Minutes of the Price City Council Meeting
City Hall: Price, Utah
January 12, 2011 at 5:30 p.m.

Present:
Mayor Joe L. Piccolo

Councilmembers:	Nick Sampinos, City Attorney
Jeff Nielson	Nick Tatton, Community Director
Jeanne McEvoy	John Daniels, Human Resource Director
Richard Tatton	Aleck Shilaos, Police Chief
Rick Davis	Gary Sonntag, Public Works Director
	Laurie Tryon, City Recorder
	Pat Larsen, Finance Director

Others Present: Lisa Richens, Betty Kiser, Eric Johnson, Kevin Scannell, Russell Seeley, Benoni Sowah, Lloyd Logan, Kenneth Carpenter and Wayne Clausing
Excused Absence: Bret Cammans-Customer Service Director and Councilmember Hanna-Smith

Mayor Piccolo called the meeting to order at 5:30 p.m. and led the Pledge of Allegiance. Roll was called with the above Councilmembers and staff in attendance.

1. PUBLIC COMMENT-No public comment was received.
Wayne Clausing, representing Carbon County Chamber of Commerce, requested use of some extra space that is now available in their building that is owned by Price City for an Easter Seals volunteer. He stated that the Chamber could not request a volunteer until they had an office space assured. Mayor Piccolo stated that the space must be offered to Price City departments first and he would send an inquiry to all City Departments as soon as possible and let the Chamber of Commerce know by the end of the month whether additional space can be made available.

   Betty Kiser, representing Downtown Alive requested that the committee be involved in the Price City Centennial celebration planned for 2011. She stated that the committee would like to involve the local youth groups and schools in the celebration. Mayor Piccolo stated that he would let the group know as soon as possible as to the direction Price City will follow on this matter.

2. COUNCILMEMBERS REPORT-The Mayor and Councilmembers presented an update on the activities and functions in which they have participated.

3. PUBLIC HEARING. Public hearing to receive input regarding annual updates to the Price City Land Use Management and Development Code. **MOTION**. Councilmember Davis moved to open the public hearing at 5:56 p.m. Motion seconded by Councilmember Nielson and carried. Nick Tatton stated that the code is updated once a year and that the Planning and Zoning Commission had recommended adoption of the updates by resolution. **MOTION**. Councilmember Tatton moved to close the public hearing at 5:57 p.m. Motion seconded by Councilmember Nielson and carried.

4. PUBLIC HEARING-A Public Hearing to receive input from the public with respect to the issuance of taxable water and sewer revenue bonds and the economic impact that the issuance of the bonds will have on the private sector. The bonds are to be issued in the aggregate principal amount of not to exceed $1,600,000, for the purpose of financing improvements to the City's water system and to pay the costs of issuing the bonds. **MOTION**. Councilmember Tatton moved to open the public hearing at 5:47 p.m. Motion seconded by Councilmember McEvoy and carried. Eric Johnson a bond attorney from the law office of Blaisdell and Church of Salt Lake City, introduced himself and stated that the water project is in the Emma Park area and that the City has obtained a grant for 1,442,300 from the Permanent Community Impact Board and a loan in the amount of 1,443,000 at 0% interest for 20 years. **MOTION**. Councilmember Tatton moved to close the public hearing at 5:51 p.m. Motion seconded by Councilmember Nielson and carried.

5. RESOLUTION-2011-01- Consideration of adoption of a Resolution authorizing the issuance and confirming the sale by Price City, Utah (the "Issuer"), of its $387,000 taxable water and sewer revenue bonds, Series 2011A, and its $700,000 taxable water and sewer revenue bonds, Series 2011B, for the purpose of financing the construction and replacement of water and sewer lines and related improvements, prescribing the form of bond, the terms and conditions of issuance, and the security

therefore, and authorizing the taking of all other actions necessary to the consummation of the transactions contemplated by the bond resolution; and related matters. **MOTION**. Councilmember Tatton moved to adopt Resolution 2011-01. Motion seconded by Councilmember McEvoy. Councilmember Davis asked if the funding was for work that has been done or future work. Pat Larsen stated that the money is for water and sewer projects that are in progress and the money has been used for those and will still be used for future costs to complete the projects. Motion carried.

6. PRICE CITY 2009-2010 AUDIT- Smuin, Rich and Marsing
Greg Marsing of Smuin, Rich and Marsing presented and reviewed the audit report for the fiscal year ending June 30, 2010. Mr. Marsing reviewed the financial statements, individual fund statements and schedules, the statement of net assets, which included assets and liabilities and reports according to governmental auditing standards. The auditor's opinion is that the City is doing everything in a corret manner. The audit did not reveal any material instances or weaknesses in internal control. Mayor Piccolo thanked Mr. Marsing for the report and thanked the accounting staff for a job well done. **MOTION**. Councilmember Tatton moved to accept the audit as presented for the fiscal year ending June 30, 2010. Motion seconded by Councilmember McEvoy and carried.

7. USU-CEU MUSEUM- Monument Placement- Dr. Kenneth Carpenter, USU-CEU Museum Director and Lloyd Logan, USU-CEU Museum Exhibit and Education Director
Lloyd Logan stated that the monument planned for 100 N. and 100 E. to match the one on the opposite corner will be placed on a concrete pad but will not match the other monument's base as they could not find anyone to build it to match. Gary Sonntag asked that they contact the Public Works Department before they begin the project and Mr. Logan stated that he would do so. There were no comments from City Councilmembers. **MOTION**. Councilmember Davis moved to allow placement of the monument as planned. Motion seconded by Councilmember Tatton and carried.

8. ORDINANCE 2011-001-Consideration and possible approval of an ordinance adopting the 2011 annual updates to the Price City Land Use Management and Development Code.
MOTION. Councilmember Nielson moved to approve Ordinance 2011-001. Motion seconded by Councilmember Davis and carried.

PLANNING AND ZONING COMMISSION UPDATE-Meeting of January 10, 2011 (Items to be approved from Planning and Zoning are listed separately on the City Council agenda-no CUP or HOB's to be approved)

Nick Tatton was requested by the Planning and Zoning Commission and City Councilmembers to send a letter to legislators on behalf of Price City expressing the City's concerns regarding proposed House Bill HB197.

Nick Tatton asked that a committee consisting of Planning and Zoning Commissioners and Councilmembers be formed to review the International Property Maintenance Code for possible updating of the Price City Code. Councilmember Davis and Councilmember Hanna-Smith were selected to serve on the committee.

Councilmember Davis presented a Site Review Checklist for Planning and Zoning Commissioner to use when projects are requested.

CONSENT AGENDA-**MOTION**. Councilmember Nielson moved to approve the Consent Agenda items 9 through 21, with items #22 and #23 removed for discussion. Motion seconded by Councilmember McEvoy and carried.

9. MINUTES
December 15, 2010- City Council Meeting
December 29, 2010- Special City Council Meeting
January 7, 2011- City Council Workshop

10. PLANNING AND ZONING FEE SCHEDULE. Receipt of Planning Commission recommendation and consideration and possible approval of an updated Planning and Zoning fee schedule.

11. BUSINESS LICENSES- Authorization to approve a business license for Flawless Finish Auto Detailing780 W. Price River Drive and Castle Rock Cleaning (HOB) 720 N. 300 E.

12. PLANNING AND ZONING CHAIR AND VICE CHAIR CONFIRMATION-Confirm and accept the Planning and Zoning Chair and Vice Chair for 2011.

13. INTERLOCAL AGREEMENT- Authorization to approve an interlocal agreement between Price City and Carbon County Dispatch for the "Code Red Program".

14. RESOLUTION 2011-02- APPROVING AND ADOPTING AMENDMENTS TO CAFETERIA PLAN

15. 2010-2011 AGREEMENT BETWEEN PEHP AND PRICE CITY-Approval to execute PEHP Agreement to provide employee benefits to Price City

16. DOWNTOWN ALIVE PROFESSIONAL SERVICES CONTRACT-Consideration and possible approval of a professional services contract for Downtown Alive functions.

17. PERFORMANCE BONUS- Consider and approve performance bonuses to Kevin Drolc and Bill Barnes in accordance with the written justification dated January 4, 2011 from Aleck Shilaos, Police Chief.

18. SORENSEN COMMUNICATION, PRICE II, LLC (200 South 600 West)—Authorization to make a demand on the development agreement surety being held (cashier's check), to replace defective fire hydrant. Estimated cost: $4,000. Current amount of surety held by City for the Sorensen Communication project: $5,154.00

19. JONES & DEMILLE ENGINEERING—Addendum #03-10-Price City Wastewater Improvements Project (Division of Water Quality-DWQ) Project12C-2009 (see attached)—Additional services required to complete engineering needs for project. The cost for additional construction engineering services is $17,000. New total cost of construction engineering services: $127,500. Contract for design services is reduced by <$3,265.45>. New total cost of design services: $95,284.55. Change is due to 1) project modifications; 2) added time to deal with contractor's inefficiencies. Change Order #2 increase by $5,907.22. Revised contract is $222,784.55.

20. PRICE RIVER TRAIL Phase I (F-LC07(10), 5282813C, 7417, 87-0377962)—Local Government Contract for Construction Engineering Management Services (attached pages 1&2)—authorization to partner with UDOT in a contract with Jones and DeMille Engineering (Consultant) for $90,274.55. Budgeted: UDOT/City.

21. TRAVEL REQUEST:
Gary Sonntag-Public Works Director, ULTAP Traffic Control Technician/Supervisor, Jan. 31, Feb. 1-2, 2011, Vernal, Utah., Purpose: Education & Training. Estimated cost: $668.

22. ECONOMIC VITALITY LOAN FUND-Consideration and possible approval of collection action for the Nextime Wireless Loan, Carrie King, Wayne King and Sandra Pitcher.
Councilmember McEvoy requested more information about this item in order to make a decision. Nick Tatton stated that there have been attempts made to recover the debt owed, including a small claims court action. He stated that there has been limited success in recovering the debt owed to the City and although the City has followed the process, money is still owed. He stated that today the City received a confidential letter on this matter and he needs City Council approval to proceed with following through on an opportunity to collect the debt. **MOTION**. Councilmember McEvoy moved to approve the request. Motion seconded by Councilmember Tatton and carried.

23. EMMA PARK DRINKING WATER WELLS, Phase 1-Project #7C-2010- Russell Seeley, City Engineer stated that bids were received from three drilling companies (Boart Longyear; Layne Christensen Company; Zim Industries) and one earthmoving company (Nelco Contractors). Authorization was requested to award the project to Layne Christensen Company contingent upon the City's acquisition of access agreements with property owners. The award will be for the drilling of up to two 8 inch diameter exploratory wells and up to two 12 inch or 16 inch production wells depending on the results of the exploratory wells. Costs will vary depending on the size and type of production well drilled but are not expected to exceed $2.4 million for two wells based on the bid received by Layne Christensen. Budgeted: (CIB/City). $2.9 million is available for this project. He stated that Hansen, Allen and Luce are the Project Engineers and are comfortable with each company's

reputation. He stated that they would like to award the bid as soon as possible but have the latitude to take up to 60 days to award the bid. **MOTION**. Councilmember Tatton moved to award the bid to Layne Christensen Company contingent upon the City's acquisition of access agreements with property owners. Motion seconded by Councilmember McEvoy and carried.

24. PRWID-Councilmember Tatton reported on the results of the last PRWID Board meeting.

25. WATER RESOURCES- Update by Gary Sonntag
Request permission to negotiate the Emma Park easement agreements. Mr. Sonntag stated that he would bring the agreements to City Council for final approval.

26. EMERGENCY PLANNING- Update by Councilmember Davis
    - Waiting to see what the needs of each department are to plan trainings

27. INTERNATIONAL DAYS- Update by Councilmember Tatton
    - Councilmember Nielson to schedule carnival for event

28. UNFINISHED BUSINESS

a. Recycling- Update by Councilmember McEvoy
    - Public works is now recycling paper.
    - R and J Recycling is selling their business and now looking for someone to take over service to the recycling trailers.

b. Community Covenant Program

Gary Sonntag stated that he would like the City Council to approve a travel request for Bob Bennett to attend the Building and Fire Code Conference Training, ICC, Feb. 21-24, 2011 in St. George with an estimated expense of $849. The Council posed no objection and directed that this item will be ratified at the next meeting.

MOTION. Councilmember Tatton moved to go into the Community Redevelopment and Renewal Meeting at 7:16 p.m. Motion seconded by Councilmember Nielson and carried.

The regular City Council meeting adjourned at 7:23 p.m. by Mayor Piccolo pursuant to the motion by Councilmember McEvoy.

APPROVED ATTEST

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Joe L. Piccolo, Mayor Laurie Tryon, City Recorder