

**MINUTES OF THE
WENDOVER CITY COUNCIL MEETING
Thursday, March 6, 2014 at 6:30 P.M.
Wendover City, Tooele County Complex Building**

1. CALL MEETING TO ORDER.

Mayor Crawford called this meeting to order at 6:30 p.m.

2. ROLL CALL.

PRESENT: Mayor Mike Crawford
Councilmember Tom Carlisle (came in at 6:35 P.M.)
Councilmember Mandolin Hunt
Councilmember Lamar Melville
Councilmember Dennis Sweat

City Treasurer Darlene Trammell
City Clerk/Recorder Mariah Murphy
City Attorney Joel Linares
City Engineer Tena Campbell

EXCUSED: Councilmember Karen Shepherd

AUDIENCE: Dan Johnson, Kloey Johnson, Tena Campbell, Chris N., Tracy Read and Karen Read.

3. PLEDGE OF ALLEGIANCE.

Lead by Councilmember Lamar Melville.

4. APPROVAL OR AMEND THE FEBRUARY 20, 2014 CITY COUNCIL MEETING MINUTES.

Motion made by Councilmember Dennis Sweat, seconded by Councilmember Mandolin Hunt to approve the City Council Meeting minutes of February 20, 2014. All in favor, motion passed.

5. DEPARTMENT UPDATES;

A) SHERIFFS DEPARTMENT

Tooele County Police Department provided the stats for the month of February.

Attorney Linares commented that he received a call from Tooele County Attorney Doug Hogan. He talked to him about doing an incentive for the police officers in Wendover to help motivate officers to move out here. Mayor Crawford stated that he had called dispatch earlier today to check up on the availability of officers and found that there was no officer currently on duty at the time – only on-call.

B) UTILITY DEPARTMENT

Councilmember Melville updated the Council on a recent trip he took with Armando out to the flats. He informed the Council that the Verizon Phones received service out on the flats and that while they were out they found two small water leaks that have since been fixed. He informed the Council that Armando’s truck needed to go back into the shop for repair. He scheduled an appointment for next week.

C) TREASURER

Darlene informed the Council that she has reviewed the accounts and found enough funding to provide payment of a part-time bus driver for the remainder of the 2014 school year to cover Armando’s afternoon route. Darlene will work on including the cost of a bus driver in the new budget. Council agreed to have Dustin Rodeback hired on as a part-time bus driver.

Darlene informed the Council that she needed to have a budget opening. Council agreed to have the meeting on March 20th beginning at 6:00 P.M.

Darlene informed the Council that the issue concerning the fees for City Employees who have a cellular phone has been figured out.

D) CLERK/RECORDER

Mariah informed the council that starting next week Shanae Bateman would be coming into the office for a few hours each day for her internship.

Mariah provided the Council with a new fee schedule for building permits. She explained that the new fees were easier for residents to understand and cheaper to help encourage residents to get a permit for new construction.

Mariah provided the Council with her past time card and informed the Council that she failed to ask for permission to work 9 hours on Tuesday, March 25th and City Administrator Glenn Wadsworth had her alter the time sheet to show 8 hours. She asked to be paid for the hour worked. Council agreed to pay Mariah for the hour worked but emphasized the importance of asking for permission to work over 8 hours per day.

MAYOR CRAWFORD MOVED TO AGENDA ITEM 7 AND 8.

7. 6:45 P.M. OPENING OF BIDS FOR WENDOVER CITY SHOP RELOCATION AND MATTERS RELATED THERETO.

City Engineer, Tena Campbell opened and read the bids to the Council. All bidders provided the bid signed, info required of Bidder, Bid Bond and Addendum 1. The following bids were provided by the listed contractors.

Kent Bethers Construction	\$80,959.00
MC Contractors LLC	\$71,004.00
Wasatch West Contracting	\$123,953.00
Wolff Excavating	\$130,640.30

Broken Arrow	\$90,876.67
Mesquite Inc.	\$15,200.00

Apparent low bidder is MC Contractors at \$71,004.00. Tena will take the bids back and make a recommendation for the Council to review at the next meeting.

8. 6:50 P.M. OPENING OF BIDS FOR FIRE HYDRANT REPLACEMENT AND MATTERS RELATED THERETO.

City Engineer, Tena Campbell opened and read the bids to the Council. All bidders provided the bid signed, info required of Bidder, Bid Bond and Addenda 1. The following bids were provided by the listed contractors.

Mesquite Inc.	\$240,700.00
Broken Arrow	\$381,301.50
Wolff Excavating, Inc.	\$372,168.00
Wasatch West Contracting	\$302,527.00
MC Contractors	\$307,761.00
Great Basin Development	\$247,998.00
Johansen Construction	\$268,405.68

Apparent low bidder is Mesquite Inc. at \$240,700.00. Tena will take the bids back and make a recommendation for the Council to review at the next meeting.

MAYOR CRAWFORD PUT THE AGENDA BACK IN ORDER AT ITEM 5D CLERK/RECORDER.

D) CLERK/RECORDER

Mariah asked City Attorney Linares to explain to the Council a possible discrepancy in the Personnel Policies and Procedures regarding the employee lunch hour. Under Section XII: Employment Classifications/Compensation page number 42, item number 6 it states that work hours for “Full Time is 8:00 AM – 12:00 noon / 1:00 P.M. – 5:00 P.M.” indicating that the lunch hour is from Noon to 1:00 P.M. Under item number 8A it states that breaks and lunch periods for “Full Time is One (1) hour unpaid lunch period during a standard work day” indicating that an hour break can be taken at any time during the day. And under item number 8C it states that “Employee lunch periods will be taken at the discretion of the City Administrator, or supervisor to ensure continuity in the flow of work” which indicates that the City Administrator, or supervisor will determine when employees can take their lunch when needed. Item to be addressed at the next City Council meeting for clarification.

Mariah informed the Council that she attempted to contact Signature Equipment about an update on possibly receiving the new garbage truck tomorrow (Friday, March 7, 2014). She hadn’t received a call back to determine this.

6. RATIFICATION OF MOTION MADE ON FEBRUARY 20, 2014 BY COUNCILMEMBER DENNIS SWEAT, SECONDED BY COUNCILMEMBER MANDOLIN HUNT TO ELIMINATE THE CODE ENFORCEMENT OFFICER POSITION FOR THE CITY OF WENDOVER, UTAH.

Mayor Crawford informed the Council that since Councilmember Shepherd was excused from the meeting she had contacted him with a concern regarding what the City was going to do without an Enforcement Officer. Mayor Crawford stated that the City Council would need to be more aware of issues within the City and items would be addressed on a citizen complaint basis. Council agreed with that statement.

Motion made by Councilmember Dennis Sweat, seconded by Councilmember Mandolin Hunt, to ratify the motion made on February 20, 2014 by Councilmember Dennis Sweat, seconded by Councilmember Mandolin Hunt to eliminate the Code Enforcement Officer position for the City of Wendover, Utah. All in favor, motion passed.

9. CITY ATTORNEY JOEL LINARES AND PENDING MATTERS; DISCUSSION/DECISION

A) PROCUREMENT POLICY

Attorney Linares stated the City needs to adopt a Procurement Policy that lays out how the City goes about getting bids and how we spend our money. Attorney Linares will work up a draft for the Council to review at a later date.

B) ORDINANCE REVISION REGULATING CURB, GUTTER AND SIDEWALK AND MATTERS RELATED THERETO.

Attorney Linares informed the Council that he will be working up this Ordinance based on figure amounts given from Brett Shelton for the cost of the bond. He again stated that by having an Ordinance requiring a Bond for new projects that need Curb, Gutter and Sidewalk, it allows the City to go in and do the work if the property owner does not complete it.

Mayor Crawford asked Attorney Linares to work up an Ordinance requiring a bond on all Cemetery plots for the placement of a head stone if one is not placed within six (6) months of burial.

C) CITY COURT

Attorney Linares commented that he will need to review more information before providing the Council with the steps necessary to open their own court. Item to be discussed at a later date.

D) BONNEVILLE GARDEN APARTMENT AGREEMENT.

Attorney Linares provided the Council with a Settlement Agreement and Release for Bonneville Garden Apartments to review and discuss.

Motion made by Councilmember Tom Carlisle, seconded by Councilmember Mandolin Hunt to approve the Settlement Agreement and Release prepared by Attorney Linares between Wendover City and Bonneville Garden Apartments. All in favor, motion passed.

10. UPDATE TO PROVIDE POLICE COVERAGE FOR THE CITY OF WENDOVER, UTAH, TO INCLUDE SURVEY RESULTS AND MATTERS RELATED THERETO. DISCUSSION/DECISION.

Council reviewed the survey results from the community. The results showed an interest in the community having their own Police Department. Dan Johnson addressed the Council about some of the concerns he was aware of and further proposal cost reductions they were able to find. Council discussed the desire to have all deputies live in and be a part of the community. Councilmember Melville discussed some of his concerns with the proposed costs and the presentation that was given previously. Council agreed that the proposed date of April 2014 to begin services would not be met. Council asked to have a revised budget provided with the cost reductions shown. Item to be discussed at a later date.

11. REVIEW OF ANIMAL CONTROL OFFICER POSITION AND MATTERS RELATED THERETO.

Council agreed to alter the Animal Control Officer Position hours to be based on dispatch call-outs that they respond to. Council does not want an Officer driving around patrolling the streets and alleyways for animal violations. Council agreed to have City Administrator Glenn Wadsworth make the position changes and inform the current Animal Control Officer, Gary Bean. Mariah will work with dispatch on verification of call-outs.

12. MAYOR MIKE CRAWFORD UPDATES AND PENDING MATTERS AND MATTERS RELATED THERETO.

Mayor Crawford mentioned that if the Garbage Truck did not show up tomorrow (March 7, 2014) he would contact the company to help move things along.

Mayor Crawford asked Mariah if addresses had been posted at the Family Dollar and the Heritage Mini Mall per his phoned in request. Mariah commented that she had not driven by to verify yet.

Mayor Crawford informed the Council that the new doors were put in this week at the Community Building. Newmont donated \$2,000.00 for the new sound system planned to be put in the Community Building.

Councilmember Hunt asked about the progress being made on the repair work of the retaining wall behind the Bonneville Inn Motel. Mariah informed her and the Council that the new property owner was aware of the repair work needed and last she had heard they were working with a contractor to get it repaired. Mayor Crawford suggested sending them a Courtesy Notice asking for an update on the matter or possibly getting the Health Department involved in the matter.

Mariah informed the Council that the sign out front was down for while but is now up and going. One of the computer parts went bad and needed a replacement.

Mayor Crawford updated the Council on Mariah working on a new design for the City Billboard that will help promote the businesses along the Boulevard. Mariah commented she had already received one proof and is awaiting proof revisions for final review.

Mariah commented that Ruben's Bakery was officially shut down March 1, 2014. Ruben called into the office and stated that he plans to be shut down and will be working on doing something again in the future.

Mayor Crawford also informed the Council that he is still working on the promotion for the Century of Speed that will be displayed at the Auto Rama on March 20th and 21st at the South Town Mall and invited the Council to attend.

Mayor Crawford mentioned that he will get back with City Engineer, Tena Campbell on the bids. Tena mentioned a few areas where funding could be saved.

13. CITY ADMINISTRATOR GLENN WADSWORTH UPDATES AND PENDING MATTERS AND MATTERS RELATED THERETO.

Not present.

14. UNFINISHED BUSINESS:

Mayor Crawford informed the Council that we are going to continue to address the addition that was built in between the apartments at 557 and 585 Pilot Ave.

Council discussed further efforts on 588 Pilot Ave. in insuring the property and adjoining structures were safe for occupancy. Council asked what efforts had been made. Mariah informed the Council that the issue has been turned over to Prosecuting Attorney Rob Clegg. Shortly after receiving the Stop Work Order Mr. Magallanes came into the office wanting a building permit to put in new doors and windows. At the time, Building Inspector Jim Richards was present and explained to Mr. Magallanes in Spanish that the Stop Work Order was for the structures built on the property without a permit. Mr. Magallanes had the inspector walk around the outside of the property. No official inspection was made. Afterwards, Mr. Magallanes failed to come in and get a permit. Council asked City Attorney Linares what further steps could be taken to ensure something is done. Attorney Linares asked if the Council wanted to displace the people living in the structure. Mayor Crawford stated that they were more concerned about their safety rather than displacing them. City Attorney Linares commented that if we did not want to displace them then we need to work with them on getting an inspection made of the property. Councilmember Sweat asked what the Prosecuting Attorney was going to do at this point. Mariah said that we basically need Mr. Magallanes to allow a Building Inspector in to inspect the structures to ensure their safety. With the possibility of going to jail, Mr. Magallanes may be more inclined to comply. Mayor Crawford emphasized the importance of keeping up on this location to ensure the safety of those residing there.

15. NEW BUSINESS:

Councilmember Melville asked if someone is changing out carpet in their home if a building permit is required. He also informed the Council of the West Wendover High School Wrestling team winning State.

16. COMMENTS FROM AUDIENCE:

No comments were made.

17. EXECUTIVE MEETING:

No meeting held.

18. NEXT CITY COUNCIL MEETING THURSDAY, MARCH 20, 2014 @ 6:30 P.M.

WITH A BUDGET OPENING BEGINNING AT 6:00 P.M.

19. ADJOURNMENT:

Motion made by Councilmember Dennis Sweat, seconded by Councilmember Lamar Melville to adjourn the meeting. All in favor, motion passed.

Wendover City, Mayor Pro-Tem Karen Shepherd

ATTEST:

Wendover City Clerk – Mariah L. Murphy

Date