

City of Green River

460 East Main Street, Green River, Utah

City Council Minutes

Regular Meeting

Wednesday, February 11, 2015

ATTENDING: Mayor Pat Brady, Council Members Kathy Ryan, Michael Silliman, Penney Riches, Philip Engleman and Gary Riches; Employees Conae Black, Tim Glenn; Citizens: Armando Rios, Kay Hatfield, Mary Rothlisberger, Randy Ford, Julie Steuer, Steph Crabtree, Samuel Bassett, Chelsey Cain, Kathy Brady, Eduard Korycan, Orion Stand-Gravois, Chris Lezama, Jackie Nelson, Maria Sykes, Kim McFarlane, Travis Bacon, Emery County Commissioner Keith Brady, from Emery County Progress Alice Wadley

CONDUCTING: Mayor Pat Brady, the meeting began at 7:06 p.m.

ORDER OF BUSINESS:

The Pledge of allegiance is directed by Gary Riches.

1. Public Hearing to solicit public comment concerning the size, scope and nature of the funding request submitted to the Permanent Community Impact Board. Mayor Brady stated this funding request is for the construction and repair of culinary, sewer, and drainage lines. The culinary portion of this project consists of taking culinary water out to an industrial park west of town. The project will enlarge an older pipeline in town to accommodate the new flows, and loop the system north of town to improve flows and pressure. The sewer portion of this project consists of replacing deteriorated lines that are high on the priority list because they are failing. The drainage portion consists of correcting a problem where the current drain line empties into the sewer system. The sewage backs up into a parking lot when flooding occurs. This application is for \$1,525,000. Green River City is in debt and is asking for financial assistance of \$762,000 in grant money with a 50% match. Without the CIB financial assistance Green River City will not have the means to complete these necessary improvements.

Mayor Brady stated that Emery Refinery is the first tenant in the west industrial park and will be petitioning for annexation into Green River City limits. We will be using the money from the Community Development Agency which consists of Green River City, Emery County and Emery County School District, to help with the city's portion of this grant.

Mayor Brady asked for any questions or comments. There were none from those present. Mayor Brady closed the public hearing at 7:10 p.m.

2. Discuss/approve/deny consent agenda. Conae Black offered to take about 5 minutes to go over the Recorder's report with the City Council to help them understand this financial report. Permission was given to her to do so. **MOTION:** Penney Riches moved to approve the consent agenda. Michael Silliman seconded the motion. **VOTE:** Michael Silliman, Penney Riches, Philip Engleman and Gary Riches voted aye. The motion carried.

Minutes for January 15, 2015 regular meeting

December 2014 Recorder's report

January 2015 Treasurer's report

February 2015 Payment Approval report

3. Discuss/approve/deny CHEER's request for the State Liquor Fund Allotment and update on Teen Center Programs. Kathy Brady, Director of the CHEER Collation, addressed the Mayor and City Council. She said the latest improvements that have been made to the city owned building they are using are roof repairs and new windows. She gave an update on some of the recent programs that have been held and surveys taken. They are now averaging 16 teenagers a day at the Teen Center. They have a Spanish speaking employee. She would like to ask the city for the State Liquor Fund Allotment. In 2014 the State Legislature mandated that the State Liquor Funds

be used for evidence based or evidenced informed prevention programs and projects as defined in administrative rule by the Division of Substance Abuse and Mental Health. Of the 13 examples of allowable use of the State Liquor Fund Allotment CHEER provides 3 of the programs. They are Strengthening Families, Communities That Care, and Prime for Life. Conae Black said the city has to apply for this money, CHEER is not eligible to apply for it and the only reason the city qualifies for this funding is because of the CHEER programs. She recommends that this money be given to CHEER to support their programs and in the future include that transfer of funding to CHEER into the budget. **MOTION:** Philip Engleman made a motion to approve the fund request for the State Liquor Fund Allotment in the amount of \$3,908.52 to be given to CHEER. Michael Silliman seconded the motion. **VOTE:** Michael Silliman, Penney Riches, Philip Engleman and Gary Riches voted aye. The motion carried.

4. Discuss/approve/deny a liquor license at Good 2 Go Stores. Penney Riches asked if they had all of the regular business licenses. Conae Black said yes. **MOTION:** Philip Engleman moved to approve a liquor license for Good 2 Go Stores. Penney Riches seconded the motion. **VOTE:** Michael Silliman, Penney Riches, Philip Engleman and Gary Riches voted aye. The motion carried.

5. Discuss/approve/deny hiring Daniel Hales for the School Crossing Guard. Mayor Brady said he had a chat with Daniel Hales and he is willing to work in this position until the end of the school year. He seems to be very responsible. **MOTION:** Penney Riches moved to hire Daniel Hales for the School Crossing Guard. Philip Engleman seconded the motion. **VOTE:** Michael Silliman, Penney Riches, Philip Engleman and Gary Riches voted aye. The motion carried.

6. Discuss/approve/deny Resolution No. R 02-2015 adopting a plan for the development of trails within city limits and surrounding areas. Mayor Brady said this discussion was held last month but the resolution was not on the agenda for approval and that is why it is on the agenda this month. **MOTION:** Penney Riches moved to approve Resolution No. R 02-2015 adopting a plan for the development of trails within city limits and surrounding areas. Gary Riches seconded the motion. **VOTE:** Michael Silliman, Penney Riches, Philip Engleman and Gary Riches voted aye. The motion carried.

7. Discuss/approve/deny Ordinance No. O 2015-01 amending the composition of the Planning Commission. This amendment would allow for an alternate member of the Planning Commission to fill in when there is not a full body present at the meetings. Philip Engleman said it was a good idea. **MOTION:** Philip Engleman moved to approve Ordinance No. O 2015-01 amending the composition of the Planning Commission. Gary Riches seconded the motion. **VOTE:** Michael Silliman, Penney Riches, Philip Engleman and Gary Riches voted aye. The motion carried.

8. Discuss/approve/deny hiring a part time Special Events Coordinator. Kathy Ryan, Penney Riches, Travis Bacon, Chris Lezama and Conae Black met earlier and determined the city could hire someone for this position part time and approved the job description that was drafted. Philip Engleman thought that Tim Glenn could take on this responsibility. Penney Riches asked Philip Engleman if he was suggesting that Tim Glenn would supervise this position. Philip Engleman said no this would be an added on responsibility. Tim Glenn said he couldn't do that at this time with everything that is going on. Philip Engleman said he really didn't know exactly everything that Tim Glenn did. Penny Riches supported Tim Glenn and said that this person should coordinate with Tim Glenn but he couldn't take on this added responsibility. Mayor Brady needed some clarification on where and how much money would be switched around to financially support this position. The money would come from the General Fund from the economic development, advertising and melon day's line items. Conae Black sent the job description to Pay Scale and told them this would be a part time position with no more than 19 hours a week and they replied the starting wage for this position would be \$17 an hour. The city does not have that much money at this time to pay \$17 an hour. Penney Riches said the group that met was thinking maybe \$13 or \$14 dollars an hour. Mayor Brady felt that would be reasonable. Conae Black said she knows that the money is there and it seems like this would be a good time to get

this moving because of the support that the city has from the business community. Conae Black said this position would be a new city position so this person would have use of the city offices, desk, phone and office supplies and equipment. The new Coordinator will need come up with budgets for the new events that he/she will be bringing into the community. Gary Riches asked if this position could be filled by someone who did not live in town. Penney Riches said if someone from out of town was hired then they would have to pay for their own expenses to commute to and from Green River but it could be possible if they were highly qualified. Travis Bacon said hiring someone from out of town is possible but not desirable. Conae Black asked the Council what they would like the starting wage to be. There was some discussion on this and it went from \$12 an hour to the \$14 an hour that we have budgeted to pay. Gary Riches said if you want a really qualified events coordinator then you need to look at someone outside of Green River. There were others that did not agree with Gary Riches last comment. **MOTION:** Penney Riches moved to hire a part time Special Events Coordinator for no more than 19 hours a week with no benefits. Philip Engleman seconded the motion. **VOTE:** Michael Silliman, Penney Riches, Philip Engleman and Gary Riches voted aye. The motion carried.

9. Discussion on improvements to the Green River Airport. Randy Ford addressed the Mayor and City Council. He stated that the cut off road located at mile post 283 on SR 9 & 191 is a dirt road and if paved could save the traveler between Green River and the west side of Emery County up to 40 miles off of their trip. He recommended that the city petition to Emery County to pave that road. He stated that Green River is a transportation hub or the central location of Southeastern Utah. Our community will see a large population increase over the next five to fifteen years and will need improved services. There are two different bus lines and the Amtrak passenger railroad service but we lack commercial air service. Mayor Brady and Conae Black who acts as the Airport Manager have many duties and are unable to concentrate on one area. Currently the fuel area has been closed due to safety reasons and Mayor Brady is working on correcting the problem. The work is also being done to get a water tank out to the airport. He visited a web site that showed in 2012 the airport had an average of 38 aircraft a week and about 1,979 aircraft a year. UPS delivers air cargo packages to the airport. For the period of 2005 thru 2009 between 2,760 to 4,100 aircraft used the airport a year. The office and hanger area are currently being used by a manufacturing company and is no longer available for airport operations. He gave a history of the airport. He stated that the Moab airport made improvements to their airport and they now have regularly scheduled airline service since these improvements have been made. Passenger jets need a wider runway to land on so Sky West has given notice to Grand County that they will be ceasing service in April 2015. Grand County and Moab balked at making new improvements to the airport and had a case of denials and looked for an alternative. After some discussion Grand County and the Airport Board have decided they have little option other than to widen their runway to attract other business. The potential alternative for Green River are, first is do nothing other than fix the airport as needed and never tap into the full potential of the airport. The second option is waiting until we have a much larger population and people demand that we do something with the airport. The final option is to create a City Airport Board with the Mayor as the Chair and appoint an Airport Board and an Airport Improvement Project Coordinator who will pursue the development of the airport seeking out various grants and partnerships for the improvement of the airport to make it more attractive to individuals and companies in the aviation industry. The Airport Coordinator would report to the Mayor and Airport Board and keep the Airport Manager informed of progress. He/she would provide regular updates to the Airport Board and City Council when needed and get approval for projects. He recommends that the city undergo improvements to the airport to attract new business and usage of the airport. The city needs to create and appoint an Airport Board and an Airport Project Development Coordinator. The city must start as soon as possible to extend the runway another 1,290 feet within the wire for a total length of 6,890 feet or to the furthest extent possible with the available land. The runway and taxiways need widened by at least another 75 feet to make the runway at least 150 feet wide and the taxiways another 45 feet making them 75 feet wide. Build a new apron area that will accommodate regional and medium size commercial aircraft and add rental and transient hanger area, as well as a maintenance hangar and area. Build a new passenger terminal and office building. Obtain as much land around the airport as possible for

future improvements to the airport. Involve the National Guard as a partner in the development and improvement of the airport. He has written a letter of inquiry to the National Guard to see if they would be interested in working with the City in developing and improving the airport. He received a reply from Brigadier General Dallen S. Attack, Assistant Adjutant General of the Utah National Guard. He stated they would be interested but would need an engineered assessment to fully know what they would be able to do to support Green River. Depending on the scope of the job they would need to determine if this project requires federal funding or could be done with state training dollars. The application for federal funds takes about a year, if approved; it usually takes another year to schedule a unit. The Corp of Engineers is the main proponent for this work and the National Guard may or may not be the unit tasked to complete the job. If the scope of the job is such that it provides a training opportunity for their units then they could utilize their training funds to complete. They are presenting their 2016 plans to Brigadier General Attack in a couple of weeks. He can modify their plans if the job meets the commander's need for training. The next step for the National Guard would be to have one of their Engineer officer conduct a preliminary assessment once the Mayor and City Council approve of the concept. Randy Ford said it would behoove the City Council to act quickly to be able to take advantage of the Guards offer and to be able to take advantage of the 2016 training year. The Guard could build lengthen and widen the runways and build buildings. He suggested seeking out the FAA grants and other economic grants for the airport improvements. The expected results for the improvements would be to attract commercial airline service which will bring tourist to town. It will give local and regional citizens a chance to catch a plane closer to home. It will bring other jobs and opportunities to Green River that are related to the aviation industry, encourage aircraft to be based in Green River, provide an airport for business aircraft, airport fly-ins and provide an economic benefit for the whole community.

10. Discussion and review on animal ordinance and resolution establishing fees. Gary Riches said the Resolution establishing fines for animals was adopted in 1997 and he felt that most of the fees set were mostly accurate. With the absence of an animal control officer he has received many calls about animals at large. He is a volunteer City Council Member and the duty of an animal control officer is a full day event. He stated that people who own dogs fall into one of three categories. They take care of their animal, they keep them on a leash and forget about them or they just let them run loose. He said after running around for several days chasing dogs and trying to find the owner he has decided that he will no longer do that. From now on if he catches a dog it will be impounded and taken directly to the shelter in Castle Dale and the owner can pay the fees to get it out. If they do not want to take care of their animals then the city will do it for them. Mayor Brady said the city needs to adopt a new resolution establishing fees rather than fines. If this is done then the owner cannot take the city to court. Gary Riches said according to the current resolution the fine for the first offense of a dog at large is \$20, if the dog is not registered then there is a permit fee on top of that. The second offense is \$40 and the third offense is \$75. If he ends up taking the animal to Castle Dale then it costs the city time and travel expenses to do so and he feels the animal owner should pay the city back for those expenses. Philip Engleman asked where animal control falls under, the city or the county. Gary Riches said the city but law enforcement agencies have a subdivision for animal control. County Commissioner Keith Brady said the County is looking at a revision of the animal control ordinances for all of the municipalities within the county. Jackie Nelson said as people get out and walk dogs at large are directly coming at them and it is getting worse as time goes on. There was a comment about shooting a dog that charges at them. Gary Riches said he would strongly caution anyone not to shoot a dog because charges could be brought against them for doing so. The question was asked as to what they are supposed to do about dogs chasing and/or charging them. Gary Riches said to call law enforcement. Penney Riches asked if a dog threatens to attack a person walking on the street could the county be called and take care of the incident or is that a grey area. Gary Riches said it is a grey area because the county is not responsible for animal control in the city. The city is responsible for animal control within the city boundaries and that is why the city had an animal control officer and a City Council Member assigned over that department. Right now the city does not have an animal control officer so Gary Riches has been handling it with the assistance of the county. An animal control officer needs to be trained and

certified. They city is doing what they can, is it enough; he thinks the city is doing their best. If you are going to have a dog then you better take care of the dog. Mary Rothlisberger asked who she would call to have a record created when there is a problem. Gary Riches asked what kind of problems. Mary Rothlisberger said in her yard barking and chasing her while she walks to her car. Gary Riches said call law enforcement, call 911 and they will either call him or send a deputy. Jackie Nelson asked if any time she is out walking and dog threatens her can she call 911. Gary Riches said yes. Kim McFarlane said he has had several people tell him they will not walk because of the threatening dogs at large. There were several people in attendance who felt the same way. Mayor Brady brought up the problem of dogs pooping in other people's yards. Gary Riches said to call 911 and make a statement. Samuel Bassett said this is different than what he has heard in the past which was to call the city. Gary Riches said right now the city does not have an animal control officer. He is trying to handle some of the problems but he is not a city employee and cannot do a lot for the city. He said calling 911 is the best option and it will get the city involved. The question was asked if the non-emergency number should be called rather than 911. Commissioner Keith Brady said either number could be called. A question was asked if Gary Riches if he had time to handle all of the calls on animals and Gary Riches said no. Samuel Bassett said an employee of the Epicenter was bit by a dog. Gary Riches said if someone has been bitten by a dog then report it and it is mandatory that the dog be quarantined for ten days. These cases do get adjudicated, the pet owner is called into court and there are fines assessed. Mayor Brady said the city is working on getting another person hired to take care of enforcement of all of the ordinances. There was some discussion on what the fees should be. Commissioner Brady suggested asking Castle Dale animal shelter what their fees are. The question was asked what the difference was between a fine and a fee. Gary Riches said any government agency can assess a fee and is not criminal in nature. A fine is connected to a criminal offense and you can be taken to court over it. Mayor Brady would like the resolution rewritten and put on next month's agenda.

11. Discuss/approve/deny water system for the Museum. Mayor Brady said he and Philip Engleman have been talking about this and he would like to see Grand Junction pipe come and do an assessment on the museum grounds to determine what the cost would be to convert the sprinkling system over to river water rather than treated culinary water. Penney Riches said there needs to be some changes to the landscaping. Philip Engleman was concerned about the cost to the water department for the treatment of the water used to water the lawns. He stated that the museum is the largest water user. Gary Riches asked if the water used helped the chemical balance of the water system. Philip Engleman said the lines can be flushed to help with that issue. Mayor Brady asked if he could contact Grand Junction Pipe and ask them to do an assessment. Penney Riches asked if the change would come out of the General Fund because the Museum fund cannot afford to make the landscaping changes. Mayor Brady said the budget part can be determined later. Penney Riches said the budget needs to be determined before anything else should be done. There was not any action taken on this agenda item.

12. Discuss/approve/deny lease or purchase of a backhoe and purchasing of other vehicles. Mayor Brady said this was discussed last time and Philip Engleman feels it would be better to lease a backhoe rather than purchase one. Philip Engleman said when you lease a backhoe you get a new one every year. There was not any action taken on this agenda item.

13. Discuss/approve/deny Mayoral appointments. Mayor Brady said this is back on the agenda because it was not completed last month. He needs to be more specific. All he did last month was approve the City Council's departments. Penney Riches said the Strategic Planning group is going to determine how the JWP Advisory Board and the non-profit Board will fit and at this time the Advisory Board is not meeting. **MOTION:** Philip Engleman moved to approve the Mayoral appointments as follows. Penney Riches seconded the motion. **VOTE:** Michael Silliman, Penney Riches, Philip Engleman and Gary Riches voted aye. The motion carried.

The appointments go as follows:

Mayor Pro Tempore	Philip Engleman
Budget Officer	Conae Black
City Recorder	Conae Black
City Treasurer	Loni Meadows
Public Works Director	Bryan Meadows
Zoning Administrator	Conae Black
Emergency Program Director	Karen Smith
Special Activities Coordinator	Karen Smith
Fire Chief	Philip Engleman
Finance Officers	All City Council Members
Economic Development	All City Council Members
Auditor	Smuin, Rich and Marsing
City Attorney	Jeremy Cook and Craig Smith
City Engineer	Johansen and Tuttle Engineering
Airport Engineer	Armstrong Consultants
Museum Director	Tim Glenn
Emery County Recreation	Kalynn Fail

Municipal Building Authority	
President	Mayor Pat Brady
Vice President	Philip Engleman
Secretary	Conae Black

BOARD POSITIONS

Board of Adjustments (5 members) 5 year term with each member expiring each year

Judy Ann Scott	term ends 2019
Calvin Bastain	term ends 2015
Allen Burns	term ends 2016
Roy Pfander	term ends 2017
Maxine Hall	term ends 2018

Planning and Zoning (5 members) 4 year term

Orion Stand-Gravois	term ends 2015
Oleah Morris	term ends 2016
Kim Andrus	term ends 2016
Amy Wilmarth	term ends 2018
Kim McFarlane	term ends 2018

Beautification Committee/ Tree Board

Kathy Ryan	Cheri Packer
Chris Lezama	Orion Stand-Gravois
Jackie Nelson	Karen Smith

Trails Committee

Pat Brady	Chris Lezama
Terry Coppin	Karen Smith
Travis Bacon	Penney Riches
Josh Rowley	Steph Crabtree
Samuel Bassett	Kathy Ryan

Melon Days Committee

Julie Zwahlen	Keith Brady
Julie Steuer	Maria Sykes
Karen Smith	Nancy Dunham
Conae Black	Kent Johnson

Queen Pageant Committee

Conae Black

Kristin Robertson

Cindy McFarlane

Tawni Jensen

Heather Parsons

Ann Roundy

14. Department Reports. Michael Silliman said it has been a little slow in his departments this winter. Philip Engleman said the fence at the burn pile is almost beyond repair. It is needed so the leaves do not blow all across the desert. He discussed with Michael Silliman the proposed water connection for the Shooting Sports Park. Penney Riches said the first strategic planning meeting for the museum was held. Tim Glenn introduced Chelsey Cain, the new AmeriCorps employee who will be working on programs at the museum. The next event will be the Hall of Fame Banquet. Gary Riches said the fire department will be taking their test again. This time they have studied very hard. They would like to host a dance once a month at the fire house that is open to everyone free of charge. There is no alcohol or tobacco allowed in the facility. They will be getting a new truck by the end of the summer. Melon Days is just around the corner. Penney Riches thought the new Events Coordinator would take on that event. Gary Riches felt it was too late in the year for a new person to take on Melon Days. This new person should work with Julie Zwahlen. He has talked with Clint Liddard about organizing the Melon Days softball tournament and he is not able to do so but Emery County Recreation can. There is a company that wants to bring a carnival for Melon Days. He would like to see someone from the city go to the animal control conference. Conae Black said she has been really busy and out of her comfort zone with the West Industrial Park and the refinery. She sees a noticeable void with the absence of Mike McCandless. She would like to ask the Council to hire a consultant to help the city through this process. With the resignation of Delynn Fielding who was formerly the Carbon County Economic Development Director and then went on to be the Director for the Governor's Office of Economic Development. Again she said that there are a lot of things that she is not qualified to do and the city needs some help with this. the City Council agreed with her suggestion and gave her permission to give Delynn Fielding a call. She said the audit is complete and copies of the audit report can be made if the council would like one. Trenton Bennett, whom the city has a contract with to do all of our building inspections, has taken on a full time job with Price City. He is willing to come and do inspections for all of the municipalities that he currently has a contract with Monday through Friday from 4pm till 7pm. That is not going to work very well on some projects and she thinks the city needs to think of other options. She would like to see the 2014 money from the Emery County Travel Bureau be put into the museum to help with the deficit that is in that fund from repairs on the HVAC units. She has been working on a job description for the new position that they have been talking about but would like some help with it. Mayor Brady reported that Green River had a visit from a group of Russians. He credited the Epicenter for putting this visit together. The city will be getting a refund back from the health insurance and it should go back to the employees. There is also a refund the city gets from the liability insurance and he would also like to see that go back to the city employees. The Rural Water Conference is coming up and it would be a good idea for city officials to attend if possible. On the 18th Shannon Elsworth from the CIB will be visiting with him and Conae Black. He handed out some brochures on security systems. With the potential for growth in our community he feels like the old Steiner property would be a good location for housing with possibly a pocket park or a dog park. Last month there was some discussion on billboards and he has asked Keith Brady to come up with some designs for the billboards. There is a petition going around about bringing back the DMV to Green River. He will be attending the County Commissioners meeting to discuss this. The county has two proposals, hire a part time employee that would work at the county building and they would poll the community and ask what hours would work best or they could create a yearly contract with the city and have the city employees train on the DMV system.

15. Executive Session. **MOTION:** Gary Riches made a motion to go into an executive session. Penney Riches seconded the motion. **VOTE:** Michael Silliman, Penney Riches, Philip Engleman and Gary Riches voted aye. The motion carried.

EXECUTIVE MEETING STATEMENT IN LIEU OF MINUTES

I do hereby affirm, being the presiding official over the executive meeting held on February 11, 2015 at 9:13 p.m. that it was held for the purpose of discussing:

____ Character, professional competence, or physical or mental health of an individual;

____ Strategy sessions to discuss pending or reasonable imminent litigation;

This is in accordance of the Utah Code Section 52-4-5.

Mayor Pat Brady

Attest:

Conae Black, City Recorder

16. Adjourn. The Green River City Council went back into regular session and adjourned the meeting adjourned at 10:11 p.m.

Pat Brady, Mayor

Conae Black, City Recorder

Approved: March 10, 2015