

**EPHRAIM CITY COUNCIL MEETING  
EPHRAIM CITY BUILDING  
5 S. MAIN  
WEDNESDAY, OCTOBER 20, 2004  
7:00 PM**

**MEMBERS PRESENT**

Morris Casperson, Mayor (absent)  
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

Councilmember Olson called the meeting to order at 7:02 PM.

**PUBLIC SESSION**

**APPROVAL OF WARRANT REGISTER**

**Councilmember Sorenson moved to approve the warrant register of October 14, 2004, based on confirmation of expenditures. Seconded by Councilmember Kittelsrud. The vote was unanimous. The motion passed.**

**DECISION ON BANK RFP**

Discussion of banks ensued with the Council finding it difficult to choose between two very good banks. It was suggested that business is split between the two banks. After assurances from a representative of Zion's Bank that they would be compatible with our software, it was decided that the majority of the business would run through them. City Manager, Richard Anderson stated that arrangements would be completed in a reasonable amount of time.

**Councilmember Cragun moved to accept the proposal from Zion's Bank pursuant to any other splitting of the funds the Council may choose to do. Seconded by Councilmember Anderson. The vote was unanimous. The motion passed.**

**APPROVAL OF DALE CHRISTENSEN SUBDIVISION**

City Planner, Bryan Kimball stated that Mr. Christensen has received final approval from the Planning Commission for his proposed subdivision, and recommends the Council give permission to approve pursuant to conditions set. Conditions include placement of fire hydrants, cleanouts, hiring an engineer to reflect changes, and getting a bond in place.

Mr. Christensen requested he be allowed to lay four foot sidewalks as opposed to the five feet required in the ordinance, in order to match up with the walks on the rest of the street. The Council promised to review the ordinance for possible changes allowing four foot walks on narrower streets.

The Council decided to reevaluate for final approval. This will be discussed again in Council Meeting on November 3<sup>rd</sup> when the bond is in place.

Councilmember Cragun reported a conflict of interest in that his property borders Mr. Christensen's, and family members may be purchasing property in that subdivision.

### **PERMANENT/PART TIME EMPLOYMENT POLICY**

City policy states that employees working 20+ hours shall be eligible for benefits. Once an employee qualifies for benefits, it is mandatory that the City pay retirement. Councilmember Anderson suggested changing the policy to require 30 hours.

One employee already qualifies and has been receiving benefits. It is also a possibility that the Court Clerk will have increased hours pursuant to the Judge's request, making her eligible as well.

If the policy is changed to require 30 hours, an activation date must be applied. The Council will review this matter at a later date.

Richard Anderson also requested adopting into policy an employee recognition program which would recognize City employees, both in the workplace and in Council meeting, who show benefit to the City above and beyond what is required of them. This potential policy will be further addressed at a later date with other personnel policy issues.

### **POWER LINE EXTENSIONS**

The Council held a discussion regarding issues with power lines which extend outside the City limits. The questions arise, who is responsible for maintenance and who is liable should problems occur? If the City were to gain ownership of the lines, they could be maintained and made safe by the Ephraim Power Department. This would require those who wish to have the City run power to them, to pay for installation. If during the contract of five or ten years there are others who connect to the same line, the original party would receive remuneration.

As far as existing lines are concerned, they can either be dedicated to the City by the parties involved, participating in a refund offer, or, if after five years lines have not been dedicated to the City, power would no longer be provided.

The City will have an attorney look at the possibilities. The Council prefers the ten year timeline as opposed to five for new installations.

## **BOARD APPOINTMENTS**

None on the list of possibilities for the Board of Adjustment have been contacted to date. It was felt that as the Mayor was absent, the Council would address this issue at a later time.

**Motion by Councilmember Cragun to Appoint Denise Durtchi to the Parks and Recreation Board. Seconded by Councilmember Sorenson. The vote was unanimous. The motion passed.**

## **PROJECTS**

Richard Anderson brought two storm water projects to the attention of the Council that he would like the City to move forward with.

6<sup>th</sup> East. This is a previously approved subdivision with a rolled curb. With the new Park Place buildings and homes being built, the drainage ditch that previously carried storm water away has been replaced with a buried culvert. Mr. Anderson met with the developer, Jim Boud, along with Bryan Kimball, and Public Works Director, Chad Parry. Discussion included shared responsibility of water from one development draining into another, and options. All agreed the best solution would be a three-way partnership. The City would provide the materials, which already exist from previous projects, and have Kerry Carver of the Public Works Department, build a grate. Todd Alder, who is building a house affected by the water, would install the materials and the grate. Mr. Boud would then put in the needed asphalt. This is the Irrigation Company's pipe and they are not yet aware of the problem or the proposed solution. They will be notified when action is approved.

Cottonwood Subdivision. There is a grate at the west end of the subdivision which collects water from the subdivision and runs straight west. It drains into an existing sump that the City put in a few years ago but is no longer sufficient. Water overflows from there onto the Ned Larsen property. The City has obtained an appraisal of an easement for drainage which would go straight west along the fence line and could tie into the existing culvert running under Highway 89. UDOT has inspected the area and agreed it is a viable solution. The City would need to obtain a permit from UDOT to discharge into their sump before installing the pipe. Richard Anderson will look into the cost of this project and contact the land owners upon approval.

The Council will review and discuss this more in the November 3<sup>rd</sup> Council Meeting.

## **OLD BUSINESS**

Councilmember Sorenson announced that the grant application for the park has been successfully submitted. If the grant is approved, it will take effect in May of 2005. He expressed concern that debris is being dumped on the park property without permission. Fill is needed, but unapproved loads may contain pieces of metal which could cause major problems.

Councilmember Sorensen had a meeting with the school district in which they discussed what to do with the land immediately north of the fire station. The City has considered putting a skateboard park there, but the district feels a better plan would be to put the skateboard park on the other side of the fence line where the parking lot is planned, and move the parking lot over to their side. They would be willing to help with the parking lot.

Councilmember Anderson reported that the Ephraim City Housing Authority is pursuing the purchase of lots in the Cottonwood Subdivision in cooperation with 6 County for a self-build project. The newspaper advertisement announced an opening for six to nine people for the project who qualify through Rural Development in Manti.

Councilmember Anderson had asked that the Mayor contact the LDS church to let them know of the City's wishes for the marketplace behind the Co-op. Councilmember Cragun said he has talked with President Barton and Don Edwards and they have promised that they would involve the City when they get to design issues.

Councilmember Anderson has received a letter from the Sister City Committee in Denmark, inviting people from Ephraim to their 2005 4<sup>th</sup> of July celebration. They celebrate every 4<sup>th</sup> of July in honor of the great number of Danes who migrated to the United States. They have made arrangements to accommodate us privately and have costs covered while there. Councilmember Olson suggested we reciprocate with another invitation for them to perhaps join us for our Scandinavian celebration next year.

Councilmember Cragun asked about the plaque for the ballpark honoring those who helped install the lights. \$450 seemed a bit high, but with the possibility of getting donations to help cover the cost, it was decided the City should go ahead with the order.

Councilmember Cragun reported on the park meeting with our Recreation Director, Jen Mackey, and representatives from Snow College. No changes in policy were made. All were in agreement concerning acceptance of responsibility for payment of the power required to run the lights. The Committee will come up with a fee amount at a later date.

Councilmember Kittelsrud reported that she had contacted two people offering a position on the Youth City Council, but both declined. She requested more suggestions from the Council.

Councilmember Kittelsrud mentioned seeing in the newspaper that the Mayors and Commissioners have decided to observe trick-or-treating on Saturday, the 30<sup>th</sup>. She also commented that she and Councilmember Anderson are going to start working on a newsletter. They will be including pictures of the ballgames played at the celebration last Friday.

Bryan Kimball would like to discuss the latest version of the goals for the general plan before the public hearings. This is the last chance to make changes and add comments. A time will need to be found to get together when all are available. Richard Anderson will check schedules, but it is not necessary to get everyone together at the same time, it can be accomplished individually.

John Hales of the Sanpete Messenger is concerned that the Ephraim City Council may be going into closed meetings for things that are not legal topics for closed sessions. He says the Council can only go into closed meeting to discuss employees' character or pending litigation. Richard Anderson pointed out that the Council decides when and if closed sessions are necessary. It is not for the press to tell them when they can and cannot do it. Mr. Hales will contact media lawyers and get their take on the issue.

**ADJOURN**

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

**MINUTES APPROVED:**

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

**ATTEST:**

\_\_\_\_\_  
City Recorder

\_\_\_\_\_  
Date

