

MINUTES OF A REGULAR COUNCIL MEETING
HELD MAY 5TH
AT THE CITY CENTER

The meeting was called to order by Mayor D. Lynn Crook at 6PM.
Councilmembers present: Keith Broadhead, David Hathaway, Hortt Carter, Max Holman and Gerald Fowkes.

Executive Session With Attorney: Keith moved the Council adjourn into an executive session, Hortt seconded, passed 0-5.

Council returned to the regular meeting at 8:30PM.

Present: Ken & Richard Chamberlain, Attorneys - J.D. McDonald, Division of Water Quality - Paul Howard, Farmers Home Administration - Alden Robinson & Val Kofoed, Sunrise Engineers - Floyd Alder, Harriet Hallett and Mike Cruz.

J. D. McDonald and Paul Howard were excused.

Mayor Crook stated the executive session involved the lagoon site purchase of land and the problems involved with the possibility of going to court. He further stated representatives from Federal and State agencies were present to advise them on the availability of promised loans and grants if the project is delayed. Also present were attorneys and engineers to answer questions regarding additional cost, if the issue goes to court, and other related questions. Mayor Crook then asked for a motion on the business of the executive meeting.

Keith moved to approve the change in cost, as outlined, for Sunrise Engineers, Attorneys, Dennis Carlisle and others and to proceed with the court date for condemnation on May 21, 1992. Hortt seconded and motion passed 5-0.

Hortt moved a settlement offer be sent to Ricki and Barbara Rowley after they receive notice of the May 21st court date. That Mr. & Mrs. Rowley be offered \$1,000 per acre over the appraised cost if an agreement is completed out of court. Max seconded and motion passed 5-0.

Review of Tank Site: Mayor Crook reported he had received a letter from Kimball Hansen, part owner of the proposed tank site. Mr. Hansen signed the agreement on condition a correction on the boundry line description be made. Mr. Hansen agreed to encourage his partners to sign the agreement also.

Ken Chamberlain stated the letter from Mr. Hansen, was not an agreement but rather an agreement to neogiate.

Keith reported there was a boundry line dispute between Mel Perry and the other property owners. Options on obtaining an easement and tank site from Hansen & Co-Owners or Wildlife Resources was discussed.

Val Kofoed reviewed the pay request. Val reported the well tested 988 gallons per minute. The well was tested longer and used more grout than estimated. Val recommended Webber Drilling be paid an additional \$8,000, as per change order, due to these additional expenses. Council approved.

Council agreed Badger Construction was doing a good job. Mayor Crook stated he had received compliments on their work and their consideration for residents in the neighborhood they were working in.

Alden Robinson, Val Kofod, Ken Chamberlain and Richard Chamberlain were excused.

David led the Pledge of Allegiance.

Approval of the Minutes of April 21, 1992: Keith moved the minutes be approved as corrected, Max seconded, passed 5-0.

Encroachment on City Streets: Gerald discussed encroachments onto city streets with fences, rock gardens and etc. Gerald reported a letter had been prepared by the City Attorney, Bill Hansen, which could be signed by a councilmember, mayor or officer and given to the violator. This letter states the action which will be taken by the city if the problem is not corrected.

Preliminary Budget for 1993: Mayor Crook reviewed the 1992 Budget stating the overall budget looked good. Some adjustments would be needed. Compost, limb shearer and other projects for the 1993 budget were suggested if funds were available. Keith moved to adopt the 1992 budget for the preliminary 1993 budget, Max seconded, passed 5-0.

Job description for officers in the Fire Department and EMTs was requested. David agreed to have this prepared.

Keith reported the firemen would receive \$2,600 for a house fire they worked on all day in the county. He stated the firemen suggested putting money into the budget to cover wages for this fire. The remainder of the money they wished to put with funds received from the sale of two old air packs and purchase two new air packs. The old air packs do not qualify now but are acceptable for orchard spraying. The council agreed this could be done this fiscal budget if the money is received in time.

Business License: Hartt moved to approve a business license for Peter Gordon, new owner of Corner Mart, Max seconded, passed 5-0.

Bills: Keith moved to approve the bills in the amount of \$7,787.03 plus \$25.00 for Joyce Montoya for Master of Ceremony of the Queen Pagent, Max seconded, passed 5-0.

Miscellaneous: Mayor Crook suggest the Firemen and E.M.T.s reconsider tearing down the old part of the old city hall. It was agreed to postpone action untill the new budget and to obtain an estimate from a licensed contractor for this project.

David reported the E.M.T.s would like on the next agenda to discuss problems within their organization.

Max reported it would cost \$1,400 to repair the lawn mower. Council approved the purchase of a new mower. Max agreed to get three bids for a new mower.

Council approved the installation of a fence at the rodeo grounds. Max stated the lowest bid was \$2,700 but he was waiting for another bid.

Adjournment: At 10PM Hortt moved to adjourn, everyone seconded, passed 5-0.

Approved this 19th day of May, 1992.

D. Lynn Crook
D. Lynn Crook, Mayor

Elaine Tasker
Elaine Tasker