

WESTFIELD CITY COUNCIL, July 14, 2008

The Westfield City Council met in regular session Monday, July 14, 2008 at the Westfield City Hall. Members present were Bob Smith, Bob Horkay, John Dippel, Melody Sweat, Tom Smith, Ken Kingshill and Rob Stokes. Also present were Chief Administrative Officer, Bruce Hauk, Mayor, Andy Cook, Teresa Skelton appointed by Clerk Treasurer Cindy Gossard and Legal Counsel, Brian Zaiger. Mayor Cook called the meeting to order at 7:00 p.m.

Approval of Minutes:

There was some clarification regarding the June 9, 2008 minutes as the tape was lost and the minutes were written according to notes made by the appointed party.

There was some discussion and the June 9, 2008 minutes will be amended.

Bob Horkay made a motion to approve June 9, 2008 and June 23, 2008 minutes as amended. Bob Smith seconded. Vote: Yes-7; No-0. Motion carried.

Guests:

Tom Goins presented an Open Door handout and thanked the Council for their support.

Tom Goins also spoke regarding CrossRoads Church plans to apply for a building permit and will be requesting the waiving of the fees.

Claims:

Melody Sweat made a motion to approve claims as presented. Rob Stokes seconded. Vote: Yes-7; No-0. Motion carried.

Miscellaneous Business/Special Recognition:

Proclamation: Faith, Hope and Love Week

Mayor Cook presented and read the Proclamation.

Old Business:

Ordinance 08-14: Cumulative Capital development (CCD) Fund Schedule

Introduction – June 9, 2008

Second Reading – July 14, 2008

Public Hearing – July 14, 2008

Adoption Consideration – July 14, 2008

Bruce Hauk presented this item explaining the CCD Fund and was asking for approval to raise the levy to the maximum amount.

Public Hearing opened 7:26 pm

Ron Thomas spoke stating he could understand the need to increase the Levy amount but this would also raise the tax bills and he opposed this increase.

Sharon Williams asked if there was any accountability when taxes are raised of what has been received and spent.

Public Hearing closed 7:30 pm

President Kingshill stated that all of the Cities records are Public Record and could be received upon request.

President Kingshill also explained that passing this Ordinance tonight does not mean they are raising taxes but giving the City the tools needed to set the budget.

Bruce Hauk stated the goal is to lower tax bills not tax rates.

John Dippel made a motion to approve Ordinance 08-14 as presented. Bob Smith seconded. Vote: Yes-7; No-0. Motion carried.

Ordinance 08-35: Annexation – Brookside, Sec.5

Introduction – June 9, 2008

Second Reading – July 14, 2008

Public hearing – July 14, 2008

Adoption Consideration – August 11, 2008

Greg Anderson presented this item with an aerial photo of the 10 parcels to be annexed. Greg also explained this comes to the Council as a voluntary annexation and this Ordinance is not up for consideration tonight.

Public Hearing opened 7:38 pm

None

Public Hearing closed 7:39 pm.

Resolution 08-31 Fiscal Plan- Brookside, Sec. 5

Introduction – July 14, 2008

Second Reading – August 11, 2008

Adoption Consideration – August 11, 2008

Greg Anderson presented this item also stating this Resolution is outlining State Statute requirements for annexation.

New Business:

Ordinance 08-36 Rezone – Villas at Timber Ridge

Introduction – April 14, 2008

First Reading – July 14, 2008

Adoption Consideration – August 11, 2008

Greg Anderson presented this Rezone stating this went to the APC with a positive recommendation from City staff. Greg also explained this rezone is compliant with documentation and procedure.

Greg explained with the process through APC this rezone comes to the Council with no recommendation therefore this will need a second reading.

There was some discussion with the Council and Petitioner.

President Kingshill stated he would like to establish an ADHOC Committee to report back to Council regarding this Rezone in an announced Public meeting.

President Kingshill stated without any objections from the Council he would like to appoint John Dippel, Tom Smith and Melody Sweat to the ADHOC Committee.

**Resolution 08-33 Amendment to Community Development Application &
Permit Fees
Introduction – July 14, 2008
Second Reading – August 11, 2008
Adoption Consideration – August 11, 2008**

Greg Anderson introduced this Resolution and highlighted some of the amendments.

There was some discussion with the Council.

Resolution 08-30: B & K Real Estate Investment, LLC

Joe Plankis presented Resolution 08-30 and 08-31 are tied together explaining this includes 2 corporate entities but dealing with one piece of property. Joe stated this is a request for 8 year tax abatement.

Joe read a letter and an e-mail from business owners in favor of these abatements.

President Kingshill opened up for public input.

Conrad McGinnis President of Curtis Dyna Fog stated he felt Westfield needed to have an evaluation process for abatements.

Jim Ake spoke also in support of the abatements.

There was some discussion among with the Council.

Bob Smith made a motion to approve Resolution 08-30 as presented. John Dippel seconded. Vote: Yes-7; No-0. Motion carried.

Resolution 08-31: I.B.C. Real Estate Investment, LLC

Joe Plankis explained this item was included with Resolution 08-30.

Bob Horkay made a motion to approve Resolution 08-31 as presented. Melody Sweat seconded. Vote: Yes-7; No-0. Motion carried.

Resolution 08-34: Resolution to Support participation in the Rails

Kurt Wanninger presented this item stating this Resolution supports the MPO (Metropolitan Planning Organization) and their commitment to the Rails and Trails program.

Melody Sweat made a motion to approve Resolution 08-34 as presented. Rob Stokes seconded. Vote: Yes-7; No-0. Motion carried.

**Resolution 08-40: Fire Department HazMat & Non-Emergency Incident Response Fees
First Reading**

Fire Chief Todd Burtron presented this item stating this resolution would allow the Fire Department to set a schedule of fees related to Non-Emergency Responses, Hazardous Material Responses and Life Safety Inspections.

**Ordinance 08-38: Ordinance establishing an Ordinance Violation Deferral Program
Introduction**

Brian Zaiger stated this Ordinance would establish a Deferral Program. Brian explained the Deferral Program and how this would affect the fees received and the advantage to the Police Department.

City Council Comments:

None

Mayor Comments:

Continue to support the City Market on Friday's

Grand Junction continues with consultant interviews

Board of Public Works approved transportation improvements

Forbes Magazine announced Hamilton County is #1 in the nation in places to raise a family

New carpet has been installed in City Hall

July 4th came and went without incident

Adjourn:

Bob Horkay made a motion to adjourn. Ken Kingshill seconded. Vote: Yes-7; No-0. Motion carried.

With no further business the meeting adjourned at 9:08 p.m.

Clerk-Treasurer

Council President