Minutes of the Price City Council Meeting
City Hall: Price, Utah
May 25, 2011 at 5:30 p.m.

Present:
Mayor Piccolo

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

Others Present: Delynn Fielding, Jeff Richens, Rhonda Peterson, Art Nickas, Ryan Peterson, Ann Evans, Jack Bonaquisto, Jana Abrams, Russell Seeley, Kevin Scannell, Josie Luke, Kelly Holt, Susan Davis, Jonathan Arriola, Barbara Fausett and Johna Garner
Excused Absence: Councilmember Davis and Bret Cammans-Customer Service Director

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.

MOTION. Councilmember Tatton moved to strike items 8, 18 and 21 from the agenda. Motion seconded by Councilmember Hanna-Smith and carried.

1. PUBLIC COMMENT-
   Barbara Fausett representing the Business Technical Assistance Center (BTAC) stated that an agreement between the BTAC and Price City for the management of the Price City Community Development Building next to City Hall is being developed and there are a few things that she would like to see addressed before they begin renting the office space out. She stated that one room upstairs previously used as a reception area could be rented out if it were blocked off with a wall and the conference room downstairs could be made more private if there was a door added. She stated that a main key for the building and separate keys for each office space would also be needed. She stated that currently the Chamber of Commerce and the Carbon County Travel Bureau are using space in the building rent free and asked if they could provide their own cleaning services to their areas. Ann Evans from the Chamber of Commerce and Jana Abrams from the Travel Bureau both responded that they presently do their own cleaning. Ms. Fausett stated that she had an estimate from a contractor to make the changes to the inside of the building and asked if Price City would fund the project. She stated that because the item was not on the agenda she wanted to present the idea and have it on the next agenda for June 8, 2011 for final approval. She stated that the estimate for the new wall upstairs is $1245.00 and construction for both floors would be $2400.00. She stated that the room upstairs, if fixed, would generate an additional $231.00 per month. Councilmember Hanna-Smith stated that the door for the downstairs conference room would offer security and privacy for the Travel Bureau. Councilmember Tatton stated that there are some options that the City Council and staff need to review so they can make a decision at an upcoming meeting.

2. COUNCILMEMBERS REPORT- The Councilmembers presented an update on the activities and functions in which they have participated.
   Mayor Piccolo recognized Mr. Ryan Peterson from Conoco Phillips for his efforts on a recent blood drive held at the Carbon County Fairgrounds and for reaching his goal of over 100 units of blood in recognition of the City's Centennial Birthday. The Mayor stated that he appreciated the the organization, participation and dedication from Mr. Peterson and Conoco Phillips. Mr. Peterson thanked the Mayor and City Council for the recognition and stated that he was thrilled with the outcome and the support from both Price City and Conoco Phillips. He stated that the 113 units of blood that were collected could help 133 people and 42 of the donors were first time donors and it is a great thing to get new people in the community donating blood.

3. BRYNER'S MUSEUM- Authorization to waive the City fees for a Conditional Use Permit for the Bryner's Museum-Sue Christensen
   Ms. Christensen did not attend the meeting. **MOTION**. Councilmember Tatton moved to strike the item until someone from Bryner's Museum was in attendance to describe the request. Motion seconded by Councilmember Hanna-Smith and carried.

4. PUBLIC HEARING. Public hearing to receive input regarding possible surplus of real property ID #01-1783-000X, located at approximately 75 East 500 North.
MOTION. Councilmember Tatton moved to open the public hearing at 6:10 p.m. Motion seconded by Councilmember McEvoy and carried. Nick Tatton stated that the purpose of the public hearing is to receive input regarding a parcel of City property that was identified as surplus three years ago during a real property review. He stated that if the property were sold it could be turned into taxable value. He stated that a public hearing was also held at the Planning and Zoning Commission on May 23, 2011 and they did not receive any public comment. No public comment was received at this hearing. **MOTION**. Councilmember Hanna-Smith moved to close the public hearing at 6:12 p.m. Motion seconded by Councilmember Tatton and carried.

5. SURPLUS PROPERTY. Consideration and possible approval of a declaration of surplus of real property, ID #01-1783-000X.
Councilmember McEvoy suggested that if this parcel is considered as surplus and is sold she would like to see a portion of the proceeds designated to a storage facility to fit the City's needs. **MOTION**. Councilmember McEvoy moved to approve the declaration of the real property as surplus and that funds from a sale be considered for construction/purchase of a storage facility for the City. Motion seconded by Councilmember Hanna-Smith and carried.

6. CARBON COUNTY HIGH SCHOOL RODEO PROPOSAL- Delynn Fielding
Delynn Fielding, Carbon County, presented a packet of information regarding a proposal to submit a bid to host the 2012 High School Rodeo finals that has been hosted in Heber City, Utah for many years. He stated that Carbon County is bidding to have the event held in Price for the next five years. Mr. Fielding stated that in order to bid the program they need to have six sponsors at $1800.00 each to handle the upfront costs of approximately $50,000-$100,000 to cover security, operations etc. Rhonda Peterson, Carbon County Fairgrounds, stated that the event lasts nine days and would generate a lot of revenue for the area and they are hoping to be awarded the program. Mr. Fielding requested approximately 500-1000 free wave pool passes for the rodeo participants and for Price City to be an $1800 sponsor. He stated that the event is not until 2012 and other potential sponsors to this point are Smith's Food King, Bill Barrett, Conoco Phillips, IFA and Zion's Bank. Ms. Peterson stated that Price City is centrally located within the state and there is more shopping, more space at the fairgrounds and more local activities offered here than in Heber City so they hope to be awarded the bid. Mr. Fielding stated that they will be asking for out of area and local sponsors for the project. He stated that if the County is not awarded the project then the City would not need to donate the $1800 or pool passes. **MOTION**. Councilmember Hanna-Smith moved to fund a donation of $1800 for one year and the requested pool passes to the 2012 event if Carbon County is awarded the bid. Motion seconded by Councilmember Nielson and carried.

7. PEOPLE FIRST- Presentation by Susan Davis
Kelly Holt and Susan Davis of People First presented an outline of their program and provided the Council with a program and pamphlet with their contact information. Susan Davis stated that the group is trying to build their program back up in the area for people with disabilities is the local area. She stated that the program is a way to fill in gaps with activities for people with disabilities and provide awareness in the community. She stated that the group provides advocacy, knowledge and leadership to citizens with disabilities and helps to alleviate prejudice which would allow disabled people more opportunities in their community. Ms. Holt stated that Disability Awareness Month is every March and the group wanted the City to be a part of their events, with support and a proclamation when the time came. She stated that people with disabilities would like to be included in the training on how to vote and have better candidate information available to them for the upcoming elections. She stated that they are not asking for any funding but in March of 2012 may need some financial assistance. Councilmember McEvoy stated that possibly during January of next year, the Council assignments could include someone from their group to serve on a committee. The ladies thanked the Mayor and City Council for allowing them to provide information on their group, People First.

8. PROPERTY ISSUE- Abandonment of home and property-Brent Stettler- Item Struck

9. USE OF OFF ROAD VEHICLES IN NORTHEAST PRICE- Jack Bonaquisto
Jack Bonaquisto stated he was returning to the Mayor and City Council with his complaint for the fourth time regarding off road vehicles in the northeast Price area where he currently lives. He stated that the first three times he had been to see the Council he had brought letters from property owners in

the same area where off road vehicles constantly ride creating dust and noise. He stated that the other property owners were tired of the dust and noise and wanted something done about it and if the City would not post private property signs then he and Mr. Art Nickas would do it themselves. Mr. Bonaquisto stated that the noise is atrocious and that many elderly and sick residents that are near the dirt hills have had enough and want something done to stop the off road vehicles from riding at that location. He stated that many neighbors have asked him to approach the City for a resolution. He stated that he is not looking to prosecute these young riders even though he could prove who each of them are because it is the same riders each time. He stated that he just wants it to be quiet where he lives and wants the City to take a stand and follow the City ordinances. Nick Sampinos, City Attorney stated that it would be difficult to prove who was riding on the hills unless there are witnesses and or photos, without actually apprehending the culprits. He stated that the witnesses would have to testify in court to prove that the riders trespassed on private property, a police investigation and evidence would be necessary and it may or may not be in the City's interest to prosecute someone for riding an off road vehicle near Mr. Bonaquisto's property. He stated that since Mr. Bonaquisto said he knew who the habitual riders are that he should give that information to the Police Department so that they can speak to those riders. Councilmember Nielson stated that it seemed the issue is between private property owners and the trespassers. Mr. Bonaquisto stated that a partnership with the City would be the way to get all of the noise and dust under control and to teach the riders to be respectful and considerate of the people living in the nearby homes. Police Chief Shilaos stated that it is almost impossible to catch the riders and they are riding at least 400' feet from the homes. He stated that signs had been placed at the ends of certain roads to encourage riders to access the hills through the correct channels and that his officers had spoken to people living in the homes and to some of the riders and found that everyone was willing to stay away from the homes while riding. Councilmember McEvoy stated that she agreed with Mr. Bonaquisto and Mr. Nickas that they should take a stand and place their private property signs up in the area and take photos of the riders that are making the noise and dust. Mayor Piccolo asked Mr. Bonaquisto if he had another solution than what Price City had already done with signs and running an education article in the newspaper. Mr. Bonaquisto replied that he didn't know of anything the City had done thus far. Mayor Piccolo stated that signs are in place, the police had been watching the roads and using the police off road vehicles to talk to riders individually, large boulders had been placed by Cove Basin Park to stop vehicles from unloading there and an ordinance had been created for riders to be able to use a few City streets for access to those hills. Mr. Bonaquisto stated that he just wanted the City to administer the City laws. Councilmember Hanna-Smith stated that the City may need to run the ATV articles in the newspaper again as children are now out of school. Nick Sampinos stated that the private property signs posted on their property would be a good start. Art Nickas stated that he would like to see an officer watching the riders as they entered to see where they are accessing the property. Mr. Bonaquisto stated that he will post the signs and asked Mr. Sampinos if letters from property owners authorizing the posting of their properties were enough for him to post the private property signs and Mr. Sampinos stated yes. Councilmember Tatton stated that the City would take a more aggressive approach and have the police speak to as many riders as they could and enforce the access road requirements on of 100 and 1100 E. and have signs posted so users only access at those points and hopefully it will help resolve the issue.

10. REQUEST FOR PROPOSALS - REAL PROPERTY DEVELOPMENT. Consideration and possible approval to authorize staff to request proposals for possible development activity on city owned real property, ID #01-1783-000X, located at approximately 75 East 500 North.
MOTION. Councilmember McEvoy moved to instruct staff to go forward with the request. Motion seconded by Councilmember Tatton and carried.

11. EAST PRICE SEWER-PRWID has requested that Price City take over possession and maintenance of the collection sewers in eastern Price as outlined in their letter dated May 9, 2011.
Jeff Richens, PRWID Manager, requested that Price City take over and maintain the collection sewers in eastern Price in response to a letter dated March 11, 2011 from Price City. The sewer infrastructure is within City limits east of 700 East and Mr. Richens stated that it makes good sense and promotes good customer service for the City to operate and maintain the sewage collection within its boundaries. Mr. Richens provided the Council with the maintenance schedule and line conditions for the sewer lines in that area. He stated that if the City were to take over that section of the sewer collection system than it would reduce confusion that arises over which entity should be responsible for repairs and maintenance. Councilmember Tatton stated that he currently serves on the PRWID Board and understands that it would not be financial loss or gain to PRWID and the expense to the City would come with how the City maintains the lines if they take them over. Russell Seeley, City

Engineer stated that the City spends an average of about $250,000 on sewer maintenance with 196,000 linear feet of sewer mains which is about $1.28 a foot. He continued to say that the additional sewer would cost approximately $27,000 per year to maintain. Mr. Richens stated that the City receives the revenue at this time and passes on a portion to PRWID for treatment and PRWID maintains the sewer system right now. Mr. Seeley stated that the City collects $28.50 per equivalent residential unit and pays PRWID $21.23 cents of that amount. Gary Sonntag stated that the money collected is applied to the enterprise fund sewer system to maintain the sewer lines and if the City takes on this additional pipe it needs to be decided if the City can tackle the addition as it will take additional equipment and manpower. **MOTION**. Councilmember Tatton moved to table the item for further review and clarification and have staff return to a Council meeting with a financial report. Motion seconded by Councilmember McEvoy 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:

12. Conditional Use Permit:
    a. Wayne and Kathleen Cox-Mixed Use Development-150 N. Hospital Drive-Final with conditions **MOTION.** Councilmember Tatton moved to accept recommendations from the Planning and Zoning Commission. Motion seconded by Councilmember Hanna-Smith and carried.
    b. Jared Haddock-Residential Planned Unit Development-530 S. 1750 E.-Item tabled

CONSENT AGENDA-**MOTION**. Councilmember Hanna-Smith moved to approve the Consent Agenda items 13 through 21 (items 18 and 21 were struck at first of meeting). Motion seconded by Councilmember Tatton and carried.

13. MINUTES
    a. May 9, 2011- Special Council Meeting
    b. May 11, 2011 City Council Meeting

14. LARGE DOCUMENT SCANNER - Authorization to purchase a large document sheet feed scanner for Engineering. This will allow large design drawings to be scanned and stored electronically.

15. RESOLUTION 2011-07-Authorization to adopt Resolution 2011- and that the Mayor and City Recorder be authorized to execute the documents necessary to terminate the plan administered by NBS and initiate and implement the plan administered by PEHP.

16. POOL- Authorization to promote a Wellness Program through businesses and companies that would like to invest in their employees health and wellness by purchasing a 6-month Adult Lap Swim/Water Aerobic Pass or a 1 year Adult Lap Swim/Water Aerobic pass for their employees.

17. BUDGET-Authorization to set the date for a public hearing on the Fiscal Year 2011-2012 Tentative Budget - June 8, 2011, at 6:00 p.m.

18. BLUE STAKE-Authorization to bid for Electrical Blue Stake Services, form a committee to review the bids and select a contractor to provide Electrical Blue Stake services. Item Struck

19. PRICE CITY CEMETERY SLURRY SEAL PROJECT #7C-2011- Authorization to award a project to M & M Asphalt Service Inc. based on a sealed bid opening May 19, 2011 for the amount of $22,750.00. Budgeted (City/Parks).

20. SILVER SPUR CONSTRUCTION, LLC.- CIB Water and Sewer Replacement (2C-2010)-Final Payment. All contracted construction work is finished and Consent of Surety has been received. Original contract: $680,045.00; Change order #1: $13,787.80; Change order #2: (-)$167,966.20; Change order #3: (-)$6,000.00; Final contract amount: $519,957.55. Payments: partial #1 $83,831.80, #2 $152,739.10, #3 $51,189.87, #4 $86,355.00, #5 $126,241.45, Final #6 19,600.31; Total $519,957.55.

21. GREEN TEAM RECYCLING- Authorization for Price City to be the registered owner of 10 trailers purchased from a grant from the Recreation Transportation Special Service District and for Price City to be the recipient of funds collected for selling of the paper collected in the trailers and then pay the same amount to Loren Unsworth for his efforts. Item Struck.

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

23. WATER RESOURCES-Update by Gary Sonntag
    - Emma Park Wells have begun
    - Price River by the Creekview Plaza- water is very high with some erosion taking place but the depth is still low enough that it has not spilled over.

24. COMMUNITY PROG.-CULTURE CONNECTION
    - Yard of the Month meetings will begin and planters will be planted between the Rose Garden and Museum
    - Peace Garden concerts will begin June 9-Sept 8, 2011

25. INTERNATIONAL DAYS-
    - May 18th meeting- floats for parade and hot air balloons were amongst the discussion

26. UNFINISHED BUSINESS
    a. Recycling
    b. Centennial Celebration

NEW BUSINESS:
Mayor Piccolo updated the City Council about the USU/CEU partnership to create a coal research center model the Bingham Research Center to research renewable energy.

The regular City Council meeting adjourned at 8:20 p.m. by Mayor Piccolo pursuant to the motion by Councilmember McEvoy.

APPROVED ATTEST

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Joe Piccolo, Mayor Laurie Tryon, City Recorder