

MINUTES OF A REGULAR COUNCIL MEETING

January 15, 2019

The meeting was called to order at 5:30 p.m. by Mayor JR Bird.

A roll call was taken which showed council members Aaron Weight, Joe Burdick, Dustin White, David Labrum, and David Baird present. Mayor JR Bird stated that the meeting was a regularly called meeting and that notice of the time, place and agenda of the meeting had been provided to the local news media, to each member of the governing body, and was posted on the city web page and the state public meetings web page.

Others present included City Manager Ryan Snow, City Recorder Carolyn Wilcken, Finance Director/Assistant City Manager John Zilles, Public Information Officer LeeNichole Marett, Hal Huff, Derek Hopper, Brianna Banks, Karalee Kettle, David Kettle, Nancy Boender, Doug Murray, Sherry Murray, Gordon Snow, Ellen Nelson Mandy Nelson, Craig Zobell, Maigen Zobell, Bruce Weatherston, JM Smart, Keith Winterton, Dalyn Winterton, Clint Allen, and Maurine White.

Opening prayer was given by Dustin White.

MINUTES

A motion was made by Councilman Aaron Weight to approve the minutes of the regular meeting of December 4, 2018, after revision. Motion was seconded by Councilman David Labrum. Those voting Aye were Aaron Weight, Joe Burdick, Dustin White, David Labrum, and David Baird. Motion was carried unanimously.

PUBLIC COMMENT PERIOD

Derrick Hopper, General Manager of the Uintah Basin Standard newspaper, stated that he has been approached by members of the public asking why there has been no public discourse on the Johnson Water District Agreement since July and if there hasn't been, how can an agreement be entered into without giving the public a chance to give input. If there has been negotiation since July, was the Open Meetings Act ignored. There is also concern with some of the details of the proposed agreement along with the fact that there isn't an expiration date for the agreement. Mayor Bird stated that these concerns will be addressed later in the meeting when Council discusses the proposed Johnson Water Improvement District agreement.

PUBLIC HEARING – ORD. 2019-422 DALE TRIBE ANNEXATION

Mayor JR Bird stated that this is a public hearing to receive comments on Ordinance 2019-422, an ordinance annexing property owned by Dale and Heidi Tribe into Roosevelt City boundaries. The property is located at 1591 South State Street. After review and discussion, a motion was made by Councilman Dustin White to approve Ordinance 2019-422, an ordinance annexation property into Roosevelt boundaries. Motion seconded by Councilman Joe Burdick. Those voting Aye were Aaron Weight, Joe Burdick, Dustin White, David Labrum, and David Baird. Motion was carried unanimously.

PUBLIC HEARING – ORD. 2019-423 LANCE DENVER ANNEXATION

Mayor JR Bird stated that this is a public hearing to receive comments on Ordinance 2019-423, an ordinance annexing property owned by Lance Denver into Roosevelt City boundaries. The property is located at 66 North 1460 West. After review and discussion, a motion was made by Councilman Aaron Weight to approve Ordinance 2019-423, an ordinance annexing property into Roosevelt City. Motion seconded by Councilman Joe Burdick. Those voting Aye were Aaron Weight, Joe Burdick, Dustin White, David Labrum, and David Baird. Motion was carried unanimously.

PUBLIC HEARING – ORD. 2019-424 WINTERTON REZONE COMMERCIAL TO R-1-10

Mayor Bird stated that this is a public hearing to receive comments on Ordinance 2019-424, an ordinance rezoning property owned by Keith and Vivian Winterton from Commercial zoning to R-1-10 zoning so a home can be constructed on the property. The property is located at 751 West 1000 South. Keith Winterton stated that there is a deeded right-of-way to the back of one of the two lots giving access to the second lot. There were a number of citizens wishing to address this request. Bruce Weatherston is adamantly opposed to changing the zone. Mr. Weatherston stated he has approached Mr. Winterton asking to purchase this lot and they can construct a home in another location. Mr. Weatherston expressed concern with drainage problems that have been experienced in that area. It was stated that an existing sewer line is already servicing homes in the area without problems. Mayor Bird stated that this request is for a single home and not multiple homes so sewer shouldn't be a problem. After review and discussion, a motion was made by Councilman David Baird to approve Ordinance 2019-424, an ordinance changing zoning from Commercial to R-1-10. Motion seconded by Councilman Dustin White. Those voting Aye were Aaron Weight, Joe Burdick, Dustin White, David Labrum, and David Baird. Motion was carried unanimously.

TODD FARLEY CONDITIONAL USE PERMIT

Todd Farley is requesting a Conditional Use Permit to allow him to build a 30' x 25' A-frame metal shed on a small building lot next to his residence that is too small to construct a home. Mr. Farley has already appeared before Planning and Zoning and received their approval. After review and discussion, a motion was made by Councilman Dustin White to approve this request for a conditional use of this property. Motion seconded by Councilman Aaron Weight. Those voting Aye were Aaron Weight, Joe Burdick, Dustin White, David Labrum, and David Baird. Motion was carried unanimously.

EXTRA MILE AWARD PRESENTATIONS

The Extra Mile award is to recognize individuals that have gone the extra mile to improve their communities. Mayor JR Bird recognized and made presentations to the following two individuals: Tara Maylett and Maigen Zobell. Additionally, Dan and Polly Karren were also selected but could not attend the meeting.

JOHNSON WATER IMPROVEMENT AGREEMENT REVIEW

Mayor JR Bird addressed the concerns from Derrick Hopper and stated that an agreement has been discussed for many years and it was decided that it was time to get something in place so Johnson Water Improvement District and Roosevelt City can move forward. Mayor Bird also explained that no Public Meetings statutes have been violated and tonight's meeting is the public's chance to comment. Dustin White explained that since July, the entities have been trying to come up with something agreeable to both organizations. Mayor Bird explained that the concern with an expiration date doesn't apply as long as both entities exist, but there is a mechanism for future concerns by either party. Gordon Snow wished to address contracts in general and stated that he believes all contracts should have an expiration date. Council members expressed some thoughts on the proposed contract and suggestions of what needs further consideration. It was felt that approval could not be given until a final agreement addressing all concerns is prepared and reviewed. After review and discussion, a motion was made by Councilman Aaron Weight to wait until a final agreement is prepared before approving. Motion seconded by Councilman Joe Burdick. Those voting Aye were Aaron Weight, Joe Burdick, Dustin White, David Labrum, and David Baird. Motion was carried unanimously. Gordon Snow stated that he feels the citizens that may be affected should be given an opportunity to comment. Mr. Snow also stated there are citizens of Roosevelt that were there before Johnson became a district and addressed the possibility of taxation without services being provided if Johnson Water decides they need to charge a tax.

NOISE ORDINANCE DISCUSSION

Doug Murray stated that K & K Sanitation has been better about the times they empty dumpsters and instead of 4:30 a.m. it is now closer to 6:00 a.m. and he very much appreciates this. Netty Rulon stated that he understands the issues of both the citizens and the service businesses. David Kettle from K & K stated he understands Doug's concerns. Brett Kettle stated that Maverick is dumped every day. Mayor Bird stated that we need to continue working on this issue to see if there is something to accommodate all parties without having to implement a new law. Al Kettle stated that he likes the idea of addressing dumpster locations when a building construction is being planned so there is adequate space for K & K to maneuver safely when emptying the dumpsters.

CRS ENGINEERING'S STATEMENT OF QUALIFICATIONS ACCEPTANCE

Clint Allen from CRS Engineers in Vernal introduced himself and stated their appreciation for being considered for the engineering pool for Roosevelt. He stated they excel at water wells and a department dedicated to transportation, and wastewater design. They are pretty much full service. Council reviewed the SOQ (Statement of Qualifications) received from CRS Engineers. After review and discussion, a motion was made by Councilman Joe Burdick to approve CRS Engineering and add their name to the pool of engineers Roosevelt City will work with. Motion seconded by Councilman Dustin White. Those voting Aye were Aaron Weight, Joe Burdick, Dustin White, David Labrum, and David Baird. Motion was carried unanimously.

ANNUAL OPEN PUBLIC MEETINGS TRAINING

Council asked that this training be scheduled for the next meeting in February.

PURCHASE ORDERS

A motion was made by Councilman David Labrum to approve the following purchase orders. Motion seconded by Councilman Aaron Weight. Those voting Aye were Aaron Weight, Joe Burdick, Dustin White, David Labrum, and David Baird. Motion carried unanimously.

75364 JUB Engineering	\$ 81,324.43
76622 JUB Engineering	29,320.92
76621 JUB Engineering	18,215.26
76939 Rhino Pumps	28,901.00
77051 Mountainland Supply Co.	13,780.93
76619 Duchesne Co. Water Conservancy	25,554.21
Duchesne Co. Water Conservancy	21,802.90
PEHP	38,868.44
K & K Sanitation	66,008.80
Moon Lake Electric	13,925.64
VISA Credit Card – Dec Ryan	341.01
Land Purchase	150,000.00
Jones & DeMille	<u>59,800.00</u>
TOTAL	<u>\$545,843.54</u>

STANDING COMMITTEE REPORTS

Dustin reported on the ULCT meeting he attended and stated there is a Local Officials Day scheduled on January 30th. Plans are being formulated for the city's Spring Cleanup schedule. Duchesne County hasn't yet decided on the dates for the free landfill days. Mayor Bird expressed appreciation for the discussion and comments on the Johnson Water agreement and the progress that has been made. Councilman David Labrum asked about snow removal on sidewalks and learned that this is the responsibility of the property owner. Snow removal on the bridge over the gulch was discussed and it was suggested that we try to find a way to remove the snow for safer foot traffic. Mayor Bird reported that the proposed gun range is on the agenda for the next Economic Development Committee meeting so they can become involved in the project.

CITY MANAGER REPORT

Ryan Snow reported that the Cottonwood Creek project is on hold because of the U. S. Government shutdown. Work has been done on the CDBG survey that is a requirement for these funds. Horrocks Engineers will be coming to our next Council meeting to discuss the master plans. The Western Hills demolition has been completed except for a large tree that can't be removed until spring because of the frost. Crescent Point has started a fracking project south of

Stonegate that will be utilizing 1,000 gallons per minutes of our water and have extended our infrastructure as part of this project. The 800 South curb, gutter, and sidewalk project is out to bid. UDOT has a road project from Highway 40 and Poleline at the airport turnoff to mill and repave to Fort Duchesne this summer. A safety light is being installed at Highway 40 and 2nd South by the junior high, along with a installing a safety light on Highway 121 on Clubhouse Drive. We will be using our pool of engineers and putting out bids for street projects.

CLOSED SESSION

A motion was made by Councilman Aaron Weight to go into a closed session to discuss litigation and property matters and then convene back into a regular city council meeting. Motion seconded by Councilman David Labrum. Those voting Aye were Aaron Weight, Joe Burdick, Dustin White, David Labrum, and David Baird. Motion was carried unanimously.

A motion was made by Councilman David Labrum to adjourn the meeting. Motion seconded by Councilman Aaron Weight. Those voting Aye were Aaron Weight, Joe Burdick, Dustin White, David Labrum, and David Baird. Motion carried unanimously.

Meeting adjourned at 8:30 p.m.

Roddy I. Bird Jr., Mayor

ATTEST:

Carolyn Wilcken, Recorder