

**EPHRAIM CITY COUNCIL MEETING
EPHRAIM CITY BUILDING
5 S. MAIN
WEDNESDAY, JANUARY 19, 2005
7:00 PM**

MEMBERS PRESENT

Morris Casperson, Mayor
Don Olson, Mayor Pro Tem
Jannette Anderson
Kim Cragun
Penny Kittelsrud
Garth Sorenson

OTHERS PRESENT

Richard Anderson, City Mgr/Recorder
Bryan Kimball, City Planner
Leigh Ann Warnock

Mayor Casperson called the meeting to order at 7:00 PM.

PUBLIC SESSION

APPROVAL OF MINUTES

The Council reviewed the minutes of the January 5, 2005 City Council meeting.

Councilmember Sorenson moved to approve the minutes of the January 5, 2005 City Council meeting with corrections. Seconded by Councilmember Cragun. The vote was unanimous. The motion passed.

APPROVAL OF WARRANT REGISTER

The Council reviewed the Warrant Register of January 14, 2005.

Councilmember Sorenson moved to approve the warrant register of January 14, 2005. Seconded by Councilmember Cragun. The vote was unanimous. The motion passed.

ALDER'S ANNEXATION CERTIFICATION

Councilmember Sorenson moved to accept the certification of Charles Alder's Annexation. Seconded by Councilmember Anderson. The vote was unanimous. The motion passed.

DISCUSSION OF ROAD ASSIGNMENTS FOR KRIS JORGENSEN'S SUBDIVISION

Kris Jorgensen addressed the Council about the road improvements they have recommended be made before giving final approval of his subdivision. Mr. Jorgensen feels that the cost of the improvements would be more than the profit he would make. He has checked with Barton's Excavating as well as Jensen's, and was told that the present road condition meets their classifications for an asphalt road. Mr. Jorgensen feels that as these roads are in the same condition as those in the development owned by the Ephraim Housing Authority, he should be allowed to keep them as they are.

Mr. Jorgensen stated it will be many years before this subdivision is full. He has met with legal counsel on this issue and says that financially speaking, it is pointless to upgrade because the sewer has to be added at some point causing the road to be torn up again.

Mr. Jorgensen questioned the Council's early morning meeting on Friday, January 7th. Councilmember Sorenson would like it noted that the reason the Council had the emergency work meeting on the 7th instead of waiting for another two weeks to address the subject was to try to decide what the Council expects before Mr. Jorgensen puts more money into the project.

Mayor Casperson proposed that Mr. Jorgensen put his concerns in writing with facts and specifics, such as asphalt, rotomill, durability, etc. At that time the Council can analyze and respond to his concerns.

AMEND CITY BUDGET

Councilmember Kittelsrud moved to accept the amendments to the budget as discussed. Seconded by Councilmember Olson. The vote was unanimous. The motion passed.

BUREAU OF RECLAMATION WATER GRANT PROPOSITION RESOLUTION

Mayor Casperson declared a conflict of interest. When the proposition was originally proposed, the water was to be used for the cemetery and ballpark, and then switched to crop irrigation, the property of which is adjacent to the Mayor's. This is a change that occurred since the original approval. The project is expected to begin in August. If it is decided to discharge into the river, a UPDS permit will be required. This is a water reuse issue and not a land application. The requirements for use of the water are much more liberal. The City can lease or sell the water. The water will go up for bid.

Councilmember Olson moved to accept Resolution ECR 05-01. Seconded by Councilmember Kittelsrud. The vote was unanimous. The motion passed.

PERPETUAL SCHOLARSHIP FUND IN THE NAME OF L&M ENTERPRISES

A commitment was made to Snow College to fund a \$15,000 scholarship, which included tuition and fees. That information was misplaced, but has since been found. The fund is \$5,000 short. It is proposed that this amount be put into next year's budget, instead of this year's.

IRRIGATION WATER

Paul Gardner of Snow College met with City Manager, Richard Anderson with concerns that when the water coming down from Ephraim creek is shut down, natural flora and fauna die out. One of the species at risk is dragonflies, which are important because they kill mosquitoes. For that reason, Mr. Gardner would like to see the City keep and establish an eco system down there. He also feels that it makes Pioneer Park much nicer if the stream is there. It has been reported that if the irrigation company is successful in getting the irrigation project, it will dry that creek up entirely. It was suggested that the City could put its water shares into that stream to keep the eco system and creek going. It could then be leased to those on that end of the stream. If the shares were to be put into the Sanpitch River, it could be leased to the people in Gunnison. Care must be taken to not create a new problem with too much water in Ephraim Creek on a wet year. City shares could be broken up, with 16 shares available to stay in the creek and the remaining shares to be used elsewhere. Five shares must remain in Steve Olson's control to water the Pioneer Cemetery. There are two ways this can be bid. Put out the bid and Ephraim City will continue to pay the assessment, or put out the bid and the person getting the bid pays the assessment. It was concluded that it is best for the City to pay the assessment.

Mr. Anderson mentioned that he had spoken with Jerome Bown about his mining of the gravel pit. Mr. Bown said that he will have the proposal he wants to present to the council at the February 2nd council meeting. He will trade royalties on that to do the rock for the cemetery gazebo. The trade figure would be \$14 a square foot using City owned rock.

REPORTS AND UNFINISHED BUSINESS

Councilmember Olson stated that the library is applying for a grant from the National Endowment of Humanities. A letter of support is needed from the City by Friday. On June 3rd there will be a benefit concert, the proceeds of which will go to the library.

Councilmember Sorenson moved that the Council officially voices their support in this effort. Seconded by Councilmember Cragun. The vote was unanimous. The motion passed.

Councilmember Cragun mentioned that he was approached by John Scott about the possibility of having the sewer extended to his neighborhood in the northeast corner of town. The concern is where to hook into because of the gravity flow. It was suggested that City Planner, Bryan Kimball meet with Mr. Scott, as well as follow up with Public Works Director, Chad Parry, to go over the costs and possibly do a study. This item will be discussed in a future council meeting.

Councilmember Anderson read a letter from Tree Utah. They have up to \$1500 available for tree grants. After consideration of where best to put trees purchased through a grant, it was felt that Main Street could use some sturdy trees to replace the ones already there.

Councilmember Kittelsrud asked about having a clinic for dog inoculations. It was felt that if the City is sponsoring the clinic, local veterinarians should be used. Those from out of town may also be invited if they have a business license for Ephraim. All licensed individuals in town must be invited unless there is a legitimate reason to exclude them. Councilmember Kittelsrud suggested going into closed session to discuss the issue further.

Councilmember Cragun moved to go into closed session to discuss local veterinarians versus those from surrounding areas.

The motion died for lack of a second.

CLOSED SESSION FOR PURPOSES OF DISCUSSING A NEW SERVICE BY MANTI TELEPHONE

Mayor Casperson suggested this may not be an appropriate issue for a closed meeting. The media representation agreed, and the Mayor read from the State code to make a determination. Nothing was found to substantiate a closed session. Manti Telephone representatives elected to have Mr. Anderson talk to the Council individually rather than to have a public discussion at this point in time.

ADJOURN

Councilmember Olson moved to adjourn at 8:30 PM. Seconded by Councilmember Kittelsrud. The vote was unanimous. The motion passed.

MINUTES APPROVED:

Mayor

Date

ATTEST:

City Recorder

Date