

MAPLETON CITY COUNCIL MEETING

September 18, 2012

PRESIDING AND CONDUCTING: Mayor Brian Wall

Council Members: Ryan Farnworth
Scott Hansen
Jim Lundberg
Mike Nelson- Arrived at 7:10 pm
Jonathan Reid

Also Present: David Allen- Finance Controller
Cory Branch- City Administrator
Camille Brown- City Recorder
Gary Calder- Engineering/Public Works Director
Chief Pettersson- Police Chief/Public Safety Director

Minutes Recorded by: Camille Brown- City Recorder

CALL TO ORDER: Mayor Wall called the meeting to order at 7:00 pm. Cl. Farnworth gave the invocation and Camille Brown led the meeting in the Pledge of Allegiance.

OPEN FORUM: No comments were made.

APPROVAL OF MINUTES:

1. Approval of City Council meeting minutes

Motion: Cl. Hansen moved to approve the minutes of the September 4, 2012 City Council meeting

Second: Cl. Lundberg seconded the motion.

Vote: Passed 4:0

Mike Nelson arrived at 7:10 pm.

DISCUSSION ITEM:

2. Jeff and Angela Palmer requests a discussion regarding their property at 765 West 3050 South as it relates to the current right-of-way of 800 West which is located directly west of their property.

Cory Branch, City Administrator, reviewed the staff report for those in attendance. He stated that there is an existing home on the subject property with 2 access points off of 800 West and one access point off of 3050 South. The subject property is currently located in Utah County boundaries. During the time periods from 2006 to 2008 the owners of the adjacent properties to the south and west had preliminary meetings with the Council proposing the land be annexed into Mapleton City. The applicants are requesting that the Council consider reducing the street right-of-way adjacent to their property along 800 West. Staff recommends that due to the fact that the adjacent properties are currently undeveloped that the city should keep their right-of-way ownership in order to ensure proper street alignment for 800 West.

Jeff Palmer, applicant, stated that he recognizes the city rights, but they were led to believe by the previous property owner's that the retaining wall located on the west side of their subject property was the property line. In the near future the applicant is proposing to construct a detached garage and would like this cleared up prior to receiving a building permit. He stated that they would like to find a way to work with the city to orient their property to be aligned with the rest of 800 West and true up their property line. Dan Ford, agent for the property to the South stated that they would be against any property line adjustment as it would affect their egress to the south.

Cl. Nelson stated that he is of the mindset that the city shouldn't give something back unless there is a convincing reason why it should be reversed.

Cl. Lundberg stated that it is evident that the right-of-ways do not line up, but the city would be guessing if they allowed for realignment without knowing what will occur in the future.

Cl. Reid stated that he supports staff on this matter. The future is unknown when the vacant property is going to be developed. Although it makes sense to line the right-of-ways up, this may not be the time to do this.

ACTION ITEMS:

3. Consideration of a resolution accepting the Audit Findings for Fiscal Year 2012.

The Auditor, Greg Ogden reviewed the audit with the council. He stated that as a whole, the city is in good financial standing. He explained the only write-up the city received was that currently the city hires the Auditor to review the financial statements and the city should be reviewing their own financial statements so they feel confident approving them. Mr. Ogden reviewed the audit and management letter with the Council. Council members asked clarifying questions of Mr. Ogden. David Allen, Finance Controller, stated that the National Government Finance Officers Association informed him that it is not a problem to have your auditor write your management letter. Mr. Ogden also cautioned the city to regularly review the sewer fund.

Motion: Cl. Nelson moved to accept the audit findings for Fiscal Year 2012 as prepared by the Auditor.

Second: Cl. Reid seconded the motion.

Cl. Farnworth Aye

Cl. Hansen Aye

Cl. Lundberg Aye

Cl. Nelson Aye

Cl. Reid Aye

Vote: Passed 5:0

Resolution No. 2012-23

4. Consideration of declaring police evidence surplus items.

Chief Pettersson, Police Chief/Public Safety Director, stated that the police department has unclaimed property from evidence that needs to be declared as surplus. The items will be sold at an auction to be held on September 29th at 9:00 am behind the Public Safety Building in the parking lot.

Motion: Cl. Nelson moved to declare the unclaimed evidence as surplus for the sale of items at an auction to be held on September 29, 2012 at 9:00 am.

Second: Cl. Hansen seconded the motion.

Cl. Farnworth Aye
Cl. Hansen Aye
Cl. Lundberg Aye
Cl. Nelson Aye
Cl. Reid Aye
Vote: Passed 5:0

PUBLIC HEARING ITEM:

5. Mapleton City requests to amend Mapleton City Code Chapter 6.04: Animals, Section 6.04.060: Animals at Large, in order to establish stricter requirements as it relates to animals running at large within City boundaries.

Chief Pettersson, Police Chief/Public Safety Director, reviewed the staff report for those in attendance. This item was discussed in the last meeting as a discussion item and it was agreed that this ordinance would be amended with the proposed text:

"It shall be unlawful for any animal or fowl to be at large at any time within the corporate limits of the city. The owner or custodian of any animal which is at large shall be in violation of this section, and be held strictly liable, regardless of the precautions taken to prevent the escape of the animal and regardless of lack of knowledge of the offense at the time it occurs. Any violation of this section shall be a class B misdemeanor."

It was also proposed as to have definitions for Animal at Large and Animal under restraint added to the ordinance.

Public Hearing was opened no comments were made.

Motion: Cl. Lundberg moved to approve an ordinance that amends the Mapleton City Code Chapter 6.04 section 6.04.060 Animals at Large in order to establish stricter requirements as it relates to animals running at large within City Boundaries and provide for proposed definitions to be included.

Second: Cl. Nelson seconded the motion.

Cl. Farnworth Aye
Cl. Hansen Aye
Cl. Lundberg Aye
Cl. Nelson Aye
Cl. Reid Aye
Vote: Passed 5:0

Ordinance No. 2012-06

ACTION ITEM:

6. Consideration of a Resolution for the appointment of the Community Development Director.

Mayor Wall reported that interviews of 4 candidates were held on September 12th and 13th by the Wage and Personnel Committee. It was recommended that Sean Conroy be appointed as Community Development Director.

Motion: Cl. Hansen moved to approve Cory and the Mayor authority to move forward with the appointment of Sean Conroy as the Community Development Director .

Second: Cl. Reid seconded the motion.

Cl. Farnworth Aye

Cl. Hansen Aye

Cl. Lundberg Aye

Cl. Nelson Aye

Cl. Reid Aye

Vote: Passed 5:0

Resolution No. 2012-24

MAYOR, COUNCIL AND ADMINISTRATIVE REPORTS:

Gary Calder reported that the ground water has leveled out and RB& G will come forward in 6 months with a report. It was also reported that Maple Street will be milled and widened up to 300 East. He further reported that the Harvest Park overlay will commence on Friday, September 21st and street lightening will be put in areas of Harvest Park. Gary also said that the Crowd Canyon Well has commenced with Widdison Turbine doing the work. He explained the process of how the well will be cleaned.

Chief Pettersson reported on a “boot camp” shelter on Saturday at the Jr. High sponsored by the Red Cross regarding emergency management.

Cl. Farnworth stated that he noticed a smell up by the reservoir while walking on the west side. He also wished to express an interest for a seasonal “recreation spot” at the reservoir to have kayaking or canoeing. Citizens could purchase a pass, or pay for certain times that they could go up there. Mayor Wall stated that you could risk the chance of forfeiting the CUP grant and asked Cory Branch to review the contract.

Motion: Cl. Lundberg moved to adjourn the meeting

Second: Cl. Nelson seconded the motion

Vote: Passed unanimously

Meeting adjourned 9:00 p.m.

APPROVED: October 16, 2012

Camille Brown, City Recorder