

PANGUITCH CITY COUNCIL MINUTES

AUGUST 24, 2004

6:30 P.M.

LIBRARY CONFERENCE ROOM

25 SOUTH 200 EAST

PANGUITCH, UTAH 84759

Present at the City Council meeting were Mayor Janet Oldham, City Manager Allen K. Henrie, City Recorder Cindy B. Johnson, City Council Members J. Arthur Cooper, Randy Hatch, Denny Orton, John Orton, Leland Pollock and Attorney Wallace A. Lee.

POWER - WORK SHOP The council met to discuss the power issue regarding Utah Power and Light and Garkane Power. The first item discussed was the pros and cons of signing a franchise agreement with Utah Power and Light. Utah Power has to pay the energy tax whether we sign a franchise agreement or not. Denny Orton feels that there is no need to sign an agreement. Leland Pollock stated that he has never had a positive experience with Utah Power and Light and would like the city to make a commitment to have Garkane Power be the city's power supplier. John Orton stated that which ever way the city goes it needs to be done with integrity.

At the present time Garkane Power cannot handle Panguitch City and Utah Power and Light does not want to sell their system at this time. The city could possibly condemn the system, which would cost a lot of money, but do not feel this is the way to go at the present time. Attorney Lee will look into the costs and legal aspects regarding condemning the system.

Mayor Oldham explained what the city can and cannot do. The city needs to invite Deseret Power and Carl Albrecht, Garkane Power, to come and visit with them about the options they can offers us.

OPENING CEREMONY The opening ceremony was conducted by Randy Hatch.

ADOPTION OF THE AGENDA

Leland Pollock moved, seconded by Art Cooper to adopt the agenda as outlined. The motion passed with all in favor.

APPROVAL OF THE MINUTES

Leland Pollock moved, seconded by John Orton to approve the minutes as corrected. The motion passed with all in favor.

UP COMING MEETINGS

UTAH LEAGUE OF CITIES AND TOWNS- SEPT. 15-17, 2004 - Those planning to attend the city league meetings need to let the office staff know so arrangements can be made.

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CASELLE - OCT. 13-14, 2004 - This is a conference put on by Caselle, which is the computer software programs used for payroll, cash receipting and the general fund. It has been a very good conference in the past.

Leland Pollock moved, seconded by Art Cooper to send two employees to the Caselle Conference in Las Vegas Nevada. The motion passed with all in favor.

ENDURANCE BIKE RALLY Allen K. Henrie reported on the upcoming Desperado Duel endurance bike rally. There should be over 200 riders here on August 27th and 28th. The city will have a ice cream social on Friday night from 6:00 p.m. to 8:00 p.m. There will be nine states represented for the 200 mile ride.

CHIP SEAL / BASEBALL PARKING LOT Allen K. Henrie informed the city council that the city was able to get the tailings from the airport. Some of the tailings are at the city baseball complex. However, the tailings are very brittle and may not compact well. Denny Orton said if we sealed this we would not be able to chip seal 11 city blocks around town. The cost would be approximately \$14,000.00 and we are not sure it will work.

Arlin Sawyer had some suggestions that may work. The city would have to rent a screener, provide the chips and the oil. Leland Pollock said it would cost approximately \$9,000.00 to oil the parking lot at the baseball complex. Leland stated that we should work with the county and accept their offer.

Randy Hatch moved, seconded by Denny Orton to put down screened tailings and make a decision at that time using money out of surplus. The motion passed with all in favor.

Mayor Oldham suggested that the city get some estimates on this parking lot, or wait until next year and see what the city could do at that time. Allen K. Henrie feels at a minimum the city should do a couple of lengths to see if any of the ideas presented would hold together and work.

More discussion on using the tailings from the airport which was stated as follows. Put down the screened tailings, level out, remove large chunks and chip seal. This would cost around \$10,000.00. Discussed first testing a section or just to go ahead and take a chance that it will hold together.

AIRPORT PROJECT The airport project is going well. The asphalt will be laid the week after the Labor Day Holiday.

The contractor must run a test strip 300 x 25 feet in size. They can lay the strip wherever the city wants them to, whether it be in the city or out at the airport. This would cost approximately \$6,000.00. If the city chooses to run the strip at the Triple C the county

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would pay half. If they run the test strip out at the airport the cost would be included in the cost of the project.

The council is not interested at the present time to run the strip in the city.

OVER TIME / EMPLOYEE / SOCIAL HALL Allen K. Henrie reported that the city has not been paying overtime as they should. The city needs to pay time and a half for any hours worked over 40 per week. At the present time the city pays the maintenance department overtime but the office staff is not paid for any overtime over a 40 hour week. The city employees have been running the social hall for straight time as a convenience. This is no longer going to be allowed and the city may want to hire someone to monitor the social hall.

Allen K. Henrie stated that he works a lot of overtime hours and would like to know what category he falls under as the city manager.

Leland Pollock would like Allen K. Henrie to prepare some recommendations on time and a half, salary employees, executive employees and new rules to bring city into compliance with the state.

BACKHOE - SHOULD WE TRADE The cost to replace our old back hoe with a new back hoe would cost approximately \$6,500.00 per year.

Art Cooper moved, seconded by Denny Orton to trade the old back hoe for a new one in the amount of \$6,500.00 and instruct Allen K. Henrie to get costs to lease one. The motion passed with all in favor.

MAIN STREET / BALLOON FESTIVAL A meeting was held to discuss the balloon festival. Those in attendance were Becky Yard, Bud Dinges, Mayor Oldham, Allen K. Henrie, Jess Johnson, Steve and Janine Fellows.

The city agreed to not hold a large event during the balloon festival next year; allow the balloon festival committee to have full access to the Zions Bank lawn; city to set up tents, tables and pay \$4,500.00 for advertising. This would **not** be considered a balloon sponsorship status. Allen K. Henrie is not in favor of the city not getting any sponsorship recognition. Panguitch City and Panguitch Main Street would have oversight power. There will be no monetary compensation for the balloon festival committee.

Mayor Oldham asked Steve Fellows if it would be okay to make a decision at the next city council meeting in September. Denny Orton feels we need to give the county a voice on this issue.

Commissioner Maloy Dodds stated that he hates to see the Triple C managers hands tied

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as to what he is allowed to schedule. Scott Christensen asked how to determine what an event is and what is considered to big. Maloy Dodds stated that we are holding events for the entire county and the further the event goes the better it is.

Denny Orton moved, seconded by Randy Hatch to redefine what an event is classified as and bring this back on the agenda for next council meeting. The motion passed with all in favor.

POLICE

Denny Orton moved, seconded by Art Cooper to move into executive session at 8:40 p.m. to discuss the professional competence of an individual. Those invited in were Mayor Janet Oldham, City Manager Allen K. Henrie, City Recorder Cindy B. Johnson, City Council Members J. Arthur Cooper, Randy Hatch, Denny Orton, John Orton, Leland Pollock, Attorney Wallace A. Lee, Commissioner Maloy Dodds and Sheriff Cooper. The motion passed with all in favor.

Leland Pollock moved, seconded by Art Cooper to come out of executive session at 10:40 p.m. The motion passed with all in favor.

MULTI PURPOSE CENTER - MONSTER TRUCK - The city will be running concessions for the monster truck show on September 11, 2004 and the council and staff are welcome to come and help.

The council would like Greg Excell to not schedule any baseball/softball activities during the Monster Truck Show.

Someone is using the corrals for team sorting. They need to pay a \$25.00 usage fee per month.

WATER PROJECT The contractors will be here next week to begin the tank restoration.

PENDING BUSINESS The pending business list was edited.

DEPARTMENT REPORTS

WEEDS - The weeds in the city rights of way are getting quite tall and there also seems to be a lot of trash in them.

CELLULAR PHONE BILLS - Greg Excell's cellular phone bill was over \$400.00. Allen K. Henrie itemized phone bill and found a lot of personal calls made which took minutes that could be used. He is now on an unlimited plan which will increase the monthly rate on that cell phone from \$40.00 to \$70.00 per month.

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Greg Excell is to start paying \$20.00 per month. The contracts are almost up with our current cell provider. Carla Farnsworth is going to investigate other options. There is some land line deals also.

STALLS - A question was asked about the stall rent going to the Homecoming Committee during their event and the High School rodeo during their event. The city donates in many ways and feels this needs to be looked at further.

THANK YOU - Thanks to Mayor Janet Oldham and her neighbors for the work they have taken care of the median with rock.

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

Leland Pollock moved, seconded by Art Cooper to pay the current bills. The motion passed with all in favor.

ADJOURNMENT

Meeting adjourned at 11:15 p.m.

Janet Oldham, Mayor

Cindy Johnson, City Recorder