

**MINUTES OF THE  
City Council Meeting for the City of Menan held May 11, 2017.**

**Presiding:** Chauncey T. Haight, Mayor

**Present:** Chauncey T. Haight, Ron Jones, Noel Raymond, Brian Storms, Keith Nelson, Allyson Pettingill, Kris Meek, Matt Walker, Deputy Edwards, Sgt. Smith, Amy Manning, Skylar Price, Ladawn Lords, Eric Lords, Jason Watson, Lt Allen Fullmer, Jeff Geisler, Becky Nelson, Kris Meeks' daughter, and Tim Hale.

INCOME May 11, 2017 to June 8, 2017:

Sewer Payroll	5980.00
Garbage Payroll	124.76
Building Permit Application Fees	130.00
April Property Taxes	4635.96
Town Hall & Park Shelter Rental	65.00
Nelson Business License-Snow Shack	25.00
Valley Wide Share Distribution	134.19
General Fund Money Market Interest	5.03
General Fund Collateralized Money Market Interest	11.13
Sewer Fund Money Market Interest	6.83
Sewer Fund Collateralized Money Market Interest	1.15
Garbage Fund Money Market Interest	.45
LGIP State Pool (Sewer)	31.61
	<b>TOTAL</b>
Community Activity deposit	11,156.11
	2425.00

<b>Income from Sewer Account May:</b>	<b>\$ 10,294.58</b>
<b>Income from Garbage Account May:</b>	<b>\$ 17,48.00</b>

**Meeting called to order at 7:05 pm.**

**Pledge of Allegiance**

**Police Report:** Deputy Edwards delivers the Police Report. The report is from 3/11-4/7/2017. She reports that there were 73 hours logged, with 25 complaints, 1 arrest, 5 citations, and 11 traffic contacts. She then asks if the Mayor or Council have any concerns. The Mayor states that the numbers seem high and then asks if anyone has any questions for the Deputy or Sgt. Smith. Allyson states she has a question about a complaint a resident brought to her attention. The complaint is about a teenager driving fast and recklessly in the City. The reporting party has concerns that he would like to see resolved, Allyson said she would report it at the council meeting and ask the Deputy's what could be done. Sgt Smith replies that he will take care of the situation. The Mayor and Council discuss the police report. The Mayor and Council thank the Sheriff's Office for all they do.

**III-A Annual Report, Amy Manning:** Amy begins by stating why the III-A was formed. She reports it is for small cities and counties needing affordable health care. She then passes out reports with the yearly data enclosed. The Mayor and Council listen and discuss the report with Amy. She explains the goals set the previous year and the goals met as well as the expansion made. She reports that in the past year the III-A has been successful and profitable. There is discussion of the report. The Mayor and Council thank Amy for the report and for taking the time to deliver it to the City of Menan.

**\*P&Z Ordinance Change Recommendation:** Allyson explains that the recommendation letter is included in the meeting packets each member was given. She also explains that in the meeting packets there is a copy of the changes discussed in the joint P&Z and Council work meeting. The Council looks through the Title 8 Subdivision Regulations packet provided with the suggested changes made. Allyson then explains the few additions the P&Z would like to recommend adding to the changes decided on at the joint work meeting. These changes are referenced in the recommendation letter. There is discussion of the additions and the recommendation letter.

The Council discusses the recommendation of possibly splitting the open space requirement to allow a portion of land and a portion of cash value to fulfil the 5% required in the code. Kris states he thinks this would be an impact fee and would require a substantial commitment from the City in the form of studies and funds to make it legal. There is discussion of this issue. There is discussion of finding a way to separate the requirements for the donation of 5-10% of the land from large subdivisions and the small developments of a few homes as it is not feasible to require a land donation from small partials of land. Kris states he will look into the issue and try to have an answer in time for the work meeting on May 25<sup>th</sup>.

**\*Planning and Zoning Update:** Jason Watson asks if the recommendation from the P&Z was the same as what was discussed and agreed upon at the joint work meeting. Allyson states yes, with the few added items outlined in the recommendation letter. Allyson then also asks if the property owned by Serena Barker which was discussed previously would fall under a short plat application since one of the parcels has an existing structure on it. The Council discusses the issue and decided that it is still splitting land into 5 separate lots and therefore would not meet the short plat application requirements and would fall under a subdivision and all the requirements for such in the code.

**Keith Nelson made a motion to amend the Agenda to allow Skylar Price to address the Council regarding the garage at 3503 N 665 E., Kevin White's residence. Brian Storms seconded the motion. Motion passed.**

**\*Skylar Price, garage at 3503 N 665 E., Kevin White property:** Skylar starts by stating that there is a discrepancy with the property lines on both sides of the property in question. He is looking for a variance to go with the established property lines that everyone is currently observing. He is asking for a 3-foot variance from the west side in order to accommodate the existing unfinished garage. There is discussion of the property lines, the setback, and what can be done. There is discussion of using fence line as legal acknowledged property line so the setbacks are met for the garage. There is then discussion of trading portions of property with the neighbor on the west side to make the setbacks to keep the garage in place where it is. Kris then discusses deeding portions of property so it is legal to change the property lines to meet the setbacks. The Council and Kris give Kevin Whites' relatives the options they must fix the problem of non-compliant setbacks as to make the structure compliant with the City Codes so the garage can be finished. The Council and Kris also state that the process to fix the situation is right now a civil matter and not one that the City can really become involved in. They suggest finding a way to work it out amiably.

**Ron Jones made a motion to amend the Agenda to move up Mikelle Bronson as the meeting is running long. Brian Storms seconded the motion. Motion passed.**

**Elementary Playground-CHC Grant, Mikelle Bronson:** Mikelle addresses the Council about the fundraiser the PTO at Midway Elementary has currently for the special needs playground equipment. She states that they have applied for a CHC grant and they have a much better chance of receiving the money if the City will show support by donating towards it. The Council and Mayor discuss the issue. It is pointed out that this playground will be a benefit to the entire area, not just the school. Mikelle also states that it will also be for all the community children, not just special needs. There is discussion of what will be included in the playground equipment. There is discussion of how much the school play area is used by the entire community. There is discussion of where to take the funds from to donate to the Midway Elementary PTO. They discuss the possibility of donating \$2000 from the Activities account and then \$1000 from the Capital improvements accounts as this would be a great benefit to the area.

**Ron Jones made a motion to pay \$2000 from the Community Activities committee fund and \$1000 out of the Community Hall Improvement account to donate to the Midway Elementary Special Needs Playground Fund. Keith Nelson seconded the motion.**

**Upcoming Activities-4<sup>th</sup> of July:** There is discussion of donations so far and the vendors signing up for the activity. Allyson explains she has already made a deposit for \$1250. The discussion turns to the addition of more power for the 4<sup>th</sup>. Matt explains he isn't sure when the project will take place, but it will be before the 4<sup>th</sup>. The discussion then turns to where the vendors will be this year.

**LHTAC Grant Approval:** Matt explains that the Grant the City applied for was granted to for the FY 2018. He explains further that the road he is looking to use the \$100,000 for would be a mile stretch of 3500 E. from the new Valley Wide Coop going north. He does state it doesn't pay for engineering fees. There is discussion of the sidewalk from the Post Office to Valley Wide. Matt states it should be done before the road construction starts. There is discussion of this issue. Allyson is asked to add to next month's Agenda a discussion about the Hwy 48 corner with the ITD counts.

**Eclipse 2017:** Ron states that he has spoken at length with Rebecca Squires. He reports that the estimate in the County could be anywhere from 30,000-100,000 people. Ron is looking to have a Ham radio operator at the City Building in case of an emergency so the City can contact emergency personnel. He goes on to report that there are 37 spaces around the City Park for RV parking. He figures on charging \$75 per day with a 2-night minimum, with 3-night special for \$200. He then goes on the state that the cost for tent camping will be \$25 per night with a 2-night minimum, with a 3-night special for \$60. Ron would like to get all of the details put together so the information can be put out on websites. The issue is discussed. There is then discussion of the sewer dump for the RV's. It is decided to ask for donations for the RV dump. There is then discussion of purchasing vests for City identification for volunteers. The donation for the RV dump is determined to be \$10. There is more discussion of the crowds and the Butte. Ron states there will be a County wide exercise with the Sheriff's Department and City and County officials prior to the event. The discussion turns to the porta potties. The discussion then turns to communication with the volunteers. Ron mentions wireless priority service. Ron will check on it so the Mayor, Council, and City Employees will be able to communicate with each other. There is then discussion of getting the information out for advertising. Matt states he will order the vests.

**PSI Contract:** Kris states he has looked into the contract with PSI regarding the legality of Teton House using a dumpster not from PSI. He further states he can't see any restriction on dumpsters from other sanitation services in the City. The contract is for residential services in the City. Kris defines it as non-enforceable for the nonresidential usage in the City.

**Intermodal Transportation Map & Grid Map:** Brian states that he went to Eric at the County and had him print out two maps, as the Council had previously discussed. The maps would extend the grid pattern of the City roads out into the County. There is discussion of the maps and the grid pattern for the roads. The discussion then turns to the fact that any changes in code about roads must involve changing the Comprehensive Plan. There is then a discussion of the Comprehensive Plan and the need to look at it again.

There is a short recess for bathroom break.

**Discussion of Grease & Oil Ordinance:** Kris starts by explaining the difference between the existing sewer usage in the Code and the differences the proposed Grease & Oil Ordinance would make. There is discussion of this.

**Ron Jones moves to suspend the 3 reading on 3 separate occasions and read the title only once in full. Brian seconded the motion. Motion passed.**

**Brian Storms reads the Grease & Oil Ordinance, Bill 2017-5, by Title only.**

**Ron Jones made a motion to pass Bill 2017-5. Brain Storms seconded the motion. Roll call vote: Keith Nelson-aye; Ron Jones-aye; Brian Storms-aye; Noel Raymond-aye. Motion carried.**

**Ordinance Changes:** Kris states that the only ordinance he was able to work on was the annexation ordinance as he is still trying to make sure he has the correct legal description. There is discussion of this. Kris further states he would like to put off the Annexation Ordinance until he can be sure the legal description is correct. The Council and Mayor agree. He then presents the Bill for the Camping Ordinance and the Resolution for the fees for the Camping Ordinance. There is discussion of the resolution and the bill.

**Ron Jones made a motion to suspend the 3 readings on 3 separate occasions and the reading in full on Bill 2017-3, Camping Ordinance. Noel Raymond seconded the motion. Motion carried.**

**Brian Storms read the Title only of Bill 2017-3, Camping Ordinance.**

**Brian Storms made a motion to adopt Bill 2017-3, Camping Ordinance. Ron Jones seconded the motion. Roll Call vote: Ron Jones-aye; Noel Raymond-aye; Brian Storms-aye; Keith Nelson-aye. Motion passed.**

**Brian Storms made a motion to set the Camping fees for the Resolution at \$200 for 3 nights or \$75 a night for RV's and \$25 per night for tents. Noel Raymond seconded the motion. Motion passed.**

**Civilize Contract:** Matt asks Kris if he thinks it is ok to sign. Kris states he feels it is a decent contract and it is ok to sign. There is discussion of the contract.

**Brian Storms made a motion to accept the contract with Civilize Engineering. Noel Raymond seconded the motion. Motion passed.**

**Ditch Water Rights:** Allyson states she wrote the check for the purchase of 17 shares of water rights discussed previously. Noel tells Allyson she needs to write a letter to Long Island Irrigation to request the change of diversion from the south end ditch to the north end ditch. There is discussion of the water rights.

**30 ft Strip of Property on North end of city:** Noel explains he asked to have this put on the agenda to make people aware this property is owned by the City. There is discussion of this. The Council assigns Noel to look into property deeds and find the best way to inform the residents of the fact the City owns that property.

**Public Discussion:** Ron asks if he can ask a question as a member of the public. He is wondering about vendor booths for the Eclipse. There is discussion of this. It is discussed to offer a 3-day deal. Possibly a 2 day and get the 3<sup>rd</sup> day free. There is discussion of this. There is also talk of having an aid station for the Eclipse in the City building. This would allow for another bathroom. Jeff Geisler also asks about putting a red tag on the garage at Kevin Whites' residence. There is a discussion of this and the reasoning legally for liability purposes to stop the building until the issue is resolved.

**Maintenance Update:** Matt talks about the starting of the summer work. He also explains the new mower he purchased to replace one of the old ones no longer working. Matt also talks about hiring additional summer help. There is discussion of this. Matt also talks of the new garage door installed at the shop, and the fact that a vendor backed into it. There is discussion of this. Matt states he will charge the vendor for the repair of the panel.

**Work Meetings:** The Council discussed the next work meeting on May 25<sup>th</sup>. The discussion turns to what will be on the agenda. It is decided to add old ordinances to look at along with the research Kris is going to do about the split 5% open space requirement. The Mayor asks for everyone to come with additional ideas of ordinances to look at.

**Ron Jones made a motion to table the Review of Budgets of the General Accts. Noel Raymond seconded the motion. Motion passed.**

**Treasurers Report:** Allyson states all she has to report is the date of the budget hearing had to be set by the end of April. She sent in the date as August 10<sup>th</sup>, the Council meeting for that month. She then explains that she can change that date if the Council would rather have it another day. There is discussion of preparing for the budget and having a work meeting in June to go over it.

**Noel Raymond made a motion to accept the Treasurers Report. Ron Jones seconded the motion. Motion carried.**

**Bills:** Noel Raymond made a motion to pay the Bills for the City of Menan. Keith Nelson seconded the motion. Motion passes.

**Minutes:** Ron Jones made a motion to accept the minutes as written from the April 13, 2017 City Council Meeting. Brian Storms seconded the motion. Motion passes.

**Ron Jones made a motion to adjourn the meeting. Noel Raymond seconded the motion. Motion carried.**

Council Meeting ended at 11:34 pm.

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Allyson Pettingill, City Clerk/Treasurer