

**MINUTES OF THE CITY OF HARRISVILLE  
CITY COUNCIL MEETING**

Tuesday, May 10, 2011  
7:00 p.m.  
Council Chambers  
363 West Independence Blvd.  
Harrisville, Utah 84404

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**PRESENT:** Mayor Richard Hendrix, Council Member Chad Allen, Council Member Wayne Crowther, Council Member Bruce Richins, Council Member Michelle Tait, Council Member Grover Wilhelmsen.

**STAFF:** Lynn Fortie, City Treasurer; Jennifer Morrell, City Recorder; Bill Morris, City Administrator.

**VISITORS:** Ruth Pearce, Jeff Pearce, David Caulford, Lance Allen, Nathan Caulford.

**7:00 P.M. CITY COUNCIL MEETING**

1. Mayor Richard Hendrix called the meeting to order and welcomed all visitors.
2. Council Member Tait led the Pledge of Allegiance and offered the opening ceremony.

**3. CONSENT ITEMS**

- a. **Approve the minutes of April 26, 2011 as presented.**

**MOTION: Council Member Tait motioned to approve the minutes of April 26, 2011 as presented. Council Member Wilhelmsen seconded the motion. All Council Members voted aye. Motion passed.**

**4. PUBLIC COMMENTS**

None.

**5. BUSINESS ITEMS**

- a. **Recognition of current CERT coordinator Edd Caulford and appointment of new CERT coordinator.**

Mayor Hendrix recognized Edd Caulford for his years of service to the City as the CERT coordinator and presented a plaque to him in recognition of all the time and effort he put into implementing the CERT program. Edd Caulford thanked his family and those who have helped him over the years. He recalled some of the projects that were done including the clean-up of the CERT building by Boy Scouts.

Mayor Hendrix appointed Ruth Pearce to be the new CERT coordinator which was approved by common consent of the Council.

- b. **Discussion and/or possible action on contract extension with Waste Management for residential solid waste collection and disposal.**

Lance Allen, Government Affairs Representative for Waste Management, mentioned there will not be an increase in the CPI until July 2013 and the fuel surcharge will not begin until then. Council Member Crowther asked how many times this contract has been put out for a bid. Mayor Hendrix explained that it has not been placed out for bid because of the excellent service Waste Management has given the City.

Council Member Crowther said he wanted to ensure there was a competitive edge and that this was being done fairly. Council Member Richins asked about Waste Management approaching the HOA's with the possibility of lowering rate with the increased customer base. Mr. Allen said that is forthcoming.

Council Member Richins questioned the different rates on the memo from Waste Management, the 2007 contract, and the request for council action report. Jennifer Morrell explained that the \$12.31 reflects the increase that will be effective July 2013, and the \$13.75 is what the City currently charges residents. The \$11.48 on the 2007 contract was the amount we were charged when the contract was first signed.

Mr. Allen explained the Fuel Protection paragraph. He said it is a 12 month look back with the average fuel cost being used to determine whether an increase is warranted. Council Member Wilhelmsen asked about the recycle rate and if it was cost effective. Mr. Allen said the recycling rate is lower in Harrisville than in other communities. He is planning to work on educating residents to increase participation. He said most often residents are not sure what to put in the recycle bin so they throw it in their regular bin.

Council Member Tait asked about the adjustment for the CPI and Council Member Crowther clarified what the City is able to charge. Mr. Allen pointed out that the 0% floor rate only applied to the CPI and not the overall rate increase. He also said the City can charge whatever they want. Mayor Hendrix stated we do not want to make money on garbage services but cover our costs. He also mentioned that in past years the City has had to take money from the General Fund to reimburse the Garbage Fund because we were not collecting enough to cover costs.

Council Member Allen asked why we were doing this extension now when the contract does not expire for another year. Lance Allen explained that he was able to hold the CPI constant for two years because we are signing the extension now.

Council Member Allen also questioned why we didn't go through the process of getting bids from other companies when that had been discussed. Mayor Hendrix said other cities have put it out for bid and Waste Management has been lower by a considerable margin.

**MOTION: Council Member Tait motioned to approve the contract extension with Waste Management for the residential solid waste collection and disposal. Council Member Richins seconded the motion. Roll call vote was taken. Council Members Allen and Crowther voted no. Council Members Richins, Tait, and Wilhelmsen voted yes. Motion passed.**

**c. Discussion and/or possible action to set a public hearing for June 14, 2011 for purposes of amending the FY2010-11 budget in accordance with UCA §10-6-127.**

City Treasurer, Lynn Fortie, stated that he does not have any proposed amendments at this time but a public hearing needs to be set to address it.

**MOTION: Council Member Richins motioned to set a public hearing for June 14, 2011 for purposes of amending the FY2010-11 budget in accordance with UCA §10-6-127. Council Member Allen seconded the motion. All Council Members voted aye. Motion passed.**

**d. Discussion and/or possible action on adoption of tentative FY2011-12 budget in accordance with UCA §10-6-113, and set public hearing on proposed final budget for June 14, 2011.**

Mr. Fortie explained that changes from the last meeting have been incorporated, primarily to extend the payback period of the motor pool items. He also added that the \$105,000 expenditure for the RAMP money was added and then he balanced the budget.

Mr. Fortie reviewed the budget summary and explained the decrease in revenues was mainly due to sales tax and intergovernmental revenues. The intergovernmental revenue is the RAMP money we received last year. He said there will be no property tax increase above the certified rate. He did point out that there is a use of fund balance of \$124,797 but added that the expenses have been reduced \$93,420 from what was budgeted last year.

He gave a quick overview of benefits saying that there was 0% for COLA and merit increases, health insurance and dental insurance rates are budgeted at the same rate as last year, public safety retirement rates are .94% higher than last year, and non-public safety retirements rates are .40% higher than last

year's rates. He also reviewed the equipment that would be purchased in the new fiscal year including 3 new vehicles for the Police Department and a truck, mower, and backhoe for Public Works.

Mr. Fortie said that sewer treatment costs are expected to increase and the sewer fees will be increased to \$17.10 to cover the costs. He said there will be no fee increase for storm water or for garbage or recycling. He said this fulfills the requirement to identify the salient changes from last year's budget.

Council Member Richins asked about the current sewer fees. Mayor Hendrix said it was \$15.10. Council Members discussed when the treatment plant would be done and how much longer we would be seeing an increase from Central Weber Sewer. Mr. Fortie said he heard this would be the final increase to cover the costs of the new facility. Mayor Hendrix pointed out that some cities paid all at once and others opted to pay incrementally as Harrisville did.

Council Member Richins asked about the reduction in expenses that were discussed at the last meeting. Mr. Fortie said the expenses were decreased but the \$105,000 expenditure of the RAMP money for the splash pad was added in. Mayor Hendrix acknowledged this made things look worse than they are. Mr. Fortie added that this is a tentative budget and changes can be made prior to adoption of the final budget.

**MOTION: Council Member Allen motioned to adopt the tentative budget for FY2011-12 and set a public hearing for June 14, 2011 to approve the final budget. Council Member Wilhelmsen seconded the motion. All Council Members voted aye. Motion passed.**

**e. Discussion and/or possible action on approval of sale agreement with YESCO for new marquee.**

Mayor Hendrix explained this sale agreement was for the new electronic message/monument style sign for the city offices. Ms. Morrell explained the time frame for producing the sign and the need to approve it today in order have it included in the current fiscal year.

Council Member Crowther asked if the new sign ordinance allows this type of sign. Bill Morris explained that the pending ordinance will allow this and said it will be on the next agenda. He pointed out that the sale agreement is being approved subject to the sign ordinance being passed.

Council Member Allen asked why this did not go out for bid and questioned YESCO being the sole source. Mayor Hendrix explained that YESCO was a sole source as the other companies require a maintenance agreement. He said YESCO can provide the sign and service it, providing all the parts and maintenance. Mayor Hendrix also pointed out that YESCO has a good reputation and they take care of the sign from design all the way through to repair.

Council Member Crowther thought three bids were solicited. Mayor Hendrix and Mr. Morris reminded him that there were three design options from YESCO but not 3 bids. Mr. Morris said there is no need to call around when you are dealing with sole source providers. Mayor Hendrix stated that Gene Bingham did make some phone calls and determined that YESCO was the only source to meet all the requirements.

Council Members expressed doubt that YESCO was the only source and there was no other competition. Mayor Hendrix suggested the sign could be put off and the money added to next year's budget. Mr. Morris commented that a client of his had a sign made by another company but when it failed it could not be repaired because of foreign parts. YESCO provides their own parts.

Council Member Allen reiterated his concern that this was not going out to bid and the sign ordinance has not been approved. He also asked why we are going with the most expensive sign. Council Members discussed why the monument style sign was chosen. Ms. Morrell clarified that the brick work was in addition to the cost of the sign. Mr. Morris said we wanted to set an example for our businesses and create a nice sign.

Ms. Morrell stressed the thoroughness of Gene Bingham, Public Works Director, in each project he is responsible for. She said he has researched this and would not have chosen YESCO as a sole source if there were better or cheaper options available. She stressed that Mr. Bingham has confirmed there are no other companies that can offer the same or similar product.

Council Member Crowther feels this item should be tabled. Council Member Wilhelmsen voiced his support of approving this and felt it was appropriate even though the sign ordinance was pending. He feels it is common sense to use YESCO because they can maintain the sign.

Council Member Tait said it feels like this has been rushed even though staff members have been working on it for some time. Council Member Allen acknowledged that he was absent when the option for this sign was presented to the Council. Mr. Morris explained the law for pending ordinances and read the portion of the new sign ordinance that applies to electronic signs. Council Members discussed how often the messages would change.

**MOTION: Council Member Tait motioned to approve the sale agreement with YESCO for new marquee/monument style sign subject to the pending sign ordinance and authorize Mayor Hendrix to sign the sale agreement for Option 4 for the amount of \$31,830. Council Member Wilhelmsen seconded the motion. Roll call vote was taken. Council Members Richins, Tait, and Wilhelmsen votes yes. Council Members Allen and Crowther voted no. Motion passed.**

## **6. PUBLIC COMMENTS**

Ruth Pearce, 295 East 1150 North, wants to know where the FY2011-12 tentative budget will be posted. Mr. Morris said it will be available in the City Recorder's office and posted on the website.

## **7. MAYOR/COUNCIL FOLLOW UP**

Council Member Wilhelmsen commented on Heritage Days and said they are looking for a Fear Factor committee chairperson. He said everything else is falling into place. Council Member Tait said Little Miss Harrisville applications are due by May 27<sup>th</sup> and asked Mayor Hendrix if he could MC the contest. Mayor Hendrix gladly accepted the responsibility.

Council Member Wilhelmsen explained that he received an email from Sharesa Woods with Safe Routes to Schools stating there was \$3,400 left unspent from the grant money. He suggested contacting the schools again and possibly the Police Department to see what they need. He mentioned the Safe Routes to School assembly that is put on by the Police Department and said their salary during the time of the assembly could be covered by the grant. Council Member Wilhelmsen also reiterated that the money could not be used for infrastructure.

## **8. ADJOURN**

Mayor Hendrix moved to adjourn at 8:03 p.m.

*The content of the minutes is not intended, nor are they submitted, as a verbatim transcription of the meeting. These minutes are a brief overview of what occurred at the meeting.*

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**RICHARD HENDRIX**  
Mayor

**ATTEST:**

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**JENNIFER MORRELL**  
City Recorder

Approved this 10<sup>th</sup> day of May, 2011