

**MINUTES OF THE
WENDOVER CITY COUNCIL MEETING
Thursday, November 21, 2013 at 6:30 P.M.
Wendover City, Tooele County Complex Building**

1. CALL MEETING TO ORDER.

Mayor Pro-tem Dennis Sweat called this meeting to order at 6:37 p.m.

2. ROLL CALL.

PRESENT: Mayor Mike Crawford (arrived at 6:43 p.m.)
Councilmember Karen Shepherd
Councilmember Gordon Stewart
Councilmember Mandolin Hunt
Councilmember Lamar Melville
Councilmember Dennis Sweat

City Administrator Glenn Wadsworth
City Clerk/Recorder Mariah Murphy
City Treasurer Darlene Trammell
City Attorney Joel Linares

AUDIENCE: Gary Bean, Mike Young, Tom Carlisle.

3. PLEDGE OF ALLEGIANCE.

Lead by Councilmember Lamar Melville.

4. APPROVAL OF THE CITY COUNCIL MEETING MINUTES OF NOVEMBER 7, 2013.

Motion made by Councilmember Karen Shepherd, seconded by Councilmember Gordon Stewart to approve the City Council Meeting Minutes for November 7, 2013. All in favor, motion passed.

5. APPROVAL OF THE SPECIAL MEETING MINUTES OF NOVEMBER 12, 2013

Motion made by Councilmember Karen Shepherd, seconded by Councilmember Mandolin Hunt to approve the Special Meeting Minutes for November 12, 2013. All in favor, motion passed.

**6. CITY ATTORNEY JOEL LINARES UPDATES AND PENDING MATTERS.
DISCUSSION/DECISION.**

A) UPDATE ON ADDITION OF PARAGRAPH "3" TO THE DEVELOPMENT AGREEMENT FOR BONNEVILLE COMMERCIAL PLAZA AND APPROVE OR DISAPPROVE OF AMENDED DEVELOPMENT AGREEMENT.

Attorney Linares addressed the Council and suggested to not accept the paragraph as it was stated. A revised version will be prepared for the Council to review at a later date.

B) APPROVE CROSS CONNECTION CONTROL ORDINANCE 2013-06 FOR CITY OF WENDOVER, SYSTEM NO. 23008 AND MATTERS RELATED THERETO. DISCUSSION/DECISION.

Council approved the above stated Ordinance on November 7, 2013 based on the Attorney's approval. Attorney Linares gave his approval on the Ordinance.

LAND DEED FOR TOOELE COUNTY HOUSING / WENDOVER CITY

Attorney Linares discussed with the Council the provisions they would like to see in the deed.

Motion made by Councilmember Karen Shepherd seconded by Councilmember Gordon Stewart, to authorize the Mayor to enter into a contract with Tooele County regarding the Conley Property and authorize the City Attorney to prepare the contract based on Tooele County beginning construction within one year and the property being strictly used for the designated Townhouses previously approved by the City Council. All in favor, motion passed.

MITIGATION FUNDS FROM TOOELE COUNTY

Mayor Crawford updated the Council and Attorney Linares on his efforts with Tooele County regarding the Mitigation Agreement. Attorney Linares stated that he would bring it up with the County Commissioners next week.

7. FIRE DEPARTMENT UPDATE AND MATTERS RELATED THERETO. DISCUSSION/DECISION.

Department stats were provided for the Councilmember's to review. Fire Chief Young informed the Council that the Wendover High School boys basketball team has requested to use the Cities Fire Engines as a back drop for their team photos. Chief Young also informed the Council that he currently has four (4) volunteer fire fighters.

8. RECOMMENDATIONS FOR ADMINISTERING CHANGES MADE TO THE EMPLOYEES VACATION AND MATTERS RELATED THERETO. DISCUSSION/DECISION.

City Administrator, Glenn Wadsworth addressed the Council about the vacation time approved in the new Personnel Policies and Procedures (PP&P).

Motion made by Councilmember Lamar Melville, seconded by Councilmember Gordon Stewart to clarify the amount of vacation hours between the old Personnel Policies and Procedures vacation and the newest version of the vacation to subtract the old vacation hours from the new vacation hours and add those hours (difference) to the employees present vacation time. All in favor, motion passed.

City Administrator, Glenn Wadsworth addressed the Council about a mistake that he found in the old PP&P that was used for the updating of the current PP&P. In the manual used for review the accrual vacation time shown for an employee with one (1) year of service was twenty (20) hours. The Council agreed to increase the hours to forty (40). The actual manual in place that was not used for review stated forty (40) hours. Glenn asked the Council if because the actual amount was forty (40) hours and no actual increase of hours was done, if they wanted to reconsider increasing the forty (40) hours or leave it as stated. Council agreed to leave it as stated.

9. UPDATE OF THE 2012 TO 2017 CAPITAL INVESTMENT PLAN AND MATTERS RELATED THERETO. DISCUSSION/DECISION.

No decision was made on this item due to the City being ineligible to receive CDBG Grant Funding for 2014. Mayor Crawford asked for this item to be removed from the agenda.

10. RATIFY MOTION MADE ON 11/07/2013 BY COUNCILMEMBER LAMAR MELVILLE, SECONDED BY COUNCILMEMBER MANDOLIN HUNT APPROVING CITY ENGINEER TENA CAMPBELL TO PROCEED WITH BIDDING OF PHASE ONE OF SHOP RELOCATION.

Motion made by Councilmember Lamar Melville, seconded by Councilmember Mandolin Hunt to ratify the motion made on November 7, 2013 by Councilmember Lamar Melville, seconded by Councilmember Mandolin Hunt to approve City Engineer Tena Campbell to proceed with the bidding of phase one (1) for the shop relocation. All in favor, motion passed.

11. WAIVE RENTAL AND CLEANING FEES ON COMMUNITY CENTER FOR THE CHRISTMAS FESTIVAL 2013 SCHEDULED WEDNESDAY DECEMBER 4TH THROUGH THURSDAY DECEMBER 12TH DISCUSSION/DECISION.

Councilmember Karen Shepherd disclosed that she was an employee of the West Wendover Recreation District and has no financial benefit from the event.

Motion made by Councilmember Gordon Stewart, seconded by Councilmember Lamar Melville to approve the waiving of the rental and cleaning fees on the Community Center for the Christmas Festival for 2013 from Wednesday December 4th through Thursday December 12th. All in favor, motion passed.

12. APPROVE MAYOR TO EXECUTE SAFE-SIDEWALK CONTRACT, NOTICE TO PROCEED AND MATTERS RELATED THERETO. DISCUSSION/DECISION.

Motion made by Councilmember Dennis Sweat, seconded by Councilmember Lamar Melville to approve the Mayor to execute the Safe-Sidewalk Contract and notice to proceed. All in favor, motion passed.

13. APPROVE OR DISAPPROVE RESOLUTION 2013-09. A RESOLUTION AMENDING ANIMAL LICENSE FEES, REMOVAL OF LIFETIME LICENSING AND DESIGNATING ANIMAL IMPOUND, BOARDING, AND EUTHANASIA FEES.

City Clerk, Mariah Murphy informed the Council and audience that the revised version of Resolution 2013-09 makes no mention of removing Lifetime Licensing within the City as stated above.

Motion made by Councilmember Karen Shepherd seconded by Councilmember Lamar Melville to approve Resolution 2013-09, a resolution amending license fees and designating animal impound, boarding, and euthanasia fee's for the City of Wendover. Roll Call: Councilmember Lamar Melville, Aye; Councilmember Karen Shepherd, Aye; Councilmember Gordon Stewart, Aye; Councilmember Dennis Sweat, Aye and Councilmember Mandolin Hunt, Aye. All in favor, motion passed.

14. CITY CLERK/RECORDER TO ADMINISTER A CHRISTMAS COLORING CONTEST FOR GRADES “K” THROUGH 6TH. ONE WINNER PER GRADE, AWARDED A TEN (\$10) DOLLAR GIFT CARD TO WINNERS. DISCUSSION/DECISION.

Councilmember Gordon Stewart suggested giving each grade level a different coloring page.

Motion made by Councilmember Karen Shepherd, seconded by Councilmember Gordon Stewart to approve City Clerk/Recorder to proceed in administering a Christmas Coloring Contest for Grades “K” through 6th indicating which ever coloring pages she deems appropriate for each grade level and to have one (1) winner per grade, awarded a ten dollar (\$10) gift card. All in favor, motion passed.

15. DISCUSSION WITH RESPECT TO HIRING OF PART-TIME SCHOOL BUS DRIVER. AND MATTERS RELATED THERETO.

City Clerk, Mariah Murphy explained to the Council the request made by Dustin Rodeback to take over City worker, Armando Rodriguez’s bus route in the afternoon. No action made. Item to be placed on the next City Council Meeting Agenda.

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

Mayor Crawford addressed the Council about the decision made at the last City Council Meeting in regards to changing City Worker, Armando Rodriguez’s sick leave from 834 down to 720 to meet the current standards of the PP&P.

Motion made by Councilmember Dennis Sweat, seconded by Councilmember Gordon Stewart to cap Armando Rodriguez’s time of 720 into one account (Account “A”) and any time beyond the 720 hours be put in reserve into another account (Account “B”) as of November 7, 2013. All in favor, motion passed.

City Administrator, Glenn Wadsworth addressed the Council about a concern regarding the accrual of sick leave. The PP&P was passed on day seventeen (17) of the month and the previous PP&P payment schedule ended on day fifteen (15). He asked the Council if they wanted employees to receive a total of eight (8) hours in the month or if they wanted them to receive the four (4) they accumulated under the old PP&P. Council agreed to eight (8) hours for the month.

17. SELECTION OF DATE FOR ANNUAL CITY CHRISTMAS PARTY. DECISION.

Date decided on is Monday, December 2, 2013 at 6:00 P.M.

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

RESOLUTION 2013-10

Motion made by Councilmember Lamar Melville, seconded by Councilmember Dennis Sweat to approve Resolution 2013-10, a Resolution of the City of Wendover, Utah adopting a tax rate for the purpose of levying property taxes within the City for the Fiscal Year 2013-2014. Roll Call: Councilmember Lamar Melville, Aye; Councilmember Karen Shepherd, Aye; Councilmember Gordon Stewart, Aye; Councilmember Dennis Sweat, Aye and Councilmember Mandolin Hunt, Aye. All in favor, motion passed.

City Administrator, Glenn Wadsworth provided the City Council with the invitation to attend the City Leagues and Towns Councilman Training for new and current Councilmember's. Attorney, Linares encouraged each Councilmember to attend.

City Administrator, Glenn Wadsworth informed the Council that the scheduled CDBG meeting planned for November, 25, 2013 was canceled due to not being eligible for CDBG funding for 2014.

19. UNFINISHED BUSINESS:

Mayor Crawford informed the Council that he talked with Dexter Holt in regards to Saul Mendoza's lawsuit. One of the things discussed was that if the Trust pays Mr. Mendoza for the building materials purchased then those materials would be turned over to the City.

City Clerk, Mariah Murphy passed out certificates to newly elected officials being Mayor, Mike Crawford and Councilmember's Dennis Sweat and Tom Carlisle for winning the 2013 election.

20. NEW BUSINESS:

Mayor Crawford informed the Council that papers were served to the lessee of the horse corrals, on the base near first street and the railroad tracks, to be removed within 30 days.

City Clerk, Mariah Murphy informed the City Council that she and Attorney, Linares went with Bryan Slade, with the Tooele County Health Department, and assessed the abandoned, scrapped trailers owned by AAA near the railroad tracks and west of First Street. They also reviewed the property north of Skyhawk Drive and Ninth Street with an old abandoned building and accumulating trash.

21. COMMENTS FROM AUDIENCE:

Code Enforcement Officer, Gary Bean addressed the Council about issuing a stop work order for Ishmael Ramirez regarding the construction of an additional structure attached to his home on the south side without a permit. Gary was concerned with the attachment being placed directly on the property line. Council agreed that Mr. Ramirez needed to come into the office and obtain a building permit. Council asked City Clerk, Mariah Murphy to work with Mr. Ramirez on completing his permit through the variance board.

Council discussed building permit requirements and concerns with Gary's methods of enforcement for the City of Wendover.

22. EXECUTIVE MEETING:

An executive meeting was called at 7:55 P.M. to discuss the character, professional competence, or physical or mental health of an individual.

Motion made by Councilmember Dennis Sweat, seconded by Councilmember Mandolin Hunt to have an executive meeting. All in favor, motion passed.

Motion made by Councilmember Gordon Stewart, seconded by Councilmember Dennis Sweat to resume the regular meeting at 8:20 P.M. All in favor, motion passed.

No further discussion/decision made.

23. NEXT CITY COUNCIL MEETING THURSDAY, DECEMBER 05, 2013 @ 6:30 P.M.
Councilmember Karen Shepherd and Dennis Sweat stated that they would not be to the December 5, 2013 City Council Meeting.

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

Wendover City, Mayor Mike Crawford

ATTEST:

Wendover City Clerk – Mariah L. Murphy

Date