

CITY COUNCIL MEETING

JANUARY 11, 2017

7:00 PM

Meeting was called to order by Mayor Todd Hawkes at 7:00 pm.

Present: Mayor Todd Hawkes, Council: John Packer, Bryce Wood, and Emily Chatterton. Joyce Bayles was excused.

Also Present: Dave Noel – Forsgren Associates, Randy Henrie Building Inspector, Dee Burgess, Doran Lambson-Auditor, Beck Cox-Preston Citizen, Shane Johnson, Wes Cardall, and Jared Burgess.

Mayor Hawkes welcomed everyone to this meeting.

The minutes from regular city council meeting held on December 14, 2016. John Packer made the motion to accept the minutes as written. Bryce Wood seconded. Unanimous.

The December bills were reviewed. Bryce Wood made the motion to pay the bills. John Packer seconded. Unanimous.

Doran Lambson – Annual Audit Report: Doran Lambson from Deaton & Company performed the annual audit for the city. They give the financial audit. They perform the audit as per the governmental standards. They provide a report on the internal controls for the city. He went over the audit with the council. Doran also went over the things that the council needs to be aware of such as a deficiency in a couple of areas. Mayor Hawkes stated that they are aware of this and are in the process of trying to take care of this and in one of the areas the council as raised the water rates to help cover the new costs.

Mayor Hawkes thanked Doran Lambson for coming down to present the audit to the council.

Bryce Wood made the motion to accept the annual audit completed by Deaton and Company. John Packer seconded. Roll Call Vote: Bryce Wood – yes, John Packer – yes, Emily Chatterton – yes. Motion passes.

Judy Robinett – Conditional Use Permit: Dee Burgess is representing Judy Robinett on the conditional use permit for one or two horses. Mayor Hawkes stated that Judy Robinett has completed all the steps required to get the conditional use permit. The city had a public

hearing on this at 6:30 tonight and there was no one who came to that hearing and there was no public disagreement to the permit there or in writing. There was one person who could not be here tonight that had some concerns but they were not concerned enough to be here tonight and they stated that they would abide with what the council decided to do. Mayor Hawkes asked the council if they had any questions or discussion on this matter.

John Packer made the motion to grant Judy Robinett a Conditional Use Permit to allow her to have one or two horses on her property. Bryce Wood seconded the motion.

Unanimous.

Wes Cardall – Eagle Scout Project: Wes Cardall presented his plan of putting a bench by the bus stop in Franklin City. He will be building the bench that will seat 4-5 people. Wes showed the council the plan of the bench he is planning to build. Bryce Wood asked if he would be maintaining the bench after it is built. He stated that he will maintain the bench. They will also look at the trek deck covering for the bench. John Packer asked if he knows how much this bench costs. He does not need any money to build the bench as he has the wood already at his house. Mayor Hawkes asked Wes if there will be a cement pad under the bench or how will he place it. Wes stated that he will place the bench on the other side of the sidewalk on the outside of the fence of the trailer court by the bus stop sign of the Cache Valley Transit Bus stop. He does not need any money from the city. The council stated that this is a great idea for a project. They agreed to let him continue with this project and Wes stated that he will have the bench placed hopefully this spring when the snow melts. Mayor Hawkes stated that if Wes has the bench built before the snow melts, the bench can be placed in a city shed until the time Wes can place the bench.

Randy Henrie – Franklin County Building Permitting: Randy Henrie stated that he is here to make a proposal from the county. He is currently the city's building inspector. This might be a good time for the county to take over the building permits inspections. The county's charges are about ½ of what the city charges now. The county would like a 60/40 split. Right now it is a 70/30 split. The city will not have to pay for anything and deal with anything for the inspector and other problems concerning the building permit. Right now Randy can only do inspections on his own time such as before work and after work. The benefit for the city is that

Randy can do the inspections anytime instead of on his own time. He still would like a 24 hour notice. He tries to work with all the contractors and he has a good working relationship with the contractors. The county will do whatever the city wants them to do. They would like to simplify this and only have one inspector for the county. Mayor Hawkes stated that something needs to be put into the contract that this is one year at a time contract so it can be cancelled at the end of the year or give a 90 day notice to the county for cancellation of the contract. The county will take all the responsibility and liability during the building process. Preston City has contracted with the county now as have Clifton City. Mayor Hawkes stated that this will be easier for the people of Franklin City. Put something in the contract for a 90 day cancellation option. All the cities and county follow the 2012 IBC (International Building Code) and UBC (Uniform Building Code) codes. Mayor Hawkes suggested that amendments can be made if needed to the contract. Randy told John Packer that the whole building code is on line for anyone to read.

Bryce Wood liked this idea especially for the availability of the inspectors. Emily Chatterton stated that the timing is good to start this. Emily is still worried about the control of the permits. Emily Chatterton stated that the fees look lot better.

Bryce Wood made the motion to enter in the contract with the county for the building inspections and the city will follow the county fees. Bryce Wood would like a final copy of the contract before signing. John Packer seconded. Unanimous.

EID Grant – Forsgren Associates: Mayor Hawkes stated that Dave Noel is here to review the issues with the water. Dave stated that in 2011 started the facility planning study approved in 2014. Their recommendation to the council to try to keep the grant open and prevent DEQ from closing the grant. They purposely left out the Environmental impact document as they expires. With the grant open you can go back to DEQ for more grant money.

In 2015 Jeremy Kimpton drafted a letter sent asking DEQ to keep the grant open. In June they responded and they agreed if somethings were added. December 2015 responded to that letter. Dave has been working with DEQ and Jeremy and DEQ Charlie Parkins who is in charge of the money. DEQ says they never received the December letter. Now DEQ is stating that the grant must be met or closed by the end of January 2017. Dave stated that Forsgren's

have prepared all the documents that DEQ is requesting. Dave is asking tonight to address in an official capacity the four components: the first one is that the city is officially ready to move forward and to send the letter, 2: Authorization to send that letter requesting additional funds, provide scope of work and budget and the city would likely get the 50% grant match. 3: prepared the scope of work that has the cost which is \$30,000. The now will change the total cost of the project from \$60,000 to \$90,000 and they are requesting an additional \$15,000 grant money from DEQ. 4: There is a schedule that the request is turned in and start the work in February and submitted to DEQ in August and close the grant in September. This is a good time to end so that in October we can start for the funding requests for the things the study says needed to done if the city decides to move forward with the construction phase of the project. Mayor Hawkes stated that if that grant is closed then the whole amount is on the city so we need to move on this. We need to move forward with the knowledge that there is a shelf life for the EID. Mayor Hawkes stated that the council needs to decide tonight to have him sign the contract so this can move forward in February. Dave stated that the city council needs to decide move forward with this and go forward with DEQ tonight so this can move forward now. Bryce Wood stated that he thinks that this needs to go forward now.

Bryce Wood made the motion to accept all 4 items presented and authorize Mayor Hawkes to move forward and sign the documents needed to enter into the contract with Forsgren Associates. Emily Chatterton seconded. Roll call vote. Bryce Wood – yes, Emily Chatterton – yes, John Packer – yes. Motion passes.

Appoint City Attorney – Wayne Caldwell and Aaron Bergman – Bearnson and Caldwell Attorneys: Mayor Hawkes stated that he has talked with Wayne Caldwell and they are happy to continue to be the city attorneys. Mayor Hawkes stated that they have done a good job for the city as our attorneys. They are willing to continue to work for the city.

Emily Chatterton made the motion to accept Wayne Caldwell and Aaron Bergman with Bearnson and Caldwell Associates as the city attorneys. Bryce Wood seconded. Unanimous.

Mayor Hawkes asked Becky Cox from the newspaper to put in the paper in the article she will be writing of this meeting thanking our citizens for the help that has been given to each other with the snow removal and the water. The city does not have the money or the man power to keep up with this much snow.

Bryce Wood made the motion to adjourn at 8:00 pm. Emily Chatterton seconded.
Unanimous

City Clerk

Mayor