

Present:

Mayor Joe L. Piccolo

Councilmembers:	Aleck Shilaos, Police Chief
Jeanne McEvoy	John Daniels, Human Resource Director
Richard Tatton	Laurie Tryon, City Recorder
Kathy Hanna-Smith	Pat Larsen, Finance Director
Rick Davis	Nick Sampinos, City Attorney
	Nick Tatton, Community Director
	Gary Sonntag, Public Works Director

Excused Absence: Bret Cammans, Customer Service Director and Jeff Nielson, Councilmember

Others Present: Colin McRann

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. PRICE CITY PLANNING & ZONING COMMISSION APPOINTMENTS. Consideration of qualified requests for two, 3-year appointments to the Commission.
  - a. ADDITIONAL REQUEST. Late request received for consideration.

Mayor Piccolo stated that the Planning and Zoning alternate Commissioner, Grady McEvoy, was invited to join the Commission as a full time member. Due to his work schedule, Mr. McEvoy declined and agreed to continue to serve as the alternate Commissioner. Three qualified candidate letters were received by Price City for the position of Planning and Zoning Commissioner. A fourth letter was received after the cut off date and the Council chose to not allow the letter to be considered. Mayor Piccolo recommended that Alfred Richens be reappointed and that Erroll Holt be appointed as the new Commissioner for the next three years. (Nick Tatton stated that he would notify the candidates and to appoint the same). **MOTION.** Councilmember Tatton moved to accept the Mayor's recommendation of Alfred Richens and Erroll Holt to serve on the Planning and Zoning Commission. Motion seconded by Councilmember Hanna-Smith and carried.

4. RESOLUTION 2009-30-CONSIDERATION OF ADOPTION OF A RESOLUTION AMENDING RESOLUTION NO. 2009-27 ADOPTED BY PRICE CITY ON NOVEMBER 24, 2009 TO CHANGE THE (I) TOTAL PRINCIPAL SUM OF THE WATER AND SEWER REVENUE BONDS, SERIES 2009B OF PRICE CITY, UTAH (THE "ISSUER"), (II) THE DEBT SERVICE RESERVE REQUIREMENT; (III) THE EMERGENCY REPAIR AND REPLACEMENT AMOUNT; AND (IV) AMORTIZATION SCHEDULE; AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS BOND RESOLUTION; AND RELATED MATTERS. **MOTION.** Councilmember Tatton moved to approve Resolution 2009-30 amending Resolution 2009-27. Motion seconded by Councilmember Davis and carried.
5. AIR SPACE PERMIT FOR SANTA CLAUS. Requested authorization for Santa Claus to enter Price City air space to deliver presents for Christmas. **MOTION.** Councilmember Hanna-Smith moved to approve the air space permit for Santa Claus. Motion seconded by Councilmember McEvoy and carried.
6. PLANNING AND ZONING COMMISSION- Nick Tatton reported that the Planning and Zoning Commission gave the following recommendation on an application for a Home Occupied Permit:
  - a. Cheryl's Daycare- 574 N. Cottonwood Rd.- Cheryl Cloward, Owner-Business-Final

**MOTION.** Councilmember Hanna-Smith moved to approve the Home Occupied Permit and Business License for Cheryl's Daycare. Motion seconded by Councilmember Davis and carried.

Nick Tatton stated that the Planning and Zoning Commission did a compliance review on Dadio's Trailer Park and Four Seasons Modular Home Sales. He stated that the Commission recommended that a letter be sent from the City Council to each property owner for the clean up of debris and material on the property. He stated that the Commission suggested the date of February 1, 2010 for Dadio's to provide a plan to clean up the property and that the same date be extended to Four Seasons for clean up of the property and that a copy of that letter be sent to the property owner, Tony Basso. **MOTION.** Councilmember Tatton moved to authorize letters requesting compliance be sent the property owners. Motion seconded by Councilmember McEvoy and carried.

CONSENT AGENDA- Councilmember McEvoy moved to approve items 7 through 30 with items 31 and 32 removed for discussion. Motion seconded by Councilmember Hanna-Smith and carried.

7. MINUTES
  - a. November 24, 2009 City Council Meeting
  - b. December 2, 2009- Special Meeting
  - c. December 4, 2009- City Council Workshop
8. FIRE DEPARTMENT- Authorization for Dr. Griggs to use the Fire Department for the annual rabies clinic on January 9th from 1:30-3:30 p.m.
9. BUSINESS LICENSES- Authorization to approve a business license for PEAK ENT Associates-377 N. Fairgrounds Road, T.C. West Screen Print & Embroidery 60 N. 100 W., Psychological Assessments and Counseling, 280 N. Hospital Drive, LaQuinta Inn 720 W. Main Street and The Wright Group, LLC. (Reciprocal-Construction)
10. 2010 MEETING SCHEDULE- Authorization to approve the 2010 Meeting and holiday schedules for the Planning and Zoning Commission and City Council meetings.
11. ACCESS EASEMENT AGREEMENT- Authorization for the Mayor to sign an Access Easement Agreement with Buck and Claudia Moynier on behalf of Price City
12. 2010 FLAG DAY SCHEDULE- Authorization to approve the 2010 Flag Day schedule
13. CITY CEMETERY- Authorization to place an informational flyer in the January utility bills for the annual Christmas decoration clean up on February 2, 2010
14. RESOLUTION 2009-29 Authorization to adopt a Resolution establishing an administrative fee for the services provided by the Price City utilities office for the administration of garbage collection services within Price City
15. RESERVATIONS- Authorization to approve a policy and application for parks, cemetery and customer service standard operating procedures with waiving rental and deposit fees at the City's park pavilions, meeting rooms, Peace Garden and Civic Auditorium
16. INTERNATIONAL DAYS- Authorization to approve the Entertainment Coordinator and Audio Visual Service Provider Contracts for the International Days events
17. CAREER LADDER PROMOTION-Jeremiah Johnson
18. OCCUPATIONAL MEDICINE SERVICES, REQUEST FOR PROPOSALS- Approval to solicit proposals for ongoing occupational medical services. Reference memorandum dated November 19, 2009 provided with agenda
19. RESOLUTION 2009-31 Adopt a Meter Reader job description by resolution and title change for two employees
20. ECONOMIC VITALITY LOAN FUND. Authorization to lend from the program to In-House Insurance

21. ECONOMIC VITALITY LOAN FUND-Authorization to close a loan from the program to TC West, LLC.
22. TRAVEL REQUEST-  
Officers Johnny Bowman and Brian Judd- Interview and Interrogation Training-Sandy, Ut.- March 2-4, 2010  
Debbie Worley- SWAVO Quarterly Training- SLC, Ut.- Dec. 9&10, 2009  
Laurie Tryon- Annual UMCA Conference- Springdale, Ut- April 13-16, 2010  
Russell Seeley-Utah City Engineers Association Winter Conference, Jan. 21-22, 2009, St. George, Ut., Education & Training, Estimated cost \$495.00. Budgeted
23. CASTLE COUNTRY REGIONAL INFORMATION CENTER (CCRIC) 5 YEAR Memorandum Of Understanding. Consideration of and participation in the CCRIC Memorandum Of Understanding
24. Public Works Department Vehicle. Purchase a Used 2009 Jeep Grand Cherokee Laredo 4x4 with low mileage. Estimated price less than \$20,000, plus tax and licensing. Budgeted \$30,000. Rotate Unit #1108 1998 Ford Explorer (86,500 miles) into department fleet to replace Unit 1475 1994 Ford Crown Vic that was surplus-ed earlier. Surplus and sell or trade-in Unit 1465 1989 Jeep Cherokee.
25. Ward Landscaping, Dino Mine Playground Site Restoration, #16C-2009 (PCIB), Change Order 1-2, Payment #1 Final. The work is complete and they are eligible for final payment. Two change orders bring the As-Built quantities current: #1 <\$10.00> agreement math error, #2 +24,751.75 (reduce grass in base bid, additional sprinklers, block wall, paver bricks, gravel & sand, grass & bark, hydro seed, erosion blankets). Total due \$46,333.75.
26. Stone Toad Landscaping, Public Works Complex Roof Reconstruction Site, #1C-2009, Change Order #1, Payment #2, Partial. They have finished the work to install concrete & block landscape curbing and eligible for a partial payment. A change order brings the As-Built quantities current: #1 \$811.80 (curbing and labor for block). Payments: # \$3,702; #2 \$1,164.51. Retain \$61.29. Total construction \$4,930.80.
27. EIS Environmental Services, Old Water Tanks Exterior Lead Mitigation, Change Order #1, Payment #1-2, Partial. EIS has completed Phase I of the testing process wherein 56 samples were taken and tested. A change order brings the As-Built quantities current: #1 \$4,300 (Phase II, 26 additional samples to be taken in order to focus in on an area where additional testing is needed. Payment: Partial #1 \$4,234, #2 \$196.00. Total project to date \$4,430.
28. Dennis Lierd Construction, Water & Sewer Pipeline Replacement, #2C-2009, Change Orders 1-5, Payments 1-5 (Final). They have completed the project and are eligible for final payment. Change orders bring current the As-Built quantities: #1 \$64,800 (manholes, 300 south sewer, repair work), #2 \$15,644.65 (pavement, concrete replacement, core cut manhole), #3\$10,515.15 (300 west water tie-ins, drain rock, geo fabric), #4 \$20,117.66 (adjustments to quantities for pavement, service lines, fire hydrant, sidewalk replacement), #5 deduction <\$1,354.59> (300 south sewer connection, city repair work). Payments: #1 \$75,009.63, #2 \$99,008.52, #3 \$64,896.76, #4 \$78,774.97, #5 \$15,824.49. Total Construction \$333,514.37
29. Nielson Construction Company, Homestead Blvd Loop Drainage Improvements (PCIB), #15C-2009, Change Order #1, Payment 1-2 (Final). They have completed the project and are eligible for final payment. A change order brings the As-Built quantities current: #1 \$5,500 (signs, culvert, fire hydrant), <\$3,200> deduct (rip rap, culvert). Payments: Partial #1 \$26,267.50, Final #2 \$6,882.50. Total Construction \$33,150.00
30. Loveless Ash Company, 1285 East 650 South, Development Agreement (2005) & Guarantee. Final Release. The project is complete. The agreement and guarantee (\$30,869.94) can be released.
31. ACCOUNTING- Authorization to adopt a Fraud Policy  
Councilmember Tatton had some concerns with the wording of the proposed Fraud Policy and requested more information and time to review the policy. He requested that the item be placed on unfinished business. Mayor Piccolo stated that a committee be created to review the policy to include a representative from the Accounting Department and the Police Department, the City Attorney, a

Councilmember and the Mayor. **MOTION.** Councilmember Tatton moved to place the item on unfinished business have the selected committee meet and report back to the City Council within 30 days. Motion seconded by Councilmember Davis and carried. Councilmember Hanna-Smith requested that a copy of the policy be provided to the Council for review before the item is placed on the agenda.

32. Nielson Construction Company, 100 East Road Reconstruction, #14C-2009 (PCIB), Change Orders 1-3, Payments 1-2, Final. They have completed the project and are eligible for payment. Change orders bring the As-Built quantities current: #1 \$47,400, #2 \$39,487.50, #3 reduced <\$380>, (HMA AC pavement mix to Super Pave, Flowable fill, curb & gutter, culvert, catch basins & grates) #4 – adjustment to contract-\$41,468.46 (reduction for items that were not completed). Payments: #1 Partial \$206,169.47, #2 Final \$244,887.07. Construction total \$451,056.54. (overall budget \$580,000). **MOTION.** Councilmember Tatton moved to approve the item as outlined and amended by Mr. Sonntag. Motion seconded by Councilmember Hanna-Smith and carried.
33. PRWID-Update by Councilmember Tatton reported on the results of the last PRWID Board meeting.
34. POWER COMMITTEE-Update by Councilmember Davis
- Grant applications
  - Invited Councilmember McEvoy to assist in committee
  - Letter needs to be sent for interest in grants-committee wants to go forward-council agreed upon a letter of intent being sent. **MOTION:** Councilmember Tatton moved to have the letters of intent sent as soon as possible. Motion seconded by Councilmember Hanna-Smith and carried.
  - Street light grant application/request-Councilmember Tatton asked if the Mayor would research whether or not a City staff member could assist with applying for a grant.
35. UNFINISHED BUSINESS
- a. New Library Project- Councilmember McEvoy requested that this item be removed from the agenda at this time.
- b. Recycling-
- Next Meeting- January 5, 2010- 2 p.m.

City Council meeting adjourned at 6:50 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