

**PANGUITCH CITY COUNCIL MINUTES**

**FEBRUARY 24, 2009  
CITY COUNCIL - 6:30 P.M.**

**LIBRARY CONFERENCE ROOM  
25 SOUTH 200 EAST  
PANGUITCH, UTAH 84759**

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Present at the City Council meeting were Mayor J. Arthur Cooper, City Manager Allen K. Henrie, City Recorder Cindy Johnson, City Council Members Eric Houston, John Orton, Tim Smith and Lori Talbot. Attorney Barry Huntington was absent. Nick Reynolds was absent.

**OPENING CEREMONY**

Eric Houston conducted the opening ceremony.

**ADOPTION OF THE AGENDA**

**Tim Smith moved, seconded by Eric Houston to adopt the agenda as outlined. The motion passed with all in favor.**

**APPROVAL OF THE MINUTES**

**Eric Houston moved, seconded by Tim Smith to approve the minutes as corrected. The motion passed with all in favor.**

**UP COMING MEETINGS** Judge Martin Nay has a Justice Court Judges Conference in a couple of weeks. It is important that he attends these meetings to obtain CEU hours.

**John Orton moved, seconded by Eric Houston to approve attendance at the above listed meeting. The motion passed with all in favor.**

**RIGHT OF WAY NEXT TO POST OFFICE-BOB SCHMERHORN** Mr. Schmerhorn lives next to the Post Office at 100 North 100 West. He feels the water from the Post Office and intersection all drain to his property. He would like something done to fix or solve the problem.

**John Orton moved, seconded by Tim Smith to meet at 6:15 at the intersection of 100 North and 100 West to look at the problem in question. The motion passed with all in favor.**

**MOTOCROSS TRACK** Allen K. Henrie learned that we would not be allowed to use the airport property for a proposed motocross project. Where the property was obtained and dedicated for the airport, the FAA will not allow the city to use it for any other purpose.

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Robert Brown and Mike Johnson were in attendance and asked if they could ask a couple of questions. Mike asked if it were possible to have some indoor arena cross events and if the city would get on board to obtain land for the purpose of an outdoor moto cross track.

Eric Houston feels there are some ways of getting a track here. Former Mayor Janet Oldham was in attendance and asked Allen K. Henrie about the B.L.M. land just west of the industrial park the city was working on obtaining when she was serving as Mayor. He reported nothing more had been done.

Mike Johnson asked if the city would push obtaining that B.L.M. land for the purpose of a track. Mike would also like to see some A.T.V. Jamborees held here. He again asked if the city would get on board to obtain this land for a track.

**Tim Smith moved, seconded by Lori Talbot to meet at 5:45 p.m. to go look at the area west of the industrial park for a potential moto cross track and look at the Bob Schmerhorn drainage property at 100 West 100 North. The motion passed with all in favor.**

**IMPACT FEE QUESTIONS** The office staff had a few questions on charging impact fees.

If a home has been abandoned for a number of years, someone purchases this property, tears down the old home and builds a new one do they pay the impact fee?

If someone wants to replace a single wide trailer in a trailer park with another single wide trailer do we charge them an impact fee?

**Tim Smith moved, seconded by Eric Houston to instruct the office staff to charge the impact fee for the new construction of a home and not charge the impact fee when someone is replacing a single wide trailer in a trailer park. The motion passed with all in favor.**

**EMPLOYEE PAY ERROR**

**Tim Smith moved, seconded by John Orton to move into executive session at 8:00 p.m. to discuss the character, professional competence or physical or mental health of an individual. Those invited in were Mayor J. Arthur Cooper, City Manager Allen K. Henrie, City Recorder Cindy Johnson, City Council Members Eric Houston, John Orton, Nick Reynolds, Tim Smith and Lori Talbot.**

**Eric Houston moved, seconded by Tim Smith to come out of executive session at 8:10 p.m. The motion passed with all in favor.**

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**Eric Houston moved, seconded by Tim Smith to not require any repayment to the city by Carla Farnsworth regarding any funds deposited into her account from a payroll mistake. The motion passed with all in favor.**

**CITIZEN COMMENT** Vinnie Salvato and Kevin Barnhurst expressed concerns regarding a motocross track near the airport.

**MULTI PURPOSE EVENT CENTER** Tony Beckstead's wife gave birth to their baby on Sunday.

Kory Owens has a chance to host the bantam state wrestles here next year. A meeting has been scheduled on March 17, 2009 to discuss this matter.

**PENDING BUSINESS** No change.

**DEPARTMENT REPORTS**

Hole in Highway 89 - There is a hole forming at 100 North Main on Highway 89. Not quite sure what is causing it.

Cement at 4-way stop - The cement used to repair the water break area on the stamped concrete is crumbling at the four way stop main intersection of town.

Table/Chair carts - The bid for the table and chair carts was \$1900.00.

**CURRENT BILLS** The council reviewed the current bills to be paid.

**Eric Houston moved, seconded by Tim Smith to pay the current bills. The motion passed with all in favor.**

**ADJOURNMENT**

**Meeting adjourned at 8:15 p.m.**

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J. Arthur Cooper, Mayor

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Cindy Johnson, City Recorder