

Present:

Mayor Joe L. Piccolo

Councilmembers:

Aleck Shilaos, Police Chief
Nick Tatton, Community Director
Laurie Tryon, City Recorder
John Daniels, Human Resource Director
Pat Larsen, Finance Director
Bret Cammans, Customer Service Director

Excused Absence: Public Works Director, Gary Sonntag and City Attorney, Nick Sampinos

Others Present: Jacob Mantz, Mark Mackiewicz, Lacey Mangum, April Poulsen, Colin McRann, Megan Archibeque, Wade Williams, David Cox, Lisa Richens, Shoney Christensen, Eileen Bruno, Gina Gagon, Chandra Moore, Greg Marsing and Brent Stockdale

Mayor Piccolo led the Pledge of Allegiance. Roll was called with the above Councilmembers and staff in attendance.

1. PUBLIC COMMENT-

Mark Mackiewitz presented an issue to the Mayor and Council regarding snow removal from sidewalks in City limits. Mr. Mackiewitz stated that he had recently been in contact with both Price City and UDOT regarding snow removal from sidewalks near the West Price exit by Wendy's Restaurant. He stated that both entities refused to clear the sidewalks of snow even though he repeatedly contacted someone from each entity and that he was very upset and frustrated that the snow was still on the sidewalks. Mr. Mackiewitz stated that the snow was considered a hazard because people could not use the sidewalk and had to walk or run on the streets. He stated that the area is a gateway into the City and that the sidewalks should be cleared. Mayor Piccolo stated that the City was working on a solution for that area of the City and would let Mr. Mackiewitz know what the solution would be as soon as possible.

2. PUBLIC COMMENT-

Wade Williams from City Sanitation brought forth information regarding the rate of the tippage fee for ECDC. He stated that no action was required, only that he wanted to update the Council on the increase. He stated that a few years ago, rates were dropped and he came to the City for a rate decrease. He stated that the rates had again gone back up and therefore the city would need to raise the tippage fee again. He stated that he would get a letter from ECDC stating the increase. Mr. Williams stated that ECDC had told him they had collected 179,000 tons for 2009 and that was the reason for the increase. Mayor Piccolo stated that no action needs to take place because the City did not change the rate at the time Mr. Williams presented the lower rate a few years ago so there would not be a need to raise the rates now. The Mayor and Councilmembers thanked Mr. Williams for the information.

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

4. BOYS AND GIRLS CLUB- FUNDING REQUEST

Megan Archibeque, Brent Stockdale, April Poulsen, Lacie Mangum, Shoney Christensen and Gina Gagon represented the Boys and Girls Club for a funding request from Price City. The group stated that the opening day for the club would be March 1, 2010 at Mont Harmon Junior High if they were able to receive \$20,000 for the Executive Director position. Mr. Stockdale stated that the director's position had been advertised and the budget would be explained to all candidates interested in the position. He stated that the director would be responsible for finding additional monies to fund the project. He stated that the budget for the project, the bylaws and detailed description of the Board of Directors had been turned into the City for review. He stated that if the group did not receive the \$15,000 from the City, the opening date of the club would have to be changed. Mr. Stockdale stated that membership drives, Keystone partnerships, carnivals and fundraisers were being organized or were in progress. Councilmember Tatton stated that he had reviewed the financial information in the

packet from the Boys and Girls Club. He stated that he checked with Carbon County and received information that funding had not been approved by the County. He also stated that he checked with Mr. Cox from the Carbon School Board and Mr. Cox informed him that the group had not received permission to use the junior high. Councilmember Tatton stated that he was a member of the Kiwanis Club and that the Boys and Girls Club did request \$25,000 from that group which had also not been approved. Mr. Stockdale stated that the County told them that they would have to wait for the next budget session and that an agreement was being reviewed by their attorney for the Carbon School District to use the junior high. He continued to state that the club planned to request funding from the State of Utah and the Carbon School District but had not addressed that at this time. Gina Gagon stated that Andy Urbanik, another member of the Boys and Girls Club stated that he had spoken to Mr. Cox of the Carbon County School District and that he informed Mr. Urbanik that the contract to use the junior high did not have to be approved by the school board. She stated that the Carbon School Board meeting was at the same time as the City Council meeting and that Mr. Cox was to address the item at that meeting. Mr. Stockdale stated that he had spoken to Principal Bean at Mont Harmon Junior High and was told that the club could use any of the available rooms except the shop as long as the rooms were not being used. Mr. Stockdale stated that the group will be considered a charter when they open and will be allowed more grant opportunities. He stated that they will have volunteers, paid staff with one adult to every 15 children and will always keep their doors open for new volunteers. The group stated that they really needed the support of the community, Price City and Carbon County to make this club a success. Mayor Piccolo asked how much money the club had right now. Mr. Stockdale stated that there was \$4,100 available in cash from the \$8,100 in-kind funding. He stated that the City of East Carbon has promised \$1,000. The group stated that this is a nationally recognized group and they would be following a template set for the Boys and Girls Club. Councilmember Hanna-Smith stated that she would like to have the City receive a copy of the school agreement and the funding list. Councilmember McEvoy stated that so many people in the community want to see this club started. She stated that she would like to see Price City award the \$15,000 as soon as the final information is submitted. Each of the group representatives spoke of the attributions to the community and its children that the Boys and Girls Club would bring. Mayor Piccolo stated that this would be a one time investment of \$15,000 to the club and that the City will entrust to the group that they follow through with the program. **MOTION.** Councilmember McEvoy moved to award the one time amount of \$15,000 to the Boys and Girls Club, deliverable as soon as the funding list is turned in to Price City. Motion seconded by Councilmember Davis. Councilmember Davis asked where the \$15,000 would come from and the Mayor stated that it would come from Fast Pass of Utah funds that are to be spent on a project that would benefit the community. Councilmember Davis asked if the group would please keep the Council updated on what the other entities are doing to fund this project. Shoney Christensen stated that the group would provide updates. Councilmember Hanna-Smith requested a copy of the funding contacts list and agreement from the Carbon County School District. Mayor Piccolo stated that the group could provide the City Recorder with the reports and the updates. Mayor Piccolo stated that a Councilmember could join the group's project if they wished to do so.

Councilmember Tatton- Naye	Councilmember Nielson- Yay
Councilmember Hanna-Smith- Yay	Councilmember McEvoy-Yay
Councilmember Davis- Yay	

5. PUBLIC HEARING TO RECEIVE INPUT REGARDING UPDATES TO THE PRICE CITY GENERAL PLAN. Receive public input regarding proposed updates to the General Plan.

MOTION. Councilmember Tatton moved to open the public hearing at 6:59 p.m. Motion seconded by Councilmember McEvoy and carried. Nick Tatton stated that the updates came from workshops held during the year involving employees and officials. He stated that a public hearing was held at the January 11, 2010 Planning and Zoning meeting to approve the updates. No public comment was received. **MOTION.** Councilmember Tatton moved to close the public hearing at 7:00 p.m. Motion seconded by Councilmember Hanna-Smith and carried.

6. PUBLIC HEARING TO RECEIVE INPUT REGARDING UPDATES TO THE PRICE CITY LAND USE MANAGEMENT AND DEVELOPMENT CODE. Consideration of public input regarding updates to the Code.

MOTION. Councilmember Nielson moved to open the public hearing at 7:01 p.m. Motion seconded by Councilmember Tatton and carried. Nick Tatton stated that the updates came from workshops held during the year involving employees and officials. He stated that a public hearing was held at the January 11, 2010 Planning and Zoning meeting to approve the updates. No public comment was received. **MOTION.** Councilmember Nielson moved to close the public hearing at 7:02 p.m. Motion

seconded by Councilmember McEvoy and carried.

7. RESOLUTION 2010-02-TO ADOPT GENERAL PLAN UPDATES. Consideration of a resolution to adopt updates to the General Plan.
MOTION. Councilmember Hanna-Smith moved to approve Resolution 2010-02 adopting the General Plan updates and for the Mayor and City Recorder to sign the resolution on behalf of the City. Motion seconded by Councilmember Davis and carried.
8. ORDINANCE 2010-001-TO ADOPT UPDATES TO THE PRICE CITY LAND USE MANAGEMENT AND DEVELOPMENT CODE. Consideration and approval of an ordinance to update the Code.
MOTION. Councilmember Nielson moved to approve Ordinance 2010-001 adopting the updates to the Land Use Management and Development Code. Motion seconded by Councilmember McEvoy and carried.
9. EDUCATIONAL SCHOLARSHIP. Consideration and approval of an educational scholarship for Jacob Mantz for attendance at CEU.
Jacob Mantz expressed his gratitude to Price City for awarding him an educational scholarship and explained to the Mayor and Council his community involvement, his family and his educational plans.
MOTION. Councilmember Nielson moved to approve the educational scholarship for Jacob Mantz up to \$500. Motion seconded by Councilmember McEvoy and carried.
10. ACCOUNTING-Presentation of 2008-09 Audit Report by Greg Marsing of Smuin, Rich, and Marsing.
Greg Marsing of Smuin, Rich and Marsing presented and reviewed the audit report for the fiscal year ending June 30, 2009. 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 correct 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.
11. ACCOUNTING-Approve Audit report for Fiscal Year 2008-09 as presented by Smuin, Rich, and Marsing.
MOTION. Councilmember Tatton moved to accept the audit report for fiscal year 2008-09. Motion seconded by Councilmember McEvoy and carried.
12. DDW (Division of Drinking Water) Waterline Replacement Project #1C-2010. Bid Opening results and Bid Award. Bids received by the City Recorder and opened on Monday, January 11, 2010. Bid Abstract distributed to City Council. Authorization to award bid contingent upon bid review, confirmation of contractor qualifications and DDW bond closing. Budget: \$1,644,000. Russell Seeley stated that the low bidder was Terry Brotherson Construction of Mount Pleasant for \$938,454.79 which included all three bid schedules. Mr. Seeley stated that there was no contingency in the bid amount and so a 20% contingency plus an amount to pay Jones and Demille Engineering's fees for has been set for the amount of 1.4 million. **MOTION.** Councilmember Tatton moved to approve the bid award well within budget. Motion seconded by Councilmember Hanna-Smith and carried.
13. PLANNING AND ZONING COMMISSION Nick Tatton reported that the Planning and Zoning Commission gave the following recommendation on an application for a Home Occupied Permit:

HOME OCCUPIED PERMITS:

- a. Shih-Wei Chen-Traditional Chinese Wusu Kwoon- 675 E. 800 N.-Business Final

CONDITIONAL USE PERMITS:

- a. Su-Ha-Ri Martial Arts Institute- 27 N. 100 W.-Business and Sign-Final

MOTION. Councilmember Nielson moved to approve the Conditional Use Permit for Su-Ha-Ri and the Home Occupied Permit for Shih-Wei Chen. Motion seconded by Councilmember Hanna-Smith and carried.

CONSENT AGENDA-Councilmember Tatton moved to approve items 14 through 24. Motion seconded by Councilmember McEvoy and carried.

14. MINUTES:
City Council December 16, 2009
15. BUSINESS LICENSE- Authorization to approve a business license for Streamline Detail (HOB) 1680 E. 300 S.- Mike Stream, Owner and DS Coding (HOB) 412 S. 100 W.- Dalana Silicia, Owner
16. POLICE DEPARTMENT- Authorization to begin the sergeant promotion process.
17. POLICE DEPARTMENT-Authorization to enter into a contract for a police software package called E-Force, and authorizing the Mayor to sign the contract on behalf of Price City.
18. WATER TREATMENT PLANT-Filter Room Lights. Four energy efficient 250 watt metal halide light fixtures will replace the older 300 watt light fixtures. This will provide considerably better illumination particularly over the filter beds improving operational movements and safety. Three quotations were received with the lowest coming from Chalet Construction at \$3,053, budgeted.
19. GREEN TEAM RECYCLING- Request permission to release the \$7,200 award from the Price City restricted funds for a recycling project in Price City of two (2) enclosed 5 x 8 trailers to be modified and signed for the recycling of paper and aluminum.
20. TRAVEL REQUEST.
Robert Bennett -Utah Chapter of International Code Council, Education & Training, Feb. 15-19, 2010, St. George, Ut.; Budgeted
Chief Bedont- Utah Chapter International Arson Investigators Seminar-Wendover, Ut. Feb. 22-24, 2010
21. 100 EAST RECONSTRUCTION-Sunrise Engineering-Project No. #6S-2009, Final, Change Order #1, Payments #1-5. They have completed all of the required engineering work on this project. A change order is necessary to reflect as-completed work with an increase of \$3.00. Payments made include: Partial #1 \$14,297, #2 \$17,399.50, #3 \$7,204.95, #4 \$19,510.15, Final #5 \$23,781.40; Total work for design and construction engineering is \$82,193.
22. HOMESTEAD BLVD. LOOP DRAINAGE-Sunrise Engineering-Project No. #10S-2009, Final, Payments 1-5. They have completed all of the required engineering work on this project. Payments made include: Partial #1 \$1,422.50, #2 \$7,083.50, #3 \$4,108.50, #4 \$2,208.75, Final #5 \$5,857.50; Total work for design and construction engineering is \$20,680.
23. FIRE DEPARTMENT- Request permission to receive exercise equipment (home gym) donation from an estate in Price. In return the estate manager requests a receipt to be used as a tax deduction. The equipment will be used in the fire station by firefighters. Valued at \$3,500.
24. COUNTY TRAIL SYSTEM SUPPORT LETTER. Consideration and authorization for the Mayor to send a letter to the BLM requesting finalization of the trail system permit.
25. PRWID- Councilmember Tatton reported on the results of the last PRWID Board meeting.
26. COMMUNITY PROGRESS
 - Jan. 28 2010- Next Meeting
27. POWER COMMITTEE- met on Jan. 6, 2010
 - application for grant
 - Request a letter from City to Mr. Nielson for his assistance with the grant application
 - Need to fill one position on committee
 - Electrical Distribution- load balance and transformers (design map given to Council for review)
28. INTERNATIONAL DAYS-
 - Jan. 26, 2010- Next Meeting

29. UNFINISHED BUSINESS

- a. Recycling- Councilmember McEvoy stated that the City has partnered with the Green Team to expand on its Arbor Day activities. Brianna Welch with Price City will assist with the project. She stated that the next meeting will be January 19, 2010.
- b. Fraud Policy-Pat Larsen will place the Fraud Policy on the next agenda for approval.

City Council meeting adjourned at 7:59 p.m. by Mayor Piccolo pursuant to the motion by Councilmember McEvoy.

APPROVED

ATTEST

Joe L. Piccolo, Mayor

Laurie Tryon, City Recorder