

MINUTES
MANTI CITY COUNCIL MEETING
September 15th, 2015
6:30 P.M.

Mayor Korry Soper in chair and presiding. Roll call showed Councilmembers Darren Dyreng, Vaun Mickelsen and Jason Vernon present. Councilmember Gary Chidester was expected to arrive and Councilmember Jason Maylett was excused. The Mayor welcomed all in attendance and asked that they stand and join him in reciting the Pledge of Allegiance.

Mayor Soper acknowledged Duane and Nadean DeMill and invited them to come forward to address the Council. Duane stood and explained the reason they were there was to talk to the Council about water they claimed came through the city sewer system through an upstairs toilet flooding their home and causing extensive damage. Duane explained that Twin D, a contractor hired by the city to perform cleaning of sewer lines, was in the area near his home the day the incident occurred, and he claimed the work they were doing caused the flood and subsequent damage to his home. After investigation, Twin D denied liability for the claim. DeMill said the the city's insurance had agreed to pay 50% of the depreciated replacement value of the claim, and that the city paid another 50%. DeMill said that left \$2,500 left unpaid and that it wasn't fair that they should have to pay the additional expense. DeMill then invited Cody Church of Power Plus remediation to explain the damage. Church went on to substantiate the damage that occurred and agreed with DeMill as to the source of the problem. Church represents the company that performed the cleanup and restoration work to the DeMill's home. Church and DeMill felt that the city's insurance and/or Twin D should have covered all of the expenses of the claim. The Mayor and Council asked DeMill several questions including a question from the Mayor if the home had a floor drain in the basement that was hooked to the sewer and if any water had come up through that drain. DeMill said their was a floor drain connected to the sewer in the basement but no water came through it as it was reduced to a 2" pipe and must have become plugged when the surge of water passed it. DeMill seemed to become annoyed with the questions and posed the question "you just really don't want to help us, do you?" Mrs. DeMill spoke up and said that there has been a long history of sewer problems in that neighborhood. Duane then explained that city staff (including Dale Nielson, Cory Hatch and Kent Barton) had told him when he initially reported to incident that they (the DeMills) would be taken care of. Kent Barton acknowledged he had said this. Darren Dyreng stated that in view of the fact that city staff had told them they would be taken care of, he believed the Council should stand by that and pay the outstanding \$2,500. Vaun Mickelsen echoed the sentiment. The Mayor said it appeared he had a consensus of the councilmembers present and told the DeMill the city would pay the \$2,500 in question. He then asked if they had homeowners insurance and whether or not their homeowners had been contacted. DeMill said he did have homeowners but had not submitted a claim. The Mayor suggested they file a claim

and that the city would make up whatever portion was not covered. DeMill agreed to do this. He then thanked the Mayor and Council for the work they do.

Councilmember Chidester joined the meeting.

The Mayor explained the proposed resolution regarding the cancellation of the scheduled general election for Manti City due to the fact that in essence all three councilmembers up for election (Chidester, Dyreng and Vernon) are running unopposed due to the withdrawal from the race by Ellen Aste. After reading the resolution, the Mayor called for a motion of acceptance. Vaun Mickelsen made the motion, which was seconded by Darren Dyreng. Councilmembers voting “aye”: Gary Chidester, Darren Dyreng, Vaun Mickelsen and Jason Vernon. Councilmembers voting “nay”: none.

The Mayor explained that property the city owned at approximately 570 N 500 West was declared surplus in a previous decision by the Council and offered for bid to three adjoining property owners. Only one of the three, Reed Hatch, had responded with a bid. Hatch offered \$1,500 for the .19-acre parcel, which is an unbuildable lot due to size and dimensions of the parcel, which is also encumbered with utility easements. The Mayor asked if the Council desired any discussion before he called for a motion. Seeing that no discussion was called for the Mayor asked for a Motion to sell the .19 acre parcel described above to Reed Hatch for \$1,500. Darren Dyreng made the motion, which was seconded by Jason Vernon. Councilmembers voting “aye”: Gary Chidester, Darren Dyreng, Vaun Mickelsen and Jason Vernon. Councilmembers voting “nay”: none.

Moving to continuing business the Mayor asked Kent Barton about progress with annexation of city property located south of Manti. Barton explained that under state regulations, annexations cannot involve an “island or a peninsula” the annexation will need to include adjoining property. He said he has communicated with most of the surrounding property owners to identify any potential challenge to the annexation. Barton also stated that he is working with City Attorney Richard Chamberlain to make certain that all necessary legal steps are taken with regard to the desired annexation.

The Mayor then asked that discussion turn to councilmembers reports.

Vaun Mickelsen asked if anyone had a suggestion for someone to head the city’s Tree Committee.

Darren Dyreng raised a concern about the speed of motorcycles and ATV’s in the community.

Jason Vernon explained that the DWR plans to start a program to deal with property damage being caused in some communities by “inner-city” deer herds, which are growing in population. He offered to have Covy Jones come to a future Council meeting and

explain the program to the Council. Vernon also related a recent meeting he had attended with youth league soccer coaches who have concerns about support they are receiving from the sports and recreation department. Vernon said he has discussed the issue with Kent Barton and they are planning a meeting with the coaches and Chad Moore to work towards a resolution. Vernon also referenced the recent ULCT meetings and reviewed a couple of sessions he attended that he found to be interesting and useful.

Mayor Soper also spoke about the recent ULCT conference and said he especially enjoyed the sessions dealing with economic development. He also referenced the upcoming vote for the ¼ cent increase in sales tax and urged citizens to get informed on the issue and make an educated vote. The Mayor said he is anxious to see colorized options for the logo design that is under development. Kent Barton said he would get an update from the economic development committee.

The Mayor noted he would like to meet in executive session with the Council for the discussion of a personnel issue.

The Mayor then asked if there were any changes noted for the draft version of the minutes from the previous Council Meeting. After no changes or corrections were noted, the Mayor called for a motion to accept the minutes from the Council Meeting of September 2nd, 2015 as presented. Vaun Mickelsen made the motion, which was seconded by Jason Vernon. Councilmembers voting “aye”: Gary Chidester, Darren Dyreng, Vaun Mickelsen and Jason Vernon. Councilmembers voting “nay”: none.

Administrator Kent Barton then reported on the following:

- ∞ Reported on the General Plan Update project which was begun last Tuesday and will continue this coming Thursday (October 17th). Eighteen Manti citizens, including members of the Council, Planning Commission, Economic Development and Historic Preservation Committees, school officials and several main street merchants, along with other interested citizens attended the first meeting.
- ∞ Informed the Council that a “Community Cleanup” week has been scheduled for the week of September 28th. Radio and print advertising have been planned.
- ∞ Discussed the planned land application project of sewer lagoon water as a method to manage our city’s wastewater. Phase 1 approval has been granted and preparations are being made so that application can begin next month.
- ∞ Arts Council recently completed a 3-night run of Aladdin Jr. Recognized the efforts of Joe and Eloise Liddell and their committee for the outstanding opportunities they have provided to our young people.
- ∞ Informed members of the Council regarding an opportunity for re-order of a Henry commemorative .22 rifle through UMPA.
- ∞ Indicated that he has items dealing with property negotiation for discussion in closed session.

Mayor Soper called for a motion to move into closed session to discuss personnel and property negotiation issues. Darren Dyreng made the motion, which was seconded by Gary Chidester. Councilmembers voting “aye”: Gary Chidester, Darren Dyreng, Vaun Mickelsen and Jason Vernon. Councilmembers voting “nay”: none.

RETURNED TO REGULAR SESSION FOLLOWING CLOSED SESSION

The bills were presented for payment. Following review by the Mayor and Council, Vaun Mickelsen made the motion to pay the bills and adjourn. Darren Dyreng seconded. Councilmembers voting “aye”: Gary Chidester, Darren Dyreng, Vaun Mickelsen and Jason Vernon. Councilmembers voting “nay”: none.
The meeting adjourned at 8:25 p.m.

General Account

PTIF	\$ 6,050.00
Mechanical Association	2,526.59
Utah State Treasurer	579.16
State Stone	7,500.00
Justin Aagard	40.00
Valley Builders	82,756.47
Jones & DeMille Engineering	5,871.00
Jones & DeMille Engineering	5,322.50
Michelle Francks	75.00
Sunny Hammouri	137.44

Korry Soper, Mayor

Kent Barton, Recorder/Administrator