

Present:

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

Excused Absence: Gary Sonntag, Public Works Director and Councilmember Davis

Others Present: Jack Bonaquisto, Sara Pia, Colby Shaw, Dave Hansen, Norma Procarione, Julee Cook, Barry Cook and Jackie Davis

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

1. PUBLIC COMMENT-

Mr. Dave Hansen of Hansen Custom Paint & Body stated that the Greyhound Bus stop next to his shop on 100 North has become a nuisance to his business. He stated that the people getting on and off of the bus are stopping in front of his shop and smoking, waiting for the bus by his door or urinating behind his building. He stated that the bus is parking in front of his driveway blocking business and customer parking. Mr. Hansen stated that his customers are complaining about the parking and the groups of smokers that stand in front causing smoke to enter his shop. He is concerned that bus stop patrons are breaking the state law by smoking 25 feet of a building open to the public. He stated that he has spoken to the owners of Worley Monument and that people from the bus are asking to use their restrooms and phone. He feels that both businesses are suffering from the bus stop location and if the business accommodating Greyhound Bus cannot offer public services to its customers then maybe the bus stop is not in right location. He stated that he has not spoken to the owner of the business hosting the Greyhound Bus. Mayor Piccolo stated that the item will be placed on unfinished business for the City to review the conditions and speak with the owner of the business. The Council will report back to Mr. Hansen as soon as possible. Nick Tatton suggested that the Planning and Zoning Commission become involved.

2. PUBLIC COMMENT-Norma Procarione presented an update on the upcoming inventory of the City Library and stated that the library will be closed during the last week of May through the first week of June with a book sale at City Hall during that time.

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

4. VISIONARY SERVICE LEADER AWARD- Barry Cook

Barry Cook received the Visionary Service Leader Award for his activities in the community including his membership and volunteering with the Lions Club and years of working with the Miss Carbon County Pageant. Mr. Cook has also been working with children in Mexico and other countries for years donating his optometry services and eyeglasses from the community.

5. BID OPENING- Washington Park Tennis Court Resurfacing- #3C-2009

The three (3) south tennis courts are planned to receive a new modular tile surface (21,600 square feet). The north three (3) courts will have only the cracks repaired. Staff recommended if the bids exceeded \$50,000, then Zap tax revenues would be used. **MOTION.** Councilmember Tatton moved for staff to form a committee to include: Councilmember Tatton, Gary Sonntag, Russell Seeley and Pat Larsen and to award the bid if it is within budget, lower than \$75,000. Motion seconded by Councilmember Hanna-Smith and carried. Mayor suggested bringing the item back to council if it is over \$75,000.

Bids were received from the following:

The Tennis Company - Bid was for concrete overlay \$119,250.00

Sport Court- Bid was for modular tile (3 options) \$77,358.20 76,969.20 70,644.96

JSK Flex Court- Bid was for Flex Court surface tile- \$50,350.00

6. BID OPENING- Price City Sewer Cleaning- #7C-2009

Approximately 71,793 feet of sewer pipeline is planned for cleaning in Price City. This will include 12, 10, 8 and 6 inch pipeline diameters. An additive alternate will allow incremental increases of 3000 feet in each pipe diameter category. There is a potential that approximately 119,656 feet of pipe could be cleaned. The budget for sewer cleaning is \$47,000. Russell Seeley stated that staff would prefer to clean more of the sewer pipelines-using all of the budget.

Bids were received from the following:

Val Kotter & Sons \$26,726.77

Twin D Inc. \$23,114.43

MOTION. Councilmember Hanna-Smith moved to proceed with the lowest bidder taking into account the alternate bid package and award the bid. Motion seconded by Councilmember Tatton and carried. **MOTION.** Councilmember Hanna-Smith moved to spend the full budget at the awarded bid price. Motion seconded by Councilmember Tatton and carried.

7. OFF ROAD VEHICLES- Jack Bonaquisto

Mr. Bonaquisto suggested that Price City place signs stating “no off road vehicles allowed” at each dead end road from 300 East to 10th East in north Price to keep motorcycles and other ATV vehicles out of the area behind his home. He stated that he lives in the Coves at the end of 300 East and has had enough of the noise, dust, litter and watching the environment be destroyed behind his home due to ATV’s. He stated that he has approached Price City with this problem before and that some of the problems have improved but by closing off the area, he feels it will stop the problem almost completely. He stated that he does not feel that Price City Police should be the ones trying to take care of the problem by chasing down the citizens on ATV’s. The Mayor and City Council agreed to continue to review the problem for a solution. **MOTION.** Councilmember Tatton moved to have the item placed on the unfinished business and have the Police Department form a committee with staff and interested private citizens to create a plan and policy to address this issue and bring the results back to Council for review. Motion seconded Councilmember McEvoy and carried.

8. STATE DRINKING WATER BOARD- Stimulus Funding-Water Pipeline Replacement Project-Russell Seeley

The City submitted an application to the Division of Drinking Water (DDW) Board for a water pipeline replacement project that included design and construction at an estimated cost of \$1,906,000. DDW staff submitted their evaluation and recommendation on the City’s project to the Board. Based on the City’s local Mean Adjusted Gross Income (MAGI) of \$33,396, which is approximately 92% of the State’s, they said the City does not qualify for principal forgiveness (grant), but would qualify for a 100% loan at 2.07% interest over 20 years plus a 1% loan origination fee of \$19,060. Historically, DDW authorizes up to 20% principal forgiveness if an applicant qualifies due to a hardship or up to 50% if the applicant qualifies for State SRF funding (if available). City staff in their presentation before the Board explained that the City completes only a few hundred feet of pipeline replacement each year and really needs help to increase that amount in order to replace old and deteriorating pipelines. Further, it was important that the City not increase water rates in order to maintain sufficient headroom to absorb economic fluctuations. They asked the Board to consider a loan with 0% interest. The Board explained that they could not vary from DDW staff’s criteria and recommendation without affecting other applicants. Consequently, they approved the loan for \$1,906,000 at 2.07% interest over 20 years. The next step is for the City to close on the loan on or before September 10, 2009. City staff requests direction from City Council. Increased rates would be imposed to pay the note when the project is complete, which would probably be in the year 2011. **MOTION.** Councilmember Hanna-Smith directed staff to seek options for water lines and secure funds for water line replacement with the drinking water board recommendations as requested. Motion seconded by Councilmember Nielson 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. Cedar Hills Storage-Bobby Etzel, Owner-Business Expansion and Excavation Only-Final
- b. Tony Basso Storage Unit- Road Clarification- 300 S. Carbon Ave.-Curb requirement

MOTION. Councilmember Nielson to approve item 9a as recommended by the Planning and Zoning Commission. Motion seconded by Councilmember Hanna-Smith and carried.

CONSENT AGENDA -Councilmember Nielson moved to approve items 10 through 27 with item 25 excluded as it was struck from the agenda. Motion seconded by Councilmember McEvoy and carried.

- 10. MINUTES
April 3, 2009 City Council Workshop
April 15, 2009 City Council Meeting
- 11. PRICE CITY SCHOLARSHIP- Authorization to Deny a Request for the Price City Scholarship. Price City Received an Application for an Educational Scholarship, the Applicant Does Not Qualify Since He Does Not Live Within the Boundaries of Price City.
- 12. EASY PROGRAM- Authorization for an EASY Program Reimbursement for Tangible Property Improvements at 45 West 100 North.
- 13. BLACK DIAMOND LEGENDS PRCA RODEO- Authorization to Advertise and Hold a Public Hearing Regarding Possible Financial Sponsorship of the Rodeo by Price City.
- 14. PRICE CITY BALL PARK POLICY- Authorization to Approve the Price City Ball Park Policy
- 15. LIBRARY- Authorization to Approve the Gates Foundation Opportunity Online Hardware Grants Program Agreement
- 16. LIBRARY- Authorization to Approve the Community Library Enhancement Funds (CLEF) with the State of Utah, Department of Community and Culture, State Library Division and Price City.
- 17. FULL-SERVICE RESTAURANT LIQUOR LICENSE LOCAL CONSENT- Authorization to Approve a Local Consent Full-Service Restaurant Liquor License for Winger's of Price, 204 N. Hospital Drive, Kasey Petersen, Owner
- 18. TEMPORARY SPECIAL BEER PERMIT- Authorization to Approve a Temporary Special Beer Permit for Brady Larsen Representing the Sportsman for Fish and Wildlife Event to be Held at the CEU BDAC.
- 19. UTILITIES DEPARTMENT- Authorization to Adjust the Deposit Amount of the "Kill A Watt EZ" Tools as the Price Fluctuates and to Place a Customer Message for Information on the Utility Bills
- 20. ELECTRICAL UTILITY RATE PROPOSAL- RESOLUTION 2009-11- In Response to the Rocky Mountain Power Electrical Utility Rate Increase, Authorization is Requested to Approve a 7% Increase Effective July 1, 2009 to All Price City Electrical Customers with Resolution 2009-11
- 21. UTILITY BILL BLYER REQUEST- Jack Davis Requests Authorization to Include a Flyer on the Price City Utility Bills for the Black Diamond Rodeo and Downtown Alive Rodeo Event and a Waiver of the Fee Associated with the Flyer Insertion.
- 22. PACIFICORP- Authorization to Approve an Interconnection Agreement Between Pacificorp and Price City
- 23. DEVON ENERGY PRODUCTION COMPANY, LP- Authorization for the Mayor to Sign a Division Order for Devon Energy Production Company, LP on Behalf of Price City

24. BUSINESS LICENSES- Authorization to Approve a Business License for Chen's Kung Fu-Traditional Chinese Washu Kwoon, Shih-Wei Chen, Owner
25. ACCOUNTING- Authorization to Approve Bank Services for Internet Credit Card Transactions-strike
26. PRICE CITY US-6 EMMA PARK WATERLINE RELOCATION- #4C-2009 Bid Award
The scope of this project is to relocate approximately 1300 feet of 20 inch water transmission pipeline adjacent to US6 near Emma Park to make way for a large dirt fill area on the UDOT road reconstruction project. Eight Bids were received and opened for the pipe line relocation. The low bid was Nelco Contractors, Inc. in the amount of \$93,212.90 base bid and \$815.00 additive alternate for a total of \$94,027.90. Engineers estimate is \$208,745. City staff submitted the bid abstract to the Utah Department of Transportation for comment. They have since alerted the City that Ames Construction, UDOT road reconstruction contractor, intends to forego the dirt fill site and deposit the surplus dirt elsewhere outside of the US6 right of way and away from the City pipeline. That being the case the City has requested map verification that the City's pipeline will not be affected and a letter stating that it is stopping the City's pipeline relocation project.
27. TRAVEL REQUEST-
Nick Tatton- CIB Funding Meeting Attendance- Cedar Breaks, Utah- May 10, 2009
27. PRWID- Councilmember Tatton reported on the results of the last PRWID Board meeting.
28. Community Progress-
 - Next meeting- May 1, 2009
 - Next project- Highway 10 planter
29. International Days-
 - Float has been moved to the BLM storage space as the CEU Welding Dept. is finished with its portion
30. Recycling Committee-
 - This committee will be moved to unfinished business on the agenda until further notice
 - A recycling survey is on the Price City website for everyone that would like to respond. To date there have been 93 responses. The survey is open until May 25, 2009
 - A strategic plan draft will be available at the next recycling meeting
31. 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
 - f. Siemens Energy Audit Payment
32. NEW BUSINESS:
 - The Greek Orthodox Church is requesting local consent for a single event permit from the Utah Department of Alcoholic Beverage Control for the Greek Festival in July of 2009. The item was not on the agenda and will be ratified at the next council meeting on May 13, 2009.

City Council meeting adjourned at 7:09 p.m. by Mayor Piccolo pursuant to the motion by Councilmember McEvoy.

APPROVED

ATTEST

Joe L. Piccolo, Mayor

Laurie Tryon, City Recorder