

PLAIN CITY COUNCIL
MINUTES OF REGULAR MEETING
MAY 21, 2009

The City Council of Plain City convened in a regular meeting on Thursday, May 21, 2009, in the Plain City Hall beginning at 7:00 p.m.

Present: Mayor Jay Jenkins, Councilmembers LaFray Kelley, Brett Ferrin, Brent White, Beth Koford and Bruce Higley
Staff: Diane Hirschi, Mitch Willson
Also present: Brad Orton, Terrie Stephensen, Robert Seager, Randy Marshall, Danny Kilgore, Don Weston and Mike Flood

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

Approval of Minutes: May 7, 2009

Councilmember Ferrin moved to approve the minutes from May 7, 2009, as presented. Councilmember Koford seconded the motion. Councilmembers Kelley, Ferrin, White, Koford and Higley voted aye. The motion carried.

Comments: Public

Mitch Willson noted that the Robson building on 1975 N is unsafe. He noted that a letter has been sent to the property owners saying that they had until June 1 to take down the building or the city would. He reported that he will get bids in case the city needs to get involved. Mitch also noted that there are some instances where people are using concrete chunks as fill. He would like to see an ordinance prohibiting this. The Planning Commission was asked to work on this.

Discussion/Motion: Big Cottonwood Ph 1 & 2 Final Acceptance Extension

Danny Kilgore reported that he put together a list with prices for everything that still needs to be done on Big Cottonwood Phase 1 & 2. He gave a copy earlier today to Mitch and Brad Jensen. Mitch noted that there is still an easement issue that needs to be worked out. It was noted that this issue will need to be worked out before the city will give final acceptance. It was noted that Jay Gresham gave Mitch and the city a list of things he thinks need to be done. Brad received a copy of this and these items will be addressed in phase 3. Councilmember Ferrin noted that Brad reported in his memo of 5-21-09 that the field fence was a condition of approval but is not part of the escrow agreement. Danny realizes this. He questioned a fence by the cannery property. It was noted that the minutes will be checked for details. Councilmember White asked what the process is. It was noted the Kilgore will get things lined up and the city will hold the funds from the escrow and release to the contractor if satisfactory. Councilmember White asked if these numbers were good. Danny noted that he got the bids and Brad seemed to think they were alright. There was a discussion about a time limit. Danny noted that 60 days would be enough time. **Councilmember Higley moved to extend Big Cottonwood Phase 1 & 2 final acceptance for 60 days and release the funds from escrow to the subdivider or his order upon inspection and approval from Brad Jensen, Plain City Engineer. Councilmember Ferrin seconded the motion. Councilmembers Kelley, Ferrin, White, Koford and Higley voted aye. The motion carried.**

Discussion/Motion: Fremont Estates – Asking for Use of Contingency Money

Brad Orton noted that the slurry seal is the only thing left to do on Fremont Estates. He doesn't quite have enough money in escrow and would like to use some of the contingency money to pay Morgan Pavement for the slurry seal. He noted that he is short \$8,685.00. Mitch Willson reported that everything looks good in the subdivision. The Mayor noted that he spoke with Brad Jensen and he didn't have any concerns about this. **Councilmember Ferrin moved to approve the use of approximately \$8,700 of contingency money to make up the difference for the slurry seal. Councilmember Kelley seconded the motion. Councilmembers Kelley, Ferrin, White, Koford and Higley voted aye. The motion carried.**

Discussion/Motion: Still Creek Village – Amendment of Phase 1

Mike Flood is asking to amend the Phase 1D plat. He explained that phases 1A and 1B have 28 single family homes. He noted that in Phase 3 they have three out of the four patio homes occupied. He noted that now that the

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market went down, he would like to amend phase 1D by splitting the double units into separate units. He gave the council some floor plans to show the different homes they will be building. They range from 1400 sq. ft to 2400 sq. ft. Mike Flood reported that the Planning Commission gave him approval on the condition that the city engineer, staff and Bona Vista requirements are met and that he takes out of service the sewer and water lines that will not be in use. Mr. Flood reported that his revised utility plans are done but they haven't been submitted. Mayor Jenkins asked if the abandonment of England Meadows would be a problem to Still Creek. Mr. Flood noted not right now. **Councilmember White moved to amend the plat of phase 1D of Still Creek Village contingent upon the revised improvement plan being approved by the city engineer. Councilmember Koford seconded the motion. Councilmembers Kelley, Ferrin, White, Koford and Higley voted aye. The motion carried.**

Discussion/Motion: Pioneer Days – Artist Presentation

Councilmember Kelley moved to table this item. Councilmember White seconded the motion. Councilmembers Kelley, Ferrin, White, Koford and Higley voted aye. The motion carried.

Other Business

Approval of Business Licenses:

New

"Got Dirt" House Cleaning	Tami Jo McNeely	2753 W 1900 N	cleaning service
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Renewal

Gordon Orton Construction Co	Brad Orton	4248 W Pioneer Rd	excavation
Kelly's Hauling & Tractor	Kelly Dixon	2183 N 4650 W	hauling, tractor

Councilmember Ferrin moved to approve the business licenses as presented. Councilmember Kelley seconded the motion. Councilmembers Kelley, Ferrin, White, Koford and Higley voted aye. The motion carried.

Approval of Warrant Register (see 05-01-09 to 05-20-09)

Councilmember White asked which lift station was #10. It was noted that it is by Fox Subdivision. It was noted that the bill for Home Depot was for the park building. The question was raised as to what the horse sponsorship for Ogden Pioneer Heritage Foundation was for. Mayor Jenkins noted that the city is sponsoring a horse for the Pioneer Days on the 24th of July. It is fiberglass and will be painted by a Plain City artist that will be commissioned by the arts council. He noted that there are 75 horses that will be sponsored by cities and local businesses. It was asked if the city should be funding something like this. Councilmember Kelley noted that she asked the artist to hold off because she found out that this hasn't been approved. Councilmember White noted that we just tabled this item and now it is on the warrant register. It was noted that this is for the 75th anniversary of the Pioneer Days.

Councilmember Ferrin noted that he thought the sponsorship was for businesses. Councilmember White noted that he has a concern with it costing \$4,000 when we have been asked to trim the budget. Councilmember Ferrin mentioned that it is a good cause but felt that if we all have to cut back this \$4,000 is substantial. **Councilmember White moved to approve and pay the bills as presented with the exception of the horse sponsorship.**

Councilmember Higley seconded the motion. Councilmembers Kelley, Ferrin, White, Koford and Higley voted aye. The motion carried.

Report: Planning Commission

Buddy Sadler reported that they looked at updating the Affordable Housing report. They figured that the new census will come out next year and they really don't have any new information. They are working on the land use ordinance from Mr. Call. They are about finished with the animal ordinance and are looking at parking issue on the south side of the 2200 North.

Reports – City Council

Councilmember Higley reported that he is looking into insurance and would like to have an RFP so we can get some comparison and prices. He also reported the Mosquito Abatement District has already used the plane two times this year. Councilmember Higley noted how good the parks look.

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Councilmember Koford noted that she went to a downtown revitalization seminar that was interesting. She reported that the utility poles for the sidewalk have been moved and they should start the sidewalks on June 1. She also reported that Hunters Run is over their date to put in their sidewalk. Mitch said he would talk to Robert in the morning. It was noted that Mitch hasn't seen a plan for the sidewalk project yet. Mitch reported that he has moved the pedestal. It is hopeful there will be a meeting next week to get the project started.

Councilmember White reported that there is clean water coming of the sewer lagoons and the flow is down. He also noted that the landfill is being used more this year. It was noted that dres woad is terrible towards the landfill. It was suggested that maybe a scout fundraiser could participate in the Bag o' Woad project. Mitch will get with Kelly Hipwell to follow-up on the weeds.

Councilmember Ferrin reported that the 4th of July committee is working hard. The Lions Club will serve the dinner again this year. More information will be coming out this month.

Councilmember Kelley gave the council a copy of the proposed newsletter for June. She noted that if anyone has any changes to let her know. She noted that the Mayor asked her to work on a new logo and handed out a copy of her proposal. It was noted that she has a line drawing of this logo as well. She would like any feedback. Councilmember Koford reported that she also likes the ULCT logo and feels that we should also incorporate it.

At 8:08 p.m. Councilmember Ferrin moved to adjourn. Councilmember White seconded the motion. The vote was unanimous.

City Recorder

Mayor

Date approved