

Present:

Mayor Joe L. Piccolo

Councilmembers:                 Nick Sampinos, City Attorney  
Jeff Nielson                         Nick Tatton, Community Director  
Jeanne McEvoy                     John Daniels, Human Resource Director  
Richard Tatton                     Kevin Droic, Police Captain  
Rick Davis                         Gary Sonntag, Public Works Director  
  Laurie Tryon, City Recorder  
  Pat Larsen, Finance Director

Others Present: Kevin Scannell, Russell Seeley, Collin Faucett, Eric Johnson-Blaisdell & Church (via phone)

Excused Absence: Councilmember Hanna-Smith, Police Chief-Aleck Shilaos and Bret Cammans-Customer Service Director

Mayor Piccolo called the meeting to order at 5:30 p.m. and 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. UTILITY CONNECTION CONCERN. A concern regarding utility connection policy and impacts on multiple residential applications will be presented.  
**MOTION.** Councilmember Tatton moved to table the item until the next meeting on December 15, 2010. Motion seconded by Councilmember McEvoy and carried.
4. CIB WATER/SEWER REPLACEMENT PROJECT (2C-2010)—  
Russell Seeley, City Engineer requested authorization to cancel a contract with Silver Spur Construction LLC. Mr. Seeley stated that to date, because of contractor delays, the project is approximately 60% complete, the contract completion date, including a change order is November 24, 2010 and there is not sufficient time to finish the project. He continued to state that with colder weather approaching, it is expected that continued construction would result in more delays, construction quality would decrease, inspection costs would go up and there would be a greater burden on the traveling public. Mr. Seeley stated that the project was awarded to Silver Spur Construction on June 4, 2010 and as of today there are three (3) sewer mains not completed. Mr. Seeley recommended the remaining funds be used to continue the project in the spring when the weather clears by rebidding the remaining project and have the job completed before the May 2011 CIB deadline. He stated that City staff would review the remaining project and supplies purchased by Silver Spur Construction and the remaining 40% of work that needs to be completed. He stated that the contractor was not happy with the decision by the City to cancel the contract but that they understood that they could not complete the work at this point to fulfill the contract. Mr. Seeley stated that the City retains 4% and a security bond on all contracts and pays for all supplies as the project proceeds so that the contractor does not receive money for an incomplete job. Nick Sampinos stated that he had reviewed and approved the proposed contract cancellation. **MOTION.** Councilmember Tatton moved to cancel the contract with Silver Spur Construction as outlined by staff. Motion seconded by Councilmember McEvoy and carried.
5. RESOLUTION 2010-23 Authorizing a Public Hearing and Notice of Bonds to be Issued in an amount not to exceed \$1,600,000 Water Revenue Bonds for Water System Improvements, providing for the maximum principal amount, interest rate, discount and maturity and related matters. Eric Johnson from Blaisdell & Church Legal Offices explained (via phone) how the bond would work and how the City needed to proceed with setting a public hearing. **MOTION.** Councilmember Tatton moved to set a public hearing on Jan. 12, 2011 at 5:30 p.m. for the Water Revenue Bonds for Water System Improvements not to exceed \$1,600,000 principal amount, interest rate, discount, maturity and related matters. Motion seconded by Councilmember Davis and carried.

CONSENT AGENDA- **MOTION**. Councilmember Davis moved to approve the consent agenda items 6 through 13. Motion seconded by Councilmember Tatton and carried.

6. MINUTES
  - a. November 10, 2010 City Council Meeting
7. BUSINESS LICENSE- Authorization to approve a business license for The Game Hub, LLC. 215 E. Main (Wix Plaza) and Protek at 360 N. 700 E. (HOB)
8. 2011 MEETING SCHEDULE- Authorization to approve the 2011 meeting schedule for the City Council and Planning and Zoning Commission meetings and for the schedule to be advertised in the local newspaper and on the state website.
9. WATER TANK MODIFICATIONS- Authorization to use the water tanks on 100 E. as storage buildings and to modify the tanks for storage at a total estimated cost of \$5,000
10. RIVER WEST SUBDIVISION PHASE 1- 800 West Main Street. Circle K Construction Inc. has completed all of the required public improvements and the one (1) year guarantee and is eligible for a full release of the Development Agreement. Previous partial release #1: \$105,581.25, Final #2 \$13,033.13. Total released: \$118,614.38.
11. JONES & DEMILLE ENGINEERING, Inc., Addendum #02-10 to General Engineering Services Agreement-Public Works Facilities Master Plan Project No. #7S-2009. Includes: Culinary Water, Sanitary Sewer, Streets, Parks & Cemetery, and Asset Management tools. Project will inventory and evaluate existing infrastructure, prepare GIS model for City use, explore system weaknesses, and generate system improvements priority list. The estimated cost for engineering services is \$350,000—Budgeted (CIB/City).
12. HANSEN, ALLEN & LUCE Inc., Engineering Services Agreement, Task Order #230.18.100; Emma Park Exploratory and Production Wells , Project #7C-2010, Preliminary Evaluation Report, Site Selection, Preliminary Design, Bid Package, Drilling Services, Data Evaluation. Estimated engineering fee: \$63,774.00—Budgeted—(CIB/City).
13. TRAVEL REQUEST- Russell Seeley-Utah City Engineers Association annual conference, St. George, January 20-21, 2011 (est. cost \$465.00)
14. PRWID-Councilmember Tatton reported on the results of the last PRWID Board meeting.
15. WATER RESOURCES-Update by Gary Sonntag
  - Continue to work on access issues and the best possible route to well sites.
  - Bid opening date- January 12, 2011
16. POWER COMMITTEE-Update by Councilmember Davis
  - Last meeting was Nov. 23, 2010
  - Different energy projects discussed.
  - Energy proficiency and energy user program-Enerlyte packet: determines energy usage. Need Council direction to have the company come to a meeting with a presentation. Council agreed to have a presentation
  - Coal power plants- committee reviewing information
17. UNFINISHED BUSINESS
  - a. Recycling
  - b. Community Covenant Program

The regular City Council meeting adjourned at 6:23 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