

Minutes of The Price City Council Meeting

City Hall: Price, Utah

February 11, 1998, 5:30 p.m.

Present:

Mayor Lou Colosimo

Councilmembers: Roy A. Nikas, Betty P. Wheeler, Joe L. Piccolo, Steve Bringhurst, Stephen L. Denison

Vernon W. Jones (Adminis. Ass't.), Joanne Lessar (City Recorder), Pat Larsen (Finance Director), Nick Sampinos (City Attorney), Gary Sonntag (PW Dir/City Eng.), Aleck Shilaos (Chief of Police)

Others Present: Stephen Moyes, Pam Moyes, Richard Oliver, Kent Jones, Robert Potts, Jr., Anne Valdez, Harold Valdez, David Swenson, Linda Allred, Heather Page, Lezlie Allred, Brian Allred, Josh Lemon, Adam Stevenson, Kathy Hanna, J. H. Schampel, Kevin Callahan, Carolyn Mainord, Danny Howa

Mayor Colosimo led the Pledge of Allegiance. Roll was called with the above members in attendance.

1. MINUTES - December 17, 1997

MOTION. Councilmember Piccolo moved that the minutes of the December 17, 1997 meeting be approved as written. Motion seconded by Councilmember Nikas and carried.

2. MINUTES - January 5, 1998

MOTION. Councilmember Denison moved that the minutes of the January 5, 1998 meeting be approved as written. Motion seconded by Councilmember Bringhurst and carried.

3. MINUTES - January 7, 1998

MOTION. Councilmember Denison moved that the minutes of the January 7, 1998 meeting be approved as written. Motion seconded by Councilmember Bringhurst and carried.

4. MINUTES - January 13, 1998

The following changes were made to the January 13, 1998 minutes:

Item #7 - Under Carbon Cab Company, add "relocation to new address".

Item #13 - Paragraph 10, Line 8 - Remove "redo the agreement and state specifically that he is going to have a tatoo and body piercing shop and that he will pierce anyone that walks in the door".

MOTION. Upon the above changes, Councilmember Bringhurst moved that the minutes be approved. Motion seconded by Councilmember Denison and carried.

5. MINUTES - January 28, 1998

MOTION. Councilmember Piccolo moved that the minutes of the January 28, 1998 meeting be approved as written. Motion seconded by Councilmember Nikas and carried.

6. MINUTES - February 4, 1998

MOTION. Councilmember Nikas moved that the minutes of the February 4, 1998 meeting be approved as written. Motion seconded by Councilmember Bringhurst and carried.

7. BID OPENING - Surplus Property Sale - Committee Appointed

The following bids were received for the sale of surplus property:

Price Metal Salvage, Price, Utah: Iron \$0.025/lb., Aluminum \$0.14/lb., Brass/Copper \$0.30/lb., Transformers \$0.10/KVA

John Howa & Sons, Price, Utah: Iron \$0.012/lb., Aluminum \$0.082/lb., Brass/Copper \$0.085/LB., Transformers \$0.150/KVA

Mountain States Machinery, Price, Utah: Iron \$0.0175/lb., Aluminum \$0.20/lb., Brass/Copper \$0.20/lb., Transformers \$1.50/KVA

Atlas Steel Co., Provo, Utah: Iron \$0.02/lb., Aluminum \$0.02/lb., Brass/Copper \$0.15/lb., Transformers No Bid

Solomon Corporation, Solomon, Kansas: Iron No Bid, Aluminum No Bid, Brass/Copper No Bid, Transformers \$0.50/KVA

Atlas Steel, Inc., Ogden, Utah: Iron \$0.015/lb., Aluminum \$0.05/lb., Brass/Copper \$0.10/lb., Transformers No Bid

Gary Sonntag recommended that a committee consisting of Mayor Colosimo, Councilmember Piccolo, Vern Jones, Pat Larsen, and himself, be appointed to review the bids and given the power to act. **MOTION.** Councilmember Nikas moved that the committee be approved. Motion seconded by Councilmember Bringhurst and carried.

8. HELPER INTERMOUNTAIN THEATER - Request For Funding - Tabled

Kathy Hanna, Carbon County Travel Bureau, requested that the Council consider contributing funds to the Helper Intermountain Theater. This group has the ability to attract tourists from out of the area, which benefits Price City as well as Helper City, through hotel rooms, gas, food, etc. She appreciates the support and money that the Council has contributed in the past. She is looking for a \$5,000 donation. Other agencies that have contributed are U. S. West and Castleview Hospital. PacifiCorp has pledged a \$5,000 grant. Kathy also asked that the Council consider this as a line item in next years budget. Mayor Colosimo stated that the Council has a special budget meeting scheduled tomorrow and they will review this request.

9. HAROLD VALDEZ - Promotion/Reclassification

Councilmember Nikas reported that the committee assigned to interview applicants for the position of Streets Supervisor selected Harold Valdez, who currently works for the City. **MOTION.** Councilmember Nikas moved that Mr. Valdez be promoted and reclassified to this position at a Grade 16, entry level, effective February 1, 1998. Motion seconded by Councilmember Piccolo and carried. Councilmember Nikas stated that once Mr. Valdez has the opportunity to prove himself, that his six month probationary increase be higher than the 1%, and that he be paid according to his capabilities.

10. BRIAN ALLRED - Promotion/Reclassification

Councilmember Piccolo reported that the committee assigned to interview applicants for the position of Fleet/Shop Supervisor selected Brian Allred, who currently works for the City. **MOTION.** Councilmember Piccolo moved that Mr. Allred be promoted and reclassified to this position at a Grade 16, entry level, effective February 16, 1998. Motion seconded by Councilmember Denison and carried. Councilmember Piccolo stated that once Mr. Allred has the opportunity to prove himself, that his six month probationary increase be higher than the 1%, and that he be paid according to his capabilities.

11. HAROLD VALDEZ, BRIAN ALLRED - Swearing In

Joanne Lessar conducted the swearing in of Harold Valdez, Streets Supervisor, and Brian Allred, Fleet/Shop Supervisor.

12. SWIMMING POOL - Price Increase Approved

Pam Moyes presented and reviewed a list of recommended small price increases for the use of swimming pool facilities. She discussed her reasons for the price increases, such as increased employee costs and increases in supplies to operate the facility. There has not been a price increase for nine years. **MOTION.** Councilmember Piccolo moved that the increases be accepted and that staff be directed to prepare a resolution to that effect. Motion seconded by Councilmember Denison and carried.

13. SUNSET HOUSE COLLECTIBLES, ROBERT ROWLEY REPAIRS, NICK HAUSER - Home Occupied Businesses Approved

Councilmember Piccolo reported that the Planning and Zoning Commission reviewed the following requests for home occupied businesses and gave a favorable recommendation.

Sunset House Collectibles, 333 South 400 East, Edward and Ruth Jernigan-Owners (Sale of glassware and collectible items)

Robert Rowley Repairs, 305 South 100 East (repair of mine ventilation tubing)

Nick Hauser, 490 North Eastridge Road (surveying and engineering)

MOTION. Councilmember Piccolo moved that the home occupied businesses be approved upon payment of the business license fees. Motion seconded by Councilmember Bringhurst and carried.

14. WEDGEWOOD VILLA - Conditional Use Permit Denied

Councilmember Piccolo reported that the Planning and Zoning Commission reviewed the request of Wedgewood Villa for a temporary permit to allow them to keep a pile of concrete rubble on their property for traffic control. The Commission denied their request. However, it was recommended that an arbitration committee be appointed to review this. The committee, consisting of Byron Allred, Alfred Richens, Francis Duzenack, and Marvin Mutz, manager of Wedgewood Villa, met today and it was agreed that Mr. Mutz will stack the concrete blocks neatly so that it will make a nice curb wall, and within the next 12 months, a chain link fence will be placed around the property line and the concrete blocks removed.

15. CASTLE COUNTRY CATERING, WHITMORE OXYGEN, D AND D EXTREMES - Conditional Use Permits

Councilmember Piccolo reported that the Planning and Zoning Commission reviewed the following requests for conditional use permits and gave a favorable recommendation per the following stipulation on D and D Extremes.

Castle Country Catering, 355 South Carbon Avenue (BTAC) - Catering Business

Whitmore Oxygen, 79 North Carbon Avenue - Sign

D and D Extremes, 403 South Carbon Avenue - Business and Sign (Window Tinting) - Contingent to following State regulations for auto tinting.

MOTION. Councilmember Piccolo moved that the requests be approved with the above stipulation on D and D Extremes, and that conditional use permits be issued. Motion seconded by Councilmember Denison and carried.

16. CITY COUNCIL/CITY OFFICIAL APPOINTMENTS - 1998/99

Mayor Colosimo presented the following list of appointments for the City Council, Civic Appointments and City Officials for 1998/99.

Mayor Lou Colosimo - Fire, Police, Finance, Administration, Public Works/City Engineer, City Recorder, City Treasurer, City Building Inspector, City Attorney

Administrators Primary Secondary

Steve Bringhurst: Parks, Cemetery, Weeds Buildings, Library

Stephen L. Denison: Water, Sewer Pool, Streets

Joe L. Piccolo: Shop, Garbage Water, Sewer, Electric, Billing

Betty P. Wheeler: Library, Buildings Shop, Garbage, Pool

Roy Nikas: Streets_Parks, Cemetery, Electrical, Billing Weeds **CIVIC APPOINTMENTS:**

Steve Bringhurst - C.O.G., Shade Tree Commission, Carbon Recreation

Stephen L. Denison - Gun range, Community Progress, PRWID, Econ. Dev.

Joe Piccolo - Planning and Zoning, Council On Aging

Betty Wheeler - Youth City Council, Cultural Connection Commission

Roy Nikas - Downtown Business Association, Chamber of Commerce

Gary Sonntag - Allred Ditch Company, Price River Distribution System

Vern Jones - Price Water Company, BTAC Boardmember, UAMPS, Rural Water, Joint Highway Committee

Pat Larsen - RC&D

Lou Colosimo - Carbon Future **CITY OFFICIALS:**

Pat Larsen (Finance Director, Francis Duzenack (Bldg. Insp.), Kathryn Burnham (City Treasurer Planning & Zoning Administrator), Gary Sonntag (PWD/City Engineer), Joanne Lessar (City Recorder), Aleck Shilaos (Chief of Police), Paul Wheeler (Water Dept. Supv.), Kent Boyack (Fire Chief), Dean Denison (Building Dept. Supv.), Vern Jones (Administrative Ass't.), Norma Procarione (Librarian), Pat Colosimo (Billing Manager), Max Morgan (City Physician), Nick Sampinos (City Attorney), Brian Allred (Fleet/Shop Supervisor), Harold Valdez (Street Supervisor)

MOTION. Councilmember Nikas moved that the appointments be approved. Motion seconded by Councilmember Bringhurst and carried.

17. BUILDING MAINTENANCE POSITION - Permission To Advertise - Tabled

MOTION. Councilmember Bringhurst moved that the item be tabled for further review. Motion seconded by Councilmember Piccolo and carried.

18. STREET DEPARTMENT LABORER II POSITION - Permission To Advertise

MOTION. Councilmember Nikas moved that permission be given to advertise inhouse for a Laborer II position in the Street Department. Motion seconded by Councilmember Bringhurst and carried.

19. RON TWEED, BRYAN HENRIE - Rehires Approved

Mayor Colosimo presented the following rehires:

Ron Tweed, Bryan Henrie - Street Dept., Laborer, Temp/FT

MOTION. Councilmember Nikas moved that the rehires be approved. Motion seconded by Councilmember Denison and carried. Councilmember Nikas stated that these temporary employees were called back to work on an emergency basis.

20. RON TWEED - Reclassification

Mayor Colosimo presented the following reclassification:

Ron Tweed - From Streets Dept., Laborer, Temp/FT to Equipment Operator #1, Grade 7, Perm/FT

MOTION. Councilmember Nikas moved that the reclassification be approved effective February 16, 1998. Motion seconded by Councilmember Piccolo and carried.

21. JUDY FLOWERS - Rehire Approved

Mayor Colosimo presented the following rehire:

Judy Flowers - Swimming Pool, Office Clerk, Perm/PT

MOTION. Councilmember Denison moved that the rehire be approved. Motion seconded by Councilmember Bringhurst and carried.

22. BRIAN CLARK, COMPUTER TECHNICIAN - Request To Reclassify Full Time Denied, Permission To Advertise For Full Time Position

Vern Jones presented an explanation on the request to reclassify Brian Clark, Computer Technician, from part time to full time. The Council discussed the differences between temporary and permanent and part time and full time classifications. It was recommended that if this position becomes full time, that other City employees be given a chance to apply.

MOTION. Councilmember Piccolo moved that the request to reclassify Brian Clark be denied, and that permission be given to advertise this position inhouse as full time. Motion seconded by Councilmember Nikas and carried.

23. CARBON/EMERY DRUG TASK FORCE AGREEMENT - Price Community Center

Vern Jones presented an agreement from the Carbon/Emery Drug Task Force for rental of office space in the Price Community Center at \$7.00/square foot per year. **MOTION.** Councilmember Nikas moved that the agreement be approved and that the Mayor and City Recorder be authorized to execute the documents. Motion seconded by Councilmember Piccolo and carried.

24. RESOLUTION #98-02 - New Fee Schedule For Usage of Park Facilities

Vern Jones presented Resolution #98-02, setting forth a new fee schedule for use of park facilities. **MOTION.** Councilmember Bringhurst moved that Resolution #98-02 be adopted and that the Mayor and City Recorder be authorized to sign the resolution. Motion seconded by Councilmember Nikas and carried.

25. RESOLUTION #98-03 - Fees For Purchase of Grave Spaces and Services Related To Burials, Exhumations, and Equipment Rental

Vern Jones presented Resolution #98-03, setting forth new fees for services relating to exhumations in City cemeteries. **MOTION.** Councilmember Bringhurst moved that Resolution #98-03 be adopted and that the Mayor and City Recorder be authorized to sign the resolution. Motion seconded by Councilmember Nikas and carried.

26. CARBON/EMERY DRUG TASK FORCE - Permission To Purchase Computer Software

MOTION. Councilmember Piccolo moved that the Drug Task Force receive permission to purchase new computer software. Motion seconded by Councilmember Denison and carried. The cost of the software will be purchased with funds from a Federal grant.

27. ACCEPTANCE OF BREATHALYZER FROM CREEKVIEW PTA

Police Chief Shilaos requested permission to accept a portable breathalyzer contributed to the Police Department by the Creekview PTA. **MOTION.** Councilmember Denison moved that the equipment be accepted. Motion seconded by Councilmember Piccolo and carried.

28. CAVE HOLLOW SUBDIVISION PHASE I - Partial Release #2 of Letter of Credit,

Demand On Letter of Credit Approved

Gary Sonntag reported that the developer of Cave Hollow Subdivision Phase I has requested a partial release of his Letter of Credit based on completed work to date, which is primarily for grade work, road base gravel placement and asphalt patching of utility trenches. The amount requested is \$10,442.90. In addition, their Letter of Credit will expire on February 27, 1998. He recommended that the partial release be approved and requested permission to make a demand on the Letter of Credit in the event they do not confirm an extension. **MOTION.** Councilmember Denison moved that the partial release be approved and that Mr. Sonntag's request be granted. Motion seconded by Councilmember Bringhurst and carried.

29. CLASS "C" ROAD IMPROVEMENTS AND BULK MATERIALS 1997-98 #2C-97 - Valley Asphalt - Partial Payment #3

MOTION. Councilmember Nikas moved that partial payment #3 in the amount of \$26,411.32 be paid to Valley Asphalt for their contract on Class "C" Road Improvements and Bulk Materials 1997-98 #3C-97. Motion seconded by Councilmember Denison and carried.

30. MAIN STREET PROJECT LANE WIDENING - Kiahtipes Agreement - Reimbursement Approved

Gary Sonntag reported that the City and Deno and Angelo Kiahtipes entered into an agreement dated August 4, 1997, whereby the City would widen a portion of the road in conjunction with the Main Street project, and the Kiahtipes's would pay the City for this work. The Kiahtipes's paid \$7,736.00. The project has now been completed and the street has been widened. The as-built cost to complete this extra work was \$5,394.70. The difference is \$2,341.30. It is recommended that the Kiahtipes's be reimbursed the difference. **MOTION.** Councilmember Piccolo moved that the reimbursement be approved. Motion seconded by Councilmember Bringhurst and carried.

31. ROAD CONSTRUCTION - 700 EAST AND 100 NORTH TO THE PRICE CANAL - Permission To Advertise For Bids

MOTION. Councilmember Nikas moved that permission be given to advertise for bids to construct the paved road on 700 East from 100 North to a point just south of the Price Canal. Motion seconded by Councilmember Piccolo and carried. This will include the road from the curb and gutter adjacent to the new Carbon Credit Union east to a point approximately 12 feet east of center.

32. 800 NORTH STORM DRAINAGE PROJECT - QUESTAR GAS - Payment For Utility Relocation

Gary Sonntag reported that the routing of the storm drain on 800 North required that several gas mains owned by Questar Gas be relocated. Questar has billed the city for this work in the amount of \$3,000. **MOTION.** Councilmember Piccolo moved that the invoice be paid. Motion seconded by Councilmember Wheeler and carried.

33. UTAH STATE TAX COMMISSION - Agreement For Administration of Municipal Energy Sales and Use Tax

Joanne Lessar presented an agreement with the Utah State Tax Commission which allows them to administer the Municipal Energy Sales and Use Tax Ordinance adopted by Price City. Utah Code requires that an agreement be signed. Nick Sampinos has reviewed the agreement and recommends approval. **MOTION.** Councilmember Bringhurst moved that the agreement be approved and that the Mayor and City Recorder be authorized to execute the documents. Motion seconded by Councilmember Wheeler and carried.

34. CEU MUSEUM - Memorandum of Understanding, Dinosaur Diamond

MOTION. Councilmember Nikas moved that the CEU Museum Memorandum of Understanding, Dinosaur Diamond, be approved and that the Mayor be authorized to execute the document upon acceptance by the College of Eastern Utah and the museum. Motion seconded by Councilmember Denison and carried.

35. PRICE RIVER WATER IMPROVEMENT DISTRICT - Letter Regarding Sewer Fees

Councilmember Denison discussed the written request of Price River Water Improvement District asking that Price City write a letter to them pertaining to the City's desire to either have the District take over the City's sewer line maintenance or a rate reduction. **MOTION.** Councilmember Piccolo moved that a letter be written asking for a \$3.00 per month rate reduction and that a reply be received by March 4, 1998. Motion seconded by Councilmember Nikas and carried.

MOTION. Councilmember Bringhurst moved that the meeting adjourn and that a meeting of the Redevelopment Agency convene. Motion seconded by Councilmember Nikas and carried.

Meeting adjourned at 6:56 p.m.

Reconvened at 7:20 p.m.

MOTION. Councilmember Nikas moved that the meeting adjourn and that an Executive Session convene. Motion seconded by Councilmember Bringhurst and carried.

Meeting adjourned at 7:25 p.m.

36. EXECUTIVE SESSION - Personnel Issue

MOTION. Councilmember Nikas moved that the Executive Session adjourn and that the Council Meeting reconvene. Motion seconded by Councilmember Denison and carried.

Meeting reconvened at 8:00 p.m.

Meeting adjourned at 8:00 p.m.