Minutes of the Price City Council Meeting
City Hall: Price, Utah
March 9, 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
Kathy Hanna-Smith	Pat Larsen, Finance Director
	Bret Cammans, Customer Service Director
	Laurie Tryon, City Recorder

Others Present: Eric Johnson, Kevin Scannell, Brianna Welch and Jenni Fasselin
Excused Absence:

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.

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

3. CIVIC AUDITORIUM RENTAL- Green Team Recycling
Jenni Fasselin from the Sun Advocate wished Price City a Happy Centennial Birthday. She stated that the Sun Advocate and KUSA were planning a celebration to kick off the centennial birthday with a concert at the Price Civic Auditorium on April 5, 2011 from 7-8:30 p.m. She asked whether Price City would waive the rental fee for the auditorium for the event. She stated that, the net proceeds would be paid to the Carbon County Green Team with the intention of encouraging preservation of our community for the next 100 years. She stated that the Sun Advocate has their own liability insurance, would cover all expenses and clean up of the auditorium after the event. Councilmember McEvoy asked if she whether she should excuse herself and leave the room since she serves on the governing board of the Green Team. Mayor Piccolo stated that she did not need to leave as she would not personally benefit from the event. **MOTION**. Councilmember Tatton moved to schedule a public hearing at the next City Council meeting to receive public input on whether Price City should donate the auditorium rental for the event. Motion seconded by Councilmember Hanna-Smith and carried.

4. RESOLUTION 2011-05 A RESOLUTION AUTHORIZING $1,443.000 TAXABLE WATER AND SEWER REVENUE BONDS, SERIES 2011C TO FINANCE WATER SYSTEM IMPROVEMENTS AND RELATED IMPROVEMENTS, AND RELATED MATTERS.
Eric Johnson of Blaisdell and Church, P.C. in Salt Lake City, explained the resolution and how the bond process would work for the Emma Park project. Mr. Johnson stated that in addition to the $1,443.000.00 the Community Impact Board is funding an equal amount in grant funding. He stated that Article 2, describes the bonds at 0% interest which are issued on a parity with the City's eleven (11) prior obligations funded by the same water/sewer revenues. He went on to state that Sect. 2.2 of the proposed resolution sets forth the repayment schedule which begins July 1, 2012, with payments in the annual amount of $72,000 per year until 2031. He stated that this section also authorizes the Mayor and City Recorder to sign on behalf of Price City. In Sect. 2.6 Mr. Johnson stated, that the loan bears no interest unless the City becomes delinquent in its payments, interest would then be charged at 18%. He stated that Article 3.1 is information on registered bonds, so if the bonds are sold by the Community Impact Board, then the City Recorder needs to be contacted. He continued to state that Article 3.3 is limited obligations which means that the loan can only be paid by revenue received from water/sewer. Mr. Johnson stated that pursuant to Article 3.4 the City promises. 1) maintain the water/sewer system in workable order so that revenues continue coming in to pay the loan; 2) make all requested payments; 3) maintain a reserve fund, in an interest bearing account, that would build up to $72,000 in five years. Earned interest may be applied toward a bond payment. He stated that any remaining funds can be used by the City.
Mr. Johnson stated that Article 4.1 says that the City promises that water/sewer rates are high enough

to repay this loan plus 25% more than those payments and if at anytime, the City does not meet that, the lender can require those rates be raised so that bond holder's positions are not placed in jeopardy. He stated that the City must maintain insurance, have quality employees taking care of the water/sewer lines and maintain/build projects in timely manner.
Mayor Piccolo asked whether Article 2. 4. (l) is standard and if the City Attorney had reviewed the language. Mr. Johnson responded that it is standard and that it requires that Price City will not allow a competing franchise water/sewer company to put in water/sewer lines within the same streets where the City's public utilities are located and be able to conduct businesses as another utility provider. Mr. Sampinos concurred with that explanation and stated that the City has not allowed that to happen in the past. Mr. Johnson stated that closing schedule is scheduled for 10 a.m. on March 16, 2011. The Mayor and Council thanked Mr. Johnson for coming. **MOTION**. Councilmember Tatton moved to approve Resolution 2011-05 authorizing $1,443,000.00 taxable water and sewer revenue bonds, series 2011C to finance water system improvements and related improvements and related matters and to allow the Mayor and City Recorder to sign Resolution 2011-05 on behalf of Price City. Motion seconded by Councilmember Hanna-Smith and carried.

PLANNING AND ZONING COMMISSION-Nick Tatton reported that the Planning and Zoning Commission gave the following recommendations on an application for a Conditional Use Permit:

5. Conditional Use Permit

a. SUPERVISED APARTMENT LAND USE- Consideration and possible approval recommendation of a supervised apartment land use at 250 W. 400 S. within the R2-7 Zoning District-Final. **MOTION**. Councilmember Davis moved to approve the recommendations from the Planning and Zoning Commission regarding issuance of the Conditional Use Permit to approve the Supervised Apartment Land Use for Chrysalis with the required Fire and Building Inspections with the understanding that it does not evolve to a group home land use. Motion seconded by Councilmember McEvoy and carried.

CONSENT AGENDA-Councilmember Nielson moved to approve the Consent Agenda items 6 through 17 with items 18, 19 and 20 removed for discussion. Motion seconded by Councilmember McEvoy and carried.

6. MINUTES
   a. February 22, 2011- Elkridge Subdivision Meeting
   b. February 23, 2011- City Council Meeting
   c. March 4, 2011- City Council Workshop

7. HANSEN ALLEN & LUCE INC.- Emma Park Drinking Wells Project #7C-2010. Change Order for additional services for changes in bidding documents for drilling methods and to clarify bidder concerns; survey and easement support for access roads; and agreement reviews. Original Contract, $63,774.00; Change Order: #1 $11,615.59. Total $75,389.59. Budgeted (CIB/City).

8. JONES & DEMILLE ENGINEERING- Addendum #01-11, DDW Water Improvements, Project #1C-2010, Change Order#2; Addendum to General Engineering Services Agreement. Additional engineering services for design and construction of water pipeline in 300 East from Main Street to 200 South with additional water service connections on 100 South. Due to budget constraints 700 East pipeline construction will not be done. Services completed include surveying, document preparation, plan review, construction observation, materials testing and construction management. Increase of $26,800 for a total of $296,566.50. Budgeted: (DDW/City)

9. JONES & DEMILLE ENGINEERING-Addendum #02-11 CIB Culinary Water and Wastewater Improvements, Project#1C-2011-Change Order #1, Addendum to General Engineering Services Agreement. Additional Engineering Services including bid document preparation, contractor selection, material testing and construction management etc. for utility replacements not finished under 2010 CIB project and additional work: water and sewer main replacement in 600 East from 400 North to 300 North, water main replacement in 300 North from 600 East to Madison Ave, and a sewer manhole replacement at about 250 North 150 East. Other locations were studied and considered for replacement but were omitted from the project because of budget constraints. Original contract amount: $168,000.00; Change Order: $52,000; New Total: $220,000. Budgeted (CIB/City).

10. EQUIPMENT BID EVALUATION AND RECOMMENDATION- Bids were opened for selected pieces of equipment February 23, 2011 and later reported to the City Council. Staff has since reviewed and evaluated each bid in detail. It is recommended that: 1) The mower low bid be accepted

and two mowers be purchased (within budget); 2) 3/4 ton extended cab truck- reject bid (re-bid due to evaluation found: math errors, multiple non-compliant items, failure to fill in form correctly); 3) One ton crew crab- reject bid (re-bid due to evaluation found: multiple non-compliant items, failure to fill in form correctly). 4) Backhoe. Reject bids (re-bid); (Evaluation found: multiple non compliant items, failure to fill in form correctly). Staff will contact all bidders affected. One bid envelope received the day after the deadline was returned unopened.

11. BUSINESS LICENSES- Authorization to approve a Business License for "A Niche In Time, LLC" at 23 So. Carbon Ave., "Asitis Artwork" at 1490 E. 500 S., Mike Tease Enterprises at 711 N. 400 E. and Vivint (Solicitor) - 4949 N. 300 W.

12. SCHOLARSHIP-Consideration and possible approval of an educational scholarship to Tiana Young for attendance at USU-CEU.

13. INTERLOCAL AGREEMENT FOR THE USE OF CARBON COUNTY PORTABLE BLEACHERS- Authorization to approve the interlocal agreement with Carbon County.

14. EASY PROGRAM REIMBURSEMENT-Consideration and possible approval of an EASY Program reimbursement to Katherine Halamandaris for property improvements at 82 North 100 West.

15. POLICE DEPARTMENT- Resignation of Officer Carlton on February 28, 2011. Authorization to activate the hiring roster and hire Dan Burke as a police officer.

16. POLICE DEPARTMENT- Authorization to hire a temporary part-time employee in the absence of Ordinance Compliance Officer.

17. FINANCE DEPARTMENT-Approval to transfer $706,497 from PTIF #611 to establish required bond sinking and reserve funds, and $285,072 to fund the net OPEB obligation and establish a Trust Fund.

18. APPROVAL TO FILL VACANCIES - Approval to advertise and hire two employees to fill vacancies in the Streets Department and Parks/Cemetery Department. Ref Memorandum dated March 1, 2011. **MOTION**. Councilmember Tatton moved to change hiring two employees to three employees to fill vacancies in Streets, Parks/Cemetery and also the Utility department. Motion seconded by Councilmember Davis and carried.

19. AUDITORIUM-Permission to advertise for bids and select a contractor to re-carpet the Price City Civic Auditorium. (This is under the same budget as already approved for the auditorium renovations).
Bret Cammans stated that he would like permission to expedite this request to be ready for the centennial celebrations. He stated that he would like to proceed with proposals and waive the bid procedure by first soliciting local companies. **MOTION.** Councilmember Tatton moved to approve the emergency based request and proceed with proposals and waive the bid procedures to review local proposals. Motion seconded by Councilmember Hanna-Smith and carried.

20. TRAVEL REQUEST
Nick Tatton-Governors Economic Development Summit, March 28th, 2011, SLC
Shari Madrid-Public Treasurers Conference- April 27-29, 2011, St. George
Laurie Tryon- Utah Municipal Clerks Conf.-April 18-22, 2011, Park City-
Councilmember McEvoy- Western RC&D Convention- March 12-16, 2011, Lewiston, AR.
Laurie Tryon stated that the UMCA would not be paying for the hotel costs for the conference and would therefore need to add the cost of $270.00 to the travel request and to also change the date from April 18-22 to April 19-22. She stated that there was also a typing error on Councilmember McEvoy's travel request and it would need to be changed from Lewiston, AR. to Lewiston, ID.
MOTION. Councilmember Hanna-Smith moved to approve the changes to the travel requests. Motion seconded by Councilmember Tatton and carried.

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

22. WATER RESOURCES- Update by Gary Sonntag
    - Meeting set for March 10, 2011 at 2:30 p.m. in the small conference room of the Carbon

County Courthouse to meet with landowners on the Emma Park Wells project.

23. EMERGENCY PLANNING- Update by Councilmember Davis
    - Templates are being created for department heads to track the NIMS training and see what their employees each need to schedule training dates.

24. COMMUNITY PROG.-CULTURE CONNECTION-Update by Councilmember Hanna-Smith
    - Meeting on 18, 2011 for Culture Connection to finalize details of programs
    - Trying to coordinate a meeting with city staff to review city block renovations.

25. UNFINISHED BUSINESS
    a. Recycling- No report
    b. Community Covenant Program-No report
    c. Centennial Celebration-
        - Flags will be used for entry way banners
        - West Price entrance billboard ideas for centennial advertising will be reviewed

The regular City Council meeting adjourned at 6:56 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