

PLAIN CITY COUNCIL
MINUTES OF REGULAR MEETING
FEBRUARY 17, 2005

The City Council of Plain City convened in a regular meeting on Thursday, February 17, 2005, in the Plain City Hall at 7:00 p.m.

Present: Mayor Glen Willie, Councilmembers Chad Costley, Jay Jenkins, Phil Meyer, Steve Diamond, and Elaine Calvert
Staff: Diane Hirschi, Ken Bradshaw, Carlos Heslop
Also Present: Deputy Rex Cragun, Carl Miller, Ryan Kemp, Scott Carter, Curtis Larsen

The Mayor called the meeting to order. Councilmember Meyer gave the invocation and Mayor Willie led in the pledge of allegiance.

Approval of Minutes: February 3, 2005

Councilmember Calvert noted that Carl Miller had mentioned that there were no elected officials at the Choices 2040 Workshop. The minutes stand approved as written with the change noted.

Comments: Public

Ryan Kemp noted that he would like to have a security fence between his house and the Orton Subdivision. He noted that he currently has a horse fence, but would like something more secure.

Report from Planning Commission

Gary Jackson reported that the Planning Commission recommended final approval of Pheasant Brook Subdivision and Autumn Leaves Subdivision. He also noted that Nelson Estates has new owners and came in for a discussion on the development.

There was a discussion about fencing detention basins. Councilmember Diamond feels that it would be better to let the property owners maintain the detention basins. Gary Jackson noted that the fencing was required for safety. It was noted that subdivisions would look much better if the detention basin had grass and the surrounding property owners maintained it rather than fencing it and cutting the weeds once a year. Ken Bradshaw noted that this could be done through the CC&R, a homeowner association as part of the development plan. He recommended that the Planning Commission look at this.

Final Approval: Pheasant Brook Subdivision

It was reported that this was given final approval once before, but the time for recording has expired. Gary Jackson noted that there has been some concerns over the irrigation canal with the irrigation company. It was noted that there will be a small detention basin. There was some discussion about waiving the fence and allowing a property owner to maintain the area as long as there was a restriction to not disturb the burm. The city would keep the easement and the developer could provide the area with the secondary water connection. Councilmember Diamond disclosed that it may appear that he has a potential conflict of interest due to him being a banker and working with some of the people. **Councilmember Calvert moved to give final approval of Pheasant Brook Subdivision with the option that the property owners maintain the detention basin area and if so, to waive the fence around the basin and any other requirements per our city engineer. Councilmember Meyer seconded the motion. Councilmembers Costley, Jenkins, Meyer, Diamond and Calvert voted aye.**

Final Approval: Autumn Leaves Subdivision

It was reported that the Planning Commission recommended final approval of Autumn Leaves Subdivision contingent on some engineering issues being taken care of. It was noted that there were several items on Brad Jensen's memo. It was noted that we have not received a letter from UDOT or Pineview. It was noted that there was no one here to represent Autumn Leaves Subdivision. **Councilmember Meyer moved to table this until the next meeting. Councilmember Calvert seconded the motion.** There was some discussion about approving the subdivision based on Brad Jensen's findings. **Councilmembers Meyer and Calvert voted aye. Councilmembers Costley, Jenkins and Diamond voted nay. The motion did not pass. Councilmember Costley moved to approve Autumn Leaves Subdivision based on Brad Jensen's review. Councilmember Diamond seconded the motion.** There was some discussion about many items still needing to be completed. Some of the items are engineering issues. Some are not. It was noted that they had a good week to make any

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changes. Diane noted that there has not been any new plans turned in. She also noted that the developer had not personally contacted her about being on the agenda. There was a discussion about having so many items left on the engineering letter. Gary Jackson noted that Brad Jensen won't sign the mylar until all items are completed. Gary also has to sign the mylar and checks it to make sure everything is completed. **Councilmembers Jenkins and Costley voted aye. Councilmember Meyer, Diamond and Calvert voted nay. The motion did not pass.**

Motion for Resolution: Annexation of Unincorporated Islands Within City Boundary

The Mayor noted that the city is in the process of annexing some of the small islands of unincorporated Weber County within the city limits. Councilmember Costley asked when we talked about doing this. **Councilmember Costley moved to adopt Resolution 2005-01 accepting the petition for the annexation of some of the unincorporated Weber County islands within the city limits. Councilmember Meyer seconded the motion. Councilmembers Costley, Meyer, Diamond and Calvert voted aye. Councilmember Jenkins voted nay. The motion carried.**

Other Business

Eagle Scout Project – John Heslop

MaryLou Heslop reported on the Eagle Scout project that John is going to do. He will be putting stickers on the curb on the drains and grates that empty into the river or lake. Dr. George Burbidge is providing the stickers. They have to be 1" below the top of curb and no farther than 10' from the drain. MaryLou reported that they want to put them within 1-2'. Hopefully this will keep anyone from dumping oil into the drains. She reported that he has got maps and Carlos will supervise the project. The council felt this was a good project. The Mayor asked that John come back and report on the project when he is done. There was a question of whether John could go onto private property, like Fremont High School to put the stickers on. The Mayor suggested calling the school.

Approval of Truck Bid

Councilmember Meyer reported that he advertised for truck bids and didn't receive any. He noted that the truck they are looking at is \$16,500. It is a 95 diesel and has just over 200,000 miles on it. **Councilmember Costley moved to proceed to buy the truck as presented.** Councilmember Meyer noted that this purchase is not in the budget and suggested possibly having a three-year note to pay the truck off. Councilmember Jenkins feels that we ought to find the money before we approve it. It was discussed that it would be split between a couple different areas. **Councilmember Meyer seconded the motion.** There was discussion that next year Carlos would budget for a plow for the truck. He figures it will cost about \$12,000 for a sander and plow. **Councilmembers Costley, Jenkins, Meyer, Diamond and Calvert voted aye. The motion carried.**

Approval of Business Licenses

Elizabeth Hougaard, Rockin' Double H Sales at 4437 W 1500 N is applying for a business license to sell products at horse shows. Ben Carnahan, Old School Yard Maintenance at 3805 W 2200 N is applying for a business license for a lawn care business. The following renewals were presented for approval: Green Feet Lawn Care, Barbara's Hair & Nails; The Dance Establishment; Gary L Thompson Inc.; America First Credit Union; Dawn Co-RK Supply; WC Fabrication & Repair; J Bees Photo Reconstruction; Mountain High Wildlife Sketches; Cook's Auto Sales, Antiques; Ron's Welding/Sheet Metal; Brush Remodeling; Carl's Auto Clinic; MJ Builders; Nielsen's Configuration; Stonehouse Associates, LLC; KJ & J Enterprises; T&T Pursuits. There was a discussion about Green Feet Lawn Care. Jed Black was invited to attend this meeting is not in attendance. Ken Bradshaw, city attorney, noted that the city needs to send a notice of intent that they may not renew the business license and explain his due process rights and set up a hearing within 30 days. There was discussion about Ben Carnahan's license. It was noted that Ben is the only person in the business. There was discussion about The Dance Establishment. Diane reported that Gary Nielsen called and will still be using this studio for a couple more months. It was noted that he still owns the house with the studio in it. There was some discussion about clarifying the home occupation ordinance. **Councilmember Jenkins moved to approve the businesses with the exception of Green Feet Lawn Care. Councilmember Calvert seconded the motion. Councilmembers Costley, Jenkins, Meyer, Diamond and Calvert voted aye. The motion carried. Councilmember Costley moved to deny the application of Green Feet Lawn Care and set a hearing within 30 days. Councilmember Meyer seconded the motion. Councilmembers Costley, Jenkins, Meyer, Diamond and Calvert voted aye. The motion carried.**

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Approval of Unpaid Invoices

See warrant register dated 02-01-05 to 02-17-05. There was some discussion about The Sport Spot bill and the Soccer Connection bill. Councilmember Diamond noted that they were both bills from football. The Sport Spot bill was for hats and shirts for the "booster" club. He noted that some of the shirts and hats are here. He feels that it is not the supplier's fault and feels that we ought to pay them and then take action if necessary. He reported that the Soccer Connection bill is for football socks two years ago. He is not sure if money was exchanged for the individual socks. Curtis Larson reported that the material was ordered for the drapes and will be here next week. He mentioned that the speakers are being built. Councilmember Diamond noted that when we modified the budget, there was an error in the totals. One bill was in there twice. He noted that there is money in the account to cover these two bills. **Councilmember Calvert moved to approve and pay the bills as presented. Councilmember Diamond seconded the motion. Councilmembers Costley, Jenkins, Meyer, Diamond and Calvert voted aye. The motion carried.**

Comments: Council

Councilmember Jenkins asked if the city would participate with the Lions Club on the Easter Egg Hunt. Diane will check to see how much money they gave last year and get them a check for the same amount this year. He also noted that Clark Jenkins is the chairman for Founders Day.

Councilmember Costley reported that he working on putting new locks on some of the cabinets in the senior center. He noted that the 4th of July is going well.

Councilmember Diamond noted that he met with some of the football coaches this week concerning some changes with the WFFL. He also reported that he found the plans for the crow's nest for the baseball diamond. He gave it to Brad Barto to work up a bid that includes all the equipment and material for everything except the sound. The bid came to \$64,097. Councilmember Costley asked that the figures be clarified and he would present the amount to Knight Transportation. He wondered if they donated the money, if Plain City would give them naming rights for the crow's nest. They agreed. Councilmember Diamond noted that they are going to allow a competitive baseball team to use the fields one night a week for ten weeks. The city would charge for the use of the fields. He will look into a cost breakdown for using the lights.

Mayor Willie noted that he talked with the owner of the convenience store and he will bring in plans soon. He noted that there will not be a video store in it, but will enlarge the grocery part. He also reported that Chuck Stokes is no longer going to be working for the city.

Councilmember Meyer noted that he would like some time on the Founders Day program to present the volunteer plaques and certificates. Councilmember Costley noted that the youth from the Farr West Stake are going to be in Plain City for the community clean up day. Councilmember Meyer told them to contact Lynn Ellis. Councilmember Meyer asked to have the backhoe on the agenda for the next meeting. He also noted that he is looking into a new street lighting ordinance.

At 8:30 p.m. Councilmember Costley moved to adjourn. Councilmember Diamond seconded the motion. The vote was unanimous.