

PANGUITCH CITY COUNCIL MINUTES

**FEBRUARY 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 Art Cooper, Randy Hatch, Denny Orton, John Orton, Leland Pollock and Attorney Wallace A. Lee.

PLEDGE The pledge was lead by Denny Orton.

PRAYER The prayer was offered by Denny Orton.

ADOPTION OF THE AGENDA

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

APPROVAL OF THE MINUTES

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

UP COMING MEETINGS

- . A. Carla- Treasures Conf March 31-April 2 2004 in St. George
- B. Airport managers Conf March 17-19 2004 St. George
- C. Cindy - Recorder Conf April 21-23 2004 West Valley City

Art Cooper moved, seconded by Leland Pollock to approve attendance at the above listed meetings. The motion passed with all in favor.

FIRE STATION USAGE Fire Chief Dave Dodds was not in attendance to discuss the usage of the fire station.

Leland Pollock moved, seconded by Art Cooper to table until further notice. The motion passed with all in favor.

HOG RALLY MAYOR- MOTEL ROOMS Randy Sparrow was in attendance to visit with the city council about the HOG Rally this upcoming June. He wanted the city

council to know that most of the individuals are not as you would think. Most of the riders are **PANGUITCH CITY COUNCIL MINUTES**
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doctors, lawyers, officers, mayors, etc. Each of the bikes cost around \$30,000.00. Harley's are a very expensive toy and every owner takes much pride in his or hers. The group is mainly made up of professional people.

Mayor Oldham went over the schedule with the council. Last year the city provided one dinner and the Fire Department fixed their special deep pit barbeque beef dinner and served the riders as a fire department fund raiser which went over very well. At that time some of the fire department volunteers expressed a desire to man a beer garden. There was much discussion on the selling of beer by the fire department. A gentleman by the name of Joe Petris, who accompanied Mr. Sparrow, stated that he would like to make a written proposal to the city regarding a beer garden for the HOG Rally. At this time this seems to be the best way to handle a beer garden for the rally. The council would like to see what Mr. Petris offers by way of the beer garden which would include servers.

The HOG group would also like to have someone down at the fair building for information about the area.

BALLOON FESTIVAL FUNDING Allen K. Henrie and council member Randy Hatch discussed the budget earlier today regarding the balloon festival. There is a small amount that will be left in the advertising budget in June. The remainder they are asking would have to come out of surplus. There was some strong concerns expressed regarding the budget.

Leland Pollock moved, seconded by Randy Hatch to donate \$3,000.00 in advertising for the balloon festival with the Garfield County Travel Council paying \$1,500.00 back. The motion passed with all in favor.

PRAYER IN CITY COUNCIL - ATTORNEY WALLACE LEE Attorney Lee reported on the liability insurance if we were to be sued in regards to prayer. There is not a 100% guarantee that we would be covered. We really need a written policy regarding the prayer issue.

Leland Pollock was very firm that he felt that we should not discontinue praying before council. Attorney Lee expressed that he has a very strong feeling regarding prayer but is just reporting from a legal aspect of the issue. Mr. Lee emphasized that we need to look at the issue without our emotions taking over.

Leland Pollock moved, seconded by Art Cooper to open our prayer on the agenda to all faiths, that we will be unbiased to religion and that the prayer will have a two minute time limit on it. The motion passed with all in favor.

Attorney Lee will draft a resolution regarding the motion outlining our prayer process.

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POLICE ISSUES/CONTRACT Allen K. Henrie handed out a copy of the inter local agreement with the police department. Denny Orton would like more separation of officers time spent in and out of the city limits.

Art Cooper moved, seconded by Leland Pollock to approve the inter local agreement with Garfield County including Sheriff Than Cooper's signature. The motion passed with all in favor.

BIC BUILDING - MAYOR/ALLEN WILL ADDRESS One bid was received on the BIC Building from Mr. Robert Driedonks. From the time the city advertised this to now there were some interesting findings regarding the sale of this building. Back when the city purchased the current city/library office building the school district they also sold the city the condemned old high school (BIC Building) for the sum of \$1.00 with the agreement that if the city decided to sell the building the school district has first opportunity to purchase back for the sum of \$1.00. Since then the city has put a lot of money into the building making it not a condemned building any longer and into a nice business place.

Al Walen was in attendance to represent Mr. Robert Driedonks. He asked if the city could do something to help Mr. Driedonks Museum to stay in business.

Leland Pollock stated that Panguitch has many events planned this summer. Mr. Driedonks should take advantage of this.

Denny Orton feels we tried to do what the building was meant to do. He does not feel comfortable with the businesses not going up town.

Tom Simkins asked if the city was charging fair market value for renting space as downtown spaces are asking.

Leland Pollock moved, seconded by Art Cooper to keep the BIC Building at this time. The motion passed with all in favor.

COOK PROPERTY LEASE/ LEASE OF OTHER PROPERTY TO Bob Surface

There are two individuals interested in leasing the Jim Cook building and property lease. The city cannot lease to anyone until Mr. Cook gives us a _____ Before we can lease the building.

Tom Simkins was in attendance at the city council to hear what other proposals for the building and property have been thus far and to see where the city currently was with the Cook lease. He is also interested in the building and property. A gentlemen by the

name of Bob Surface is interested in the Cook property or another lot at the industrial park to start a water bottling plant.

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Scott Hacking has called from the State of Utah Sanitation and informed Allen K. Henrie that there may be a possibility of the state cleaning up the tires at the Cook leased property.

Denny Orton moved, seconded by Leland Pollock to have Attorney Wallace Lee draft a lease agreement and have a workshop before the next council meeting to discuss the options. The motion passed with all in favor.

PLANNING COMMISSION APPOINTMENT - JERRY LEFEVRE Lavenda Moore has asked to be released from her appointment on the planning commission. Jerry Lefevre has shown an interest in this appointment.

Leland Pollock moved, seconded by John Orton to approve Jerry Lefevre to serve on the planning commission. The motion passed with all in favor.

CONDITIONAL USE PERMIT - CHICKENS: ALLEN WILL ADDRESS Allen K. Henrie explained that there has been a request to raise chickens at 298 West 300 South. The request has gone through the planning commission and they approved up to eight chickens.

Leland Pollock moved, seconded by Art Cooper to allow up to eight chickens at 298 West 300 South. The motion passed with all in favor.

PANGUITCH EASTER EGG HUNT - REQUEST FOR \$200 DONATION Pat Oetting has request a donation for the upcoming Easter Egg hunt.

Denny Orton moved, seconded by John Orton to donate \$200.00 for the Easter Egg hunt. The motion passed with all in favor.

MULTI PURPOSE EVENT CENTER Scott Christensen updated the city council on the events and attractions that are being held at the Multi Purpose Center.

WATER PROJECT The last payment was sent to JDM. A letter was sent out to all of the subcontractors regarding the payment to JDM.

PENDING BUSINESS The pending business list was edited.

DEPARTMENT REPORTS

Airport hanger - Ed Mock has made proposal to the city regarding Terry Andrews hanger which the city has purchased. Ed is willing to pay \$3,000.00 per year for three years. The city would need to put this out for bid before any bids could be approved.

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Beer Sales - Leland Pollock wanted to go on record that he is in favor of selling beer at the Charlie Daniels concert. He was told that the county was in favor of this and if he had been in attendance he would have voted in favor of selling beer at the concert.

Cleanup Day - The cleanup day for the community is set for May 15, 2004. If there is not any more volunteer help the city will not be able to keep this going.

Lions Club - The Lions Club is going to do a project down at the city park.

Playground Equipment - Allen K. Henrie would like to apply for a grant for new playground equipment.

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

Leland Pollock moved, seconded by Art Cooper to have Allen K. Henrie check on the bill in question and to pay the current bills. The motion passed with all in favor.

ADJOURNMENT

Meeting adjourned at 9:59 p.m.

Janet Oldham, Mayor

Cindy Johnson, City Recorder