

MINUTES OF THE HUNTSVILLE TOWN COUNCIL MEETING

Thursday, February 3rd, 2011

7:00 p.m.

Huntsville Town Hall

Present: Mayor James A. Truett
Council Member Max Ferre'
Council Member Richard Sorensen (Via Conference Call)
Council Member Steve Johnson
Council Member Alan Clapperton
Clerk/Recorder, Gail Ahlstrom
Legal Council Jerald Engstrom

Citizens: Rex Harris Kevin Brown Tom Keefer
Patti Danks Ron Gleason Stuart Murray
Dave Carver Karen Klein Sgt. Ryon Hadley

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

The pledge was led by Tom Keefer.

Opening Ceremony was led by Dave Carver.

Kevin Brown: Sewer Feasibility Study Update:

A few weeks ago Kevin delivered copies of the draft Sewer Feasibility Study report for the council to review. Sunrise Engineering also gave copies to the county commissioners and the state for review. Kevin would like to set a work session with the Town Council and Sewer Committee to go through the highlights of what is in the report and how their conclusions were met. They will do the same thing with the county and the state and get their input also. They will then put all the comments together for a final draft. At that point they will put together a public meeting for the whole valley and do presentations of their findings and go from there. They are looking at dates in late February or early March. The council set a work session for Feb. 9 at 5:30 p.m. and will invite the TC, PC, and sewer committee members. Once comments are received from Huntsville, and Weber County then the study will be open to the public. CM Clapperton clarified that the study is the same for both the Town and W.C. they are one and the same.

Dave Carver: Big Foot Event Update:

Dave Carver approached the council on the September 3rd Big Foot Event. They are getting preliminary numbers that show they won't be able to hold the whole event in Huntsville, it is getting too big. They are thinking about holding the breakfast with Big Foot in Huntsville. Dave is guessing there could be between 500-1000 people at the breakfast, with at least 20 actors and staged volunteers in Big Foot costumes to have breakfast with the families, to make it fun in preparation for the rest of the day. The Midnight Big Foot race will be held Friday night starting at midnight and ending around 4:00 a.m.

Then at 6:00 a.m. participants would come to Huntsville for breakfast. The midnight race will be held on Wolf Mountain, they have an established 10K trail. There will be staged Big Foot's at this event as well. The Family Encounter will also be held on Wolf Mountain from 10:00 a.m. to 5:00 p.m. Families will be able to ride the chair lifts up, take photos with Big Foot, and enjoy music behind the barn. They will have food vendors catered from all valley restaurants. Dave estimates that 5000 people will show up for these events. The Big Foot Show starts at 6:00 p.m. at Wolf Mountain. Huntsville's involvement would be to host the breakfast and could easily handle serving 1000 people. Dave is doing a Big Foot event at the W.C. Fair Grounds but it is a different type of event. The idea is that this event will continue to grow each year. They plan to pre-sale most of the tickets so they will have a good idea on how many people will show up prior to the event.

Mayor Truett asked how the breakfast will work, what is the Town's involvement. Dave said they will take care of each portion of the event. They would like the Town to help with sponsors and marketing. They will pay their expenses first and then there will be a 50/50 split on the breakfast proceeds. Mr. Engstrom asked how many cars there will be. Dave replied, it will be a family oriented festival, so maybe 500 cars. They are selling tickets for each section of the event. There will be a schedule. One problem that has been brought up is that local people can't afford it. They plan to do an early discount sale, so they can get in at a cheaper price. A normal ticket could cost \$50 for the entire event. If tickets are bought in advance the tickets would be \$25 a piece. CM Johnson asked if they are planning for this event to be self supporting. Dave answered yes. CM Johnson asked what the sponsors are for then. Dave said there needs to be sponsors in case the event doesn't turn out as expected. There will be a creature replica of a 10 foot tall Big Foot that will rotate to the different sponsors to display in their store fronts as an attention getter. They plan to video tape each event, the more footage the better. The Big Foot website is <http://bigfootusa.blogspot.com>. This event will be held September 3rd, Labor Day weekend. There will be a 50/50 split on the breakfast proceeds only. They should be in and out of the park within two hours. The Egyptian Theatre is planning to hold a film festival that features Sasquatch about the same time. Mayor Truett brought up the idea of the Town showing the movie "Harry and the Henderson's" in the park the Friday night prior to the event. CM Johnson asked if Dave will be taken care of all the health department permits. Dave answered yes. CM Ferre' asked if this event has grown since the first time Dave presented this idea. The event has gotten bigger but the Town's involvement will be smaller. It will cost about \$10,000 just to get the website up and running. The Town could help promote this on our website as well. The Council thanked Dave for the update.

Motion to adjourn Regular Council Meeting to hold Public Hearings:

CM Ferre' made a motion to adjourn the regular council meeting to hold the public hearings. CM Johnson seconded. All votes aye. Motion passed.

Public Hearing on proposed amendment to Land Use Title 15. 6.4: Alleys shall not be considered street frontage. Primary access shall be from frontage: (See Attachment #1)

Mayor Truett read from the proposed amendments to the Land Use title 15.6.4. A. Alleys shall not be considered street frontage unless the Town designates it as such where no other frontage is available. D. Primary vehicular access to the lot shall be from the frontage. Primary vehicular access is defined as the access that is used to access the residence the majority of the time.

E. Primary vehicular access to lot must be identified on submitted site plan. Mayor Truett is in favor of this. Why does the Town require frontage, it should be the main access into your property. CM Sorensen asked about the homes that are currently using alleys for their driveways. Mr. Engstrom stated they would be grandfathered. The meeting was opened for public comment. Rex stated that he drafted the language for this. The purpose is not to condemn or change any current usages; it is just for going forward. There is a purpose and reason why the town requires frontage, the most important being for emergency services. All addresses are GPS attached. Fire trucks can't drive down alleys, unless they are a paved hard surface. If the access to your property is not from your frontage and your home is on fire, and they have to run 600-700 feet of hose there will be problems. Another problem is if one home owner is utilizing the alley, it precludes others from access to their property because the alley is blocked. This amendment should allow alleys to function as they were intended, for public access to the rear of your property.

Public Hearing on amendment to Land Use Title 15.27: to come into compliance with State Code Annexation Laws. (See Attachment # 2) Mayor Truett presented proposed amendments to Land Use Title 15.27: these amendments will bring the Town's ordinances into compliance with state codes. Rex mentioned the Town needs to come into compliance with state code if it wants to do any annexations.

Public Hearing to adopt Land Use Title 15.16.11: Cluster Housing and TDR Zoning. (See Attachment # 2) Mayor Truett presented proposed amendments to Land Use Title 15.16.11. The meeting was opened for public comment. Rex commented that it's in the best interest of the Town to have as many tools as possible. These new zones will provide the Town with different annexation possibilities. These zoning changes are mirrored with Weber County's ordinances.

Motion to adjourn the Public Hearings and Re-Convene the Regular Meeting:
CM Clapperton made a motion to adjourn the public hearings and re-convene to the regular council meeting. CM Ferre' seconded. All votes aye. Motion passed.

Jerry Engstrom: Report on Town's Water Protection Source/David Allen property:
Mr. Engstrom reported that last Thursday the W.C. Board of Variance held a meeting regarding 10 acres of property that David Allen sold as part of the Ross Allen property. Those 10 acres are the most vulnerable to the Town springs. This area has sink holes that are close to this property and it is very porous. Many years ago, Leon Sorensen put die in one of the sink holes and in less than ½ an hour the die showed up in the Town's spring, and showed up in Town 9 hours later. The issue that came up was whether the road going up to Sheep Herd was a public or private road. The Board of Variance said it would be a variance on a private road if there is documentation of right to use that road. The dirt road begins at the gate by the water treatment plant and goes up to the Allen's property. They granted the variance subject to proof. Mr. Engstrom thinks the county violated their own ordinance. Yesterday, he spoke with Mr. Wilkinson a county planner, and both Val and Ken Byron were there, he spoke with them and they said no way are they going to allow them to use their property to get access to the Allen property. The Byron's run animals over the whole area, and they are concerned that the county will force them to fence the whole area, this would be very expensive. They have also heard rumor that the county will forcing the Monastery and the Byron's to give up 66 feet of property for the road, and if that happens the dirt road will more than likely be paved. That would create a danger to the Town's springs as well.

If both the Monastery and the Byron's refuse to give access then request is dead. Christina Williams bought the 10 acres from David Allen, who told her she had access to the property. Christina says she just wants to put horses on it. Any structures built on the property would have to be an above ground septic, but who will enforce it? The property Christina bought is directly above the Town's spring. This is a major concern for the Town. Huntsville Town filed a Source Protection Plan for this area. David wants to sell all of the property and move to Idaho.

Stuart Murray: Emergency Preparedness Update: (See Attachment #3)

Stuart reported that in November he and 74 other people from the Ogden area had the opportunity to fly to Maryland to the FEMA Training Center and participate in an earthquake training activity. The training was broken into two parts, education and information. Woven through the speakers was an actual drill. They were divided into groups: decision makers, dispatch for receiving and sending info to different people, and action groups. Scientists are saying that there is a 25% chance that there will be a significant earthquake along the Wasatch Front in next 50 years. Stuart asked what a municipality has to bring to the table in the middle of a crisis. Huntsville has people that are self reliant, the community teaches preparedness through the CERT program, people are service oriented, everyone knows each other or is related, and religious organizations have ongoing emergency training.

Stuart asked what the municipal leader's responsibilities are in a crisis. Decisions made during a crisis need to be ethical and legal. Wherever the disaster is, the news media is going to show up. The Town needs to make the media an asset not a liability by giving them a place to park, water, bathrooms, and food. This gives the municipality the opportunity to paint the best picture, because the media will be more willing to listen. The Town will need to appoint a spokesman to represent the Town and he is the only contact. If there is a large earthquake there will be interruption of gas, water, and electricity. The Town needs to know what EMS services are available to the Town, such as: CERT trailers, and fire stations, and where the resources are and how to get to them and who know how to use the stuff.

The Town needs to consider the public health impact a disaster has on a community. People will have a hard time dealing with stressors after a major catastrophe. During a crisis many people will offer their services and volunteer to help out. Later they could and probably will send the town a bill for their services, which the town will not be able to pay. The town needs to plan on volunteers, but the town needs to protect itself. The public expects from the town: food, water, shelter, medical care, safety, security, and family unity, whether there is a disaster or not. Public expectations after a crisis: the public will be your best friend for 72 hours. At the 73rd hour they will want to know why things aren't fixed, why the water system isn't working, why hasn't anyone come to help? During and after a disaster you need to be patience, thick skinned, show camaraderie. Stuart closed his statements by saying the most important item he shared tonight is that the town has to protect its financial survivability. Protect the town so that at the end of a disaster the town can still function as a viable government organization. Mayor Truett thanked Stuart for the information and time he shared with the council tonight.

***Mayor Truett:**

Discussion and/or action on amendment to Land Use Title 15.6.4: (See Attachment #1)

Mayor Truett explained that this proposed amendment is that alleys should not be considered street frontage, primary access to a lot should be from the frontage of a lot. **CM Ferre' made a motion to adopt the amendment to Title 15.6.4 as presented.** CM Johnson seconded. All votes aye. Motion passed.

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

Discussion and/or action on amendment to Land Use Title 15.27: (See Attachment #2)

Mayor Truett mentioned that this amendment is to bring the Town ordinance into compliance with state annexation codes. **CM Sorensen made a motion to adopt the proposed amendments to Title 15.27 as presented.** CM Johnson seconded. All votes aye. Motion passed.

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

Discussion and/or action on amendment to Land Use Title 15.16.11: (See Attachment # 2)

Mayor Truett explained that this amendment is to add Cluster Housing and Transfer Development Rights to the Town's zoning. **CM Johnson made a motion to adopt the amendments to Title 15.16.11 as presented.** CM Ferre' seconded. All votes aye. Motion passed.

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

Discussion and/or action on proposed Resolution to set annexation fees: (See Attachment # 4)

Mayor Truett read from the proposed resolution to set annexation fees at \$250. **CM Ferre' made a motion to adopt the resolution as presented.** CM Sorensen seconded. All votes aye. Resolution passed.

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

Set date for Public Hearing on Annexation Declaration Policy: (March 17)

CM Ferre' made a motion to hold a public hearing on the proposed Annexation Declaration Policy for March 17 @ 7:00 p.m. CM Sorensen seconded. All votes aye. Motion passed.

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

Update on Cell Tower:

Mayor Truett stated that he and Mr. Engstrom met with Sheriff Terry Thompson and they are not interested in the cell tower. UCAN looked at the tower and they didn't feel that it added any value to what they already had. They liked the building and the tower but the location didn't have any value to them. They mentioned that they might buy the building and tower and relocate them, but they didn't make an offer. It's time to look at other alternatives possibly a local internet provider, or another cell phone tower. CM Sorensen said he spoke with Digis, an internet provider in the Ogden Valley, a while ago but wasn't very successful with a phone call, he suggested mailing out a letter. Mayor Truett asked CM Sorensen to take on this project.

Ogden Valley J.P. Court update:

Mayor Truett reported that the Ogden Valley J.P. Court is very close to opening up. They just need to figure out the logistics. The hope is to have the court up and running prior to Memorial Day weekend. In 2010 there were only 115 tickets written in the Ogden Valley, 10 were for Huntsville residents. Last year the ticket count was very low, due to the toll booth controversy and the reduction of the speed limit on First Street. Tickets are a lot pricier now and people are being more careful to not get tickets. Roy City Court would they be responsible for prisoner transportation, but probably won't supply the bailiff, this will add to the town's cost of hosting the court. Dept. Hadley offered his services; he has served as a bailiff before.

Department Reports:

Mayor Truett reported that the Town's December court revenues were \$646.75. The Town received a \$500 check from Weber Cultural Legacy Foundation for \$500; this was a donation to the park for use during the Ogden Marathon last year.

Mayor Truett asked CM Clapperton to contact the local CERT representative to come do a presentation for the council. CM Clapperton would like to coordinate with the Fire Department.

***Council Member Sorensen:**

Discussion and /or action on Town Mission Statement: (See Attachment # 5)

CM Sorensen mentioned that when he and Kathy Allen were preparing a RAMP grant application, it required a Town Mission Statement. Since the Town didn't have one CM Sorensen improvised and made one up. Mayor Truett read from the proposed mission statement. "Huntsville's government exists to help citizens in maintaining the Town's unique qualities and to provide superior services to every resident, business, institution and visitor. This mission shall be accomplished with respect, competency, and compassion toward everyone. Citizens and visitors are invited to become a part of our Town's mission". **CM Sorensen made a motion to approve the proposed Huntsville Town Mission Statement as presented.** CM Johnson seconded. All votes aye. Motion passed.

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

Discussion and/or action on “Rob Burton Memorial Fun Run”:

CM Sorensen mentioned that Colleen and Rob Burton have been running Huntsville Town’s 4th of July Fun Run for over 10 years. CM Sorensen thought it would be a fitting tribute to the Burtons to name this year’s Fun Run the Rob Burton Memorial Fun Run”. Mayor Truett thought the Town should ask the family for their permission. CM Sorensen will write them a letter and present the idea. CM Johnson agreed with writing the letter and suggested letting the family choose the name of the run.

Report on Town phone changes and savings:

CM Sorensen reported that a month ago Gail noticed on the phone bill that the town was being charged state and federal taxes. Gail arranged to have these taxes stopped going forward, and to have almost \$500 in taxes refunded. CM Sorensen decided to review the phone bill further and found that the town was being billed for five phone lines, the Town Hall had three phone lines, and the water plant has been charged for two lines. There should be two lines at the Town Hall and only one at the water plant. CM Sorensen canceled the extra phone lines. This was a cost of \$13.95 a month for each phone line, plus a maintenance plan of \$7, and the town was on a real old plan that had no frills and was expensive, and the internet speed was only 1.5. CM Sorensen put the Town on the State plan for internet services at a same price of \$45 per month, but the speed was increased to 7 megabits. The new plan includes voicemail, maintenance, three-way calling, caller id, call waiting, and other features at no extra cost. This all added up to about \$85 a month in savings. CM Sorensen was able to negotiate long distance charges from 20 cents down to 3 cents a minute. This should save the Town about \$50 per month for long distance.

Department Reports:

CM Sorensen reported that he has planned a Town Ice Skating party this Saturday at 6:00 p.m. He asked everyone to spread the word. Skate rentals will be free and hot cocoa and snack will be provided. CM Johnson said the ice rink has been incredible this year.

***Council Member Ferre’:**

Department Reports:

CM Ferre’ mentioned that in 2015 the Town will receive a \$315,000 grant to resurface First Street. He has received a suggestion that the Town borrows the money and get First Street resurfaced within the next year, and pay the interest on the loan with the money from the First Street fund. He would like to give an open end project, saying there is \$315,000 how many streets can be paved for that amount. Mayor Truett asked how secure is the grant, what if they fail to fund it. There needs to be some guarantee that the town will receive the grant. Mayor Truett likes this idea because who knows how much it will cost to resurface First Street four years from now. CM Ferre’ will call Mathew Swapp from UDOT to see what he says.

***Council Member Clapperton:**

Discussion and/or action on Green Hill’s water issues:

CM Clapperton reported on the work session held earlier tonight, with members of the Green Hills Water Board. They have two wells, one of which is contaminated. They are under direction from the state to pursue possible consolidation with other water systems in the valley. Dee Jette came up with the idea of the Town getting all of their water from uncontaminated well piped over to the treatment plant and the pipe the water back to them treated.

The Town said they would consider it, but didn't make any agreements. They have a couple of years before the state will force them to do anything on this. There was no action taken tonight, it was just an information gathering meeting. They have a potential build out of 123 hook-ups, which the Town clearly could not do. CM Clapperton stated that the Town has excess treatment capabilities, but not excess water. They have excess water but no treatment facilities. The Town's impact fees were not discussed. Impact fees for out-of-towners are \$7,000.

Discussion and/or action on recommendation of Engineering firm for upgrades at Culinary Water Treatment Plant: CM Clapperton reported that the water committee met two weeks ago and narrowed the RFP's down to two firms: Sunrise Engineering, and Waterworks. The majority of the committee voted to contract with Waterworks Engineers. CM Sorensen mentioned that Sunrise Engineering is very good at getting grants, where the Waterworks is good with water systems. CM Sorensen asked if it would be possible to contract with both engineering firms. Kevin said Sunrise pride themselves on getting grants. Waterworks specialty is water plants. Dee Jette really liked Waterworks. **CM Clapperton made a motion to award Sunrise Engineering the contract to complete the culinary distribution system, water meters in Town, annexations, roads, hydraulic modeling, secondary irrigation, etc. and ask Sunrise to subcontract with Waterworks Engineers to deals specifically with water plant issues.** CM Ferre' seconded. All votes aye. Motion passed.

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

***Council Johnson:**

Discussion and/or action on Inter-Local Agreement with W.C. Animal Control: CM Johnson mentioned that the Town pays about W.C. Animal Control \$3,000 a year for their services, but if they pick up an animal there is an extra fee of \$85. Ramona received the bill from Animal Control and there was the \$750 quarterly payment plus an additional \$735 dollar payment for animal pickups. CM Johnson and Ramona went through the bill and found that 7 of the pick-ups were from a different billing period. Two of the animals were chickens, and there were a couple of no charges. CM Johnson called Chad Ferrin to discuss the bill. In the meantime, he found out who the owner of the chickens was, and gave him a call. There were four charges from the same person, two were no charge for a dog and a cat that the owner paid for, and two of the charges were for the two chickens. The owner claimed that the Animal Control Officer told him that if he called them they would come pick up the chickens and take them down to shelter and there would be no fee to the owner. So that's what he did. Chad denied that one of his officers would have done that. Chad said that the Town can set up the inter-local agreement however we want. The Town just needs to tell them what we want done. For example, Pleasant View has a no cat policy. If you live in Pleasant View and you try to turn in a cat, they won't take it. CM Johnson asked if the Council wants to implement a no fowl policy. CM Johnson's complaint is the Town is paying animal control to do their job, and when they do their job the Town gets charged more. CM Johnson asked if you live outside of Town who pays for animal control, Chad replied that you pay for animal control with your taxes, but if you live inside of Town you pay for animal control through your taxes plus the Town gets an additional bill, so Huntsville Town residents are being double taxed for animal control services.

If the owner of the animal can be identified, then the owner has to pay the bill, but if no owner can be identified then the Town is billed. What they are doing is legal, but it is wrong. CM Johnson will type up an informational item to be put in the Town's newsletter. Mayor Truett feels that the Town should implement a no fowl policy and think about a no cat policy. CM Johnson will write a letter to the animal control asking them to change the Town's contract to have a no fowl policy. CM Johnson will contact Chad Ferrin and report back to the council in the next meeting.

Department Reports:

CM Johnson reported that the Veteran's Monument sculpture is finished. The fund raising efforts need to step up. When the monument is dedicated the Mayor would like to tie the Veterans into the ceremony and have some of the W.C. Sheriff's participate as well. Dept. Hadley mentioned that Sheriff Thompson is real big on this type of thing, and suggested including him. Dept. Chapman would probably come up with his horses as well. They plan to dedicate the monument on Memorial Day. They are planning a 21 gun salute, unveiling, have dignitaries speak, and have motorcycle cops participate.

Citizens Comments:

There was none.

New Business:

There was none.

Approval of Town Council Minutes for meeting held January 6th, 2011:

CM Clapperton made a motion to approve the minutes of the Town Council meeting held January 6th, as prepared. CM Johnson seconded. Minutes were approved.

Approval of Town Council Minutes for meeting held January 27th, 2011:

CM Johnson made a motion to approve the minutes of the Town Council meeting held January 27th, as prepared. CM Clapperton seconded. All votes aye. Minutes were approved.

Approval of Bills for December, 2010:

CM Clapperton made a motion to approve the bills for December, 2010, as prepared. CM Johnson seconded. All votes aye. Bills were approved.

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

Meeting adjourned at 9:45 p.m.

Gail Ahlstrom, Clerk/Recorder

James A. Truett, Mayor

