

City Council Proceedings  
February 2, 2015

The governing body of the City of Powell met in regular session at 6:00 p.m. on February 2, 2015 in the Council Chambers of City Hall. Mayor Hillman opened the meeting and led those in attendance in reciting the Pledge of Allegiance. Mayor Hillman called the meeting to order and the following were present: Mayor Don Hillman, Council Members John Wetzel, Jim Hillberry, Floyd Young, Josh Shorb, Eric Paul and Tim Sapp.

City Officials: City Administrator Zane Logan, City Clerk Tiffany Brando, City Attorney Sandra Kitchen, Deputy City Attorney Scott Kath, Director of Public Works Gary Butts, Chief of Police Roy Eckerdt, Sergeant Alan Kent and Building Official Ben Hubbard.

Approval of Agenda: Mayor Hillman called for the review and approval of the agenda.

Councilman Hillberry would like to add under Committee Updates WAM Convention.

Councilman Wetzel moved to approve the agenda as amended, motion seconded by Councilman Shorb, unanimous approval, MOTION CARRIED.

Approval of Minutes: Mayor Hillman called for any additions or corrections to the January 19, 2015 regular meeting minutes which were distributed to council and posted at City Hall prior to the meeting. Councilman Hillberry moved to approve the minutes as posted, motion seconded by Councilman Paul, unanimous approval, MOTION CARRIED.

Bills and Claims: Councilman Hillberry abstained from item #33, Councilman Young abstained from item #71, Councilman Wetzel abstained from item #68 and Councilman Shorb abstained from item #59. Councilman Paul made a motion the bills be allowed and authorize the Treasurer to draw warrants for payment of the same, motion seconded by Councilman Sapp, unanimous approval, MOTION CARRIED.

PUBLIC HEARING 6:05 P.M.: Deputy Attorney Scott Kath opened the public hearing and read the following Ordinances by title only: Ordinance No. 1, 2015: An Ordinance Adopting Chapter 17.25 of the Powell City Code Establishing and RGR General Residential Restricted District, Ordinance No. 2, 2015: An Ordinance Establishing a R-M Residential Mixed Use District Zone within the City of Powell By Adopting Chapter 17.26 of the Powell City Code, Ordinance No. 3, 2015: An Ordinance Amending Section 17.28.020 of the Powell City Code by Amending Permitted Uses, Ordinance No. 4, 2015: An Ordinance Adopting Chapter 17.29 of the Powell City Code Establishing a B-D Downtown Core Business District, Ordinance No. 5, 2015: An Ordinance Adopting Chapter 17.30 of the Powell City Code Establishing a B-L Light Business Commercial District, Ordinance No. 6, 2015: An Ordinance Adopting Chapter 17.31 of the Powell City Code Establishing a B-N Neighborhood Business Zone, Ordinance No. 7, 2015: An Ordinance Amending Chapter 17.32 of the Powell City Code by Modifying Permitted Uses and Deleting Therefrom Residential Uses, Ordinance No. 8, 2015: An Ordinance Recodifying Chapter 17.64 of the Powell City Code as a M-H Mobile Home and Travel Trailer Park Zone and Redesignating it as Chapter 17.35 and Amending Certain Sections Thereof and Ordinance No. 9, 2015: An Ordinance Adopting Chapter 17.66 of the Powell City Code by Establishing Conditional Use Procedures.

John Sides, Chairman for Planning & Zoning, explained the Ordinances as P&Z saw them with B-G changes in Ordinance No. 3, Downtown Core in Ordinance No. 4, B-L in Ordinance No. 5, B-N in Ordinance No.6 and then proposing a conditional use permit to go with the B-N zone in Ordinance No. 9. Mr. Sides explained the residential zone changes in Ordinance No. 1 is for RGR which is the same as Residential General currently except it removes multi-family housing from the uses. Ordinance No. 7 Industrial Limited changes to remove residential uses, and does have a grandfathered clause for existing properties. Ordinance No. 2 is new and is a Residential Mixed Zone. Then when they took residential out of I-L it gave no place for Mobile Home and Trailer Parks, so Ordinance No. 8 will allow for that use. Councilman Hillberry asked if it would be appropriate to table these until March, Councilman Paul asked if they had a zone for box stores, and Mr. Sides replied yes in B-G zone. Councilman Young asked the changes since they discussed this last April and Mr. Sides replied addition of mobile home zone, B-N zone and an RGR zone. John Campbell also on the P&Z board would like to emphasize with these changes it does not change current zone, but are for future development. Councilman Hillberry has concerns on the neighborhood businesses. Mr. Campbell said B-N in an existing areas would have to ask for a re-zone and get all neighbors to approve and is for future development. Public Hearing closed at 6:21.

Councilman Sapp made a motion to approve Ordinance 1-9, 2015 on first reading and post in lieu of reading, motion seconded by Councilman Shorb. Councilman Shorb asked if could bring the Ordinances back at first meeting in March for second reading. Attorney Kitchen stated they would have to table it at the next meeting. Councilman Paul asked if they could do a few at a time instead of all of them, Mr. Campbell said only a few would need to be passed together so they could do that if they so wished. Councilman Wetzel stated he would like to have a few weeks before voting on first reading. Councilman Hillberry was also in favor of waiting until first meeting in March. Motion on the table was voted; Aye: Sapp and Shorb, Nay: Hillman, Wetzel, Paul, Hillberry and Young, Motion Failed.

Councilman Wetzel made a motion to table Ordinances 1-9, 2015 until March 2, 2015 meeting, motion was seconded by Councilman Young, unanimous approval MOTION CARRIED.

Councilman Shorb thanked Mr. Sides and Mr. Campbell for all the work on these ordinances, both Mr. Sides and Mr. Campbell said that if any of the Council have questions on the proposed ordinances, to please call, and they can answer any questions.

Matters from the public:

PEP Annual Report was presented to Council by PEP Executive Director, Christine Bekes.

Malt Beverage Permit: Request for a malt beverage permit Feb. 14 at the fairgrounds for a Valentine's Day Dance for Promotion Tapatio. Councilman Shorb moved to approve, motion seconded by Councilman Young, unanimous approval, MOTION CARRIED.

Mayor/Council:

Committee Updates: Councilman Hillberry gave a overview of the 2015 WAM Convention along with Councilmen Young and Shorb.

Recognize Sergeant Alan Kent for 20 years of service was presented by Chief Eckerdt.

Administrative:

Mineral Royalty Grant Application for Waterline: DPW Butts explained the use of the grant for the waterline project and replacement of the SCADA system and is a 50% royalty grant and a 50% loan with half of the loan being a forgiveness loan. Councilman Wetzel asked the estimated life span of the SCADA system and Mr. Croft of EA Engineers said it should be more than 20 years, and the other parts of the grant they are updating are over 30 years old. Mr. Croft also stated the SCADA system is only twenty-five percent of the total project cost. Councilman Wetzel asked when the project would start, and Mr. Croft said the SLIB board would review in June, and then if approved engineering would start late summer, and construction Spring 2016 with completion 6-8 months after that. Councilman Wetzel moved to approve Resolution No. 2, 2015 for the Mineral Royalty Grant application for waterline improvements, motion seconded by Councilman Hillberry, unanimous approval, MOTION CARRIED.

Mineral Royalty Grant Application for Sewerline: DPW Butts explained the use of the grant for sewerline improvements slip lining. The grant will be 50% SLIB mineral royalty grant and a 50% loan paid back over 20 years. The City is hoping to be able to get a good price on the slip lining by doing a large amount and taking care of problem areas. Councilman Wetzel moved to approve Resolution No. 3, 2015 for the Mineral Royalty Grant application for sewerline improvements, motion seconded by Councilman Young, unanimous approval, MOTION CARRIED.

WMPA 2025 Power Marking Initiative Firm Electric Service Allocation Assignment Agreement was explained by Administrator Logan and is asking to authorize signatures. Councilman Hillberry moved to authorize necessary signatures, motion seconded by Councilman Wetzel, unanimous approval, MOTION CARRIED. Attorney Kitchen informed Council they would need to also approve the resolution for the allocation assignment agreement. Councilman Young moved to approve the resolution and the certificate for the WMPA 2025 Power Marking Initiative Firm Electric Service Allocation Assignment Agreement, motion seconded by Councilman Hillberry, unanimous approval, MOTION CARRIED.

Amendment to Master Agreement with SAGE Engineering for 2015 WYDOT Group Sealcoat/Marking at the Airport was explained to Council by DPW Butts and is normal maintenance. Dave Shultz with SAGE Engineers is here to answer any questions. Councilman Wetzel moved to approve amendment No. 6, motion seconded by Councilman Shorb, unanimous approval, MOTION CARRIED.

Approval for Request for State Aid: DPW Butts explained this if for the Sealcoat/Marking at the airport just approved. The project is 90% State funds with a 10% match of Local funds.

Councilman Hillberry asked the total amount of the contract and DPW Butts stated the total is \$171,255 with City responsible for \$17,122.50. Councilman Wetzel moved to approve, motion seconded by Councilman Shorb, unanimous approval, MOTION CARRIED.

General Announcements: Administrator Logan informed Council of the work session scheduled for Feb. 9<sup>th</sup> from 4:00 to 6:00 p.m., and it will be on the department updates going into the budget. Administrator Logan, Finance Director Annette Thorington and Christine Bekes have been working on a USDA grant to have the ADA ramp at City Hall replaced. The City was going to do that project in house, but because of new regulations they would have to replace the entire ramp. Also the Lead Mechanic process is still ongoing, hope to have an update at the next meeting.

There being no further business to be considered at this meeting, Councilman Paul moved to adjourn, seconded by Councilman Young, unanimous approval, MOTION CARRIED. Mayor Hillman adjourned the regular meeting at 7:23 p.m.

APPROVED:

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Mayor

ATTEST:

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City Clerk