

RICHMOND CITY COUNCIL

February 28, 2006

The regular meeting of the Richmond City Council was held at the Richmond Community Building located at 6 West Main, Richmond, UT on February 28, 2006. The meeting began at 7:00 p.m. Mayor Mike Hall was in the chair. The opening remarks were made by Mayor Hall.

The following council members were in attendance: Brad Jensen, Terrie Wierenga, Keith Ward, Leslie Erickson and Allen Lundgreen.

A motion to accept the January 17, 2006 City council meeting minutes was made by Terrie, seconded by Leslie and the vote was unanimous.

DEPUTY'S REPORT

KEN: Please let me know as soon as possible the schedule for this year's Black & White Days. Also, please let me know what you need the sheriff's office to do during the celebration.

MAYOR: We appreciate your service and presence in the community. Leslie will coordinate the Black & White Days celebration with you.

YOUTH COUNCIL

MAYOR: I will perform the swearing in ceremony as Judge Skidmore is absent this evening.

The following were sworn in as members of the Richmond City Youth Council:

Virginia Smith, Elizabeth Burningham, Hannah Chesley, Murphy Forsgren, Tristen Forsgren, Keli Francis, Shareese Gilbert, Melody Jensen, Kallie Lundgreen, Hamilton Mendenhall, Scout Mendenhall, Trisha Petersen, Kaitlyn Rawlins, Kelsie Richins, Kassy Sanders, Ailina Smith, Tasha Tolman, and Marcel Ward.

BUILDING INSPECTOR REPORT

PAUL BERNSTEN: Eight less inspections were performed in Richmond in 2005 compared to 2004. The fees that were collected were almost the same as the previous year due to nicer, more expensive homes being built. We now perform inspections in a more efficient way. I now use a Dell P.D.A. to record all the information and then download it to my computer in the office. I don't have to hand write anything, this machine will print out the report to give to the contractor. I appreciate the good relationship our office has with the council and how easy it is to work with Marlowe and Chris. One thing I would ask for some help in improving is on making sure clearances are filled in on the paperwork, sometimes they are missed.

MAYOR: Do you know if it would be possible to use some RAPZ Tax money to help remodel or construct a new building behind L.D.'s Cafe that would be used for our Black & White Days

celebration? We are looking at constructing a new cinder block building in place of the old American Legion building.

PAUL: Submit the plan and our office will inspect it for free where it is for Richmond City. What type of cooking device would be used?

MAYOR: They would be using a portable cooking device.

PAUL: Grease would be a liability.

COURT COMPUTER BID

MAYOR: There are 3 bids for the old court computer system. Cathy Babbitt has bid \$50.00, R Brent Haslam has bid \$50.00, and Tara Hillyard has bid \$117.00. Marlowe, please inform Mrs. Hillyard that she has won the bid.

FINANCIAL REVIEW

JUSTIN: A preliminary budget for July 2006 – June 2007 year will be prepared for our April meeting. Please take note of the Utilities Expense for each of the categories. Due to the substantial increase in the Questar bills, all utility expenses are currently over budget. Over the next few months we will be preparing and adopting the new budget so each Council member needs to start to prepare what they would like to see in next years budget so that we can see if there will be enough funds to accomplish everything that needs to be done. I would like your requests by April 1 if you have special requests for your department.

BUSINESS LICENSE

MARLOWE: Shiver's Shaved Ice let their license lapse and would like to now renew it. It is a shaved ice shack located in front of the Shirley Whitman residence. It complies with all regulations.

Approved by Council.

MARLOWE: Maddox General Store is now doing Internet sales from their residence and is using the old bank building (where their retail store was previously located) that they own to store their products for the Internet business.

TERRIE: What are they selling?

PAUL BERNSTEN: I would suggest in the future that all new potential businesses pass a building inspection before you issue a business license.

MARLOWE: I don't know what they are storing.

TERRIE: I want to know what they are selling. The City maybe liable if the products are hazardous.

MARLOWE: I will tell them that they need to provide more information about the business before it can be decided if they will be issued a license.

ORDINANCE 2006-1

MARLOWE: Contractors will be able to purchase the revised construction standards from the City at cost. This ordinance will give legitimacy to the construction standards that have been established.

ALLEN: I would like to make sure the changes we have requested are inserted before I vote.

LESLIE: Is there now an occupancy check list?

ALLEN: What gives the person a right to occupy a residence?

PAUL: An occupancy permit is issued when the final inspection has been completed and all items are passed.

MAYOR: What happens when someone moves in before an occupancy permit has been issued?

PAUL: You would need to get the services of an attorney to get it resolved.

A motion was made by Terrie to adopt Ordinance 2006-1 which states "AN ORDINANCE ESTABLISHING A NEW PART 700 TO TITLE 9-000 ENTITLED "RICHMOND CITY MANUAL DESIGN AND CONSTRUCTION STANDARDS" OF THE *CODE OF REVISED ORDINANCES OF RICHMOND (1975, ADOPTED 1976)*., seconded by Keith and the vote was unanimous.

ORDINANCE 2006-2

A motion was made by Allen to adopt Ordinance 2006-2 which states "AN ORDINANCE ESTABLISHING A NEW PART 500 TO TITLE 12-000 ENTITLED "SUBDIVISION REGULATIONS" OF THE *CODE OF REVISED ORDINANCES OR RICHMOND (1975, ADOPTED 1076)*.; seconded by Terrie and the vote was unanimous.

ORDINANCE 2006-3

MARLOWE: The intent of this ordinance is to ensure that new construction meets City minimum standards by providing a formal check-off list. I know of at least one other community that uses a similar form, and I've had the Building Inspector speak highly of the concept.

BRAD: What is "permanently paved" defined as in Section 9-658.A.8?

ALLEN: I think it should say permanently paved/all weather surface.

TERRIE: Permanently paved is too restrictive.

BRAD: This only establishes what must be completed to obtain an occupancy permit. Once the permit has been approved they could modify the residence back to a non- permanently paved surface and have mud if they choose. In section 9-658.A.7. what is a "permanent structure" defined as? I think it should be defined.

***A motion was made by Terrie to adopt Ordinance 2006-3 as amended, which states "AN ORDINANCE ESTABLISHING A NEW SUB-PART TO PART 650 ENTITLED "UNIFORM HOUSING CODE" OF TITLE 9-000 OF THE *CODE OF REVISED ORDINANCES OF RICHMOND (1975, ADOPTED 1976)* TO

ESTABLISH A UNIFORM, PRE-OCCUPANCY CHECK LIST.”; seconded Leslie and the vote was unanimous.***

ORDINANCE 2006-4

MARLOWE: The wording for this ordinance was established by the Utah Division of Water Quality. I have had a hard time formatting the file into our format so that it would print correctly for you to review.

TERRIE: I cannot approve anything I have not previously reviewed.

MAYOR: I have been involved in this with Marlowe and this is a State mandated ordinance that we have no control over.

MARLOWE: We will continue discussion on this ordinance at a later time when everyone has had an opportunity to review it.

RESOLUTION 2006-1

MARLOWE: I am going to Washington D.C. next week in conjunction with the Rural Water Association of Utah. We will be meeting with senior staff members of the Utah Congressional delegation, both on the Senate and the House side. I’ve been asked to present to those key individuals the value of Rural Water’s assistance to Richmond over the years, both in the area of culinary and waste water. I was asked to bring a letter of support signed by the Mayor, but I respectfully request that the Council consider the adoption of this Resolution which shows full support from both the Executive and Legislative areas of Richmond’s government. The additional funding noted in the resolution is desperately needed for the State unit to function properly.

A motion was made by Keith to adopt Resolution 2006-1 which states “RESOLUTION EXPRESSING CONTINUED SUPPORT TO THE RURAL WATER ASSOCIATION OF UTAH AND ENCOURAGING CONTINUED FUNDING FOR THIS ORGANIZATION.”; seconded by Terrie and the vote was unanimous.

RAPZ TAX REQUEST

MAYOR: The RAPZ Tax application is due this Friday, March 3rd.

KEITH: I have contacted Cory Yeates from the County Council about our issues with the American Legion Building behind L.D.’s Cafe. The Lion’s Club would spearhead this project to get a new building up and functioning. I received a rough bid from a contractor for constructing a new block building on the existing footings, the bid is \$17,545. By using the existing footings there would be a tremendous savings. The Lion’s Club has agreed to give \$2,500 towards this project. There might be some help from the Black & White Days committee. The County Council will review our request. If this project is approved we would look at completion in 2007. I believe we can push this project through due to outside sources such as the Lion’s Club willing to participate.

DAN MILLER: I have heard they want a larger building.

BRAD: Thousands will be saved by using the existing footings.

DAN: As I have mentioned to the previous Council, I would like to see the booths moved to the streets. A new building would prevent that from happening.

LESLIE: The Black & White Days Committee does not want to move the building. I also have another possible RAPZ Tax project. There have been requests for a hard surface to be established at the park to establish disability access to the pavilion.

KEITH: Could that project possibly be done as an Eagle Scout project?

MARLOWE: When making handicap access you need to verify the grade of the cement, it has a minimum and maximum allowance.

MAYOR: Can we apply for more than one project?

TERRIE: As many as we want.

DAN: I would suggest prioritizing your projects.

MAYOR: Priority 1, would be the American Legion Building, priority 2 would be handicap access at the park and priority 3 would be renovating the restrooms at the park. Former Mayor Kip Panter has agreed to help me prepare the paperwork for this project and we will get it submitted to the County Council by the deadline.

CITY MANAGER REPORT

MARLOWE: After meeting with our Maintenance Technicians, Ben Lundgreen and Robert Bair, we have prepared a list of proposed projects for this spring. I've put a copy in front of each of you. Campbell Scientific is preparing a bid for a new SCADA system. I should have that bid available for your review at the March City Council meeting. On February 6th a valve closed on the Main Street water tank and our current SCADA system did not warn us of that event. Nor did it warn us when the tank hit the half-full level about 4:45 p.m. that afternoon. By the morning of Tuesday, February 7th, the tank dropped to a level of 6 inches. With help from Lower's, who shut down a portion of their facility for twelve hours, and the local schools who conserved for the day as well, we made it through. Rob and Ben did yeoman service working to determine that the valve was closed, getting it back to the open position, and then adjusting flows throughout the day. Due to their efforts we were able to get the tank back to its correct level. With the heavy rains of today, I've asked Ben and Rob to be prepared to remove the culvert forms on 100 East about 500 South if necessary to prevent flooding in that area. I received a bid from Les Smith to make a concrete retaining wall at the west outlet of the new culvert. The bid is \$1,200 to \$1,300. I believe this is cheap insurance to prevent the damage that resulted from last years flooding.

The council approved the construction of a new retaining wall at the new culvert to be done by Les Smith.

MARLOWE: When the roll on/roll off dumpsters were not being monitored about 4 years ago, the City incurred an expense of about \$15,000 for this service. Since having the dumpster monitored, the City incurred an expense of \$8,271.44 after all income and expenses for the year

2005. This is a tremendous savings over when the dumpsters were not monitored and it is a good service to the community.

KEITH: I have received a few complaints about the dumpsters being removed too early but realize that the weather is a guessing game and we make the best decision we can.

MARLOWE: I attended some training in regards to what needs to occur to get a traffic signal light at the Maverik Store corner, Main Street and 200 West. There are certain demands that must be made for traffic going in all four directions. I am concerned that we would not make the criteria on the Main Street portion, going East to West, due to people continuing to “zig-zag” on 100 South rather than go straight across at Main Street. However; I did find out that if we had 20 students who needed to cross the highway to go to school that we could qualify for a signal light.

BRAD: I will help get the list of students that cross that road for school. I know there are more than 20 students west of 200 West.

COUNCIL MEMBER REPORTS

BRAD: I want everyone to know that countless hours are being spent to collect the information on the new sewer system upgrade so that when the time comes the best possible decision will be made.

MAYOR: The State of Utah wants to implement the best plan for the community. They also want it to be a long term solution.

BRAD: The timetable that has been mentioned in previous meetings to keep this project progressing is still intact. There should be some grant money available. The monthly utility bill will increase with any of the projects. There would be an even larger cost if Logan City treated our waste water. Long term, the monthly fee could decrease due to City wide growth. Our current SCADA system has been repaired several times in the past at a very large expense. The old system needs to be compared to the bid for a new system. Thousands have been spent in the past and the old system still does not function. I am concerned about where the new fire truck will be stored as there is no room in the current Fire Station.

LESLIE: In past years there was always a large committee that put together the Black & White Days Celebration. There has not been a committee like this for several years and I would like to see it happen again. It would take the cooperation of all council members to make this a success.

MAYOR: I would like to see involvement from the citizens like Lewiston City has for their 4th of July celebration.

LESLIE: I need help with the horse pulls. Lamar Spackman has always taken care of this in the past and with him recently passing away, I don't know what to do. Does anyone know the Spackman family?

KEITH: I will contact Phillip and see what can be arranged.

LESLIE: Don Green, who has pulling teams from Colorado, said he would help if needed.

ALLEN: At the last Planning and Zoning meeting, the board reluctantly approved a 3rd building at the apartments formally owned by Roland Anderson. This had to be approved due to a past agreement with the original builder not the current owner. When school lets out for the summer,

Randy Jones is going to research the legal basis of agreements that are made with landowners. How long they are good for and if they transfer over to a new buyer if the property is sold. Sadler Construction is also putting together the plans for a possible 32 unit home subdivision on the vacant property located to the West of the above mentioned apartments. I have contacted Tim Smith and asked him to be the chairman of the Neighborhood Watch Program.

A motion was made by Allen, 2nd by Terrie to appoint Tim Smith chairman of the Richmond City Neighborhood Watch Program and the vote was unanimous.

MAYORS REPORT

MAYOR: After visiting with Nick Sanders, Bob Hugo, and Robert Murray, I have come to realize that the EMT program and Fire Department require much more time and cost than I originally thought. After careful review. I propose that Nick Sanders and Bob Hugo be paid \$200 per month for the expenses they incur as part of being EMT Chief and Fire Chief respectively. I would also propose that Robert Murray be paid \$50 per month for his role as Assistant Fire Chief.

Approved by Council.

A motion to pay the following bills was made by Brad, seconded by Keith, and the vote was unanimous.

A Little Something	72.10
Al's Sporting Goods	146.17
Al's Trophies	334.00
American Waterworks	158.45
Aqua Engineering	13301.50
AT&T	117.33
Audio Editions	254.66
Bear River Health	80.00
Blue Stakes	10.26
Bridgerland Applied Tech College	241.29
Cache County Service Area	12196.68
Cache Valley Insurance	138.00
Cherry Peak Woodworks	200.00
Chevron	124.53
Christensen Const	387.50
Coats Rooter Service	765.21
Deluxe Business Checks	165.76
Denny's	30.54
DFS Acceptance	1164.95
Direct Safety	300.79
Ecosystems	90.00
Educational Record Center	221.34
Fred's Flowers	45.00
G&G Niederhauser	2747.00

Gall's	109.52
Great Basin Graphics	9.00
Hach	224.20
Idaho Salvage	1801.24
IHC Health Center Pharmacy	101.80
Intermountain Traffic Safety	98.90
IPACO	8.77
Kings	128.38
Lees	837.84
Library Video	209.12
Lookout Books	295.25
Lyn Dirstributing	244.11
Maverik	640.06
Metrocall	10.05
Moore Medical	140.50
Motorola	1772.00
Nextel	290.36
North Cache Vet	46.20
Olson & Hoggan	175.00
PC's Unlimited	21.95
Penworthy	123.13
Pioneer Drama Service	31.88
Questar	3465.67
Qwest	452.22
Randy's	331.93
Sensus	1000.00
Smithfield Auto	566.48
Smithfield Imp	4.45
Snotec Equipment	2328.00
Thatcher	932.80
The Herald Journal	100.53
The Home Depot	109.60
Theurers	282.53
Tony's Grove	58.00
Ut Dept of Workforce Services	934.12
Utah Assoc. Public Treasurer	15.00
Utah Local Governments Trust	648.73
Utah LTAP Center	270.00
Utah Power	2351.3
Verizon	89.98
Visa	217.94
Waldenbook	118.98
Waterford Systems	3609.00
Watkins	189.00
W-Cubed	7980.70
Xerox	239.03

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

Adjournment at 9:50 P.M.

Michael E. Hall, Mayor

Justin B. Lewis, Recorder