

PLAIN CITY COUNCIL
MINUTES OF REGULAR MEETING
OCTOBER 18, 2007

The City Council of Plain City convened in a regular meeting of Thursday, October 18, 2007; in the Plain City Hall at 7:00 pm.

Present: Mayor Jay Jenkins, Councilmember's Chad Costley, Darwin Smith, Bruce Higley Brent White and Don Weston
Staff: Diane Hirschi and Francine Polson
Also Present: Carl Miller, Vernon East, Joyce East, Mark Lowther, Terrie Stephenson, Robert Seager, Danny Kilgore, Kyle Bertagnolli, Allen Bertagnolli, LaFray Kelley and Jerri East.

Mayor Jenkins called the meeting to order. Councilmember Smith gave the invocation/moment of silence and Councilmember Weston led the pledge of allegiance.

Approval of Minutes: October 4, 2007

Councilmember Smith pointed out a typo error on page 2 paragraph 2 of the October 4, 2007 minutes. It should read "lane" instead of "land". **Councilmember Higley moved to approve the minutes for the council meeting of October 4, 2007 with the change of "land" to "lane". Councilmember White seconded the motion. Councilmember's Costley, Smith, Higley, White and Weston voted Aye. The motion carried.**

Comments: Public

There were none at this time.

Report: Planning Commission

Robert Seager – explained that the Planning Commission recommended the following items on to the Council: Recommended the amendment to the Subdivision Ordinance concerning the PRUD Ordinance with the changes in the October draft copy. They tabled the rezoned petition for the Dennis Eden property located at approximately 870 N 5100 W from an A-1 to RE-15 zone. After a discussion with the planners concerning rezones, some of the commission members felt that more information was needed regarding the development of this property. The planners commented that the rezone stage is where certain things need to be worked out instead of later in the development process.

Clarification: Conditional Acceptance of Big Cottonwood Phases 1 & 2

Danny Kilgore, representing Big Cottonwood Estates, requested clarification of the date that conditional was approved. There was discussion about the past concern Jay Gresham had in regards to the draining issues that may have an effect on his property. Councilmember Smith stated there was no date due to the unfinished items that appeared on City Engineer Brad Jensen's letter. Councilmember Costley questioned Mr. Kilgore on whether the turning lane was still just gravel. Mr. Kilgore stated that now that Comcast had moved their line, they were waiting for Rocky Mountain to move the pole. Mr. Kilgore was not sure if it would be done before winter. Mr. Kilgore informed the council that Rocky Mountain and Quest still needed to move their transit boxes in order for the road to go through. There would be a temporary altering of the lane for emergency vehicles to have access until the owners of the lots buy them. Councilmember Higley reiterated that the items not completed on Mr. Jensen's letter needed to be finished before conditional approval date would be granted. Mr. Kilgore asked who is responsible for taking care of the irrigation pipe after the subdivision was finished. It was discussed that the stockholders or whoever caused any damage to the pipe would be responsible to fix it. There was also clarification that the subdivision developer was liable for one year from completion of the subdivision.

Motion to set Public Hearing: Amendment to Subdivision Ordinance Regarding Planned Residential Unit Development (PRUD) – November 15

Mayor Jenkins stated desire for all changes on any other ordinance be done on November 15 as well.

Councilmember White moved to set a public hearing for November 15, 2007 for changing of ordinance regarding PRUD as well as all other ordinance changes. Councilmember Costley seconded the motion. Councilmember's Costley, Smith, Higley, White and Weston voted Aye. The motion carried.

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Discussion/Motion: Purchase of Property

Mayor Jenkins stated the Plain City Cemetery is full. The East family approached the city to purchase property from them which is adjacent to the cemetery. The cemetery owned property on Pioneer Road. The city did not want two cemeteries, so they worked out a deal with the cemetery board to trade the land on Pioneer Road. There was an agreement with the East family of \$80,000 acre with 40 shares of irrigation. As part of the agreement two payments will be made. The first payment will be made from the 2007 budget. The second payment will be made from the 2008 budget year. The land on Pioneer Road will now be used for a city park. **Councilmember White moved to purchase property as outlined. Councilmember Smith seconded the motion. Councilmember's Costley, Smith, Higley, White and Weston voted Aye. The motion carried.**

Other Business:

Approval of Business Licenses

New

Grasshopper Enterprises Leonard Tyner, Jr. 1585 N 4400 W internet – sports jerseys

Councilmember Costley moved to approve the business license as listed. Councilmember Smith seconded the motion. Councilmember's Costley, Smith, Higley, White and Weston voted Aye. The motion carried.

Approval of Warrant Register (see warrant register dated 10/01/2007-10/18/2007)

Councilmember Costley noted that the crack seal on the roads have been completed. **Councilmember Costley moved to accept the warrant register dated (10/01/2007-10/18/2007) as presented. Councilmember White seconded the motion. Councilmember's Costley, Smith, Higley, White and Weston voted Aye. The motion carried.**

Comments – City Council

Councilmember Costley – updated the council about Bona Vista giving the city the portion of what they allocated previously for the asphalt and chain link fencing. He also made reference to, today as being a great day for the citizens of Plain City in being able to expand the cemetery.

Councilmember Smith – met with three eagle scouts. They will be distributing emergency preparedness pamphlets throughout the city, handing them out person to person, not just leaving them at the doors. Also expressed his thanks to the East family and now because of them concerned citizens would have a place for their loved ones.

Councilmember Higley – expressed concerns from Dallas Taylor. When the curb and gutter was put in by the old store going east and west the head gates were taken out, and now he feels there is a need to look into installing new flood gates so his neighbor won't get flooded. Councilmember Higley stated disappointment in not being able to receive the 52" pipe at 2200 N. His meeting with Mosquito Abatement was informative. He said the people who work for our district do a great job. The mosquitoes are still bad, but there were no reports of the West Nile virus.

Councilmember Weston – pointed out the tipping fees on the warrant register and reminded the council that a green waste program would be of benefit. He conducted a survey and found 99% would be in favor of a green waste program.

Councilmember White – gave an update on the playground equipment stating that the bids were due next week. He stated also that he will be out of town next meeting.

Mayor Jenkins – attended a public training. He went from lakeside across to the causeway. He asked the traffic manager why they weren't taking the garbage to Price on the train anymore. The traffic manager stated it was no longer profitable. Now it is being trucked to Tooele. They discussed the new land fill that is about finished in Box Elder. Appreciated Bruce going to bat for the 52" pipe and felt bad that it did not go through. In regards to the Annexation he has a meeting with Weber County Commission and is in hopes they will eliminate the islands. The sewer project is slated to begin November 1 and the contractor's are ready to go. There are also issues on the easements being finished up.

Comments - Public

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Terrie Stephenson asked for clarification on the trade with the cemetery. It was explained that the cemetery owns property on Pioneer Road. If the city purchased land from the East's there could be a trade.

At 7:45 pm Councilmember White moved to adjourn. Councilmember Higley seconded the motion. Councilmember's Costley, Smith, Higley, White and Weston voted Aye. The motion carried.

City Recorder

Mayor

Date approved

NOT OFFICIAL DOCUMENT