

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JUNE 23, 2009
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk
City Councilmembers: Erik Grover
Joe Lyman
Charlie Taylor
Kelvin Thacker
Kelly Laws
City Manager: Chris Webb
City Treasurer: Jeremy Redd
General Services Director: Jeff Black
Community Development Director: Bret Hosler
Police Chief: Lyle Bayles

Others Present: Todd Moon, Kendall Laws, Kevin Averett, Robert Ogle, Merle McDonald, Ed Johnstun, Wendy Johnstun, Cindy Bayles.

Prayer/Thought - The prayer/thought was offered by Joe Lyman.

1. The Pledge of Allegiance was recited.
2. **Councilmember Lyman moved to approve the minutes and financial disbursements of the June 9, 2009 meeting. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting AYE

**Councilmember Lyman
Councilmember Taylor
Councilmember Thacker
Councilmember Grover
Councilmember Laws**

Those voting NAY

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

3. Open Forum – Chief Lyle Bayles addressed the Council for instructions regarding the closing time of Central Park. He explained he has been approached by citizens who wish to see the park closed at 10:00 pm instead of 11:00 because students are using the courts late at night and creating noise. Councilmember Laws asked that the issue be brought back as a discussion item at the next meeting.

Todd Moon asked if the field around the fireworks area could be mowed to reduce the hazard from the fireworks display on July 4th. The request was noted by Mr. Webb.

4. Mr. Black reported back on the cost of fencing the storm water detention basin near the Visitor Center. He explained that 1,365 lineal feet of fencing material would be needed, at a cost of \$19,110.00. Councilmember Laws asked that the issue be brought back as a discussion item for the next meeting.
5. Councilmember Grover asked about weed control at the sewer lagoons, and specifically if the City could spray the russian thistle that is currently growing near the pond. He explained that the weed is beginning to encroach on the neighbors in the area. Mr. Black commented that he would work on the issue.
6. Mayor Turk presented Councilmember Thacker with a plaque commemorating his service as a member of the City Council. He expressed appreciation for his efforts and service.
7. Mayor Turk recommended David Johnson for appointment to the City Council. He thanked each of the applicants for their interest in the position, and explained that Mr. Johnson was the choice of the majority of the Council.

Councilmember Taylor moved to appoint David Johnson to the City Council effective July 1, 2009 to fill a term ending on December 31, 2009. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting AYE

**Councilmember Lyman
Councilmember Thacker
Councilmember Grover
Councilmember Laws
Councilmember Taylor**

Those voting NAY

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

8. Mr. Redd presented Resolution 2009-9 and explained that the resolution opens the current budget and will make changes to the expenditures contained in the budget. The changes will not increase the amount spent, but will change the categories of the expenditures. **Councilmember Laws moved to adopt Resolution 2009-9 Opening and Adjusting the 2008-2009 Fiscal Year Budget. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting AYE

**Councilmember Lyman
Councilmember Thacker
Councilmember Grover
Councilmember Laws
Councilmember Taylor**

Those voting NAY

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

9. Mr. Webb presented Resolution 2009-11 Adopting the Certified Tax Rate. He explained that the State Tax Commission uses valuations and collections to generate a tax rate to keep the revenue to the City neutral, with a small increase for the growth allowance. He further explained that because of a mandated increase in values, the tax rate will decrease from .003252 to .003048. Because the City will remain revenue neutral, there will not be a need for truth in taxation hearings. **Councilmember Lyman moved to adopt Resolution 2009-11 Adopting the Certified Tax Rate. Councilmember Taylor seconded the motion. Mayor Turk repeated the motion and asked for discussion.** Councilmember Lyman asked about a municipality raises their effective rate and the effect that would have. Mr. Webb explained that they would then have to hold truth in taxation hearings to allow for citizens to speak to the increase. **Mayor Turk called for a vote. Voting was as follows:**

Those voting AYE

**Councilmember Lyman
Councilmember Thacker
Councilmember Grover
Councilmember Laws
Councilmember Taylor
NONE**

Those voting NAY

Constituting all members thereof, Mayor Turk declared the motion carried.

10. Mr. Webb presented the Council with a tabulation of the bids that were received for the Well A Integration. He explained that the bids came in below the engineer's estimate. He asked the Council to award the bid to the low bidder, Brown Brothers Construction, in the amount of \$341,645. **Councilmember Laws moved to award the contract for Well A Integration to Brown Brothers Construction in the amount of \$341,645. Councilmember Thacker seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Grover asked why they were below the engineer's estimate on the project. Mr. Webb explained that they have met with the engineer and are confident that they can complete the project for their bid price. Councilmember Laws explained that Brown Brothers have done a lot of work in the area, have a good track record, and are competent. Mayor Turk called for a vote. Voting was as follows:**

Those voting AYE

**Councilmember Lyman
Councilmember Thacker
Councilmember Grover
Councilmember Laws
Councilmember Taylor
NONE**

Those voting NAY

Constituting all members thereof, Mayor Turk declared the motion carried.

11. Mr. Webb presented the summer newsletter for approval to be printed and distributed with the utility bills this week. **Councilmember Laws moved to approve the newsletter. Councilmember Lyman seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting AYE

**Councilmember Lyman
Councilmember Thacker
Councilmember Grover
Councilmember Laws
Councilmember Taylor**

Those voting NAY

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

12. Mr. Webb gave kudos to Councilmember Grover and his July 4th committee for their efforts in putting together the events for this year's celebration. He explained that Senator Hinkins and Representative Watkins will both be in attendance at the breakfast and parade. Councilmember Lyman also commented on the fantastic job that has been done to organize the events, and the effort that has been expended to make the event successful.
13. Mr. Webb reported that plans are proceeding to build the Wellness Center with a pool and two courts. The City was successful in petitioning the CIB for \$975,000 in grant funding for the project. He explained that the project will now go to bid as requested with the pre-qualification of bidders as part of the process. Mayor Turk congratulated Councilmember Lyman on his work to secure the funding.
14. Mr. Webb informed the Council of the annual financial audit which will take place the week of July 27th. If anyone would like to talk to the auditors at that time they are welcome to do so.
15. Mr. Webb explained that the Enterprise Zone application has been approved. Grant money and tax incentives are available for those who qualify.
16. Mayor Turk commented on the difficult time in the community with the recent arrests by federal authorities. He explained that he received the news while he was out of the community. He thanked Chief Bayles for getting him the information and Councilmembers Laws and Lyman for the professional face they showed representing the City of Blanding in his absence. He expressed the opinion that the proceedings should be looked at carefully because of the excessive use of police powers, and that a gentler approach would probably have produced a better result.
17. Open Forum – No public comments were given.

18. **Councilmember Lyman moved to adjourn. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting AYE

**Councilmember Grover
Councilmember Lyman
Councilmember Taylor
Councilmember Thacker
Councilmember Laws**

Those voting NAY

NONE

Constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 7:36 p.m.

By _____
Jeremy Redd, Deputy Recorder