

WEST WENDOVER CITY COUNCIL MINUTES OF THE REGULAR MEETING OF NOVEMBER 21, 2006

The West Wendover City Council met for a regular meeting on November 21, 2006. The meeting was held at the West Wendover Library, Pilot Peak Room. Mayor Thaut presided.

Council Members Present: Roy Briggs, Emily Carter, Jimmy Carter, Jamey Christie, Johnny Gorum and Mike Miera

Others Present: Glenn Wadsworth, Trudy Smith, Angie Richards, Michelle Blake, Corinne Copelan, Ron Supp, Jeff Knudtson, Bryce Kimber, Aleta Kimber, Fred Tingley, Kristiin Sabey, Sandy Gorum, Leanna Briggs, Todd Keller, Claude Fratto, Cassie Fratto, Toni Fratto, Louise Carter, Sandy Kelsey, Kerry Robinson, Jared Carter, Alex Peterson, Chris Melville and Anna Bartlome

The following proceedings were had.

1. **CALL TO ORDER AND ROLL CALL**
Mayor Thaut called the meeting to order at 7:00 p.m. All those present and excused are noted above.
2. **PLEDGE OF ALLEGIANCE**
Mayor Thaut led those present in the Pledge of Allegiance.
3. **COMMENTS FROM THE GENERAL PUBLIC:**
None offered or received.
4. ***APPROVAL OF THE MINUTES:**
Council Member J. Carter made the motion to forward the minutes of the regular meeting of October 17, 2006 and the joint meeting with the Recreation District of October 17, 2006 to the next meeting. The motion was seconded by Council Member E. Carter and passed unanimously.
5. **SWEARING IN**
Newly Elected Officials
Mayor Thaut explained that there were 4 Council seats to swear in and Trudy Smith, a notary public would be swearing in the new members. Trudy Smith swore in Council Members Roy Briggs, Emily Carter and Jimmy Carter for a 4-year term, and Johnny Gorum for a 2-year term.
6. **PRESENTATION**
Recognition of Cassie Fratto
Mayor Thaut explained that the presentation is for Cassie Fratto for her public service with regards to education.
7. **CONSENT CALENDAR**
***a. Second Reading and Adoption of Ordinance #2006-05; An Ordinance Amending Aesthetic Review Code, Title 7, Chapter 8, by Adding a New Section Entitled "Remodeling and Reconstruction" Which Provides Aesthetic Review for Remodeling,**

Reconstruction, Repainting or Resurfacing of the Exterior of Any Building, Structure or Improvement

Mayor Thaut read the above entitled ordinance. Council Member Gorum stated that has to do with the future of West Wendover. Corinne Copelan stated that two more businesses were closing this week, Bargain Barn is moving to Ely. Corinne stated that all the regulations are hurting the businesses and it is hard to have a little business. Corinne stated that Family Dollar located in Wendover Utah due to all the regulations in West Wendover. Trudy Smith asked if there was still a Planning and Zoning committee. Chris Melville stated that there is no longer a separate Planning and Zoning committee and that the City Council acts as the committee. Trudy Smith recommended having a separate committee to help take pressure off of the Council. Chris Melville explained that Family Dollar had a problem locating property to build on in West Wendover. Chris also stated that Ely has 100 less residents then West Wendover. General discussion was had regarding allowing metal sided building but requiring them to be stucco on the street frontage side, and that Ely has more businesses because they have been around longer. Council Member Christie stated that the new ordinance only concerns remodeling, reconstruction and repainting because new construction is already up for review. Council Member Christie explained that the wording is left broad so that it would not limit future growth or changes. Council Member Christie stated that the community has to look pleasing to the majority of the citizens; other businesses and citizens were concerned about what had happened at the Blue Boutique. Council Member J. Carter stated that he had seen businesses move out of other cities after something similar had been done. Corinne Copelan stated that her main complaint was not the regulation but how the city goes about it and threaten the business. Council Member Christie made the motion to adopt Ordinance #2006-05, an ordinance amending aesthetic review code, Title 7, Chapter 8, by adding a new section entitled "Remodeling and Reconstruction" which provides aesthetic review for remodeling, reconstruction, repainting or resurfacing of the exterior of any building, structure or improvement. The motion was seconded by Council Member Gorum and passed unanimously.

Chris Melville explained that in the middle of September, he and the Mayor had met with Mr. Vance who at the time put three paint colors in front of the Mayor and asked her to make a choice. The color chosen was a golden buttercup, and Mr. Vance stated a sample would be painted on the building for approval. The sample was not completed and Mr. Vance never communicated with them again.

8. NEW BUSINESS

***a. Discussion and Decision Approval or Disapproval of Proposed Will Serve Agreement Between the Administrative Authority and Pilot Valley Estates to Provide Water Outside Municipal Boundaries of the City of West Wendover**

Glenn Wadsworth explained that Pilot Valley Estates is located at the Pilot interstate junction. The closest water is the pipeline, which is administered by the Administrative Authority. An application was submitted to the Administrative Authority with a letter of intent. A letter was provided to Pilot Valley Estates to state that there was surplus water to provide for the project. The agreement must be presented to both Councils for approval. General discussion was had regarding who was the Nevada representative (Jerry Parkin) and the at large representative (Nancy Green), and how large Phase I of the project would be (30 units). Council Member Gorum asked if the 8,500 gallons per minute would provide for both West Wendover and Wendover. Council Member Christie stated that with the ongoing litigation she would have a problem entering into an agreement with another entity when not sure where the lawsuit will end up. Council Member Christie made the motion to not provide water at this time to Pilot Valley Estates. The motion was seconded by Council Member J. Carter and passed unanimously.

***b. Discussion and Decision Regarding Waiving of Landfill Fees for Wendover Christian Fellowship Church and Other Matter Appropriately Related Thereto**

Mayor Thaut stated that this item is constitutional prohibited. Council Member Christie made the motion to not waive the landfill fees for the Wendover Christian Fellowship Church. The motion was seconded by Council Member Briggs and passed unanimously.

***c. Discussion and Decision to Authorize City Manager to Proceed With the Hiring Process of a Public Works Vehicle Maintenance Supervisor at the Start Rate of \$20.98 per hour, Providing for an Exception to the City Employee Personnel Manual, Title IV, Section A, 2(c)**

Chris Melville explained that it has been difficult to replace Leonard Burrows; the process has been going on for 9 months. Chris stated that they had found a mechanic but it is necessary to negotiate the salary of \$20.98 starting wage. They would not normally negotiate the salary but due to the hard time replacing Leonard it needs to be done. General discussion was had regarding the starting step, and where he would be on the scale. Council Member E. Carter made the motion to authorize the City Manager to proceed with the hiring process of a Public Works Vehicle Maintenance Supervisor at the starting rate of \$20.98 per hour. The motion was seconded by Council Member Briggs and passed unanimously.

***d. Discussion and Decision Regarding West Wendover Elementary 21st Century After School Program, Possible Donation and/or Sponsorship of Program and Other Matters Appropriately Related Thereto**

Michelle Blake stated that there needed to be some clarification of what the city is doing. Council Member Christie stated that the city employees would be paid for the time for the program provided that their time was approved by their supervisor. Discussion was had regarding that as long as the employee was not need and the time off was approved the employee could volunteer and would be paid for that time. No action, information only.

***e. Discussion and Decision Regarding a Request From the Police Department to Change, Amend or Modify Resolution #1994-19, Concerning Licensing and Other Fees Charged By the City Regarding Animals Kept Within the City, and Other Matters Appropriately Related Thereto**

Ron Supp stated that initially the resolution was set up to get people to spay or neuter their dogs or cats. Ron stated that there are only 35 dogs and cats licensed. General discussion was had regarding that if the animal was licensed it could be taken back to the owner, lowering the licensing fee for dogs and cats, and raising the euthanasia fee. Council Member Gorum made the motion to proceed with the changing of Resolution #1994-19, concerning licensing and other fees charged by the City regarding animals kept within the City as proposed. The motion was seconded by Council Member E. Carter and passed unanimously.

***f. Discussion and Decision for Approval of Donation to the 14th Annual Christmas Festival and Other Matters Appropriately Related Thereto**

Anna Bartlome stated that this is the annual Christmas festival and have previously donated \$250.00. Council Member Christie disclosed that she was a member of the committee but would not personally gain from this item. Council Member J. Carter made the motion to donate to the 14th annual Christmas Festival in the amount of \$250.00. The motion was seconded by Council Member Gorum and passed unanimously.

9. COMMUNICATIONS

Chris Melville stated that the dates for the lighting at the Welcome Center would be December 1st at 5:30 p.m., and the lighting at the City Office on November 30th at 5:30 p.m. Chris stated that the lighting of the menorah would be advertised. Chris stated that Annette Slagowski's going away is November 22nd at the Fire Station. Chris explained that the contractors are finishing the photos for the RP&P lease for the Victory Highway and when approved work could begin on the infrastructure. Currently on the south side of Wendover Boulevard the CDBG project has begun. Chris explained that the City has received a \$350,000.00 grant for the industrial park that is to be located on the 81 acres the city is purchasing. Chris stated that the paper work for the 81 acres is still on the solicitor's desk in Washington D.C. Chris stated that there would be Elected Officials training in Wells either January 11th or 18th, or February 1st, 8th, 15th or 22nd. Chris also mentioned that the Wells Avenue to Red Garter there would be curb, gutter, sidewalk and street lighting. Chris wanted to thank WREC for participating in the Wells Avenue/Wendover Boulevard project. Chris also explained that the lighting of Florence Way is coming along.

Council Member Gorum was saddened that Wendover Utah is not pursuing annexation. Council Member Gorum is happy to be serving on the Council, and would like to welcome Roy Briggs. Council Member Gorum also congratulated Emily Carter and Jimmy Carter.

Council Member E. Carter stated that she is happy to be serving on the Council.

Council Member J. Carter was impressed by the number of people who voted.

Council Member Briggs is very pleased to be on the Council and has good feelings with the citizens.

Council Member Christie was glad to see the turnout with the election. Council Member Christie thanked everyone for attending and wishes everyone a Happy Thanksgiving.

Mayor Thaut thanked the newly elected officials and there is lots of work ahead.

10. *APPROVAL OF THE CLAIMS:

Council Member Gorum made the motion to approve the claims of November 21, 2006. The motion was seconded by Council Member J. Carter and passed unanimously.

11. *NEXT MEETING DATE AND ADJOURNMENT

The next meeting date is a regular meeting on December 5, 2006 at 7:00 p.m. at the West Wendover Library, Pilot Peak Room. Council Member Christie made the motion to adjourn at 8:16 p.m. The motion was seconded by Council Member E. Carter and passed unanimously.

ATTEST:

Anna E. Bartlome
City Clerk/Records Officer