

MINUTES OF THE HUNTSVILLE TOWN COUNCIL MEETING

Thursday, July 15th, 2010

7:00 p.m.

Huntsville Town Hall

Present: Mayor James A. Truett
Council Member Steve Johnson
Council Member Max Ferre'
Council Member Alan Clapperton
Clerk/Recorder, Gail Ahlstrom
Legal Council Jerald Engstrom

Excused: Council Member Richard Sorensen

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| Citizens: | Suzanne Ferre' | Ron Gault | Sgt. Ryon Hadley (WCSO) |
| | Lewis Johnson | Kent Wangsgard | Tim Hansen |
| | Danna Gregory | Douglas Gregory | Marc Reynolds |
| | Cory Thompson | | |

Mayor Truett called the meeting to order and welcomed all visitors. There is a quorum present tonight.

Kent Wangsgard led the Pledge.

The Opening Ceremony was led by Suzanne Ferre'.

Public Comment:

There were none.

Kent Wangsgard, 4th of July report: (See Attachment #1)

Mayor Truett turned the time over to Kent Wangsgard for his 4th of July report. Kent stated that having the 4th of July celebrated on the 3rd had an impact on the breakfast; there were 607 fewer people at the breakfast, which accounted for about \$2,400 less this year. Kent presented the town with a check for \$7,157.00. Kent stated that this was his last year doing the breakfast. He thanked the council for all the support the town has given him over the years. Pulling the breakfast together is very time consuming. The volunteers have come because the love it and the crowd loves the fact that everyone is having such a fun time. CM Johnson said that personally there is no way the council can thank Kent for all of his service over the years. Kent said he has had a lot of fun doing it. Kent is willing to be available to field questions. In regards to the 4th of July the Breakfast in the Park is the biggest moneymaker for the whole celebration. Kent starts preparation in January. He has used 66 volunteers and about 10% of those are from the town. The Mayor presented Kent with a plaque in recognition of many years of selfless service to Huntsville. Mayor Truett and CM Johnson presented a plaque to Kent for his many years of sincere dedication, hard work, and selfless service to the citizens of Huntsville.

Kent mentioned that he went to the Snowbasin open house this week; he encouraged the council to get involved with this. Mayor Truett commented that the council has met with Snowbasin a couple of times. Snowbasin shared their master plan with the council. Kent feels that they have problems with some of the zoning. Kent said the planners should have been aware of the town's spring. Mayor Truett stated that they were informed about the town's spring at our joint meeting.

Department Reports:

***Mayor Truett:**

Toll booth update:

Mayor Truett reported that he has the final numbers on the cost of putting up the tollbooth, which includes, construction of the booth, salaries, signage, printing, etc. The total profit was \$1,580.00. There were a lot of upfront costs with this project. The town has worked out a contract with AL&L; they will collect \$1 per vehicle up to \$25,000 per year for the town. There are still some articles being put in the paper. Mayor Truett asked the council to let this issue rest.

Sunrise Engineering meeting update:

Mayor Truett reported that the sewer feasibility study report will be held on July 29th at 7:00 p.m. at the Ogden Valley Library.

Bank of Utah update:

Mayor Truett reported that Ramona contacted the Bank of Utah and has arranged for a check scanner that can scan 30 checks at a time and the deposit is immediate. Ramona will hold onto the checks for 120 days and then they will be shredded. This should be a lot more convenient.

JP Court update:

Mayor Truett reported that the Judicial Council is meeting at the Matheson Court House on Monday at 9:00 a.m. He and Mayor Keyes from Uintah City will be there. The town is currently partnered with Roy's JP Court, with a 50/50 split. If anyone wants to fight a ticket you have to go to Roy City to do so. Uintah is the next city bigger than Huntsville, in Weber County, and is a lot closer than Roy. The town wants to partner with Uintah City for its JP Court services. If an agreement is met, the contract will become effective August 1. Mr. Engstrom commented that Prosecutor Bill Danes is in favor of the agreement. Judge Lambert, from Uintah City, is also willing to enforce the town's ordinances. It will be beneficial for the town to do this. Mayor Truett reported that the town's split of fines and forfeitures from the Roy JP Court for April was \$927.00.

Department reports:

Mayor Truett reminded the council that there will be a BBQ dinner in honor of the sheriff's and fire departments and their families, on August 28th @ 6:30 p.m. in the town park. The TC and PC members will be cooking the hamburgers.

Survey Monumentation improvement agreement:

The Mayor explained that the county has prepared a Survey Agreement, which basically states if a developer puts in a subdivision, that the developer has to pay the county to put in the survey markers, not the town. This will guarantee that the markers are put in properly. **CM Clapperton made a motion that the town enters into the proposed Survey Monumentation Improvement Agreement with Weber County.** CM Ferre' seconded. Motion passed.

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| Roll: Mayor Truett | <u>Yea</u> | CM Ferre' | <u>Yea</u> |
| CM Clapperton | <u>Yea</u> | CM Johnson | <u>Nay</u> |
| CM Sorensen | <u>Excused</u> | | |

Green Valley Academy: (See Attachment #2)

Greg Anderson addressed the council in regards to the proposed Green Valley Academy. About 6 weeks ago he became aware of the county's plan to rewrite the zoning for FV-3 zone in the Ogden Valley. This would allow conditional use for the Green Valley Academy. This will be a residential treatment center for troubled teenage boys. They plan to house 36 teenage boys between 13-17 years old. They assured the public that they would be non-violent individuals from across the country. Greg's concern is not what type of facility this is but is concerned about the zoning. The FV-3 zoning applies to about 1/3 of the valley. Greg doesn't understand why the entire zone should be changed to accommodate one business. The founders of the proposed academy have been involved in Syracuse and Oakley, Utah. Greg did some research and found that Oakley is quite different than Huntsville, it has a large commercial zone, rodeo grounds, three fully developed baseball diamonds with lights, there is an assisted living center, school, lumber yard, and reservoir, etc. CM Clapperton asked if they applied for a conditional use in that zoning, or did they want that zone changed to allow a treatment center as an accepted use in this zone. Greg replied that what they are planning with the treatment center would not currently comply with conditional use. They could have an 8 person treatment center but they wanted it bigger. CM Clapperton asked if Greg was aware that the council was going to discuss a resolution in regards to this academy tonight. Greg replied yes, that's why he is here. Greg is concerned about this and is in favor of the proposed resolution.

Danna Gregory passed out a copy of the proposed W.C. Ordinance that the Ogden Valley Planning Commissioners and County Commissioners are working on. They are expanding this ordinance to include multiple zones. This proposed ordinance will allow facilities of this type to be one mile apart. Danna said that all of this is being done under the federal housing act; she feels that the county is being threatened. People with disabilities can be in an area that is not restricted. Danna's question is, why has W.C. gone to some much trouble and continue to do so, despite so much opposition? Four lawsuits have already been perpetuated in Utah against counties for not allowing these types of facilities. We need to understand that the county is under a lot of pressure. This is a big business with backing by the Federal Government. Danna feels that the county is feeling threatened. She also stated that the petitioners are not petitioning for a particular piece of property, just the rezone. CM Clapperton clarified that currently Huntsville Town doesn't have FV-3, FV-5, FV-10, or FV-40 zones.

Douglas Gregory stated that there are 42 of these types of facilities in Utah; in every state around us there are only 3. The stated reason there are 42 in Utah is that we have such great clinical care and it's less expensive. Utah hasn't been successful in cities or counties to come up with a cohesive way to fight this. Greg stated that the issue here is that the facility is for disabled kids not way- word kids. In their Oakley facility, they started out 1/2 the size it currently is running at now. The facilities grow. It's a business and they will eventually run them at full capacity. These types of businesses are moneymakers. Mayor Truett agreed that there is a problem with the zoning, and seems to have very little to do with the proposed academy.

Mayor Truett stated that the council has met with the Monastery about swapping land for a potential school property, and the Monks were against having a school so close to them. The Monks are opposed to this academy as well. The Mayor commented that the town is looking at annexations to provide a buffer for the town, and to curtail things that the county is allowing.

(See Attachment #3) Mayor Truett read from the proposed Resolution 2010-07-15, opposing the requested zoning ordinance text amendment to the FV-3, FV-5, FV-10, F-40 and AV-3 zones.

CM Clapperton made a motion to approve the resolution as amended. CM Johnson seconded. CM Clapperton thinks is important to recognize that this issue is impacting our neighbors and we need to band together in opposition to this rezone. Mayor Truett agreed with CM Clapperton that the town needs to support issues that impact all of us. He worries about what the county is doing with the valley. All votes aye. Motion passed. A copy of this resolution will be hand delivered to the Ogden Valley Planning Commission and the W.C. Planning Commission.

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| Roll: Mayor Truett | <u>Yea</u> | CM Ferre' | <u>Yea</u> |
| CM Clapperton | <u>Yea</u> | CM Johnson | <u>Yea</u> |
| CM Sorensen | <u>Excused</u> | | |

***Council Member Ferre':**

Bids for repairs, sand slurry, and painting of First Street: (See Attachment #4)

CM Ferre' reported that he has sent out for bids for repairs on First Street. Cory Thompson is here tonight to explain his bid. CM Ferre' passed out copies of the bids he received. One bid is for an infrared treatment, where they heat the pothole and then add material to it and level it off. Cory explained that his bid included all rough areas on First Street; he will grind down the road two inches deep from side to side and put new black top over it so the road is level and smooth. Cory explained that the infrared treatment is for fixing smaller potholes. Cory's bid is a long term fix and should last ten to twenty years. Cory's bid is to fix all problems on First Street. CM Ferre' asked if Cory included a bid for the stripping of First Street. Cory said no. This project could be done in about two weeks, and completed in one day.

CM Ferre' also got bids on the possible slurry of First Street. Cory doesn't feel that First Street needs a complete overlay. He fees that slurry seal would be a lot cleaner and will add 3-5 years to the life of First Street.

CM Ferre' made a motion to have Cory Thompson fix First Street with the bid of \$11,071.00 to come out of the B&C Road funds, and bypass the bid for the slurry seal.

CM Johnson seconded. All votes aye. Motion passed.

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|---------------------------|----------------|------------|------------|
| Roll: Mayor Truett | <u>Yea</u> | CM Ferre' | <u>Yea</u> |
| CM Clapperton | <u>Yea</u> | CM Johnson | <u>Yea</u> |
| CM Sorensen | <u>Excused</u> | | |

Update on water problems:

CM Ferre' reported that they isolated the water lines and found three leaks in town, two homes and one at the cemetery. There is also a leak at Clark Wangsgard's property, which needs to be addressed.

This accounted for a 30-gallon a minute leak, but there is still a 40-gallon a minute leak somewhere. Tim feels that some of the problem is with metering.

CM Ferre' reported that the Hawkins spring water sample will be tested next week. The spring needs to be fenced and signage placed there. Lewis mentioned that water is not flowing into the upper tank.

Discussion and/or action on use of small train for weekend use:

CM Ferre' mentioned that the town received a small train that was used this 4th of July. CM Ferre' asked if the town needs insurance on the train. The Utah League needs to know and it needs to be added to the town's list of insured items. The train could be used for block parties, and for the 4th of July.

***Council Member Clapperton:**

Department reports:

CM Clapperton had nothing to report.

***Council Member Johnson:**

Department reports:

CM Johnson reported that the 4th of July went really well. CM Clapperton said there were two firework shells that went off quite low. CM Johnson said he has received many positive comments. CM Clapperton commented that the raising and retiring of the flag was very impressive, it added a lot of emotion to the celebration. CM Johnson said he would have an accurate accounting on the celebration at the next meeting. Mayor Truett asked Sgt. Hadley if he knew any issues. Sgt. Ryon Hadley said there were numerous calls to the lake and beach.

Mayor Truett recognized CM Johnson and his family for all the many hours they put into this celebration. He did an amazing job. There was a speech contest for 15-19 year olds, there were 7 entries. There was a pre-speech contest at the town hall a week prior to the celebration, and the three finalists gave their speeches at the patriotic program.

***Council Member Sorensen: (Excused)**

New Business:

There was none.

Citizens Comments:

There was none.

Approval of Town Council Minutes for meeting held June 22nd, 2010:

CM Clapperton made a motion to approve the minutes of the Town Council meeting held June 22nd, as amended. CM Ferre' seconded. All votes aye. Minutes are approved.

Mayor Truett mentioned that all item on the agenda have been addressed. CM Clapperton made a motion to adjourn. CM Ferre' seconded. All votes aye.

Meeting adjourned at 8:34 p.m.

Gail Ahlstrom, Clerk/Recorder

James A. Truett, Mayor