

Present:

Mayor Piccolo	John Daniels, Human Resource Director
Councilmembers:	Kevin Drolc, Police Chief
Grady McEvoy	Nick Sampinos, City Attorney
Kathy Hanna-Smith	Nick Tatton, Community Director
Rick Davis	Laurie Tryon, City Recorder
Layne Miller	Lisa Richens, Finance Director
Wayne Clausing	Gary Sonntag, Public Works Director
	Bret Cammans, Customer Service Director

Excused Absence:

Present: Ron Brewer, Sam White, Terry Willis, Elias and Lori Perez, Kevin Scannell, Debbie Marvidakis, Heather Sandoval, Bob and Diane Olson, Curtis Page, Gail Pagano, Lori Rowley, Duncan Thomas, John and Bonnie Thomas, Gary and Janis Blake, Kendra and Russell Seeley

Mayor Piccolo called the regular meeting to order at 5:30 p.m. and Duncan Thomas, Boy Scout 6903 led the Pledge of Allegiance. Roll was called with the above Councilmembers and staff in attendance.

1. PUBLIC COMMENT-

Duncan Thomas, Boy Scout #6903 announced that he will be filling 500 sand bags as part of his Eagle Scout Project and Price City's emergency preparedness supply. The Mayor and City Council thanked Mr. Thomas for his choice of projects and desire to help his community.

Several residents from the Crestview Drive, 400 North areas were in attendance to voice their concerns regarding the condition of 400 North street, the recent power outages and area at the end of Crestview Drive that has become an apparent playground for drug use by young people. Mr. Gary Blake, resident, stated that the condition of 400 North is rough and difficult to navigate and asked if it could be repaired. Janis Blake and Gail Pagano also commented on the condition of 400 North and its poor condition as there is a lot of traffic, loose gravel, speeding and safety concerns with the road. Mr. Blake also asked that a no trespassing sign be placed on property that is privately owned to keep young people from hanging out there, especially on Carbon High School game nights. Mayor Piccolo stated that the current funding appropriated for streets in City limits allows roads to be asphalted every eight (8) years to new condition. The most recent work on 400 North was due to maintenance of water and sewer pipes and the road was not newly asphalted, only repaired and patched. The City Attorney stated if the owner of the private property the citizens are speaking of agrees to have a no trespassing sign placed on the private property, the City could then delegate authority to the Police Department to watch for trespassers. Chief Drolc stated that if illegal use of drugs is occurring on the property then it trumps private trespassing signs anyway and they can enter to investigate. He stated that now that the City is aware of the problem, the area can be watched. Councilmember Davis suggested that the School Resource Officer be contacted to assist with the problem.

The residents also voiced their concerns about the recent power outages in their area of Crestview Drive. Bret Cammans stated the City has been working on the problems and have now identified some of the items that are causing the outages such as trees on private property which will be trimmed soon, power redistribution between the area and Pinnacle School and a few sections of equipment that needed to be replaced. He stated that the City is working with Rocky Mountain Power and will continue to work on the issue until it is resolved. Mayor Piccolo stated that infrastructure, funding, equipment repairs and items such as overgrown trees will always be problems and the City is continually working to prevent outages but sometimes they are out of everyone's control. He stated the Price City is not a part of Rocky Mountain Power and the City maintains their own infrastructure to keep rates low for its customers but we have a limited amount of funds to spend. He thanked the citizens for alerting the City of the issues in their residential area and hoped that they would allow the City to work on each item.

Greg Cowan voiced his concerns regarding the last power outage that took the power out for almost an entire day. He stated that the stoplights located at the intersection by Fresh Market and Market Express were out during that time and some drivers used it as a four way stop but others did not and he is concerned about accidents, backed up traffic and drivers knowing what to do when the power is

out. He asked if there was anything the City could do to help with those situations so that someone is not hurt or killed at the intersections. Chief Drolc stated that there are laws that state that drivers must treat all intersections as a four way stop when the traffic lights are not working and if people act accordingly it works. He stated that there is not enough manpower or funding to have an officer stationed at every traffic light when the power goes out and that intersection is a state road and the state has advised the City that they cannot control that intersection. Mayor Piccolo stated that the City would review the situation and try to find other ways to help with possible solar lights and or signs. Councilmember Davis asked to work with the Police Department on this and try to find funding for this situation. Mayor Piccolo thanked Mr. Cowan for alerting the City on this issue.

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

Public Works Director, Gary Sonntag was recognized for 30 years of service to Price City by the Mayor and City Council. Sam White, Water and Sewer Department, presented Mr. Sonntag with a special set of keys to the City and thanked him for 30 years of service and dedication.

3. CEMETERY CODE 2007- Update on citizen request to amend Resolution 2006-21 (sect. 2.48.230) allowing upright headstones in section M of the Price City Cemetery

Councilmember Hanna-Smith stated that a committee including, Brianna Welch, Lisa Richens, Gary Sonntag, Councilmember McEvoy and her met on Sept. 3, 2013 and stated that it was the consensus of the committee to not amend the current policy which has no upright headstones in Price City Cemetery, Section M of the Price City Cemetery and to leave the section as a flat stone area only. She stated that the committee also recommended that all plat deeds should state the restrictions of a flat or upright stone and to refer the buyer to the current cemetery policy. It was also recommend that the City consider amending the Cliffview Cemetery Policy on the northwest section so that it mirrors the south part of the Cliffview Cemetery where it has one row of flat stones and two rows of upright headstones. She added that the committee also recommends placing the Cliffview Cemetery east side expansion and design on the Community Impact Project 2014-2015 list. Councilmember McEvoy stated the Price City Cemetery, section M plots are almost gone and citizens bought those plots knowing it was a flat stone area and to change it would be difficult because those people bought those plots for a reason. He stated that the committee based their decision on consistency, maintenance, cost and the ability to plan for future development. **MOTION.** Councilmember Hanna-Smith moved to deny the request to modify Price City Cemetery, section M. Motion seconded by Councilmember McEvoy and carried. **MOTION.** Councilmember McEvoy moved for all plat deeds, certificate of right to burial, to state the restrictions of a flat or upright stone and to consider amending the Cliffview Cemetery Policy on the northwest section so that it mirrors the south section and to add the Cliffview Cemetery east side expansion and design on the CIP 2014-2015 list. Motion seconded by Councilmember Clausung. Discussion: Gary Sonntag stated that Section F in Cliffview Cemetery's northwest corner previously had a condition that the plots have flat headstones only and be sold consecutively. This should be rescinded. Section F should be allowed to have both upright headstone monuments and flat headstone markers that mirror the pattern in the rest of Cliffview Cemetery and that the plots be sold randomly or at-will. Motion amendment accepted by Councilmember McEvoy. Amended motion seconded by Councilmember Clausung and carried.

4. HEALTH DEPARTMENT- E-Cigarettes Presentation

Debbie Marvidakis, Health Department, presented an E-Cigarettes informational update and provided the Mayor and City Council with informational flyers regarding E-Cigarettes. She stated that with the popularity of E-Cigarettes and so much misconception as to where you can smoke them she stated that they fall under the Utah Indoor Clean Air Act and cannot be smoked indoors. She stated that she would like the City to add the E-Cigarette notice to the outdoor venues to the No Smoking signs. She stated that the E-Cigarettes are not controlled by the FDA but they are looking to ban it in all 50 states.

5. PROPERTY MAINTENANCE CODE-Consideration and possible approval of Price City action to remove code violations and the structure located at 370 South 100 W, owner George M. Janis.

Nick Tatton stated that the Planning and Zoning Commission requested that the City Council move forward with action on the code violations for the property located at 370 So. 100 West, owned by

George Janis. He stated that this has been ongoing for two years and the property has become a safety hazard. **MOTION.** Councilmember McEvoy moved to enforce the Property Maintenance Code and to authorize mitigation by Price City to have the structure removed and the financial cost that is accumulated with the demolition and other expenditures up to \$10,000 be attached to Mr. Janis' property tax. Motion seconded by Councilmember Clausing and carried.

6. RESOLUTION 2013-26. Consideration and possible approval of A Resolution Amending Price City's Electric Rate Schedule Amending Rate Tables 109, 110, 111 Relating to Renewable Energy Service to Residential, Small Business and Large Business Customers.

**MOTION.** Councilmember Miller moved to approve Resolution 2013-26. Motion seconded by Councilmember Hanna-Smith and carried.

7. RESOLUTION 2013-27. State of Utah Municipal Wastewater Planning Program, Self Assessment Report 2012. This will be a Resolution that the report has been reviewed and actions are underway to be in compliance where deficiencies exist.

Gary Sonntag stated that this is an annual assessment report that is required to be submitted to the State of Utah Municipal Wastewater Planning Program. **MOTION.** Councilmember Davis moved to approve Resolution 2013-27. Motion seconded by Councilmember McEvoy and carried.

8. RESOLUTION 2013-28. Consideration and possible approval of a Resolution for Approval of, and Authorization to Execute and Deliver the Fourth Amendment to Intermountain Power Agency Organization Agreement.

Nick Sampinos stated that agenda item 8 and 9 are both follow-ups from the previous Intermountain Power Agency workshop on August 28, 2013. **MOTION.** Councilmember McEvoy moved to approve Resolution 2013-28. Motion seconded by Councilmember Miller and carried.

9. RESOLUTION 2013-29. Consideration and possible approval of a Resolution for Approval of, and Authorization to Execute and Deliver, the Second Amendatory Power Sales Contract.

**MOTION.** Councilmember Miller moved to approve Resolution 2013-29. Motion seconded by Councilmember McEvoy and carried.

PLANNING AND ZONING COMMISSION-Nick Tatton reported that the Planning and Zoning Commission gave the following recommendation on the application for a Conditional Use Permit:

10. Conditional Use Permits

- a. New Carbon County Administration Building-751 E. 100 N.-Final with conditions

**MOTION.** Councilmember McEvoy moved to approval the Conditional Use Permit for the Carbon County Administration Building with conditions from the Planning and Zoning Commission. Motion seconded by Councilmember Clausing and carried.

- b. Castle Valley Services Training-143 N. 100 E.-Item tabled for further information to include:

The City Council struck the item from the agenda until further information.

CONSENT AGENDA-Councilmember Hanna-Smith moved to approve consent agenda items 11 through 14. Motion seconded by Councilmember Davis and carried.

11. MINUTES

- a. August 28, 2013 City Council Meeting
- b. August 28, 2013 City Council Workshop
- c. September 6, 2013-City Council Workshop

12. PAID UP OIL AND GAS LEASE-Consideration and possible approval of a Paid Up Oil and Gas Lease between Price City and Contex Energy Company regarding Price City owned property located in the Miller Creek area.

13. WAVE POOL-Authorization to advertise, bid project through bid process and select a contractor for the Wave Pool Plaster Project (budgeted).

14. TRAVEL REQUEST-

John Procarione, UtahLTAP Workshop, Heavy Equipment Safety Operations, Oct 21, 2013, Tooele, Utah

Mayor Piccolo, John Daniels, Nick Tatton, Councilmembers: Davis, Hanna-Smith and McEvoy-Ut.  
League of Cities and Towns Conference-Sept. 11-13, 2013  
Debbie Worley-SWAVO Training-Sept. 25-27, 2013, St. George, Utah  
Laurie Tryon-UMCA Conference-Sept. 24-27, 2013, Cedar City, Utah  
Dana Young and John Daniels, ULGT Fall Conference, Oct 10-11, 2013 North Salt Lake, UT

15. WATER RESOURCES-Update by Gary Sonntag
  - Rainfall is producing enough water for everyone right now to support our system
  - Have had 8 flash floods so far this year.
  - Water spring is delivering 1,556 gal per minute which is down 305 gpm from last year. Scofield Reservoir is at 15,001 acre feet
  - Irrigation water for Price City will stop on October 1, 2013
  
16. EMERGENCY PLANNING-Update by Councilmember Davis
  - Will follow up with Police Chief on intersection traffic lights during power outages.
  - Check with FEMA for funds available for intersection traffic safety
  
17. COMMUNITY PROG.-CULTURE CONNECTION
  - Culture Connection completed the event schedule on August 29, 2013.
  - Community Progress completed the Yard of the Month events on August 29, 2013.
  
18. UNFINISHED BUSINESS
  - a. Recycling- Update by Councilmember McEvoy
    - Committee met on September 10, 2013 to review the recycling in school pilot program and will attend an upcoming meeting to introduce the program and request funding from Price City.
  
  - b. City Projects: 1) 100 N. Entryway 2) West/East Price Entrances

The regular City Council meeting adjourned at 7:50 p.m. by Mayor Piccolo pursuant to the motion by Councilmember McEvoy.

APPROVED:

ATTEST:

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Joe L. Piccolo, Mayor

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Laurie Tryon, City Recorder

