

RICHMOND CITY COUNCIL

November 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 November 28, 2006. The meeting began at 7:00 p.m. Mayor Michael Hall was in the chair. The opening remarks were made by Leslie Erickson.

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

A motion to accept the June 27, 2006 City Council special meeting minutes was made by Terrie, second by Keith and the vote was unanimous.

A motion to accept the October 17, 2006 City Council meeting minutes was made by Terrie, second by Brad and the vote was unanimous.

A motion to accept the October 31, 2006 City Council special meeting minutes was made by Keith, second by Terrie and the vote was unanimous.

RECYCLING PROGRAM

MAYOR: The decision at hand tonight is not whether to do the recycling program, that has already been passed by the County Council. The decision tonight is whether or not to start the program in Richmond on December 1st or wait until July, 2007 as originally scheduled. If we start on December 1st, the month of December will be free of charge and the additional \$3.00 per month fee will start being incurred in January and thereafter.

SUE MCCORMICK: My two friends and I in attendance tonight are extremely excited about the program. It will be very convenient, and it will save time and money on gas. I believe we should start now.

ALBERT PURSER: What is the purpose of moving the start date from July to December?

MAYOR: We border a community that started the program in July of this year. There are some extra cans that are available now that were not have thought to have been available until July of 2007. The program has been offered to start early in Cornish, Lewiston, and Richmond. Cornish has already decided to start in December and a decision will be made soon by Lewiston. Issa Hamud, the director of the program, asked us to consider starting now but it is not mandatory.

ALBERT: What is the advantage of starting now? Access to the blue bins is good. How is what is placed in the blue can going to be monitored?

MAYOR: There are cameras on each truck that can monitor what goes in from each can. If someone puts in garbage, they will receive a friendly reminder in the mail. There will not be a fine imposed at this time. From the input I have received from citizens on this program, I would say that it is about 6 to 1 in favor of starting the program now. Some residents are storing items in their garage waiting for the program to start. Also, there is a feeling that people will be more

willing to recycle if they can at their home rather than having to transport to the current blue bins.

TERRIE: The blue dumpsters that are currently used will be gone once the blue cans are delivered.

DAN MILLER: What about glass?

TERRIE: Currently it will have to be put in the garbage. There is not a blue bin available at this time for glass.

MAYOR: For safety reasons, the glass must be put in the garbage cans. The recycled material all must be sorted and broken glass is a hazard. I would like to thank everyone for their comments this evening, as well as those that were not able to attend tonight but contacted us by phone or letter.

DEPUTY'S REPORT

MAYOR: I would like to thank the Deputy Eggelston for the information he has provided for the upcoming newsletter in regards to the traffic signal light.

DEPUTY EGGLESTON: There is some Homeland Security training that will be occurring. I have attended the first step of that training. It is a very exciting program. There will be a mock scenario that occurs in Richmond City. Most likely a train wreck with a toxic waste cloud. The date of this is not yet available but Richmond will be one of the first. Currently there is one deputy for every 10,000 residents in Cache Valley. So if there is a disaster we will all need to work together to make sure all residents are taken care of.

TERRIE: Do you need a plan from us?

DEPUTY: The LDS Church has a great plan for this type of situation and we can use their model to make a plan for the City in case of disaster. We need to prepare now for a possible disaster in the future. The mock scenario could possibly happen in about March 2007.

BRAD: You mentioned previously that you would start monitoring the signal light. Has this occurred?

MARLOWE: Deputy's Frost and Douglas monitored the light for at least two days and made some suggestions to the crossing guards.

DEPUTY: I have been on swing shift and not been able to monitor the signal light. I will collect some information and report back to the Council.

MAYOR: Does any of the Council have comments or concerns on the recycling program?

BRAD: From the citizen input I have received, it has all been positive but one person. I would support starting the program now.

TERRIE: I don't agree with how this situation was handled and the lack of communication on this entire process. With the assurance from Darrel Gibbons and the County Council that they will review the cost versus estimate and have better communication in the future I would reluctantly approve moving the program to now.

KEITH: I agree with Terrie.

LESLIE: I would approve this also.

ALLEN: I have the same feeling as Terrie. I would be in favor of.

A motion to move the starting date of the Cache County Recycling Program from July 1, 2007 to December 1, 2006 was made by Keith, second by Terrie and the vote was unanimous.

LTD/CVTD MERGER

RICHARD HEILIGER: CVTD and LTD are going to merge into one entity rather than remain separate. Todd Beutler is here tonight to discuss how the Board of Trustees for the new single transit district will be composed.

TODD BEUTLER: The number of service miles will determine the number of board members. If 200,000 people or fewer reside within the district boundaries, the board will be capped at 15 members. As proposed, Richmond City would be in Voting Region 1. Region 1 would consist of Hyde Park, Smithfield and Richmond. Currently 69% of the service occurs in Logan and the remaining 31% in the outlying areas. This will continue to stay the same. Logan City will have 9 board members and this is a very diverse group. It includes members from the school district, religious organization, disabled, senior, financial, business, government, USU and one from the community at large. This proposal has already been passed by all other cities involved, Richmond is the last one we are presenting to.

TERRIE: Will the Board of Trustees determine new areas of service?

TODD: Yes.

TERRIE: Could the Board reduce service in the outlying areas?

TODD: That is a possibility but I don't see it happening. A study has showed that 80% of those from out of Logan that use the service are coming to work, further their education, or for health reasons.

TERRIE: Currently the tax revenue is split. What will happen with the merger?

TODD: It will be consolidated from two budgets into one. We will now be able to pool our resources. No offense but the Board of Trustees will be much more educated on the process than the city councils are. It is the hope that citizens will play a more active role in the future.

MAYOR: Richard, what is your opinion as the representative from Richmond City?

RICHARD: This is one board that is not controlled by Logan City. I think it would be smart to support! There is good support from the citizens of Richmond in regards to using the service.

TODD: Richmond would have a representative on the board but the vote would be part of the Region 1 vote which is a two-thirds vote. Richmond, Smithfield and Hyde Park will vote and the 2 of 3 response will be supported.

NATHAN COATS: I am from Laidlaw transportation. Efficiency is the key to get money from the Federal Government. The more efficient the process, the more money received.

TERRIE: It is a fantastic service that you provide.

RICHARD: Federal Grants will be received for Richmond City being a part of this program. Richmond is the only participating community that is rural and not cosmopolitan.

RESOLUTION 2006-5

***A motion to accept Resolution 2006-5 which is "a Resolution Establishing and Approving the Service Mileage Definition of a Full Service Unit for the Board of Trustee

Representation on the Cache Valley Transit District per Utah Code Annotated 17a-2-1038" was made by Terrie, seconded by Allen and the vote was unanimous.***

COUNCIL MEMBER REPORTS

KEITH: A 10 foot wide sidewalk was installed at the Cub River Sports Complex running from the parking lot to the building. This was paid for with grant money that was received last year. They are working on the park bathrooms this week and will be starting on the American Legion building soon. Alan Lower has donated a 12 foot wide lawnmower to the City. There are just a few minor repairs that need to be made.

MAYOR: Marlowe please get with Alan and make arrangements to pick up the mower. Please fix any minor repairs that are needed. The "Welcome to Richmond" sign that was removed at the south end of town when the road was widened has been found. Alan Lower found the sign while doing some landscaping. Marlowe please get the sign from Alan and let's see if it can be salvaged and placed on the conference road. There is a current Eagle Scout project that placed a new sign at the south end of town and another Eagle project that landscaped around the sign. Another Eagle project is for another sign that will be installed in the Spring.

TERRIE: The Library has applied for a grant that would allow for some computer upgrades. The Historic Commission will be having their Senior's Christmas Party on December 9th at 1:00 P.M. at the Relief Society Building. An Eagle Scout project was recently completed behind the Bell Tower, a picnic table was installed. The number of calls the EMT's are responding to each month is on the rise. After some delays in our CERT group we should be back on schedule.

LESLIE: Thanks to the Library for assisting in the Sub for Santa program.

ALLEN: Planning & Zoning has received a request to re-zone approximately 10 acres North of White Pine Middle School. They will be coming to make a presentation to the Council soon. There will be issues with the sewer in that area, the depth is a problem. The contractor will have to deal with that problem if the project is approved. Marlowe, are the Richmond Meadows inspections complete?

MARLOWE: The water and sewer lines have been pressurized and tested. They passed. There is a storm drain box that is on top of a sewer line that will have to be moved. There is not any water in the lines; when the water is put in the lines we will take the necessary tests.

ALLEN: Are the new construction standards being followed?

MARLOWE: Yes, but no formal check off list is being completed.

ALLEN: I would like to see a formal check off list as well as an infrastructure sign off sheet. We need to make sure the engineering requirements are being met.

MARLOWE: Magnetic tape is being put on all pipe so it will be easy to find in the future.

MAYOR: We need a formal check off list for all projects.

ALLEN: The formal check off list protects the developer as well.

MARLOWE: The new John Deere tractor and Ford F350 pickup were put to the test last night with the snow storm. There were a few minor problems to report. The Ford F350 overall was

very good. Ben had a problem getting the plow to rotate but somehow it fixed itself and started working. The plow had no top protector so if he went over 5 mph the snow went over the hood and not off to the side of the road. They put a top protector on today. The sander is great. It took me about 3 hours to do the sidewalks with the tractor. The tractor is very good and is being stored in the maintenance building rather than the park building as previously discussed. With the plow in the up position it is heavy enough that the back tires on the tractor slip. We need to add a weight box to the back to help with the traction. Please keep in mind that there are some runners on the bottom of the snow blower that won't allow it to go all the way to the concrete, there is going to be a small amount of snow leftover even after using the blower. The blower cannot clean the handicap dips at the intersection.

TERRIE: Will they need to be cleaned by hand?

MARLOWE: Yes, but we need the manpower to do it.

MICRO-FILTRATION WASTEWATER TREATMENT FACILITY PUBLIC HEARING

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

MAYOR: This has been a long and tedious process to get to this point. It has taken the oversight of two City Councils to get to this point. This decision was not made quickly and all options have been reviewed and explored. Several options were considered before this option was chosen. We need a system that will serve the present as well as the future. Two presentations have been made to the DWQ. The State of Utah has given us a hardship grant of \$1,300,000 towards this project. They have also given us a \$3,300,000 loan at zero percent interest. The Council certainly appreciates the help the State of Utah has offered on this project.

LARRY LIEBES: What is the monthly cost to the citizens?

MAYOR: The State of Utah uses a Median Adjusted Gross Income formula to base what they believe the citizens should pay each month. That amount is \$40.14 per month. The current rate is \$24.00 per month.

LARRY: The city bill will increase from \$60 to \$80 per month, that is a \$20 increase due to the recycling fee increase and sewer system increase. That will be extremely difficult for those on a fixed income.

MAYOR: All of the options considered for this project would have still resulted in the citizens paying \$40.14 per month so with that being said it is best to have the best available system and that is the Micro-Filtration System. This system will meet all current State guidelines as well as future guidelines. Phosphorous is going to be a problem in the future and this system will deal with that issue. When choosing the new system we did not want to have to replace it in 5 to 10 years and incur more costs. The Army Corps of Engineers has participated in this project and it is one of the first times they have done so in the State on a wastewater facility. These wastewater issues are not only being dealt with in Richmond but every other city in the State will have to do the same as well.

LARRY: What about runoff water?

MARLOWE: Minimal impact and guidelines on it are regulated by the EPA.

DAREK KIMBALL: Last time I reviewed the estimated costs of this project, I believe they are low. Have they been reviewed recently? I also want to thank the Council for doing this project correctly.

MAYOR: The costs were recently reviewed by Brad Rasmussen of AQUA Engineering and they are good numbers.

ALBERT PURSER: What is the length of time to payoff this loan?

TERRIE: Twenty years.

ALBERT: Will the monthly fee stay the same in 20 years when the loan is paid off or will we see a decrease? Where can I get the financial information on how this monthly fee was reached?

LARRY: As the city grows and there are more homes will the fee be decreased because there are more users?

MAYOR: The new monthly rate takes into account an anticipated growth rate.

GAIL ALVEY: What is the new system capacity?

MARLOWE: Five hundred thousand gallons per day. On our busiest day we currently use about one third of that amount.

GAIL: The rate of growth is unknown!

ANGELA CURTIS: We used a 2.5% growth rate.

MARLOWE: The current three subdivisions that have been approved were factored in as well. My opinion is that the rate of growth will be closer to 3.5%.

MAYOR: The new plant is able to be expanded.

ANGELA: Extra filtration modules can be added as needed.

MAYOR: Another factor in choosing this system was that it is the easiest to add on to at a later date.

ALBERT: Will the building that is being built be able to add more modules without adding onto the building?

ANGELA: Yes.

DAN MILLER: What is the life expectancy of this system?

MAYOR: Twenty years is what everything is based on but it should last longer.

PAUL KRAUTH: This is new technology that has only been in existence for eight years. The State bases all systems on a 20 year expectancy.

TERRIE: Another key factor to this system is the effluent can be used in the irrigation system. Sewer impact fees are currently being reviewed and will be adjusted accordingly as well.

GREG TRAVELLER: Will the city have to pay to get the discharge water into the irrigation system or will the Richmond Irrigation Company incur that expense?

MAYOR: When the time comes we will meet with the Richmond Irrigation Company and make all the necessary arrangements.

GREG: What happens to the existing ponds?

MAYOR: The ponds have a clay liner that cannot dry up. They could possibly be used for storage but the new system does not require the ponds to be used.

ANGELA: They need to be kept for emergency use.

DEMOYN WEBB: Will this discharge water limit the crops that can be planted?

SHELLY QUICK: There are no crop restrictions with this discharge.

ALLEN: The Council was able to tour this system in Hyrum. When the water goes into the system it is extremely dirty and when it comes out it is crystal clear.

CORDELL JOHNSON: What about the two existing sewer loans?

MAYOR: One of the loans will be paid off with proceeds from the loan and the other will be paid off soon and was not included in the new loan.

CORDELL: I think you have made a wise decision. Impact fees definitely need to be reviewed. I heard a rumor that other communities may want to add onto this system?

MAYOR: Having another community add onto our system would be reviewed if the city were asked to do so but nothing has been mentioned at this time.

BRENT WEBB: Who is going to maintain this system?

MAYOR: The maintenance costs have been included in the cost estimates but it does not require a full time person to monitor, it is just checked periodically.

BRENT: It does not have to be monitored 24 hours per day?

MAYOR: No.

CORDELL: Ownership of the effluent needs to be determined. This cannot be a gray area as has occurred in some other cities.

DAREK: Keep effluent in the system for the city to use.

DEMOYN: When will the new system be built?

MAYOR: Hopefully it will be put to bid in the Spring 2007, start in the Summer of 2007 to build and be operational by the Summer of 2008. The monthly fee will not increase until the new system is functioning.

DEMOYN: Where is the new system going to be located?

MAYOR: By the existing lagoons.

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

MAYOR: I appreciate the citizen input from those that have attended this evening.

2006-2007 BUDGET PUBLIC HEARING

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

JUSTIN: This public hearing is to make adjustments to the current budget to account for income and expenses that have occurred since July that were not in the current budget. It includes the new F350 that was recently purchased. You will notice that it is paid for by the streets, water and sewer funds. Please note that the Fire Department received \$3,003 above what was anticipated. This amount is directly tied to their budget. Please notice the increase for the fundraiser as well as the supplies. They have been given the exact amount that they had over their previous budget.

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

A motion to accept the amended July 1, 2006 – June 30, 2007 budget was made by Brad, second by Leslie and the vote was unanimous.

BUSINESS LICENSE

MANDY'S SALON

MANDY GIBBONS: I would like to convert the garage on our home into a beauty salon.

TERRIE: Just cutting and shampooing, no chemicals?

MANDY: Yes. It will just be myself as well.

Approved by Council

CITY MANAGER REPORT

MARLOWE: I just want to make the Council aware of a fact that I received at a recent conference, specifically 10-9A-301 of Utah Code Annotated states that communities are encouraged to pay members of Planning & Zoning a small fee. Other cities are paying around \$25.00 per month.

TERRIE: What about months where there are no meetings?

MARLOWE: That would be a decision that the Council needs to make.

MAYOR: We will discuss this topic at a later time.

MAYOR REPORT

MAYOR: Our nuisance ordinance needs to be updated. Smithfield City recently had their nuisance ordinance challenged in court and the ordinance was upheld. Smithfield City has

provided a copy of their ordinance for our review. I would like to review our ordinance at the December or January Council meeting.

TERRIE: I have been recently contacted by two citizens about items they consider to be nuisances as well.

MAYOR: Impact fees are currently being reviewed and we should have an update on the water impact fees soon.

DAREK KIMBALL: We are currently getting price trends as well as updated costs. Prices are constantly changing, first it was pipe, then asphalt, something is always increasing. Emily is finalizing the impact fee information and hopefully will be able to report to the Council within the month.

MAYOR: Hookup fees are what the city charges to access city resources. Impact fees are monitored by the State and have timelines as well as guidelines. Costs are recouped for new home growth. My goal is to make a decision on the fees at the January Council meeting. The Business Spotlight section of the newsletter will be arranged six months in advance. I have the next two months arranged, I would ask that each of you give me two business names that we can contact now. I have talked to the city attorney to see if a lien can be placed on a home that has not paid their water bill. I have been told this cannot happen. When a developer approaches the city with a new project and it is reviewed by our engineer we are incurring a cost. Other cities make the developer pay this fee. I think Richmond should implement something like this as well. Gerald Bell has permanently retired. There is full time work in the summer and we need some part time work in the winter to help with snow removal. Any suggestions on someone who may have an interest in something like this?

DEMOYN: Why not use a sweeper rather than a snowblower?

MAYOR: IPACO advised us that wet snow will not be moved by a sweeper. Hopefully we will be able to purchase one in the future.

LESLIE: The city participates in the Sub for Santa program each year. We always sponsor a local family that has met all the guidelines. We are doing this again this year. We have done it for at least the last eight years.

FINANCIAL REPORT

JUSTIN: The audit has been completed and will be presented at the next Council meeting. I have provided each one of you with a summary of the yearly/monthly wages paid to the salaried employees for July 2006 – June 2007 budget year, as well as the small amount paid to the Mayor and Council-members. I need you to review this information and make a motion accepting that the Council has approved these wages for the current budget year.

	YEAR	MONTH
EMPLOYEES		
MARLOWE	\$25,037.76	\$2,086.48
ROBERT BAIR	\$27,851.28	\$2,320.94
JUSTIN LEWIS	\$11,402.16	\$ 950.18

BEN	\$23,566.56	\$1,963.88
JULIENE	\$17,003.76	\$1,416.98
CHRIS PURSER	\$23,024.16	\$1,918.68
BETH	\$ 7,416.00	\$ 618.00
MAYOR AND MIKE HALL	\$ 2,400.00	\$ 200.00
BRAD JENSEN	\$ 1,200.00	\$ 100.00
LESLIE	\$ 1,200.00	\$ 100.00
ALLEN	\$ 1,200.00	\$ 100.00
TERRIE	\$ 1,200.00	\$ 100.00
KEITH WARD	\$ 1,200.00	\$ 100.00

A motion to accept the salaried employees wages and monthly payment to the Mayor and Council-members for the July 1, 2006 – June 30, 2007 budget year was made by Allen, second by Terrie and the vote was unanimous.

MAYOR: I would like to report there were no sewer violations for the month of October. On December 6th, I will be attending a meeting concerning Cache County’s new animal control officer. I have sent a letter to Mr. & Mrs. Dwight Finkel in regards to the home they just purchased from Kent Turner. The Finkel’s had a right-of-way concern. I would like the following excerpt from the letter included in the minutes.

Dear Mr. & Mrs. Finkel:

This letter is to certify that you will not have any interference or prohibitions relative to vehicles or pedestrians entering the property located at 417 South 250 East (Property Tax Identification Number 09-082-0022) from the City street known as 250 East generated by the City of Richmond. In addition to this letter being sent to you, this paragraph of this letter will be included into the official City Council minutes at our scheduled meeting on November 28, 2006.

MAYOR: Just a reminder that the City Council and Employees Christmas Party will be held on Saturday, December 16th at 5:00 P.M. at Olive Garden.

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

Applebooks	167.11
AT&T	129.47
Baymont Inn & Suites	118.00
Bear River Health	95.00
Blue Stakes	36.88
Brandon Douglas	18.50
Cache Co Treasurer	97.84
Cache County Corp	1651.50
Cache County Service Area	14097.41
Cache County Treasurer	58.77
Cache Valley Fire Chief Assoc	100.00
Cache Valley Insurance	355.00
California Contractors	169.80
Chevron	50.18
Christensen Const	287.00
Coats	1625.00
Consolidated Electrical Dist	270.78
Darrell's Appliance	463.00
Denny's	117.26
Ecosystems	90.00
Galls	1887.91
Hach	404.00
Hobbs Turf Farm	6.12
Intermountain Farmers	102.50
Intermountain Hydraulics	10372.48
Itty Bitty	2854.19
Jeff Turley	480.00
JP Cooke Co	75.48
JUB	2580.86
Julienne Parrish	95.76
Justin Bennett	18.50
Legrand Johnson	1322.10
Lora Smith	32.85
Lyn Distributing	147.11
Maritza Jerry -Phoenix Public Lib	24.95
Maverik	597.02
Moore Medical	198.11
NAPA Communications	72.49
Nextell	196.70
North American Salt Co.	3356.70
Northwood Rental	248.88
Olson & Hoggan	595.00
PavAs	3239.70
PC's Unlimited	19.95
Peterson Land Surveying	3367.00
Peterson Plumbing	126.35
Poulsen Trailer Sales	2495.00
Questar	1736.34

Qwest	439.94
Randy's	157.90
Roberts Co.	123.48
Rocky Mountain Power	3827.62
Rocky Mtn Power	1185.88
Seagull Book	73.80
Smithfield Auto	426.09
Smithfield impl	31.76
Staples	235.94
Thatcher	1677.14
The Herald Journal	754.9
Theurers	11.45
Thomson Electric	997.30
Utah Assoc of special districts	65.00
Utah Local Governments Trust	755.70
Visa	125.00
Waldenbook	122.75
Wilson Motor	22258.46
Xerox	240.76

A motion to adjourn was made by Leslie, second by Terrie, and the vote was unanimous.

Adjournment at 9:45 P.M.

Michael E. Hall, Mayor

Justin B. Lewis, Recorder