

**MINUTES OF A REGULAR EPHRAIM  
CITY COUNCIL MEETING  
EPHRAIM CITY BUILDING  
5 S. MAIN  
WEDNESDAY, APRIL 16, 2014  
6:00 PM**

**MEMBERS PRESENT**

Richard Squire, Mayor  
John Scott, Mayor Pro Tem  
Tyler Alder  
Margie Anderson  
Terry Lund

**STAFF PRESENT**

Bryan Kimball, City Planner  
Leigh Ann Warnock, City Recorder  
Ron Rasmussen, Police Chief  
Steve Widmer, Finance Director

**MEMBERS EXCUSED**

Alma Lund

**OTHERS IN ATTENDANCE**

See attached

**WORK SESSION**

The Ephraim City Council convened in a work meeting on Wednesday, April 16, 2014, in the City Council Room. Mayor Squire called the meeting to order at 5:35 p.m.

The Council reviewed the Warrant Register and Agenda for the Regular Council Meeting.

**JACE COX**

A letter was sent by the Mayor to the Boy Scout Board of Review letting them know the City will not be able to fund the sand at the volleyball courts and that he feels Jace has done more than enough to be presented with his Eagle Award.

The City will be looking for some less expensive sand. Mayor Squire would like the Council to come up with a plan to complete the project within the next year or two. Councilmember Scott pointed out the \$10,000 requested for the sand is not an expense for somebody's Eagle Scout Project; this is a facility in the park plan that was going to be built regardless. Jace's project was to get that organized and arranged.

**BUDGET DISCUSSION**

Steve Widmer has been working on the 2014-2015 budget. It must be completed and presented to the Council by the first meeting in May. Department Heads have been asked to submit their wish lists. A time will be set aside for a lengthy meeting to hammer it all out.

## **ADJOURN**

*There being no further discussion, Councilmember Terry Lund moved the work meeting adjourn. The motion was seconded by Councilmember John Scott. The vote was unanimous. The motion carried.*

## **REGULAR SESSION**

The Ephraim City Council convened in a regular council meeting on Wednesday, April 16, 2014, in the Ephraim City Council Room. Mayor Squire called the meeting to order at 6:00 p.m. Councilmember Tyler Alder offered an opening prayer. Councilmember Terry Lund led the audience in the Pledge of Allegiance.

### **APPROVAL OF WARRANT REGISTER**

The Council reviewed the Warrant Register of April 15, 2014.

*Councilmember John Scott moved to approve the warrant register of April 15, 2014 as presented. The motion was seconded by Councilmember Terry Lund. A roll call vote was taken: voting “yes” Councilmembers Tyler Alder, Margie Anderson, Terry Lund, and John Scott. The vote was unanimous. The motion carried.*

### **APPROVAL OF MINUTES**

The Council reviewed the minutes of the April 2, 2014 City Council meeting.

*Councilmember Terry Lund moved to approve the minutes of the April 2, 2014 City Council meeting as presented. The motion was seconded by Councilmember Tyler Alder. A roll call vote was taken: voting “yes” Councilmembers Tyler Alder, Terry Lund, and John Scott. Councilmember Margie Anderson abstained as she was not present at the April 2<sup>nd</sup> meeting. The vote was unanimous. The motion carried.*

### **PUBLIC COMMENT**

**Abraham Hundepool** commented regarding the volleyball courts. In reviewing his notes of previous Council Meetings, he pointed out the Council had said it would be nice to have courts, but no commitment was made on monies; yet, at the last meeting they talked about spending \$10,000. He feels the City should not be outlaying money for a scout project, when roads are in need of repair.

Mr. Hundepool also commented the Council had said they were going to call Bailey’s about hay trucks and think about creating a possible truck route, but has not yet heard anything to that end. It was explained that the topic must go to Planning and Zoning for a recommendation before the Council can make a decision.

**Jace Cox** spoke to the Council about his Eagle project of completing the sand volleyball courts. While he appreciates the letter sent by the Council, he feels it would not be to his benefit to back out of the project. He is disappointed about the miscommunication that has occurred, but will be searching for a new Eagle project. “It is not about the award, but

knowing the project was completed and being proud of it. It reflects badly on me for starting a project and not seeing it through.” He came today to thank the City for all the help that has been given while he was working on the project.

Mayor Squire commended Jace for all his hard work. Councilmember Tyler Alder asked Jace if his heart was set on the particular type of sand he had requested and wanted to know if there was any other way to complete the project with less money. Jace said he was not happy about putting in cheaper sand that would be uncomfortable to play on and require tilling each year. Mayor Squire expressed regret for the outcome, but said that some things are out of the Council’s control. There will still be discussion about the sand, and the City will complete the project within the next year or two.

**Vicky Murray** was present to express her feeling that business owners, who are also working for the City, should not submit bids for City business. She wanted to make sure all understood this is not a reflection of friendships, but is totally about ethics and what should be done to protect the individual’s integrity and the integrity of the business. Mayor Squire abstained from commenting due to a conflict of interest as the business owner.

## **AIRPORT EXPANSION PROJECT**

The Airport Board was able to acquire FAA funding to make it a serviceable airport. There are still other things that need to be done. The Board, working with the State Department of Aeronautics, along with other agencies, put together a CIB grant, which was approved, so the Manti/Ephraim Airport can complete its goals.

An AWOS has been installed, allowing pilots access to all information they need to know in order to land. Another improvement still in the works is a new pilot and passenger lounge. There has been some trouble getting contractors with enough time to work on it, but Kimball Brothers of Ftn. Green have submitted a bid and will be working with the Board to get things completed.

The well at the airport has been tested to find the depth and water level, and a pump was run for 18 hours. The well goes to 45 feet but it works. It pumps 2 ½ gallons per minute which is not a lot, but enough for a pilot’s lounge. Pilots will also need to have water available to wash their planes. A deeper well could be dug, but it might not work. It is felt the better choice would be to install an underground storage tank with an auxiliary pump. A septic tank will be installed and will coordinate with the City for electrical needs. The well also has a water right that is out of date which will be transferred and made legal.

A fuel system is the next item in the project. Two bids have been received and will be reviewed before moving forward. An instrument approach is another item being worked on, and will be paid for by the FAA. It had been budgeted for, but with FAA monies, the airport will have some slack to use for the well and other things.

The runway rehabilitation is moving forward. The environmental assessment was done in 2013. Negotiations are currently in progress with the engineers. FAA must approve the bid and get subcontractors lined up and work done by the end of September.

## **NATIONAL GUARD**

Gary Barnes reported to the Council that there is a military exercise planned to be held in Sanpete County. The exercise will run from August 2<sup>nd</sup> through the 24<sup>th</sup> in the Manti-La Sal National Forest. There will be some increase in military traffic in the valley as it moves into the forest, where troops will be trained to conduct unconventional warfare exercises. They will be pretending unfriendly government has occupied Sanpete and will be bringing in small troops for training on what to do if this situation were to arise.

The Military is aware the timing of the training will conflict with the bow hunt which starts on the 16<sup>th</sup>, but felt that was preferable to conducting the training during a rifle hunt. Hunters will be informed there are military troops in the forest.

Public information on the training can be obtained at the National Guard office in Manti. Anyone with questions is encouraged to visit or call that location. Informational advertisements will be published in all local newspapers and radio stations.

Mr. Barnes asked for permission from the Council to conduct this training in the form of a letter. He provided the Recorder with a copy of a draft sample letter. Mayor Squire assured him the letter would be out by the end of the week.

## **ELECTRONIC CIGARETTES**

Jana Smith, from the Utah Public Health Department, was asked to attend all city and school district meetings to provide education about electronic cigarettes. She described e-cigarettes as the “up-and-coming thing” in the tobacco industry.

E-cigarettes have been designed to appeal to youth as well as adults, and can look like pens or jewelry; they are blingy and techy and have things that can be added onto them. These battery powered devices deliver large doses of nicotine to the user in aerosol form. A refillable cartridge is inserted that contains nicotine solvents and come in many flavors that are heated and atomized into an inhalable vapor. The Health Department is concerned about the use of this new product by the youth; they find it extremely appealing. Statistics show that 80% of people who smoke start before the age of 19. E-cigarettes are starting an even earlier trend. They are considered by some to be safer than regular cigarettes, but there is not enough data at this point to tell how much safer, and long-term effects are unknown.

E-cigarettes are included in the Utah Indoor Clean Air Act requiring an individual to be 19 years of age to purchase them. HB 95 outlines business license and location requirements for tobacco specialty businesses. It is especially difficult to obtain a license in smaller areas.

Abraham Hundepool suggested asking Maverik and other retailers to move e-cigarettes behind the counter.

## **ALL ONE PEOPLE FESTIVAL PROPOSAL**

Vickie Anderson approached the Council to ask permission to hold a fund raising event in Ephraim. She is working to help a local non-profit organization in Kenya to break the bands of poverty by providing education which is key to their future. All profits from the festival

will go to help with those efforts. Other service organizations and businesses will be invited to participate. Ms. Anderson requested they be allowed to hold the festival at the Canyon View Park on either September 20<sup>th</sup> or the 27<sup>th</sup>. The festival would run from 9:00 a.m. to 2 or 3:00 in the afternoon, with a possible evening event.

The Council feels the festival would be for a worthy cause.

*Councilmember Terry Lund moved to approve the tentative dates of September 20 or 27 for the All One People Festival. The motion was seconded by Councilmember Margie Anderson. A roll call vote was taken: voting “yes” Councilmembers Tyler Alder, Margie Anderson, Terry Lund, and John Scott. The vote was unanimous. The motion carried.*

### **ICE RINK PROPOSAL**

Wes Crouch approached the Council about the possibility of designating an area east of Canyon View Park for vendors to lease property continuously throughout the year. Mr. Crouch has a building from which they rent ice skates when the City’s ice rink is open, but moving the building each season is causing damage. He would be willing to provide improvements for the building and anything else that would be required by the City. He would like a location that would be accessible to the splash pad area and amphitheater, as well as the ice rink, enabling them to do other types of business from their building during the summer months.

The Council will need further discussion but feels the idea bears consideration. A document would need to be created outlining how many and what types of businesses would be allowed, costs, and any requirements.

### **GRANARY ART CENTER UPDATE**

Kelly Brooks, Co-Director of the Granary Art Center, summarized what has been done in the last two years to begin the Granary Art Center. The first exhibitions opened two weeks ago and they are now a fully operating art center.

She presented a Power Point showing all that has been done, what is currently in progress, and plans for what they want to do in the future and how they are doing that. Many volunteer hours have been donated along with monetary donations to get the center up and running.

Amy Jorgensen, the other Co-Director, presented a budget for the Art Center. They feel it necessary to pay instructors because volunteers don’t work on a long-term basis. They are asking for just under \$37,000. CUAC received \$30,000 a year for several years, and then the amount was reduced to \$20,000 the last two years. The Granary Art Center cannot apply for grants for another year while they prove they are a viable non-profit organization.

The center provides high quality, exceptional classes and exhibits. Councilmember Margie Anderson commented the art center is working hard to improve the quality of life for the community as a whole, and asked the Council to consider their request.

Abraham Hundepool commented that in the past, the City has asked the art center to go into the elementary schools and asked what their plans were in that regard. Ms. Brooks said they have spoken with the schools about future plans to do, and that will be implemented in their second phase of development. Mr. Hundepool also suggested charging a minimal fee for children's art classes to help offset the cost of supplies.

Mayor Squire commended the Directors for the tremendous amount of quality effort and time they have put in to the art center.

## **PARKS AS CAMPING SPOTS**

In the past, leaders of youth groups have requested and received permission to camp in Ephraim city parks during the Mormon Miracle Pageant. Several requests have been received this year, and the Council decided to discuss the practicality of that practice. If continued, a resolution should be put in place outlining restrictions and charges, taking into consideration the burden placed on city employees. Much discussion ensued regarding liability, possible disclaimer forms, etc. It was the consensus of the Council that they suspend the practice of allowing groups to camp in City parks.

*Councilmember John Scott moved to discontinue the practice of allowing camping in the parks. The motion was seconded by Councilmember Tyler Alder. A roll call vote was taken: voting "yes" Councilmembers Tyler Alder, Margie Anderson, Terry Lund, and John Scott. The vote was unanimous. The motion carried.*

## **UNFINISHED BUSINESS, COUNCIL REPORTS AND APPOINTMENTS**

### **Bryan Kimball**

**Main Street Project**– we are looking at July for construction to start. We have been spending a lot of time walking the sites trying to get details down. The budget has increased; we are thinking about increasing the cash match.

**Tunnel** – Preliminary work had been done on the aquifer recharge. We could take the overflow of treated water and put that in an underground reservoir to supplement our water supply and well. We currently lose a substantial amount of water that we are not able to use.

**UDOT** – UDOT is working on our overlay project on Main Street and they are also widening the road from Ephraim to Pigeon Hollow, trying to make sure two projects connect without leaving a bottleneck in between. Another meeting has been scheduled for next week to work things out.

**Planning Commission** – we have looked at a conceptual of a new subdivision on 750 south near the school. There will be two phases to start; each phase will have 10-12 lots. This will be coming through for approval in the next month or two.

### **Chief Steck**

**Water Games** - youth groups have been requesting the use of Ephraim City fire trucks for water games. The Council said no.

### **Chief Rasmussen**

**Bullet Proof Vests** – Chief Rasmussen brought in one of the new vests to show to the Council. They are very heavy vests used only for dangerous calls, such as a school shooting, bank robbery, etc. He thanked the council for their approval of the purchase and appreciates their continued support.

### **Tyler Alder**

**Rec Board** – 300 kids have signed up for baseball, and 75 for track and field. Sanpete County said they will give us \$1,000 if we move our tournament. We have done so and would like to use the money for a homerun fence. He asked the Council to think about it.

**Scandinavian Festival** – The Board would like the Mayor and City Council to be in the parade on the fire truck.

### **Margie Anderson**

**Youth City Council** – the YCC has been working on a date to put flags on the veteran's graves.

**Employee Appreciation** – Margie expressed appreciation to the city employees taking on the extra work load until a new City Manager is hired.

### **Terry Lund**

**Cemetery Board** – new roads were put in two years ago. The Board is requesting seal coat money out of Perpetual Care fund. Steve requested a cost estimate.

**Newsletter** – Terry requested the ATV rules be printed in the newsletter.

### **John Scott**

**Planning & Zoning** – A resident across from the Malt Shop wants to build personal shop. His garage will be designed to look like a barn. It will have a second story with cupola on top which will exceed the height restriction. Bryan will meet with him to discuss requirements.

**Power Department** – John recognized Glade and his crew for putting up banners all over town, and the Mayor for all the time he has put in at the City offices to handle City business.

*Councilmember Margie Anderson moved to go into a closed session pursuant to the provisions of the Utah State Code, Section 52-4-205(a), for the purpose of discussing the character, professional competence, or physical or mental health of an individual. The motion was seconded by Councilmember Terry Lund. The vote was unanimous. The motion carried.*

*Councilmember John Scott moved the Council adjourn the closed session and reopen the public meeting. The motion was seconded by Councilmember Tyler Alder. The vote was unanimous. The motion carried.*

**ADJOURN**

*There being no further business to come before the Council for consideration, Councilmember John Scott moved the Regular Council Meeting adjourn. The motion was seconded by Councilmember Terry Lund. The vote was unanimous. The motion carried.*

The next meeting is scheduled to be held on May 7, 2014, starting at 6:00 p.m. in the Ephraim City Council room.

**MINUTES APPROVED:**

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

**ATTEST:**

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

\_\_\_\_\_  
Date