

Mendon City Council Minutes

Convened: July 9, 2020 | Meeting location 15 North Main Street, Mendon City Office

Meeting called by Mayor Ed Buist

Type of meeting City Council

Note taker Traci Hillyard

Attendees:

Ian Nemelka

Kirk Taylor

Jon Hardman

Daphne Carlson

Greg Taylor

Paul Cressall

Ron Campbell

Eric Dursteller

6:02 PM

Call to Order: There being five members present and five members representing a quorum, Mayor Buist called the meeting to order. Councilmember Bob Jepsen is excused.

Others Present: Brad Simons, Brad Olsen, Kristi Olsen, Phil Zobell

Pledge of Allegiance: Councilmember Ian Nemelka

Invocation: Councilmember Greg Taylor

Welcome: Mayor Ed Buist welcomes everyone in person even with the masks and social distancing.

Approval of Minutes: Councilmembers Ian Nemelka, Jon Hardman, Greg Taylor, and Ron Campbell have all reviewed the minutes from previous city council meeting. No changes made. Minutes are approved.

Approval of Bills: Councilmembers Ian Nemelka, Jon Hardman, Greg Taylor, and Ron Campbell have all reviewed the bills provided by city recorder.

Action:

Councilmember Greg Taylor makes a motion to approve the bills. Councilmember Ian Nemelka seconded the motion. Motion unanimous. The motion passed.

Agenda

Agenda Adoption: A copy of the notice and the agenda for this meeting was posted on the Utah Public Notice Website, Mendon City's Website, posted at the City Office, the Post Office, and provided to each member of the governing body. All provided more than forty-eight hours before meeting time.

1. Ordinance 2020-01-Subdivision Moratorium Mayor Buist 6:06 PM

Mayor Buist addresses status of General Plan being drafted and the target date in September. He notes that Ordinance 2020-01 Subdivision Moratorium also needs to be continued to align with the September date. Council discusses. Mayor Buist reads Ordinance 2020-10 for the record extending the building moratorium until September 10th, 2020.

Action:

Councilmember Ron Campbell motions to accept as read. Councilmember Jon Hardman seconds the motion. None opposed. Ordinance is signed.

2. Cemetery Memorial Bench Brad Olsen 6:11 PM

Resident Brad Olsen addresses the council with working design of memorial bench for the cemetery as previously discussed in May City Council meeting. Slides of design are shared with the council. Approval is unanimous.

3. Dominion Energy-Mendon City Franchise Brad Simons 6:14 PM

Brad Simons from Dominion Energy addresses the council with intent to renew franchise agreement which has not been updated for 30 years. Council discuss with Mr. Simons and have no questions.

Action:

Councilmember Ian Nemelka motions to approve the franchise agreement. Councilmember Greg Taylor seconds the motion. All in favor. Franchise is signed by all councilmembers present. Agreement is given to the clerk to have excused councilmember sign, to notarize and return.

4. Ordinance 2020-09 Cache Valley Bank Loan

Daphne Carlson

6:19 PM

City Treasurer Daphne Carlson addresses the council pertaining to Cache Valley Bank Loan. Resolution 2020-09. \$400k over 15.5 years. Details of interest of first 6 months and all following months at 3.0% fixed with no penalty for early payment. Mendon land has been used as collateral. Pending tonight's decision, the mayor and Paul Cressall, City Recorder, can meet with the bank and execute the documents. For the record, Councilmember Jon Hardman details that the loan is intended to cover work in culinary water development. Discussion between council. Also, for the record he details what land is held for collateral. Councilmember Ian Nemelka reads Ordinance 2020-09 to the record. No further discussion.

Action:

Councilmember Ron Campbell motions to approve the loan as detailed in the resolution. Councilmember Ian Nemelka seconds. All in favor.

5. RAPZ Letter

Mayor Buist

6:29 PM

Mayor Buist addresses the RAPZ Tax letter received of \$2,912.00 for this year. Public Works Director Kirk Taylor addresses council. He has an estimate for fixing some broken park equipment of \$6K and a need for improved certified bark replacement. Total amount including this letter gives the city a balance of \$10,734.00. The city treasurer will submit request for the current amount and council unanimously agrees with proposal from public works director.

6. Eric Dursteller, City Engineer

Eric Dursteller

6:33 PM

Updates the council on status of cemetery improvements. He also updates council on the Coldwater Well work. Mayor Buist would like to make sure that as the General Plan and improved culinary water comes up to speed that the city needs to be prepared for the possibility of a sudden increase in building. Council is aware of 3 developers who are waiting for the moratorium to lift.

7. **Deputy Travis Clark, Law Enforcement Liaison** Not present 6:40 PM

8. **Kirk Taylor, Public Works Director** Kirk Taylor 6:40 PM

Kirk Taylor addresses city council. He begins with buildings. Resident Julene Robins has texted him with a proposal to use Pioneer Day budget towards a replacement gazebo. Cemetery had one internment. Parks are keeping him and his staff busy. Councilmember Ron Hardman would like to have someone verify if there is an existing ordinance that ATV's, snowmobiles, horses, etc. should not be ridden in the city parks and then put up appropriate signage. Councilmember Ian Nemelka and Ron Campbell will verify the existing ordinances and then look into applicable signage. Councilmember Ron Campbell will continue to work with Ms. Robins and her proposal. Budget may be difficult this year but is a good proposal. Kirk Taylor continues with report. He proposes to keep the Cobblestone Well off until the renovations in the adjacent section is also complete. Council all concur.

9. Councilmember Reports:

- a. **Councilmember Greg Taylor**- nothing to report on buildings. Mosquito abatement is working. Deer and turkey management is also reported on. He questions the council on his observance that vehicles are being parked on the road illegally. Mayor Buist asks him to contact Deputy Clark to check on illegal parking in the city.
- b. **Councilmember Ian Nemelka**-reports on planning and zoning business licenses. Ian Nemelka turns the time over to Phil Zobell from planning and zoning. Planning and zoning bring 3 items before council:
 - a. The option of an Enforcement Officer for planning and zoning. Possible solutions are discussed. The city would either have to hire someone or ask Sheriff Clark to issue a citation. Councilmember Jon Hardman would like to see well documented certified warning issued by the planning and zoning clerk. Discussion continues. Business Licenses that have not been renewed is also part of this same issue. Planning and zoning should monitor. Issue a well-documented warning and then contact the sheriff if necessary.
 - b. Conditional Use Permits. Need to address the number of allowable.
 - c. Building Permits. Planning and zoning proposes a separation of duties with Paul Taylor, the building inspector. Following discussion planning and zoning will need to update the checklist of requirements. Phil Zobell is to contact Paul Taylor with this proposal.
 - d. New names are needed for the committee. Names will be brought before the council for approval.

Councilmember Ian Nemelka continues with collecting non-licensed dogs. Any remaining unlicensed dogs will be turned over to animal control.

Chip and seal maintenance and possible CCOG Grant money are discussed. Mayor Buist updates the council. Discussion continues and decides to put in for the award but should not plan on receiving award. Eric Dursteller is present and working with the mayors around the county. Mayor reminds council that this is for maintenance/improvement of existing roads. Discussion continues. A priority of roads will be created to help in case there is no CCOG money to help. Eric Dursteller is going to promote use of county chip and seal.

- c. **Councilmember Ron Campbell-** report on parks and recreation and the riding arena. A Memorandum of Agreement is being put together. This is not part of the General Plan and should be included. Mayor Buist notes that a Public Hearing is needed. On emergency preparedness, the booklet being put together by the library should go before city safety committee. No new information on trails. He also notes some possible help with funding for the proposed parking lot up Deep Canyon from the Forest Service. Councilmember Jon Hardman notes that we should propose the Forest Service covers the restrooms and the city could do the parking lot. Joel Merritt from the county has approached Kirk Taylor about the trail up Deep Canyon also. He has been made aware of the increased traffic and may be able to help the city also. He is looking into Maglite spray to help with the dust. Ron Campbell reports on the library coming back up to speed with the public and so far, has not had any problems. The library budget has been put together and approved including some money for website re-design. The city recorder has sent a bill for salary overage. Councilmember Ron Campbell to contact Friends of the Library to cover this overage.
- d. **Councilmember Jon Hardman-** reports on Zoning and Subdivision Ordinance work. He is working with the city engineer to make sure the requirements for lot splits are not too cumbersome for residents. Still working on the General Plan. It is being sent to Attorney Swink tomorrow for review. And to Attorney Tate for legal counsel. The next General Plan meeting will be Thursday at 6 pm in the mayor's office. Traci will post notice. Councilmember continues with secondary water. Secondary water is holding up but it is important that large property shareholders will need to be cognizant of their water schedule. Secondary water privatization is on track for the end of December. Letter from Mendon City to the Bureau is drafted and will be sent around for signatures. Lastly, he would like to discuss the state's requirement that the city show the state the city's stewardship of water. Rising in importance is the requirement that the city can provide an accounting of how much water is actually used. We have meters that show total but not as accurate of what is used. The city is also lacking in having a complete water record. Councilmember Hardman reports to the council of a situation with Edlund property easement along city property and meter maintenance. Councilmember Hardman has been in touch with the Edlund's and believes that a remedy has been achieved.
- e. **Mayor Buist-**reports to the council concerning the city website and a need for a re-design. Pioneer Day budget will not be used this year because of COVID and would like to propose that it is used to fund a website re-design. The mayor would also like to move forward with building the website so online payments can become possible. The city has an invoice with the estimate of \$2,500.00 for redesign and launch of new website. The quote is from PinPoint Local of Logan which is a service provider that the city's IT provider recommends. Councilmember Jon Hardman concurs but wants to make sure that city website and email electronic security is part of the improvement. Mayor Buist agrees and the rebuild has security improvements which will work with the city's IT team. The mayor asks council if they are comfortable taking the money from Pioneer Day budget. All unanimously concur. Mayor Buist gives the city recorder the bill for half the cost of the website redesign.

Action.

Councilmember Jon Hardman motions to move forward with the website redesign and improved electronic security using the budget previously designated for Pioneer Day Celebration. Councilmember Ian Nemelka seconds the motion. Motion carries unanimously.

Mayor Buist continues. The reasoning behind cancellation of Pioneer Day Celebration and the COVID pandemic are understood. He notes that there are residents who are not happy and he has communicated with many. He has also been contacted by the firework company. They understand the decision but wanted to make the mayor aware that they have been contacted by residents who want to pay for the fireworks privately and move forward regardless of the city's decision. They requested to use the city property. This was denied. If people want to do fireworks from their own property, it is their right, but using city property will not be permitted. The mayor notes that we are in good standing with the company who looks forward to returning to a great display next year, and in the future.

Lastly, the mayor addresses a barn that has been built on 250 south. It was built beyond property line and onto city property and future road. It has been more than a year since the request to correct the issue was addressed with the property owner. A deputy letter has already been delivered more than a year ago. The mayor is aware of some family issues but we are going to need to address this again. Council discusses. The mayor will contact Mr. Porter and follow up with a letter.

Adjournment:

Councilmember Jon Hardman motions to adjourn. Councilmember Greg Taylor seconds. There being no further business before the City Council, the Council Meeting adjourned at 8:16 PM.