

RICHMOND CITY COUNCIL

October 17, 2006

The regular meeting of the Richmond City Council was held at the Richmond Community Building located at 6 West Main, Richmond, UT on October 17, 2006. The meeting began at 7:00 p.m. Mayor Michael 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, and Leslie Erickson. Allen Lundgreen was excused.

A motion to accept the September 19, 2006 City Council meeting minutes was made by Terrie, second by Keith and the vote was unanimous.

RECYCLING PROGRAM UPDATE

DARREL GIBBONS: I would like to personally comment on the new traffic light at the Maverick intersection. It is great for the community. I am a member of the Cache County Council as well as on the Solid Waste Advisory Board. I am the agricultural representative on the Solid Waste Board. Issa is here again tonight to give you a current update on the valley wide recycling program.

ISSA HAMUD: I will make the same presentation tonight as I made recently at the Mayors Association meeting. I am going to show a short video that will show the recycling process from start to finish.

Video demonstration of Recycling Program

ISSA: Mountain Fiber, in Hyrum, has a new 30,000 square foot building that allows the trucks to drive in and out. They have a state of the art conveyor system that is used to help sort and distribute the garbage. Less than 5% of the garbage that is taken to Mountain Fiber ends up going to the landfill. About 70% of what is collected will be turned into an insulation fiber material. Mountain Fiber used to import about 8,000 tons of garbage per year to meet their fiber demand. The fiber material they use is actually manufactured into an insulation they sell. Garbage is sorted by fiber, metal and aluminum to mention a few. Mountain Fiber still has to import garbage as Cache Valley does not meet their current demands. As a result of a survey that was conducted on the voluntary recycle program, it was determined that 48.52 lbs. of garbage was recycled per month per household; 97% of the participants were satisfied with the program. About 86% stated they put less trash in their black can than before. Voluntary recycling has increased in cities that don't have the program enforced yet. Approximately 300 tons of material is recycled per month and this will continue to increase as more cities join the program. By July 2007, all households in Cache Valley will have the blue cans. The current cost to take one ton of trash to the landfill is \$29.00, to take it to Mountain Fiber the cost is \$15.00

per ton. We used to have to pay \$25.00 per ton for product taken to Mountain Fiber, but they have reduced that charge to \$15.00 per ton.

TERRIE: When will the actual cost versus estimated cost of this program be reviewed? This program will cause an increase in cost to each household to start recycling.

ISSA: In the future we are also hoping to have a 40 gallon can available but for this to happen all of the 300 gallon cans that are currently being used must be taken out of service.

DARREL: In the beginning the 60 gallon can was subsidized but no longer.

ISSA: The cost to pick up a 60 gallon can is the same as the cost to pick up a 90 gallon can. The cost of a 60 gallon can is now a fair price.

DARREL: The cost of the program will be evaluated when possible. If the profits are greater than anticipated then there could possibly be a price reduction.

TERRIE: On previous issues, the County Council has come to the cities beforehand to generate support for what they are trying to accomplish. Why no local support on this decision?

DARREL: There were five mayors on the Solid Waste Advisory Board and all of them were replaced in the last election. There was a lack of communication due to the changes in mayors.

TERRIE: I would expect a better dialogue in the future.

DARREL: I visited with a Mayor from the south end of the valley today. He is opposed to the recycling program but said that his city will support the program because that is what the citizens want.

ISSA: Right now we can offer the City of Richmond the blue cans if we have enough support to make it economical. We need at least 50 households to participate to start the program.

MAYOR: Do you have enough cans for the entire city?

ISSA: Yes. We would also offer no fee charge for the month of December.

TERRIE: What is the fee if we start now?

ISSA: It would be \$3.00 per month.

DEPUTY REPORT

DEPUTY EGGLESTON: I have a concern that the time on the crosswalk is not long enough for people to get across the road. I was hoping that the length of time could be programmed to be longer.

MAYOR: It is already at the maximum allowable time.

MARLOWE: It is 30 seconds by law. The length of time allowed is based on the width of the street. This is based off of Federal and State guidelines; it is their road so they have control.

DEPUTY: We will monitor more closely. We also have video capability to do recording if there is a problem.

MARLOWE: Daren Duersch from UDOT is trying to help as much as possible. There were seven guidelines or warrants governing traffic signal installation, and at least one had to be met in order to get the traffic light to begin with. We failed to meet the requirements of any. Having the school crossing moved to that location was the only way a warrant could be satisfied, which allowed the light to be installed.

MAYOR: Please provide more information as it becomes available.

DEPUTY: We will be having more local coverage as officers are available.

BUSINESS LICENSE

Trimble Photography & Wedding Décor

SCOTT TRIMBLE: We are going to combine two business into one. We recently purchased a wedding décor business. All of the products we use for that business are stored in Logan at EKS Storage. I am going to start a wedding photography business as well. In the future we would hope to upgrade our house if the business does well. We estimate that 95% of our business will not be in Richmond.

TERRIE: Digital photography, no developing?

SCOTT: All digital. We are also considering renting some space at Cache Valley Counter Tops.

Approved by Council.

CITY NEWSLETTER

MAYOR: I appreciate the time and effort that Dan Miller takes when preparing the City newsletter, *The Richmond Record*. I definitely want the newsletter to continue in the future. I would like to include three new sections in the newsletter starting in the November issue. The first is the “Voice of the City” which will be information from local officials such as Fire Department, EMT’s, law enforcement, etc. The second will be a “Local Business Spotlight” which will introduce local business and what they offer. The third will be “Notes from City Hall” which will be comments from Marlowe or Chris on upcoming events, as well as changes in policies and procedures. Dan will need this information before the 20th of each month.

DAN MILLER: Great idea.

MAYOR: We will come up with a six month plan of what will be in the letter and let the local business we are going to highlight know well in advance so they will have ample time to prepare their information.

PUBLIC HEARING

A motion to close the regular council meeting and open the public hearing was made by Keith, second by Terrie and the vote was unanimous.

MAYOR: The purpose of this hearing is to get public input into the possible annexation of property owned by Skabelund/Gibbons north of the current boundary of Richmond City.

JERRY WOODLAND: I am a homeowner that borders the property in question. I am assuming that the zoning will be switched to 10 acre parcels and then smaller. This is inconsistent with the current homes in the surrounding area. I am concerned about a possible hunting hazard as there is county land in between the city lands if this property is annexed. I would hope there will not be access from the east, just the north and west. I have a boundary dispute with the property owner’s in question, that has not been resolved for over two years. I just ask that you be consistent. In the winter, elk winter on this property. This property is secluded and I like that.

STEVE CHRISTENSEN: I live near the property. My concern is the access to the property on the east side is at the bottom of a hill and it is dangerous. I have not seen the plot. All the pheasant hunting will be gone. Farmers will be pushed out when people develop their land as in other areas. I was told that the City acquired some water in the area recently. I have a concern of what that might do to the water wells in that area if the City starts using that water.

CONNIE WARD: Has the property been surveyed? My mom owns land that borders the property.

MAYOR: The property is based off of the legal description.

CONNIE: I have the same concerns as Steve. I also think patrolling the area will be an issue.

BETH SKIDMORE: I hope that the huge additional expense to the city will be taken into account. This area in question will be all residential with no commercial. The City will be paying for infrastructure costs. We need revenue from business not more homes.

SCOTT CHRISTENSEN: I have a concern that a new sewer system is being considered at a high expense. This property when developed will just add more to our already existing sewer problem. Road safety is an issue as well for me.

JERRY: Greg Skabelund informed me that my issue is a boundary by acquisition. The fences make the boundary. I thought this had to be surveyed.

MAYOR: Your property dispute is a private landowner dispute not a city issue. The property has been surveyed and certified by the county. Theron Weston certified the survey on August 30, 2006.

LUDEAN CHRISTENSEN: I have property that borders the property in question on the west and south. My concern is the access from the east.

MAYOR: If this property is annexed, it will still have several other times that it will be presented to Planning & Zoning as well as the Council in regards to the homes as well as access issues. Just because the property is annexed does not grant access from the east portion. It would still have to be approved at a later time.

A motion to close the public hearing and reopen the regular meeting was made by Terrie, second by Leslie and the vote was unanimous.

COURT REPORT

JUDGE SKIDMORE: Last quarter was a large revenue quarter. Please keep in mind that school zone violations will decrease once the crosswalk is moved to the intersection from its current location. Please keep in mind that when you are discussing issues at this meeting that issues are not based off of the law but off of current state and federal regulations.

Number of Case Filed 179

State Revenue

Assessment	\$2,429.38
Court Security	<u>\$2,278.40</u>
Total	\$4,707.78

City Revenue	\$9,973.10
Total	\$14,680.88

MAYOR: Please keep in mind that the highway receives Federal money; therefore, it falls under Federal guidelines not State of Utah guidelines.

JUDGE: I am concerned that the new school crossing is less safe. There are no flashing lights or warnings. The traffic coming south is my biggest concern. I recently attended some Drivers License training in Salt Lake City. A person’s license is automatically suspended if a warrant is issued. I will be attending a winter conference in Salt Lake in December. I will be having my first jury trial in 19 years. It will occur in this room. The jury will consist of residents of Cache County.

MAINTENANCE REPORT

MARLOWE: The salt has not been delivered and we are waiting on the arrival of the new truck. It is supposed to arrive the week of November 6th. Ben is currently training for his water distribution test. His training is Tuesday through Thursday of this week. His test is scheduled for November 17th at the Bear River Health Department building in Logan. Ben and Rob are monitoring closely what is happening in the Richmond Meadows Estate development. The lawn sprinkler systems have been winterized.

FIRE DEPARTMENT AND EMT REPORT

MAYOR: We appreciate the time and effort that everyone in the EMT and Fire Department puts in for the city.

BOB HUGO: I will speak for the EMT and Fire Department’s tonight. Ken Bergstrom and Nick Sanders are now Intermediates. There were 35 combined calls in the last quarter. We participated in the Mantua fire for 5 days. With the permission of the Council, I would like to ask Harold “Stony” Tanner to be the new Assistant Fire Chief. I based this decision on his time with the department as well as his certification level. Burn permits are now allowed. Normally they are not allowed until October 31. Ben Lundgreen or myself need to be contacted for a burn permit. The old ambulance has been sold at an auction. The new fire truck has been ordered. The new fire truck is paid for by the County.

TREASURER

CHRIS: The water meters will be read one more time this year.

ORDINANCE 2006-6

MAYOR: This ordinance would restrict winter parking from 10 p.m.. until 7 a.m. from November 1 through March 31. Smithfield City just changed their hours to be more lenient. They are operating by a 12 A.M. through 6 A.M. time period.

TERRIE: I have a concern with the 10 P.M., I think that is too early. We need a fair balance.

BRAD: We need to be consistent with other communities.

MAYOR: This ordinance would be consistent with what the Cache County Sheriff's office is required to monitor in other areas they are under contract with.

TERRIE: Should we post signs to inform visitors and citizens? The public must be informed.

***A motion to adopt Ordinance 2006-6 was made by Brad, second by Keith.
Brad – Yes, Leslie – Yes, Terrie – No, Keith – Yes, Ordinance 2006-6 passes by
vote of 3 to 1.***

MARLOWE: Might I suggest that we do not enforce this ordinance until November 15th so we can make the citizens aware in the November newsletter.

MAYOR: November 15th is fine this year.

FINANCIAL REPORT

JUSTIN: I am presenting each of you a Certification of Propriety for the annexation request on the Calvin & Carol Funk property. The land in question that they would like annexed into the Richmond City limits is owned by their estate, and has no other pending annexations. I appreciate the help that Marlowe and Chris offered in regards to the audit. They have collected the information and are compiling everything. The auditors have requested some additional information from us and we are working to get it together for them. I would anticipate that Diana will make her presentation either at the November or December Council meeting. As for the current budget, overall it is in pretty good shape. As you will note, Sales Tax is up from what we anticipated. Where the water meters are still being read, the water collection fees are up, street department expense is over budget but we knew it would be at this point as the majority of the work is done for the year and none will occur in the winter. I would like to commend the library, EMT and Fire Departments for keeping their budget in line.

MARLOWE: I recently attended a conference in Springdale. It was brought to my attention that the Planning & Zoning Board must be paid. I will be making a presentation to the council at the next meeting of what I believe is a fair remuneration for them. There has been a complaint filed with the Sheriff's office as well as with Lynn Lemon in regards to some barking dogs at a licensed kennel within the City. The kennel is being run properly and there have been no other complaints. There are three options in regards to this situation. One, cite the owner of the kennel. Two, issue a warning. Three, have our Animal Control Officer take the time to investigate if there really is a problem and if the complaint is legitimate.

MAYOR: Please investigate. This is the only complaint that has been registered, there have been no previous problems.

TERRIE: What time and date did the violation occur? If an emergency apparatus was being used the dogs will bark.

MAYOR: Marlowe, ask Officer Hester to investigate the complaint.

GIBBONS/SKABELUND ANNEXATION REQUEST

MAYOR: The property is approximately 200 acres.

MARLOWE: Everyone should keep in mind that the issue is whether or not the land should be annexed into the city. It is premature to address possible access problems or landowner disputes. These are issues that will be addressed through the proper channels at a later date. Homes, roads, access will be evaluated by Planning & Zoning at a later time.

MAYOR: The land, if annexed, would be zoned A10. There is no guaranteed access from the east. Hopefully in the future the sewer and water will be hooked to the City systems and not effect the existing water wells in any way.

MARLOWE: All infrastructure costs will be paid by the contractor, not by Richmond City.

COUNCIL MEMBER REPORTS

BRAD: J*U*B Engineering is currently evaluating our water impact fees and will have a recommendation on where the fee should be soon. There is a meeting to discuss our possible future sewer systems next Friday. I would suggest in the future that we go to radio reading of meters rather than the current wand system. This would require different water meters. The current meters were installed in 1993 and have a life span of about 10 years. J*U*B Engineering has been very helpful with the water and sewer system evaluation.

LESLIE: I am going to let Keith give us an update on the American Legion Building as well as the park bathroom project.

KEITH: The roof has been removed from the bathrooms. They are going to install the new doors and then they will start working on the new roof. The roof will be the same color as the pavilion. The cement work will start next week on the American Legion Building.

LESLIE: All complaints lodged by citizens are important. I was very impressed to see Sam Schropp lodge a complaint or concern to the City and then go out and help to correct the problem. The new cement work being done to the sidewalks in the Lyle Anderson area is very impressive. I am glad to see Sam help resolve the issue. Thank you Sam!

MARLOWE: On October 29th, a Richins boy will be doing more sidewalk repairs from 100 South to 200 South on the east side of State Street as part of his Eagle Scout project.

MAYOR REPORT

MAYOR: Any suggestions for the Steven Henager Scholarship that is available to any citizen of Richmond no matter the age? Bob Hugo presented the name of Harold "Stony" Tanner as his suggestion for new Assistant Fire Chief. I believe this is a good choice.

Approved by Council.

MAYOR: Marlowe please let Bob know that we have accepted Stony for the position. Are we ready to make the blue recycling cans available to all of the citizens and start the program now rather than in July 2007?

TERRIE: No.

KEITH: I think it is a good idea to start now.

LESLIE: Yes.

BRAD: Good idea to start now.

MAYOR: Darrel’s commitment for better communication in the future is an excellent idea and should be followed through.

TERRIE: Why force all the citizens into the recycling program now? Why not July 2007 as planned?

KEITH: Citizens need to be informed of what goes in each can.

MAYOR: When the cans are delivered they contain literature that tells what can go in each can.

If a citizen switches from a 90 gallon can to a 60 gallon can the cost increase is only \$1.00. If you already have the 60 gallon can then the cost increase is \$3.00 per month.

TERRIE: I am uncomfortable with the time table on this decision. I think there should be citizen input into this decision. I don’t think there can be a vote on this issue since it is not an agenda item for tonight’s meeting.

MAYOR: If there are no protests on the Gibbons/Skabelund annexation, we will have a special meeting on Tuesday, October 24th at 6:00 P.M. to vote on this matter. Please include a discussion item for the recycling cans on the November Council meeting. Since there will be enough Council members on November 21st we will have the council meeting at the usual date and time. Marlowe, please check to see if there is an available time on December 9th or 16th for a Christmas gathering. Kim Johnson has contacted me, about that a new pulling sled is needed for Black & White Days horse pull. He is willing to donate the labor to build the new sled if the city will pay for the materials. He said materials should cost about \$400 -500.

Approved by Council to have Kim Johnson build a new Black & White Days pulling sled for the cost of materials only, Kim to furnish labor free of charge.

A motion to pay the following bills was made by Terrie, second by Leslie, and the vote was unanimous.

Andersen Seed	224.46
A's Trophies	162.00
Asphalt Systems	15838.15
AT&T	263.88
Bear River Health	40.00
Cache County Service Area	14369.54
Cantwell	73.85
Chemtech Ford	366.00
Chevron	139.64
Christensen Const	1344.00
CNH capital	69.98
Consumer Reports	26.00
Deluxe business checks	168.40
Denny's	254.84
Ecosystems	90.00
Gall's	1045.25
Greene Concrete Cutting	125.00
Intermountain Traffic Safety	658.41

IPACO	38.18
Itty Bitty	1757.17
Jared Glover	18.50
JUB	1377.93
Ken Bergstrom	215.00
Lee's	96.12
Lyn Distributing	209.63
Marlowe Adkins	309.88
Maverik	400.48
Moore Medical	396.62
Motion Industries	49.94
Mountain States Waterworks	362.57
Nextell	199.33
North Cache Vet	63.10
Olson & Hoggan	2625.00
Parsons	1826.66
PC's unlimited	19.95
Penworthy	76.48
Peterson Plumbing	698.57
Postmaster	108.00
Questar	938.59
Qwest	441.07
R-n-M Logistics	1219.73
Rocky Mountain Power	2401.13
Silverhawk	48.56
Smithfield Auto	42.35
Smithfield imp	100.01
SOS Staffing	146.50
Sunrise Environmental	285.21
Thatcher	2694.49
The Herald Journal	59.03
The Home Depot	875.38
The Library Store	108.36
Thread Images	82.40
Travis Allen	18.50
Troy Hawkes	50.00
United States Plastic	70.17
Upstart	119.87
Utah Local Governments Trust	755.70
Utah State University	1105.00
Visa	1472.00
Waldenbooks	140.68
Xerox	240.76

A motion to adjourn was made by Keith, second by Brad, and the vote was unanimous.

Adjournment at 9:45 P.M.

Michael E. Hall, Mayor

Justin B. Lewis, Recorder