out and mail it in.

MAYOR: We already have done this two years ago, but response was minimal so we dropped it.

ROGER PITKIN: Our dogs are like our kids. Sometimes we need to be slapped side of the head to get our attention. I have 3 dogs.

CLIFF MITCHELL: I am one of the vets at North Cache Vet. One of the cities we work with (I believe Millville) put an impound fee of \$40 for the first offense. There were many complaints for a while, but this really reduced their loose dog problems. I would also suggest that before an impounded dog is released to the owner that a microchip be placed in the dog for tracking and identification. This could be done at the owners expense (about \$38.00).

MAYOR: I like the idea of a \$40.00 impound fee and the microchip idea also. I would feel better about the issue when I impound a dog that a citizen has caught and

tied up if this were to happen. Right now I feel like they are given back to the owner with minimal cost and within a few days the same dog is out running again. I think this would get the attention of those that habitually let their dogs run. If this is going to work, it will require more diligent enforcement on the city's part which will require our animal control officer to be more involved. I would appreciate it if all of you could put your comments down on paper and send them in to us for review. Thanks for your input, we will be making a decision on the proposed ordinance in the near future.

KIM: Robyn Blau would like to be part of the EMT group again.

** The council ok'd this request.

The following bills were presented for payment:

Allen Gravel	22.51	
Axtell-Taylor	44.33	
Baker Machine	22.50	
Bear River Health	30.00	
BroDart	167.80	
Butters Tractor	5,210.00	
Cache Co. Services	11,280.05	
Cache Valley Craft	83.04	
Cantwell Brother	5.25	
Cleaning Center	49.45	
Denny's	17.53	
Gall's Inc.	389.73	
IPACO		8.19
Jacks Tire & Oil	793.00	
KAPS	46.20	
Kimko	75.00	
Lee's	47.39	
Lowe's	99.57	
McCrometer	668.02	
Metrocall	13.65	
North Cache Vet	23.20	
PC's Unlimited	16.95	
Qwest	405.99	
Really Good Stuff	72.10	
Redeye		320.00
Safety Supply and Sign	288.00	
Smithfield Implement	320.88	
Theurers	94.41	
Time Rental	89.50	
Tony's Grove	251.24	

USDA-Forest service	44.00
USDA-Rural Development	16,325.00
Utah State Division of Finance	99,729.89
Utah Valley State College	50.00
Walden Book	9.52
Zions First National Bank	11,450.00

A motion to pay the bills was made by Allen, seconded by Kim and the vote was unanimous.

A motion to adjourn was made by Allen seconded by Leslie and the vote was unanimous.

Adjournment at 10:20 p.m.

Mayor Kip Panter

Boyd Lewis, City Recorder