

Minutes of Ephraim City Council Meeting
February 4, 2004 – 7:00 PM

Present: Mayor Morris O. Casperson, Council members: Don Olson, Jannette Anderson, Kim Cragun, Penny Kittlesrud, Garth Sorenson, Manager E. Richard Anderson.

The meeting was convened at 7:00 PM by Mayor Casperson, who also offered the prayer.

Minutes: Motion by Don, seconded by Jannie to approve the minutes of January 28, 2004. Motion carries unanimously.

The council discussed January's bills. Council questioned the amount of the Questar bill at the baseball fields and fire station. They want to follow up on what to do to get the cost down.

Motion by Kim, seconded by Garth to approve the bills for January and authorize payment. With exception to the Hermansen's Hardware bill which they will look into. Motion carries unanimously.

Public Comment: Scott Walker – building is going along as scheduled, should be completed in March, by the second week of April vacated, by the first week of May they will be in. If City decides they want metal building or portion of the white warehouse they are state surplus and they will be up for bid.

Mutual Aid Regional Hazardous Materials Response Team: Kevin Holman talked about the Mutual Aid Hazardous Materials Response Team and their concept of Region HAZMAT response. Our region includes 6 counties. There is approximately \$300,000 State money to work with response in our region. They signed an agreement with all of the counties to legitimize the policy. In January 2003, they moved towards building mutual aid agreements, which is now complete. The documents have been through many attorneys but he suggested that we should get our attorney's opinion on it. They want fire fighters and other response teams to form a mutual aid agreement so that they can actually man a team to respond to hazardous material incidents within this region. Don asked if a voluntary donation each year would be necessary to keep it going. As long as the state continues to fund it, it wouldn't be necessary. It was asked if each region would be getting \$300,000, and the answer was yes. It was also asked how the money will be disbursed since parties are to share the money. Ephraim would have a higher risk than most other cities because of Snow's chemistry department. How is liability insurance going to consider our response if an accident occurred outside of Ephraim City? It would be considered just like a county fire, even though we are out of the City it will still be covered by Ephraim insurance. Ronde Larsen pointed out that if something bad happens in Ephraim we would have the resources to take care of it. However, if we don't sign and something bad happens we are on our own.

Richard Anderson: Municipal Water Systems Source Protection Plan, EPA requirement. Sources for contamination are identified in this document. Jones and DeMille repaired the document and Chad went through and made it current. Need Mayor's signature saying that he is aware of the document and that it has been updated. County is being forced to take over protection of the facilities that are in the county. Mayor will sign later. Document shows as an ordinance but Richard Anderson will check to see if it can be a resolution rather than an ordinance.

Dog License: Penny and Jannie will work on an updated animal control letter. Richard Anderson proposed emphasizing the benefits of licensing the dogs. The City could also license the dogs for free for one year in order to account for all of the dogs in the City. From thereon, renewals could be issued.

Richard Anderson: Passed out copies of the structural analysis for the library. Don suggested that copies be provided to the library board.

Ball Park Lights: The City has received new bids with several different options. The Rec. Board met and looked at the proposals. Total cost including a 10 year warranty, and visors comes to a total of \$210,000. This seems high, however once we are committed the vender will go through and fine-tune everything. Since we sponsor 3 ASA tournaments, we might be able to get grants to apply to the cost. This price does not include labor which we would have to come up with on our own. A big question is the 10-year warranty, which is \$22,000. At the end of the warranty period, the company will come in and replace 100% of the lights. The Recreation Board felt like \$22,000 is a lot of money, but it would probably be worth it, depending on the cost of lamps. Don comments that this company does lighting all over the world but we will have another company out of Salt Lake give us a bid.

Recreation Director: Received 23 applicants who are qualified for the position. The Council suggested the Recreation Board and Richard do the interviews since they know more of what they are looking for. They will present a list of names to the council for final approval.

Don requested Library impact fee figure. He wanted to the amount and what it can be used for.

Welcome to Ephraim City Signs: Both locations for the signs have given permission. A question still exists on the north side of town as to the best location. Once the prints are done a better estimate of the cost and determination of the best location can be made.

Mayor Casperson re-opened the public comment period.

Troy Shelly asked if anyone at the City ever felt threatened as a result of the legal situation at the City. Don inquired as to his right to ask that question. Troy felt that there

could be a protective order if someone did feel threatened. He encouraged the City to put in a policy for checks and balances to make sure that there is accountability for what happens to City funds. He comments that Mrs. Hansen was let go with pay and questions whether it is Ephraim City policy. In the future, Troy suggested that if the City feels like an employee needs to be let go with pay there should be a contingency so that they have to pay the money back if they are convicted of a crime.

Richard Nielson questioned the last paragraph of the City's statement on Mrs. Hansen. He wanted to know why the part about the insurance, the bonding and payback was even in there. He commented that you shouldn't look at it that way, because somebody will end up paying for it. He suggested that if the person can afford to pay one of the highest paid attorneys to defend themselves, they should have to pay back what they took, that is assuming it was taken. Kim comments that charges do not prove guilt, which is why we have a trial.

Don Olson: Don will follow up on a delinquent tax notice with the county on the Bishop's Storehouse in the amount of \$4753.47. If it is not cleared up by Feb. 28; they could sell the property at auction.

The Hermansen Hardware invoice was reviewed and approved for payment.

Executive Session: Motion by Garth to go into Executive Session for deliberation on employment. Seconded by Penny. Motion carried unanimously.

Adjourned at 9:20 PM.

Morris O. Casperson – Mayor

Attest:

Recorder