

PANGUITCH CITY COUNCIL MINUTES

**JANUARY 13, 2008
CITY COUNCIL - 6:30 P.M.**

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

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

OPENING CEREMONY

Allen K. Henrie conducted the opening ceremony.

ADOPTION OF THE AGENDA

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

APPROVAL OF THE MINUTES

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

UP COMING MEETINGS

a. **RURAL WATER CONFERENCE - MARCH 4TH - 6TH** - The city maintenance crew attends this conference to obtain their Continuing Education hours.

Tim Smith moved, seconded by Nick Reynolds to send the maintenance employees to the Rural Water Conference in St. George on March 4th, 5th and 6th. The motion passed with all in favor.

Allen K. Henrie reported that on Wednesday, January 21, 2009 there is a Main Street Luncheon at noon and a Planning and Zoning meeting that evening at 7:00 p.m.

ORDINANCE 2009-1 - MEETING TIMES AND DATES OF PANGUITCH CITY COUNCIL

Nick Reynolds moved, seconded by Lori Talbot to approve ordinance 2009 -1 establishing times and dates of City Council unless otherwise posted. The motion passed with all in favor.

ORDINANCE 2009-2 - RE-ADOPT THE UTAH CRIMINAL CODE, MOTOR VEHICLE ACT AND THE CONTROLLED SUBSTANCES ACT

Tim Smith moved, seconded by Nick Reynolds to approve ordinance 2009-2 renewal of the Utah Criminal Code, Motor Vehicle Act and Controlled Substance act. The motion passed with all in favor.

PANGUITCH CITY COUNCIL MINUTES

JANUARY 13, 2009

PAGE 2

ORDINANCE 2009-3 - WATER CONSERVATION PLAN Allen K. Henrie went over the water conservation plan with the council. He informed them this plan needs to be adopted every five years.

Tim Smith moved, seconded by John Orton to renew Ordinance 2009-3 regarding the Water Conservation Plan. The motion passed with all in favor.

HOLIDAY SCHEDULE 2009

NEW YEARS
JANUARY 1ST (Tuesday)

HUMAN RIGHTS DAY
JANUARY 19th (Monday)

PRESIDENT'S DAY
FEBRUARY 16TH (Monday)

MEMORIAL DAY
MAY 25th (Monday)

INDEPENDENCE DAY
JULY 3rd (Friday)

PIONEER DAY
JULY 24TH (Friday)

LABOR DAY
SEPTEMBER 7th (Monday)

COLUMBUS DAY
OCTOBER 12TH (Monday)

HARVEST DAY
OCTOBER 19th (Monday)

VETERANS DAY
NOVEMBER 11TH (Wednesday)

THANKSGIVING
NOVEMBER 26th & 27th (Thursday & Friday)
Employees will take Friday the 27th,
using a personal day

CHRISTMAS
DECEMBER 25TH (Friday)

John Orton moved, seconded by Tim Smith to approve the 2009 holiday schedule as listed above. The motion passed with all in favor.

DISCLOSURE STATEMENTS FOR CITY OFFICIALS The council is to complete the disclosure statements and get them back to the city office as soon as possible.

COUNCIL ASSIGNMENTS

PANGUITCH CITY COUNCIL
COMMITTEE ASSIGNMENTS
2009

MAYOR PRO-TEM, STREETS, SIDEWALKS, CULINARY WATER,
SECONDARY WATER
Chairman - Nick Reynolds

PLANNING & ZONING (CITY AND COUNTY)
ECONOMIC DEVELOPMENT, B.I.C., COMMUNICATION, TRIPLE C COMMITTEE
Chairman - Eric Houston

YOUTH CITY COUNCIL, LIBRARY, ARTS, BEAUTIFICATION, MAIN STREET
BOARD
Chairman - Lori Talbot

AIRPORT, NATURAL GAS, SANITATION, SEWER, ANIMAL CONTROL
Chairman - Tim Smith

PARKS, RECREATION, BUILDINGS,
TRIPLE C COMMITTEE
Chairman - John Orton

PUBLIC SAFETY, LAW ENFORCEMENT, FIRE,
CIVIL DEFENSE, HOSPITAL BOARD
Mayor J. Arthur Cooper

Nick Reynolds moved, seconded by Tim Smith to approve the City Council assignments as listed above. The motion passed with all in favor.

APPOINTMENT OF CITY STAFF

ADMINISTRATION - 2009

CITY MANAGER/AIRPORT MANAGER/ECONOMIC DEVELOPMENT - Allen K. Henrie

CITY RECORDER - Cindy B. Johnson

CITY TREASURER - Carla Farnsworth

PUBLIC WORKS DIRECTOR - David V. Owens

JANUARY 13, 2009

PAGE 4

MAINTENANCE/PARKS - Kory B. Owens

MAINTENANCE/ANIMAL CONTROL - Troy Pollock

MULTI PURPOSE CENTER COORDINATOR/DIRECTOR - Tony Beckstead

CITY ATTORNEY - Barry Huntington

JUSTICE OF THE PEACE - Martin Nay

FIRE CHIEF - Dave Dodds

ASSISTANT FIRE CHIEF - Russell B. Bulkley

RECREATIONAL DIRECTOR - Greg Excell

CROSSING GUARD - Stacy Dalton

JANITORIAL - Nan Matthew, Erma Galloway

Tim Smith moved, seconded by John Orton to approve the appointments of the city staff. The motion passed with all in favor.

BUSINESS LICENSE APPLICATION - SENIOR ASSISTANCE Deanna Johnson is asking for a business license to assist senior citizens with their daily tasks. The council had some questions regarding regulations when assisting with travel etc. that they would like to ask the applicant about before they feel comfortable issuing a city business license.

Tim Smith moved, seconded by Lori Talbot to table until there is more information received. The motion passed with all in favor.

CORRESPONDENCE/COUNCIL AGENDA ITEMS The city office receives large amounts of faxes from an individual in the community. This can get to be hundreds of pages with some being requests to be on the council agenda. The previous council was informed by Attorney Wallace Lee that being on the agenda was a privilege not a right.

Eric Houston would like all of the correspondence with this person to go through Attorney Barry Huntington. Tim Smith feels we should draft a letter that states all correspondence with this individual must go through the city attorney. Currently we are in litigation with this person. Mayor Cooper feels we should not be subject to his criticism.

Tim Smith moved to inform the individual being discussed above there will be no communication so long as we are in litigation with that person. The motion died due to lack of a second.

PANGUITCH CITY COUNCIL MINUTES

JANUARY 13, 2009

PAGE 5

Allen K. Henrie wanted to inform this council of the concerns regarding the faxes and requests to see how they wanted to him to handle the situation. After some discussion the council decided to continue handling the situation the same as how we are currently.

HIGH SCHOOL ROADWAY - JULIE CHIDESTER There is a ice problem between the middle school and high school. The city maintenance crew is going to take the back hoe over and see if we can help improve the situation. A lot of the problem the school could solve themselves if they would pile the snow in a different area.

PRINTER FOR OFFICE The printer in the city office is not working properly at times. Allen K. Henrie received a bid from Mountain West Computers for a new one and feels we need to purchase it.

The council ask him to get some other bids on a printer and to check on the internet for pricing.

John Orton moved, seconded by Nick Reynolds to give Allen K. Henrie permission to purchase a new printer for the city office. The motion passed with all in favor.

PRELIMINARY PLAT FOR MILLER, HOUSTON, ORTON SUBDIVISION Dr. Mitch Miller is working on a small subdivision. There are 8 lots with a cul-de-sac at the end. Planning and Zoning approved the preliminary plan based on a 66 foot right-of-way and all of the frontage meets our 75 foot requirement.

Nick Reynolds moved, seconded by Tim Smith to approve the preliminary plat plan discussed above located at approximately 100 West and 500 North. The motion passed with all in favor.

R-1 ORDINANCE TO LIMIT APT. BUILDINGS TO 1 FOUR PLEX PER BLOCK

Attorney Barry Huntington has been working on this.

Tim Smith moved, seconded by Lori Talbot to table the above item until next council meeting. The motion passed with all in favor.

IMPACT FEES We received word from the attorney hired by Robert Worley (Sunrise Engineering) regarding the study he performed for the city on impact fees. The opinion of the attorney was that Mr. Worley had done a proper and correct study on both the water and sewer impact fees for Panguitch City.

Allen K. Henrie wanted a final decision from the City Council on impact fees. Mayor Cooper stated that he feels we were correct the way we passed them originally.

The council felt that we had already determined we would continue charging the impact fees as adopted previously.

CITIZEN COMMENT Randy Yard asked if the old fire station tenant has been paying rent and power in a timely manner. Allen K. Henrie informed him that the rent

**PANGUITCH CITY COUNCIL MINUTES
JANUARY 13, 2009
PAGE 6**

was current but the power was not. Attorney Barry Huntington will be instructed to prepare a letter regarding the power being delinquent.

MULTI PURPOSE EVENT CENTER Allen K. Henrie thanked everyone who came and helped with the "New Years Eve Party". It turned out really well and everyone seemed to have a good time.

PENDING BUSINESS The pending license was edited.

DEPARTMENT REPORTS The council reviewed the JP Fine report for December 2008.

Tim Smith moved, seconded by Nick Reynolds to accept the December 2008 JP Fine report. The motion passed with all in favor.

Police Report - Sheriff Perkins passed out the officers reports. They have been working hard on individuals buying or supplying alcohol to minors.

Christmas Lighting Winners - The Christmas Lighting winners were Mack and Pat Oetting, Rick and Karen Swanger, Dennis and Alana Davis and Jack and Rhonda Sims. They each received a month of sewer and water free.

Questar Gas - Questar Gas may lower the interest rate on the connection fee their customers in this area are paying. This should remove the \$30.00 surcharge over a years time.

Airport - Allen K. Henrie informed the council that they could go to CIB for funding to convert the airport hanger into a pilot lounge and restrooms.

Cleaning - Nan Matthew is doing a good job cleaning the office.

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

Tim Smith moved, seconded by Lori Talbot to pay the current bills. The motion passed with all in favor.

ADJOURNMENT

Meeting adjourned at 8:25 p.m.

J. Arthur Cooper, Mayor

Cindy Johnson, City Recorder

