

**REGULAR CITY COUNCIL
MEETING**

September 27, 2022

7:00 PM

City Hall



CITY OF MILLS
EST. 1921

Mayor:
Seth Coleman
Council President:
Darla Ives
Council Members:
James Hollander
Sara McCarthy
Brad Neumiller

MINUTES

CALL TO ORDER

Mayor opened the meeting at 7:00pm.

ROLL CALL

PRESENT

Mayor Seth Coleman
Council President Darla Ives
Council Member Jim Hollander
Council Member Sara McCarthy
Council Member Brad Neumiller

PLEDGE OF ALLEGIANCE

PUBLIC HEARINGS

1. Dangerous Building:4528 Mountain View Drive

Council President Ives closed the Council Meeting at 7:00pm.

Council President Ives opened the Public Hearing at 7:00pm.

Council President Ives now declared the Public Hearing opened for consideration of 4528 Mountain View Drive, Dangerous Building. The hearing will be conducted in accordance with state statutes and has been set and advertised in accordance with the statutes. I would ask those individuals who wish to address the council on this issue to approach the lectern, state your name, and address for the record. Do we have a report on this item? The City Clerk stated that all notices have been posted as well and the public hearing and the next step need to be taken into consideration. Is there anyone in the audience who wishes to speak in favor of this item? No one talked. Ives asked again if there was anyone in the audience who wishes to speak in favor of this item. No one spoke. For a third and final time is there anyone in the audience who wishes to speak in favor of this item. No one spoke. Ives asked if there was anyone in the audience who wishes to speak in opposition to this item. Leah Juarez spoke up and asked if the person has been contacted on this property? The City Clerk stated yes. Their certified mail did come back. She also stated that she wants a copy of the ad that was in the paper. Are we following code she stated? She also wants to know if Ordinances are law. The City Attorney stated that we are following our City codes and yes Ordinances are the law of the City. Ives asked is there anyone in the audience who wishes to speak in opposition to this item? No one spoke up. For a third and final time is there anyone in the audience who wishes to speak in opposition to this item. Council President Ives mentioned that after all have spoken and there being no others to speak for or against this item, I now declare the public hearing closed at 7:09pm.

2. **Dangerous Building:759 N 6th Ave & 771 N 6th Ave**

Council President Ives opened the Public Hearing at 7:09pm.

Council President Ives now declared the Public Hearing opened for consideration of 759 N 6th Ave and 771 N 6th Ave, Dangerous Building. The hearing will be conducted in accordance with state statutes and has been set and advertised in accordance with the statutes. I would ask those individuals who wish to address the council on this issue to approach the lectern, state your name, and address for the record. Do we have a report on this item? The City Clerk stated that all notices on these properties have been posted as well as the public hearing and the next steps need to be taken into consideration. Is there anyone in the audience who wishes to speak in favor of this item? No one spoke up. Ives asked again if there was anyone in the audience who wishes to speak in favor of this item. No one spoke. For a third and final time is there anyone in the audience who wishes to speak in favor of this item. No one spoke. Ives asked if there was anyone in the audience who wishes to speak in opposition to this item. Nicola Aakers was on the phone. She is the sister to Marc Alden. She stated that she has read our ordinance about liens and stated that we will charge 7% interest onto the price of the lien. She also stated that Marc has had some issues and cannot make decisions on his own. I have power of attorney over all his stuff. She wants to know why she has not been notified of any of the notices. The City Attorney stated that you have been. You had submitted a letter about the properties in questions and since you did not follow the steps your appeal was denied. The City Attorney stated that on the notices your name is not mentioned and therefore we would not have to contact you. Nicole stated that she has a problem with the amount. She wants to know why it is so much and is there a breakdown of the charges. She also stated that if we put a lien on the properties will we foreclose on the property? The City Attorney stated that if you pay the lien we will not foreclose on the properties. At this time the property would not change hands. We would just attach the lien to it. Nicole also stated that they might have some buyers for the property. She would like to know if they can have more time. The property is worth more than \$17,600. She knows that you can pay the lien after she sells the property. She kept saying that Marc is on the right tract and is a good person. He has some issues that he is trying to figure out. He wants to continue to live in Mills. She also stated that when we took the buildings down that there was some stuff that was taken that belonged to Marc. She wants to know what happened to them. Marc only gets \$1034.00 a month and wants to know if he can make monthly payments. The City Attorney stated that is not for him to decide. That is up to the Council. But if the lien is recorded the City would have to be paid off before the property can go to anyone else. At this time the City Attorney was getting upset with what Nicole was suggesting. Nicole was stating that she just wants more time before the City decides to put a lien on the property. She thinks that putting a lien on the property will stop the sale of the property. Ives asked if there anyone in the audience who wishes to speak in opposition to this item? Kim Perez was present to talk in behalf of Marc. Marc works for her and he has helped him get on his feet. She wants to know as well if we can wait a few weeks to file the lien till they can get things figured out. Marc wants to get an attorney to help him make a decision. The City Attorney stated that this property is not up for a vote tonight. Giving more time would be a Council decision. Nicole stated again that their father had left money in a trust and it takes time to get the money. There are rules we have to follow. She hopes that there is a way to work this out. The City Attorney stated that he thinks they are wanting a tolling agreement. The City Attorney again was feeling like they are wanting him to do something that is not right to do. For a third and final time is there anyone in the audience who wishes to speak in opposition to this item. Mike Robb spoke in opposition to this item. He is a good friend of Marc. He thinks what we did is wrong. Marc was in jail at the time and we took advantage of the situation and he came back from jail to nothing. He did not have a chance to get his stuff out of the house and there are things missing that Marc would like back. Marc is suffering from mental issues. He would like to know why we did not condemn the property first. He stated that the structure was bad but the foundation was good. He could rebuild on that. What happened to his personal belongings? He feels that the clean-up was done wrong. He feels that the City took advantage of a person down on his luck. Council President Ives mentioned that after all have spoken and there being no others to speak for or against this item, I now declare the public hearing closed at 8:06pm.

3. **Fire Hydrant Place Project Grant**

Council President Ives opened the Public Hearing at 8:06pm.

Council President Ives now declared the Public Hearing opened for consideration of the Fire Hydrant Replacement Project. The hearing will be conducted in accordance with state statues and has been set and advertised in accordance with the statutes. I would ask those individuals who wish to address the council on this issue to approach the lectern, state your name, and address for the record. Do we have a report on this item? The Community Development Director stated that this part of the WCDA Block Grant requirements and this is the second public hearing. This grant is to replace 49 fire hydrants in the City. We want to replace old ones that are in bad shape. Is there anyone in the audience who wishes to speak in favor of this item? Scott Clamp stated the he is happy we are doing this. He has one on his property and it needs to be replaced. He believes that this is a great project. Ives asked again if there was anyone in the audience who wishes to speak in favor of this item. No one spoke. For a third and final time is there is anyone in the audience who wishes to speak in favor of this item. No one spoke. Ives asked if there was anyone in the audience who wishes to speak in opposition to this item. Ives asked is there anyone in the audience who wishes to speak in opposition to this item? No one spoke up. For a third and final time is there anyone in the audience who wishes to speak in opposition to this item. Council President Ives mentioned that after all have spoken and there being no others to speak for or against this item, I now declare the public hearing closed at 8:10pm.

CONSENT AGENDA

Minutes

4. **Council Meeting Minutes 9-13-2022**

Motion made by Council Member McCarthy, Seconded by Council President Ives.

Voting Yea: Mayor Coleman, Council President Ives, Council Member Hollander, Council Member McCarthy, Council Member Neumiller

5. **Executive Session Minutes 9-13-2022 for a Legal Issue**

Motion made by Council Member McCarthy, Seconded by Council President Ives.

Voting Yea: Mayor Coleman, Council President Ives, Council Member Hollander, Council Member McCarthy, Council Member Neumiller

City Licenses

6. **New and Renewal Business and Contractor Licenses 9-27-2022**

Motion made by Council Member McCarthy, Seconded by Council President Ives.

Voting Yea: Mayor Coleman, Council President Ives, Council Member Hollander, Council Member McCarthy, Council Member Neumiller

Financial Approvals

7. Fire Payroll

Motion made by Council Member McCarthy, Seconded by Council President Ives.
Voting Yea: Mayor Coleman, Council President Ives, Council Member Hollander, Council Member McCarthy, Council Member Neumiller

8. Regular/Police Payroll

Motion made by Council Member McCarthy, Seconded by Council President Ives.
Voting Yea: Mayor Coleman, Council President Ives, Council Member Hollander, Council Member McCarthy, Council Member Neumiller

9. Financial Breakdown Reports 9-27-2022

Motion made by Council Member McCarthy, Seconded by Council President Ives.
Voting Yea: Mayor Coleman, Council President Ives, Council Member Hollander, Council Member McCarthy, Council Member Neumiller

10. Court Income August 2022

Motion made by Council Member McCarthy, Seconded by Council President Ives.
Voting Yea: Mayor Coleman, Council President Ives, Council Member Hollander, Council Member McCarthy, Council Member Neumiller

ORDINANCES AND RESOLUTIONS

11. Resolution 2022-36: Fair Housing Resolution City of Mills Fire Hydrant Replacement Project

Motion made by Council Member Neumiller, Seconded by Council Member Hollander.
Voting Yea: Mayor Coleman, Council President Ives, Council Member Hollander, Council Member McCarthy, Council Member Neumiller

12. Resolution 2022-37: A Resolution Regarding the Establishment of a Shelf- Assessment Fire Inspection Program for the City of Mills

Motion made by Council President Ives, Seconded by Council Member Neumiller.
Voting Yea: Mayor Coleman, Council President Ives, Council Member Hollander, Council Member McCarthy, Council Member Neumiller

COUNCIL APPROVALS

13. Council Approval of the Animal Contract with Metro

Motion made by Council Member Neumiller, Seconded by Council Member McCarthy.
Voting Yea: Mayor Coleman, Council President Ives, Council Member Hollander, Council Member

OPEN DISCUSSION

Scott Clamp: 720 Wasatch

Scott Clamp stated the he feels that the people that are running for office need to be on Council first before they run for Mayor. First he stated that if you are wanting to be on Council then a person should come to work sessions and meetings. You have to know what is going on. You have to care about what the City is trying to accomplish. He also stated that many of the people running are not aware of the hours that need to be put in. He stated that he wanted to be on Council many years ago, but realized it not work his schedule. A person has to want to put in the hours and time to care of this City. He knows that some of the people are not willing to do that. He wants to thank all the Council now. He stated that your job is a thankless job. You all have done a great job and you have done well for the residents of the City. People that are running for the spots need to realize that you can't come in and think that your way is right. He asked the Council how many hours they put in. Councilman Neumiller stated that he has lost track. It takes a lot of his time to keep up on his duties. Councilman McCarthy stated that people have to come to meetings and being on council requires a lot of time and lots of reading. You have to offer ideas and work as a group. Mayor stated that there will be hard times and good ones. You have to use the public's money in the right way. He loves being Mayor. He finds it very rewarding that he is making a difference in Mills. Again, Scott said "Thank You for all that you do"!

EXECUTIVE SESSION

14. Legal Issue

Mayor asked for a motion to go into Executive Session for a Legal Issue at 8:25pm.

Motion made by Council Member Neumiller, Seconded by Council Member Hollander.
Voting Yea: Mayor Coleman, Council President Ives, Council Member Hollander, Council Member McCarthy, Council Member Neumiller.

Back from Executive Session at 8:42pm. No Action Taken

15. Real-Estate Issue

Mayor asked for a motion to go into Executive Session for a Real-Estate Issue at 8:42pm.

Motion made by Council President Ives, Seconded by Council Member Neumiller.
Voting Yea: Mayor Coleman, Council President Ives, Council Member Hollander, Council Member McCarthy, Council Member Neumiller.

Back from Executive Session at 9:00pm. No Action Taken

16. Real-Estate Issue

Mayor asked for a motion to go into Executive Session for a Real-Estate Issue at 9:01pm.

Motion made by Council Member McCarthy, Seconded by Council President Ives.
Voting Yea: Mayor Coleman, Council President Ives, Council Member Hollander, Council Member McCarthy, Council Member Neumiller.

Back from Executive Session at 9:17pm. No Action Taken

ADJOURNMENT

Mayor asked for a motion to adjourn at 9:17pm.

Motion made by Council Member Neumiller, Seconded by Council Member Hollander.

Voting Yea: Mayor Coleman, Council President Ives, Council Member Hollander, Council Member McCarthy, Council Member Neumiller

NEXT MEETING - October 11th, 2022 @ 7:00pm/ October 25th, 2022 @ 7:00pm

NEXT WORK SESSION - October 10th, 2022 @ 9:00am/ October 11th, 2022 @ 6:00pm/ October 25th, 2022 @ 6:00pm

In accordance with the Americans with Disabilities Act, persons who need accommodation in order to attend or participate in this meeting should contact City Hall at 307-234-6679 within 48 hours prior to the meeting in order to request such assistance.

Mayor, Seth Coleman

City Clerk, Christine Trumbull