

Present:

Mayor Joe L. Piccolo	Gary Sonntag, Public Works Director
Councilmembers:	Kevin Drolc, Police Captain
Rick Davis	Nick Tatton, Community Director
Jeanne McEvoy	Laurie Tryon, City Recorder
Jeff Nielson	Pat Larsen, Finance Director
Richard Tatton	Nick Sampinos, City Attorney
Hanna-Smith	Bret Cammans, Customer Service Director
	Human Resource Director, John Daniels

Excused Absence:

Others Present: Joanne Wilson, Dorothy and Walter Ghrist, Brett Rasmussen, Joni Rasmussen, Robert Judd, Ron Foster, Fuzzy Nance, Austin Gardner, Jeannie Montoya, Daniel Cecel, Brent Chaffin, Michael Debelak, Colby Shaw, Sara Pia, Irene Everett, Ruth Metzger, Carla Ceal, James Ceal, Jerry Dolinski, Doug Hurst, Leo Garcia, Kendra Lee and Rosetta Ceal

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

1. PUBLIC COMMENT- Jackie Davis of Price Floral spoke on behalf of the Price Downtown Alive Association. She stated that she is the Rodeo Days event chairperson and will be having a scavenger hunt for the month of May for local businesses. She requested permission to advertise the event on the Price City utility billings for the month of May 2009. Councilmember Hanna-Smith suggested that this event be placed on the Price City website for the citizens to print off the application. This item will be on the next agenda for approval.

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

3. BID OPENING- Price City Water and Sanitary Sewer Improvements 2009- #2C-2009 (previously 4C-2009)

Install 815 feet of 8” PVC sewer main; abandon existing sewer pipe, install sewer services and connections. Install 1930 feet of 8” water pipe; abandon existing water main; install new services and connections. This is a budgeted item with an estimated cost of \$359,500 including both base and alternate bids. **MOTION.** Councilmember Tatton moved for a committee to review the bids and award the bid within budget. The committee should include: Gary Sonntag, Sam White, Russell Seeley, Pat Larsen, Councilmember Nielson and Jones and Demille Engineering. Motion seconded by Councilmember McEvoy and carried.

Bids were received from:	<u>Base Bid</u>	<u>Alternate</u>
Jackson Excavation	\$293,250.00	\$92,900.00
RAM Constructors	\$309,014.75	\$77,950.00
Nelco Inc.	\$214,975.65	\$55,942.40
RB Construction & Concrete	\$223,155.00	\$50,898.00
Extreme Excavating and Landscaping	\$190,812.25	\$51,916.00
Ron Foster Construction	\$226,405.00	\$58,115.00
Dennis Lierd II	\$173,587.50	\$50,204.00
Andersons Excavation Inc.	\$217,752.88	\$72,520.40
Pierucci & Siaperas	\$212,110.00	\$62,016.00

4. BID OPENING- Price City US-6 Emma Park Waterline Relocation #4C-2009

Construction of 1,377 feet of 20 inch diameter HDPE culinary water transmission pipeline near mile post 218 on US-6. This is the pipeline that carries the City’s spring water. It is being relocated to accommodate a Utah Department of Transportation (UDOT) road reconstruction project. The City will be reimbursed by UDOT. The estimated cost is \$220,000. **MOTION.** Councilmember Tatton moved for the same committee reviewing the water and sewer improvements to review the bids and award the bid within budget and to set a special meeting if the bids exceed the budget schedule. Motion seconded by Councilmember McEvoy and carried.

Bids were received from:	<u>Base Bid</u>	<u>Alternate</u>
RAM Constructors	\$137,300.00	\$143,000.00
Nelco Inc.	\$93,305.60	\$94,120.60

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Vancon, Inc.	\$106,536.00	\$107,937.00
U.S. General Construction Group	\$194,472.68	\$198,439.68
Johansen Construction Inc.	\$150,931.25	\$152,845.25
Dennis Lierd II	\$104,644.00	\$105,684.00
Andersons Excavation Inc.	\$119,484.46	\$121,311.46
Ron Foster Construction	\$116,434.00	\$117,419.00

5. **CANCER YARD SALE FUNDRAISER-** Request from Irene Everett
Irene Everett from the Carbon-Emery Board of Realtors is involved with the Relay for Life Cancer Walk. She stated that the group plans to have a yard sale (involving all of the teams that want to participate) in the parking lot behind the CEU Prehistoric Museum on May 30th, 2009. **MOTION.** Councilmember Hanna-Smith moved to approve the item. Motion seconded by Councilmember Davis and carried.
6. **MOUNTAIN BIKE FESTIVAL-** September 2009- Request from Fuzzy Nance
Fuzzy Nance requested use of the Peace Gardens for a Mountain Bike Festival to be held on September 25-26, 2009. He stated that he would like the City to consider waiving the reservation fees for this event. He stated that he would like to have food and beverages including beer at the event. Mayor Piccolo suggested that the main sponsor of the event request a special beer permit and not Mr. Nance because there are so many entities involved in this request. **MOTION.** Councilmember Tatton moved to approve the fee waiver for the rental of the Peace Gardens. Motion seconded by Councilmember McEvoy and carried. Councilmember Hanna-Smith disclosed her involvement with the event as a sponsor through Carbon County Travel Bureau and organizing of the event.
7. **MELODY ESTATES TRAILER PARK-** Conditional Use Permit Compliance Hearing
MOTION. Councilmember Tatton moved to open the hearing at 6:34p.m. Motion seconded by Councilmember Hanna-Smith and carried. Nick Tatton reviewed information concerning the City's Land Use And Management Code and its requirements. Mr. Tatton then read aloud the following conditions which are applicable to the issue of code compliance:
- Excessive costs for public services generated at Melody Estates;
 - Endangerment of the health or safety of the public at Melody Estates;
 - Unreasonable possible destruction of the environment at Melody Estates;
 - Excessive pollution and erosion at Melody Estates;
 - Inconsistent land use conditions in place;
 - Land area surrounding Melody Estates of 15' to be unoccupied;
 - Storage of solid waste receptacles housed in closed, view obscuring structures;
 - Service buildings constructed in accordance with standard commercial practice and kept in good repair;
 - Underground utility service to each lot, and in accordance with building and fire codes;
 - Conformity to other laws, rules, regulations, building, plumbing, electrical, fire prevention applicable;
 - Validity of annual business license obtained for Melody Estates;
 - Maintenance of Melody Estates in a clean, orderly and sanitary condition absent of the accumulation of any rubbish, waste, weeds, inoperative vehicles, or other unsightly material that may constitute a public nuisance and violation of the Code;
 - No home or add-on located closer than 10 feet from the nearest portion of any other home or add-on;
 - Off street parking of 2 parking spaces per home in Melody Estates, constructed to minimum requirements indicated in the Code;
 - Security compound for storage of vehicles, boats and other large items, constructed to minimum requirements indicated in the Code;
 - One story bulk storage areas provided within Melody Estates, constructed to minimum requirements indicated in the Code;
 - Minimum joint use area within Melody Estates for active and passive recreational accommodations;
 - Yard lighting for driveways and walkways at each space within Melody Estates;
 - Landscaping in all areas not covered by homes within Melody Estates;
 - Skirted, anchored, fireproof and well-painted skirting on occupied homes within Melody Estates;
 - Sight obscuring fencing surrounding Melody Estates;
- Leo Garcia, resident of trailer #42 stated that he is worried about the park closing down. He stated that times are financially difficult but, everyone in the park is banning together to clean the area and make the park a nice place to live.
- Mayor Piccolo stated that the City has no intention of closing Melody Estates Trailer Park. He stated that the City is concerned with the quality of life for its residents but that if through diligence and hard work, April 15, 2009
- there are items that the residents need assistance with, there may be some beautification funding for which

they could apply. The Council would like to see the improvements done in a timely manner as this has been going on for many years and the residents should be concerned with the welfare of neighbors living around the trailer court and the impact on the value of their property as with their own. Brent Chaffin of trailer lot #19 asked if the City was being fair and not discriminating against Melody Estates Trailer Park because there are other trailer parks in the City that are in the same condition that Melody Estates is in. Mayor Piccolo stated that all trailer parks in the City are to comply with the City's codes. Councilmember McEvoy stated that some of the trailer parks may just be in different stages of the process or have separate issues but that the Code must be followed. Mayor Piccolo stated that he is glad to hear that the residents and landlord are working together to make improvements to the trailer park and knows that awareness develops thought and thought develops action. Daniel Ceal of lot #3 spoke on behalf of his mother in lot #21 requesting information as to why her fence has to be taken down. Mayor Piccolo suggested speaking to the Building Inspector, Bob Bennett on this issue. Jerry Dolinski, owner of trailer #1 and #28 requested information on his two trailers. Councilmember Tatton told Mr. Dolinski that there were specific spaces in non-compliance and those two trailers were not on the list needing improvements. Two other residents of the trailer park spoke of their concerns of cars speeding in the park and drug dealers living in the area. Joanne Wilson stated that she would place "slow down for children" signs in the park. The Council suggested that the neighbors partner with the Police Department to create a neighborhood watch program to help control the drug issue. **MOTION.** Councilmember Tatton moved to close the hearing at 7:06 p.m. Motion seconded by Councilmember Hanna-Smith and carried.

8. TENTATIVE BUDGET 2009-2010-Presentation of Tentative Budget for 2009-2010-Mayor Piccolo Copies of the tentative budget for 2009-2010 were given to each Councilmember for review. A meeting was set for 8 a.m. on April 21, 2009 in the Mayor's conference room for further review. **MOTION.** Councilmember Tatton moved to accept the tentative budget and meeting date. Motion seconded by Councilmember McEvoy and carried.

PLANNING AND ZONING COMMISSION

9. CONDITIONAL USE PERMITS

Nick Tatton reported that the Planning and Zoning Commission gave the following recommendations on applications for Conditional Use Permits:

- a. Gas-n-Go- 104 W. 100 N. - Driveway Approach-Calder Brothers, Owner- Final
MOTION. Councilmember McEvoy moved to approve item 9a. Motion seconded by Councilmember Hanna-Smith
- b. Intersection Traffic Control Study- 100 W. 100 N. - Tabled – Information Only
- c. Melody Estates Trailer Park- Compliance Review Hearing- Following items need to be completed within 30 days. Due date: May 11, 2009:
- All units put together/assembled to Code by a properly licensed contractor.
 - Sight obscure fence- south, east and west sides completed properly.
 - Lighting for yards and shared areas and streets completed.
 - 5 sheds constructed to Code requirements.
 - Skirting on trailers needs to be fixed and/or installed.
 - Cleaning up spaces around own trailers- cleaned up no debris, no rubbish, no garbage.
 - RV storage- all RV vehicles in provided area-out of yards.
 - Geese on property need to be removed.

Following items need to be completed within 90 days. Due date: July 20, 2009:

- Setup and power boxes of doublewide trailers #32, #8, #9 and #49 by a R200 Contractor. Building Permits must be obtained by the R200 contractor. Building permit fees have already been paid on those four trailers and will not have to be paid again.
- Sewer cleanups without caps on 49 and 48; must be repaired.
- Single wide trailer in park will be repaired and located to Code requirements.
- #16 trailer will be set up completely and inspected for final occupancy.
- #15 needs electrical meter base and water heater door required.
- #21 illegal fence removed or altered to meet Code requirements.
- #32 needs a building permit and setup according to Code.
- #8 and #9 has a gas line that needs to be relocated to avoid safety risks.

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Councilmember Hanna-Smith requested a copy of the Melody Estates Park rules from Joanne Wilson. Ms. Wilson stated that she would provide copies to the City. **MOTION.** Councilmember Hanna-Smith to approve

item 9c as recommended by the Planning and Zoning Commission. Motion seconded by Councilmember Tatton and carried.

CONSENT AGENDA -Councilmember McEvoy moved to approve items 10 through 22 with items 23-27 removed for discussion. Motion seconded by Councilmember Hanna-Smith and carried.

10. MINUTES
March 25, 2009- City Council Meeting
April 3, 2009- City Council Workshop
11. POOL- Permission to Award the Bid for Metal Siding on the North Wall of the Desert Wave Pool Facility and Around Exposed Wood Beams
12. LIBRARY LITERACY PROGRAM- Authorization for Price City to Discontinue the Library Literacy Program and Allow the Carbon County School District to use the Library Facility Through the Remainder of the Program Year (June 30, 2009) Turning Over Any Related Materials to the Carbon County School District.
13. SUBSTATION- Permission to Form a Committee, Review Proposals and Award the Substation Maintenance Project
14. RESOLUTION 2009-10 Career Ladder- Revised Job Descriptions for Groundskeepers I, II and III
15. EMPLOYEE HEALTH AND WELFARE BENEFIT PORTFOLIO: 2009-2010
16. WAGE ADJUSTMENT- Bret Cammans and Lisa Richens
17. RESOLUTION 2006-02 Authorization to Rescind Resolution 2006-02, "A Resolution Establishing the Price City Electric Power Distribution System Policy and Operations Advisory Board of Directors"
18. BUSINESS LICENSES- Authorization to Approve a Business License for Pathways to Health, LLC-375 S. Carbon Ave.-Darwin Jensen, Owner and Deep Blue Marine- 838 Westwood Blvd (Holiday Inn-Temporary) Allan Baird, CEO and JonSam Ice Cream-82 N. 100 W.-Lloyd Kessler, Jr. Owner
19. CDA PROJECT AREA BUILDING PERMIT INCENTIVE AUTHORIZATION- Winger's Restaurant, JB's Restaurant and LaQuinta Hotel
20. BUSINESS ANALYSIS LETTER TO AMTRAK- Authorization to Request a Business Analysis Investigation from Amtrak
21. OLD CENTRAL SCHOOL DEMOLITION- 90 N. 100 E.- Site Restoration-Change Order-Final Payment #1 The finished quantity of road base gravel to fill the depression left after backfilling the hole from the building demolition exceeded earlier estimates; 905.40 tons of gravel was imported and placed to match existing surrounding grade and the job was underestimated by 323 cubic yards. A change order is necessary for an increase of \$8,053.30. The final payment will be \$13,128.30. This is a budgeted item.
22. RURAL UTAH CHILD DEVELOPMENT- Authorization for the Mayor to Sign a Partnership Agreement on Behalf of Price City
23. SIEMENS- Approve Payment to Siemens for Previously Approved (on March 26, 2008) Amount (not to Exceed \$25,000) for Energy Audit
Pat Larsen requested clarification as to where the \$25,000 payment would come from as it was not a budgeted item. Mayor Piccolo stated he would speak with Siemens representatives for clarification. **MOTION.** Councilmember Tatton moved to place the item on unfinished business until further information could be reviewed. Motion seconded by Councilmember Davis and carried.
24. SIMMON WIND PROJECT-Approve or Disapprove of Participation in the Simmon Wind Project (if Approved Then Determine Amount of Kilowatts)
Councilmember Davis stated that the item needed a decision on whether to approve or disapprove the item and if so then the approval would need a determination on the amount of kilowatts. **MOTION.**

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Councilmember Davis moved to disapprove participation in the Simmon Wind Project. Motion seconded by Councilmember Hanna-Smith and carried.

25. **PRICE CITY PUBLIC WORKS WEEK- May 17-23, 2009-** Authorization for the Mayor and City Council to Proclaim the Week as Price City Public Works Week in Support of National Public Works Week
It is proposed that the Mayor and City Council proclaim the week of May 17-23, 2009 as Price City Public Works Week. Since 1960 the American Public Works Association (APWA) has sponsored National Public Works Week. Across the nation, members use this week to energize and educate the public on the importance of the contribution of public works to their daily lives; planning, building, managing and operating the heart of the community and building the quality of life. The APWA has selected “Revitalize, Reinvest, Renew” as its theme for the 2009 National Public Works Week. The theme signals a change in thinking and a new direction in practice. Revitalizing our infrastructure means finding new ways to sustain performance, using new materials and increasing efficiency. Reinvesting in our infrastructure will ensure safety, longevity and a positive quality of life. Renewing our infrastructure means replacing and reinvigorating the systems and structure on which we depend. We offer a special salute to and recognize our Price City Public Works employees. Gary Sonntag requested that the Council to verbally authorize a proclamation of National Public Works Week. Nick Tatton stated that he will do a news release on the topic. A proclamation will be put together for the Mayor to sign. **MOTION**. Councilmember McEvoy moved to proclaim May 17-23, 2009 as National Public Works Week. Motion seconded by Councilmember Nielson and carried.
26. **STATE WATER QUALITY BOARD-STIMULUS FUNDING-SEWER PIPELINE REPLACEMENT PROJECT-** Direction from City Council in Determining the Feasibility of Pursuing the Sewer Pipeline Replacement Design
Price City submitted an application to the Department of Water Quality for funding of a sewer pipeline replacement project that included design and construction at an estimated cost of \$1,696,000. Water Quality staff revised the cost estimate by adding \$16,400 for legal & bonding, \$8,600 for a loan origination fee and \$258,200 in contingency, totaling \$1,979,200. They placed the City in Tier 3, eligible for a 100% loan @ 0% over 20 years. The project would have to go back through the normal process of obtaining state revolving loan funds. However; subsequent to the City’s presentation, in St. George on April 1st, the Board changed the Water Quality staff recommendation and placed the City at a Tier 2 level. That means the City will receive loan authorization; but, will not have money reserved and will have to wait to see if any Stimulus funding is left over from Tier 1 projects on September 15th 2009. In order to be in position to receive any Stimulus money at that time the City would have to receive construction approval from Water Quality. To do that the City would need to complete its sewer replacement project design by then and have it approved. The cost for design is approximately \$115,000. It may be possible to fund this through the City’s ‘Capital Facilities Fund’. If stimulus money is not received then the project will wait in reserve for fiscal year 2010 funding. Should that be the case then the City would have the project design completed and could use that as match towards the project construction funding whether the City seeks funding through Water Quality or the Community Impact Board. City staff desires direction from City Council in determining the feasibility of pursuing the sewer pipeline replacement design now. **MOTION**. Councilmember Davis moved to approve the request for determining the feasibility of pursuing the sewer pipeline replacement project. Motion seconded by Councilmember Tatton and carried.
27. **WASHINGTON PARK TENNIS COURT RESURFACING-** Project #3C-2009 Report
One bid was received from Sport Court West in the amount of \$70,396.40. City staff explored alternatives to accomplish the work within budget; however, a solution could not be found. The bid was subsequently rejected for reason of insufficient funds to support the project under the current bid advertisement. The tennis courts were re-examined and confirmed that they need to be resurfaced if they are going to be played on. The current budget will only allow the City to consider the three south courts. The City has advertised for a rebid on April 29th to resurface the tennis courts and different types of applications will be considered, accepting the low bid for the type of application that best fits the City’s needs and expectations and providing that the bid does not exceed the budget of \$50,000. Several options were discussed by Council regarding funding for this project. Closing of the tennis courts would cost the City more money than keeping up on the maintenance. **MOTION**. Councilmember Hanna-Smith moved to use funding from the Zap Tax to provide the necessary maintenance and continue reviewing solutions for the tennis courts at a later date. Motion seconded by Councilmember Davis and carried.
28. **TRAVEL REQUEST**
Laurie Tryon- SIRE Training- April 21-24, 2009- WVC, Utah
Laurie Tryon- Utah Business Licensing Conference- May 14-15, 2009- Sandy, Utah
Shari Madrid- Utah Assoc. of Public Treasurers Conference- April 29-May 1, 2009- St. George, Utah
Lisa Richens- Annual Government Auditing Update- May 14-15, 2009- SLC, Utah
Bob Bennett- Utah Chapter of International Assoc. of Electrical Inspectors Workshop-May 3-6, 2009- April 15, 2009
Wendover, Nevada Explanation: Utah Chapter of International Association of Electrical Inspectors Workshop Purpose; Training & Education; Estimated cost \$513.10; budgeted.

29. PRWID- Councilmember Tatton reported on the results of the last PRWID Board meeting.
30. COMMUNITY PROGRESS- Update by Councilmember Hanna-Smith
 - Cedar Hills Storage- business award
 - Next meeting- April 30, 2009
31. POWER BOARD- Update by Councilmember Davis
 - Item will be removed from next agenda
32. INTERNATIONAL DAYS- Update by Councilmember McEvoy
 - Grand Marshall- final decision
 - Theme- “A Community Centered around the Young at Heart”
 - Fire extinguishers for the event will be purchased by Price City for use at the park by vendors
 - Next meeting-May 5, 2009
 - Float- Sign on float will include Sutherlands, CEU and Price City
33. RECYCLING-Update by Councilmember McEvoy
 - DEA funding was granted for a recycling bin at the police station for used prescriptions
 - Rocky Mountain recycling presentation and Washing County presentations are completed. A lot of good information. Curbside recycling pickup may be available for residents with associated costs for actual pickup
 - The \$25.00 membership fee charged by the Recycling Coalition cannot be paid from the Community Progress fund as the Recycling Committee is independent of Price City. More discussion will take place as the next year’s membership fee is due on July 1, 2009
34. WET-Strike
35. UNFINISHED BUSINESS:
 - a. Curb, Gutter and Sidewalk Improvements on 2nd South
 - b. Basso Dino-Mine Playground
 - c. Demand Side Management Program
 - d. New Library Project
 - e. Babe Ruth Field

City Council meeting adjourned at 8:24 p.m. by Mayor Piccolo pursuant to the motion by Councilmember McEvoy.

APPROVED

ATTEST

Joe L. Piccolo, Mayor

Laurie Tryon, City Recorder