

**Minutes of the Garland City Council meeting held on May 15, 2024, at 8:26 pm at the Garland City Building.**

<b>Mayor Linda Bourne</b>	<b>present</b>
<b>Council Member Sharla Nelson</b>	<b>present</b>
<b>Council Member Josh Munns</b>	<b>present</b>
<b>Council Member Donnie Howell</b>	<b>present</b>
<b>Council Member Jeanette Atkinson</b>	<b>virtual</b>
<b>Council Member Tena Allen</b>	<b>present</b>

**Mayor Bourne called the meeting to order. Council Member Nelson gave the invocation and Council Member Allen led the Pledge of Allegiance.**

**Council Member Munns made a motion to approve the agenda. A second was made by Council Member Nelson. All council members present voted in favor of the motion.**

**Council Member Howell made a motion to approve the minutes for March 20, 2024, and May 1, 2024. A second was made by Council Member Munns. All council members present voted in favor of the motion.**

**Council Member Howell made a motion that we table the minutes for April 10, 2024. A second was made by Council Member Munns. All council members present voted in favor of the motion.**

**Mayor Bourne asked if there were any open comments from the public. Merrilee Gardner stated she wanted to thank all the firefighters, EMS workers, and police officers for their service. She also stated she is very glad we have hired a code enforcement officer because she still gets people asking her questions about code enforcement issues even though she doesn't work for the city any longer. She asked about raising impact fees. James Hall commented about noxious weeds and making people take care of them. He also commented on the speed limit on 1400 South and all the speeding. Claudio Santiago complained about speeding on Canal Bank Road and the large equipment going over the bridge. Debra Long complained about Lakeshore and traffic on West Factory Street. Dan Austin complained about the large equipment on Canal Bank Road and reminded the council this is the second time he has been here to make sure the city is aware and ask for something to be done. He also commented that he doesn't understand why we are approving anything for the West Factory Street Project until we have permission to go under the railroad. John McClellan asked how we could raise the utility bill so much and would like more information.**

**Mayor Bourne stated the first item under new business is a discussion and possible action on a city accountant and stated they should all have the proposal. Council Member Nelson asked the city attorney if it was okay to approve a new accountant without opening it up with an RFP. He replied yes since it is for professional services.**

**Council Member Nelson made a motion that we use Ulrich & Associates Certified Public Accounts as the city accountant. A second was made by Council Member Allen with all council members present voting in favor of the motion.**

**Mayor Bourne stated the next item under new business was consideration and possible action on Eastside View Phase 4 Final Plat located in the vicinity of 1150 East and 1230 South. Gary Madsen stated he has been to the planning and zoning meeting and got all the approvals and is here to get final approval for phase 4. Gary brought up that he heard some of the council have some concerns about park strips. He stated he wanted to make sure they were on the same page. Nowhere has he ever heard of the developer putting in the park strips and that it is always the homeowner who puts them in. He stated that is one of the conditions of approval and wants to have that removed because it is not his responsibility. He also stated he wants to make sure the council knows he is the developer and not the builder. He can't control what the builders do or don't do nor does he have any leverage over them. A discussion ensued.**

**Council Member Nelson made a motion that we approve the Eastside View Phase 4 final plat with the recommendations with the exception of the strike-through on number three the "park strips for this phase shall be installed and completed prior to final acceptance of the subdivision" that needs to be removed. A second was made by Council Member Howell with all council members present voting in favor of the motion.**

Mayor Bourne stated the next item under new business was a discussion and possible action on the surplus property and stated the items are the 2000 International Dump Truck, 2019 Bearcat Crack Sealer which includes the two pallets of product, 1995 Tilt Bed Trailer and the paver. A small discussion ensued.

Council Member Howell made a motion that we surplus the 2000 International Dump Truck with the blade and bed, the 2019 Bearcat Crack Sealer, the 1995 Tilt Bed Trailer, and the paver. A second was made by Council Member Nelson with all council members present voting in favor of the motion.

Mayor Bourne stated the next item under new business was a discussion and possible action on fence bids for the south side of the city building. She stated the apartments in the back have been using the city's property as a driveway and encroaching on the property and being in the way. She also stated that the new firetruck will be parked out back and we want to make sure it is not blocked in. There were several questions, issues, and alternatives discussed. A comment was made that is a lot of money to spend that could be spent on other things.

Council Member Munns made a motion not to put the fence up and pursue other avenues. A second was made by Council Member Allen with all council members present voting in favor of the motion.

Mayor Bourne stated the final item under new business was consideration and possible action on awarding the bid for the West Factory Street Project Phase 2. The city engineer, Todd Freeman, gave his recommendation based on the bids and all the numbers being checked. He stated that Marsh Construction was the lowest bidder at \$3,105,972.50. Todd discussed some of the details of the project and answered questions.

Council Member Howell made a motion to award Marsh Construction for the West Factory Street Project Phase 2 in the amount of \$3,105,972.50. A second was made by Council Member Nelson with all council members present voting in favor of the motion. Council Member Atkinson had left the meeting and was not part of the vote.

Mayor Bourne stated the next item on the agenda was reports of officers, boards, and committees. She stated the office contacted all the contractors by phone and followed up with an email about not using the bridge from Canal Bank Road to West Factory Street and that they need to use an alternate route. She also stated that if you do not have your stuff to Tiffanie by the deadline stated in her email about the newsletter your stuff will not be included. She also stated that our next meeting is supposed to be on June 5<sup>th</sup> but the Utah League of Cities and Towns is hosting a regional training at the USU Campus in Brigham City that night and some have asked if we could cancel or move the meeting. It was discussed and decided that the meeting on June 5<sup>th</sup> would be canceled and a budget work session would be held on May 28<sup>th</sup>.

Council Member Allen had nothing further to report.

Council Member Atkinson had left the meeting at this point.

Council Member Howell stated construction is underway for the stairs at the library and they are still open and they still have a lot going on. Mayor Bourne added that the library did not get the second Community Development Block Grant they applied for.

Council Member Munns had nothing further to report.

Council Member Nelson asked if we have started on our subdivision code update that is due by December. Valerie Claussen stated that they will be done.

Mayor Bourne asked if there were any financial questions. There were none.

Council Member Nelson made a motion to approve the coding for payroll and accounts payable and utility account adjustments. A second was made by Council Member Howell with Council Members Allen, Howell, and Nelson voting in favor of the motion and Council Member Munns voting against the motion.

Mayor Bourne asked if there were any requests for future agenda items and stated she had Lanise Hall down for the next meeting. Council Member Nelson stated she has a copy of the Open and Public Meetings Act for everyone because she knew Council Member Munns had some questions about closed meetings. She also stated that if Council Member Munns wanted to discuss what was in the employee handbook in section 5-02 Political Activities talks about we could add that. Council Member Munns asked if we could discuss and be educated on how the code enforcement process works with hiring a code enforcement officer and the cost involved. Mayor Bourne stated that she had received an email from a resident about the Jake Brake issue and thinks we need to revisit it and the wording.

Council Member Nelson made a motion to adjourn at 10:09 p.m. A second was made by Council Member Munns with all council members present voting in favor of the motion.

  
Sharlet Anderson, Recorder