

Present:

Mayor Joe L. Piccolo

Councilmembers: Nick Sampinos, City Attorney
Jeff Nielson Kevin Droic, Police Captain
Jeanne McEvoy Laurie Tryon, City Recorder
Richard Tatton John Daniels, Human Resource Director
Rick Davis Gary Sonntag, Public Works Director
Kathy Hanna-Smith

Others Present: Kevin Scannell, Rob and Karen Radley, David Wilkinson, Tracy and Ellen Allred, Bartley Johnson, Greg Benson, Steven and Rachel Kerr and Amber Clark

Excused Absence: Police Chief-Aleck Shilaos, Community Director-Nick Tatton, Finance Director-Pat Larsen and Bret Cammans- Customer Service Director

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

1. PUBLIC COMMENT- No public comment was received.
2. COUNCILMEMBERS REPORT- The Mayor and Councilmembers presented an update on the activities and functions in which they have participated.
3. MEDAL OF MERITORIOUS SERVICE AWARD- Officer David Wilkinson and Officer Robb Radley
Mayor Piccolo and Police Captain Kevin Droic presented the Medal of Meritorious Service to Officers David Wilkinson and Robb Radley. Both officers assisted in saving the life of 9 month old child, Brianna, the daughter of Steven and Rachel Kerr, on June 3, 2010. The Mayor and Councilmembers thanked both officers for their heroic efforts in saving a life.
4. PUBLIC HEARING. Public input was solicited regarding an amendment to the Price City capital improvement plan/list and CIB Carbon County master project list. The project is USU/CEU Energy Research.
MOTION. Councilmember Tatton moved to open the public hearing at 6:08 p.m. Motion seconded by Councilmember Nielson and carried. No public comment was received. Gary Sonntag stated that the USU/CEU Energy Research Project will compliment what the City is already doing in the area and considers it a great idea. **MOTION.** Councilmember Tatton moved to close the public hearing at 6:10 p.m. Motion seconded by Councilmember Hanna-Smith and carried.
5. CIB LIST UPDATE. Consideration and possible approval of an update to the Price City CIB project list and request of County Commission action to update the Carbon County master project list.
MOTION. Councilmember Tatton moved to approve the CIB list to include the USU/CEU Energy Research Project and to ask the Carbon County Commission to update the Carbon County Master Project List. Motion seconded by Councilmember Hanna-Smith and carried.
6. UTAH NATIONAL GUARD-Community Covenant Program- WO1 Bartley G. Johnson, Presenter

WO1 Bartley G. Johnson of the Utah National Guard presented the Community Covenant Program to the Mayor and City Council. Mr. Johnson stated the program was created to reach out to all military service members regardless of their branch of service. He stated that the intent of the program is to encourage all cities and towns across the country to formally commit to supporting service members and their families. He asked for the City's help in spreading the word and in creating a collaborative group made up of law enforcement, clergy, civic leaders and community members to show support to the local troops and veterans from previous wars. He suggested that the City read the information provided on their websites for ideas and assistance as follows:

www.ut.ngb.army.mil/family/index.htm, www.militaryonesource.com, www.army.mil/community.bartley.johnson@us.army.mil. He suggested different ideas that the collaborative group consider to provide local support to the troops. The Mayor and Council thanked Officer Wilkinson for bringing

this program to their attention and thanked Mr. Johnson for his presentation. **MOTION.** Councilmember Tatton moved to support the efforts of the Community Covenant program and to put the item on unfinished business for continual updates. Motion seconded by Councilmember Davis and carried.

7. **PRICE COMMUNITY GARDENS-South Price- Councilmember Hanna-Smith**
Councilmember Hanna-Smith provided the Council with a flyer created for the upcoming Price Community Garden tour and Mayor's Walk n Talk that will be held on July 19' 2010 at 5:30 p.m.

8. **PRICE CIVIC AUDITORIUM- Councilmember Hanna-Smith**
Councilmember Hanna-Smith and Dr. Greg Benson of USU/CEU explained their concerns about the City's auditorium and its needed improvements. Councilmember Hanna-Smith stated that Mr. Benson has used the Price City Auditorium for many years with different band programs and he would like to continue to use the auditorium but it needs a few improvements in order to accommodate the performances. Mr. Benson stated that the stage needed to be extended which would close the stage pit area and the drapes need to be pulled back and secured. He stated that he would like to bring the Messiah and Wind Symphony to the auditorium but cannot without the expansion. Councilmember McEvoy stated that there are many improvements that need to be addressed and the items may need to be on a priority list if we are to continue using the auditorium. She suggested creating a group such as, Friends of the Theatre to hold fundraising events to raise enough money to make those improvements. She suggested that if it was a civic project and line item in the budget and the money was properly documented, a group could help raise the money to keep the auditorium running. Councilmember McEvoy asked Mr. Benson if there was someone on the USU/CEU campus that could direct the City on how to make the proper improvements and Mr. Benson said that could be a possibility. Councilmember Tatton suggested that the City may want to partner with the Carbon County Recreation and Transportation Special Service District or another entity to get others involved in the project repairs. **MOTION.** Councilmember Hanna-Smith moved for a group consisting of Greg Benson, Bret Cammans, Bryan Barton with Jones & DeMille Engineering and herself meet to determine the needs, costs and funding opportunities for the stage enlargement project and to bring the item back to the City Council on a future agenda. Motion seconded by Councilmember Tatton and carried.

PLANNING AND ZONING COMMISSION-Councilmember Davis reported that the Planning and Zoning Commission gave the following recommendations on applications for a Conditional Use Permit:

9. **Conditional Use Permit**
 - a. **Group Home-225 S. 300 W.- Lookup Youth Services- Ben Lindley-Final w/conditions:**
 - a . Facility must conform to all applicable standards and requirements of the Utah State Department of Human Services consistent with Section 8.4 of the Code;
 - b . Facility shall conform to all building, safety, health, zoning requirements of the Price City Land Development Code applicable to structures in the zone which it is located consistent with Section 8.4 of the Code;
 - i. Inspection of the subject property by the Price City building inspector and Price City fire chief prior to any use or occupancy and compliance with all safety recommendations finding that safety review and compliance protects the health, safety and welfare of the community;
 - c . Facility shall be capable of use as a youth rehabilitation facility without structural or landscaping alterations that would change the structure's residential character consistent with Section 8.4 of the Code;
 - d . Facility shall have a landscaped and regularly maintained front yard free from debris, weeds and other visual nuisances finding that protection of property values in the neighborhood are protected;
 - e . Facility shall have a landscaped and maintained back yard with a sight obscuring fence surrounding the perimeter, constructed to Code specifications, consistent with Section 8.4 of the Code;
 - f. Facility shall be of a size and scale that it is in harmony with other residential uses in the vicinity consistent with Section 8.4 of the Code;
 - g. Facility shall comply with Utah State regulations and not exceed a ratio of 1 adult to 3 youth or exceed a total of 6 youth assigned to the facility at any one time consistent with Section 8.4 of the Code;
 - h . Must maintain a business license in good standing with Price City at all times finding that properly licensed businesses protect the health, safety and welfare of the community.

 - b. **Kevin's Carpets- 441 E. 100 N.- Kevin Norried, Owner- Building Development/Construction- Concept/Preliminary only with conditions for final:**
 - a. Removal of the existing structure at the subject property upon procurement of a valid demolition permit from Price City finding that properly permitted demolition mitigates the negative dust and noise impact of the demolition on neighboring land uses;

- b. Submission of qualified building plans to the Price City building department, with the required review fee, for review and approval finding that properly reviewed and approved building plans promote improved long-term quality development in the community and protect the health, safety and welfare of the community;
- c. Completion of a qualified storm water management and snow storage plan for the site, concurred with by the Price City Engineer, prior to final approval or commencement of construction finding that properly planned storm water runoff and snow storage matters mitigate potential negative impacts of the development on adjacent property owners and the public right of way;
- d. Completion of a qualified soil investigation, concurred with by the Price City Engineer, prior to final approval or the commencement of construction finding that construction consistent with qualified geotechnical engineering protects long-term property values and mitigates impacts on the health, safety and welfare of the community;
- e. Completion of a public infrastructure development agreement with the Price City Pubic Works department and submission of the required financial surety to the department finding that properly constructed and developed public infrastructure reduces long-term financial impact on the community;
- f. Additions to final site plan to include the following finding that detailed site plans mitigate the opportunity for development misunderstandings:
 - i. Identification of electric and gas utility connection points;
 - ii. Sight obscuring fencing to surround property: 6' on North, East and West sides, except 25' from sidewalk to be 3';
 - iii. No less than 16 parking stalls based on Section 6.4.5 of the Code, other uses, calculated at 1 spot per 600 sq ft of building;
 - iv. Completion of building façade improvements on south and for 50 feet minimum on east and west sides;
 - v. Indication of minimum 5% landscaping;
 - vi. Indication of right turn only from both driveways, driveways not to exceed 24 feet wide, each;
- g. Completion of an environmental review comment for the subject property finding that mitigation of any environmental impacts is necessary for quality development in the community and to protect the health, safety and welfare of the community;
- h. Mailed notices to all property owners within 300' of the development site informing them of the development and requesting comments, if any, finding that properly notices development mitigates the impact of the development in the neighborhood and reduces the opportunity for misunderstandings relative to the development, land use or process;
- i. Solicitation of recommendations from the Price City Fire Chief regarding fire safety requirements at the subject site finding that fire safety is a primary community goal and protects the health, safety and welfare of the community;
- j. Submission of final sign plan to the Price City Planning Department for review and approval prior to installation finding that properly reviewed signs and signage plans promote consistency in signage and improves the economic environment.

c. Deli Pasquale Cucina Di Forno, LLC.- 86 E. 100 S.- Charles Colacito, Owner- Business License/CUP-item declined.

MOTION. Councilmember Davis moved to approve the recommendations by the Planning and Zoning Commission. Motion seconded by Councilmember Hanna-Smith and carried.

CONSENT AGENDA-**MOTION**. Councilmember McEvoy moved to approve the consent agenda items 10 through 24 with items 25, 26, 27 removed for discussion. Motion seconded by Councilmember Nielson and carried.

- 10. MINUTES
 - a. June 23, 2010-City Council Meeting
 - b. July 2, 2010- City Council Workshop
- 11. LETTER OF INTENT. Consideration and possible approval for submission of a letter of intent to the State of Utah regarding Senior Housing Development.
- 12. BUSINESS LICENSE- Authorization to approve a business license for Faxon Entertainment-695 N. 300 E.(HOB)- Stephen Faxon, Owner and Kevin's Rock Crawlers and Parts-495 N. 100 E. (HOB) Kevin Dull, Owner
- 13. INTERNATIONAL DAYS CONTRACT- Authorization to approve an agreement between Hometown Amusement Enterprises, Inc. and Price City for the International Days Event
- 14. WATER TANK USE- Conversion of the southeast water tank near Washington Park into storage for the city float and other items.
- 15. WINTER WATER OVERAGE REPORT- Authorization to issue credits to customers over and above what the Utility Department is allowed

16. POLICE DEPARTMENT POLICY-Authorization to adopt the new Police Department Policies and Procedures Manual
17. LOCAL CONSENT- Authorization to approve a local consent liquor license for Greenwell Inn and Convention Center, owner Rick Krompel-655 E. Main
18. COOPERATIVE AGREEMENT- Authorization to approve a cooperative agreement providing for Consolidated Dispatch Service in Carbon County.
19. PROMOTION-Authorization to promote Shiloh Tonc from Laborer to Meter Reader
20. MEMORANDUM OF UNDERSTANDING- Utah State University Carbon Extension Service- 910 North 700 East, Vegetable Garden.
21. HANSEN, ALLEN & LUCE INC. ENGINEERING-16 Inch SR 10 Price River Aerial Pipeline Crossing, Project #3C-2010. Change Order and Final Payment. The work is done and engineering services are complete. Change Order: #1 (deduction) \$3,266.66, under expenditure. Payments: Partial #1 \$1,619.26, #2 \$889.25, #3 \$6,003.35, #4 \$3,791.30, #5 \$2,879.50, #6 \$5,461.25, #7 \$7,126.00, #8 \$10,911.63, #9 \$3,039.55, #10, \$2,981.00, Final #11 \$731.25; Total \$45,433.34.
22. FINANCE DEPARTMENT-Permission to purchase folder/insert machine from Mountainland Business Systems, Inc. in Salt Lake City. The equipment has been demonstrated and is on the State purchasing contract.
23. CERTIFIED TAX RATE-Adopt Certified Tax Rate of .002093 for a total of \$696,058.
24. TRAVEL REQUESTS:
Robb Radley and Brian Judd- Death Investigation and Forensic Science Seminar-Sept. 27-28, 2010
Kamra Davis- Age Group Swim Meet- July 16-17, 2010- Richfield, UT.
Bret Cammans- Microsoft 2008 SQL Server Training-July 26-20, 2010- SLC,Ut.
Laurie Tryon- Utah Municipal Clerks Academy-July 28-30, 2010- Sandy, Ut.
25. PARKS/CEMETERY DEPARTMENT - Authorization to hire two laborers reference justification memorandum dated July 9, 2010
A memorandum dated July 9, 2010 was sent to the Mayor and Councilmembers suggesting that the Human Resource Department be allowed to use the same applicant pool that was received for the Meter Reader laborer position recently advertised to hire two more laborers for the Parks Department. Councilmember Hanna-Smith stated that she did not recommend rushing into the hiring of laborers for the Parks Department by using the current applications because we need to focus on finding qualified applicants that know how to work in landscaping. John Daniels stated that the laborer job description is one and can be used for all laborer unskilled positions. He stated that the reason he would like to use the same applicants is to save the City time, money and manpower reviewing another 113 possible applicants as those received for the meter reader position. John Daniels stated that if the City advertises for more laborers it will probably take until the middle of August to get someone on the payroll and trained which the City cannot afford to do in regards to landscaping at the parks and cemeteries. Councilmember Tatton stated that he believes the laborer position in the parks department is an emergency and recommended use of the same applicants as they were all applying for a "laborer" position. Councilmember McEvoy stated that people are just looking for a job and trusts the hiring committee to find a qualified laborer for both departments out of the applications already collected and if there are no qualified applicants, she recommended that the City should re-advertise and begin again. Councilmember Davis stated that he would like to consider hiring contract help for the Parks Department. Mayor Piccolo stated that we would probably have the same people apply for both jobs and agreed that we should use the applicant list we have now for the laborer position in the Utility Department. He stated that the City has an immediate need during this busy summer season and we need to take care of things right now and any person chosen for this position will have to be trained because it is an unskilled position. **MOTION**. Councilmember Tatton moved to approve the recommendation from the July 9, 2010 memorandum to hire two laborers using the current collection of applicants. Motion seconded by Councilmember McEvoy. Question on the motion:
Councilmember Nielson questioned what would happen if someone was offered the laborer position

in the Parks Department when they thought they were applying for the utility laborer position? John Daniels stated that most people right now are just looking for any job, but that everything would be considered through the hiring process.

Mayor Piccolo requested a vote on the motion:

Councilmember Hanna-Smith- Nay

Councilmember Nielson-Nay

Councilmember Davis- Nay

Councilmember Tatton-Yea

Councilmember McEvoy-Yea

MOTION. Councilmember Tatton then moved to advertise and hire two laborers for the Parks and Cemetery Department. Motion seconded by Councilmember Hanna-Smith and carried.

Councilmember Nielson questioned if the City could hire contract labor or if we would have to bid out the job. Mayor Piccolo stated that the landscaping work would have to be bid out as a project.

MOTION. Councilmember Tatton moved for staff to determine what landscaping needs and functions are necessary and to hire contract help and materials within budget until the two laborers could be hired in August and to check with the contractors we utilize now to see if they have the equipment to do the work. Motion seconded by Councilmember McEvoy and carried. Councilmember Tatton stated that he would like the item brought back to Council as an agenda item for an update.

26. **PRECISION CONCRETE CUTTING-Continuation of Work.** Concrete cutting is budgeted in the amount of \$10,000 for this fiscal year. Approval is sought for a change order to: 1) continue concrete cutting work on City sidewalks to overcome trip and fall hazards and 2) approve an increase in price by \$0.50 inch foot or \$22.45 per inch foot. This is specialized work performed by Precision Concrete Cutting who is a sole source provider for this type of concrete cutting and grinding method. The location for concrete cutting will be determined by City staff (likely City parks & facilities and Main Street sidewalk). Councilmember Hanna-Smith requested that she be updated on when the project starts and the locations of each section. Gary Sonntag stated that he would make sure she stayed informed of the work. **MOTION.** Councilmember Hanna-Smith moved to approve the continuation of concrete cutting. Motion seconded by Councilmember Tatton and carried.
27. **INTERLOCAL AGREEMENT-Weed Spraying-Carbon County.**
This agreement will be for the County to assist the City to facilitate and expedite the spraying of weeds at select locations within the public right of way and on City properties when needed by the City's Parks Department.
Gary Sonntag stated that the City is readdressing the issue of having an agreement with Carbon County for the spraying of weeds. He stated that the City would reimburse the County for the chemical that is used to kill the weeds. Mr. Sonntag stated that the City has never had a written agreement for this service. Councilmember Hanna-Smith recommended that the weeds be mowed down before the spraying begins so that the weeds are not as unsightly when they die. Mr. Sonntag stated that the Public Works Department will contact the County to remind them of weed control each January. **MOTION.** Councilmember Hanna-Smith moved to approve the agreement. Motion seconded by Councilmember Tatton and carried.
28. **PRWID-** Councilmember Tatton reported on the results of the last PRWID Board meeting.
29. **COMMUNITY PROG.-CULTURE CONNECTION**
 - Thursday performances in the Peace Gardens
 - First round of yard of the month will be held on July 29, 2010
 - Would like the City to consider 4x4 non smoking signs placed on the downtown benches placed by the Health Department- City Council agreed
30. **INTERNATIONAL DAYS-**
 - Request for all City and County officials to participate in the parade
 - All of events are scheduled and ready
31. **UNFINISHED BUSINESS**
 - a. **Recycling-**
 - Meeting with additional partners, creating new ones, seeking information on how businesses f are going green
 - Seeking sponsorship for additional recycling trailers

32. EXECUTIVE SESSION-Closed-Personnel

MOTION. Councilmember Tatton moved to go into the Community Redevelopment and Renewal Meeting at 7:49 p.m. Motion seconded by Councilmember McEvoy and carried.

Returned from the Community Redevelopment and Renewal Meeting at 7:55 p.m. After a short break, the Executive Session started at 8:12 p.m.

MOTION. Councilmember Nielson moved to go into the Executive Session for personnel issues at 8:12 p.m. Motion seconded by Councilmember Hanna-Smith and carried.

The regular City Council meeting adjourned at 8:48 p.m. by Mayor Piccolo pursuant to the motion by Councilmember McEvoy.

APPROVED

ATTEST

Joe L. Piccolo, Mayor

Laurie Tryon, City Recorder