

PANGUITCH CITY COUNCIL MINUTES

JANUARY 27, 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, Denny Orton, John Orton, Leland Pollock and Attorney Wallace A. Lee. Randy Hatch was absent due to illness.

PLEDGE The pledge was lead by Art Cooper.

PRAYER The prayer was offered by Art Cooper.

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

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

UP COMING MEETINGS

A. FIRE OPEN HOUSE - 4:30 TO 6:30 P.M.- CITY COUNCIL CHAMBERS (BRYCE CANYON NATIONAL PARK - This meeting was held prior to city council.

B. COUNTY COMMISSION MEETING - DINNER MEETING - FEBRUARY 9, 2004 AT 4:30 P.M. - This dinner meeting will be held at the Flying "M" Restaurant at 4:30 p.m. The city council is invited and encouraged to attend.

PRAYER IN CITY COUNCIL - ATTORNEY WALLACE LEE Attorney Wallace Lee prepared a memo regarding prayer during City Council which he discussed with the council. He also gave them some viable ways to handle the issue. He said there are some options he feels the city could work from.

1. Discontinue prayer during city council meetings. (Those who would like to have a prayer could have one on their own or meet as a group in Allen's office prior to meeting to have a private prayer.)

2. Moment of silence. (Adopt a policy to allow a brief moment of silence at the beginning of the meeting.)

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3. Continue current practice. (The current practice has not been litigated as of yet.)

4. Adopt a similar policy to Murray and Salt Lake City have done. (Mayor or city manager would invite various religious or other community leaders and volunteers to offer a brief prayer or inspirational thought.)

The recommendations made by Attorney Lee are simply a common-sense, risk/benefit approach to avoid the time and effort involved in litigating. Looking at the four options, Attorney Lee recommends Option 1 or 2 regarding prayer at city council meetings.

Art Cooper moved, seconded by Leland Pollock to continue with the prayer, option #2 above. Two council members for and two members against making the issue dead.

INTERLOCAL AGREEMENT WITH SHERIFF'S DEPARTMENT

John Orton moved, seconded by Leland Pollock to table the Interlocal agreement with the Sheriffs department until all of the council members can be present. The motion passed with all in favor.

AIRPORT HANGER - POSSIBLE LEASE Jerry Jorgerson was in attendance to ask if he could lease one of the hangers out at the airport for a couple of months or until the city is ready to move the hangers. He is interested in purchasing or the demolition of one of the hangers. The hangers must be moved this spring.

Denny Orton moved seconded by Art Cooper to rent the cinder block hanger to Jerry Jorgerson for \$100.00 per month on a month to month basis. The motion passed with all in favor.

BUSINESS LICENSE REQUEST Jerry Jorgerson has requested a business license for aircraft inspection and repair.

Leland Pollock moved, seconded by Denny Orton to approve the business license request for Jorgerson Aero Services Inc. for aircraft inspection and repair. The motion passed with all in favor.

KEN AND REN CONSTRUCTION - INDUSTRIAL PARK LEASE Some time ago Ken and Ren Construction asked Allen K. Henrie if they could rent some property at the industrial park. They are interested in the lot just to the west of Orson Worthen's Industrial park lot.

Art Cooper moved, seconded by Leland Pollock to lease a 175 x 300 foot piece of land at the Industrial park to Ken and Ren Construction. The motion passed with all in favor.

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Allen K. Henrie explained the process of purchasing the property by the leasee.

BIC BUILDING - ROBERT DRIEDONKS Robert Driedonks has made a counter offer of \$150,000.00 on the business incubation center which is more than he originally offered. The building was appraised at \$177,000.00.

Attorney Lee explained the legalities of selling the building after it has been put out for bids. The city it allowed to sell the building as they feel. Attorney Lee suggested that any further discussion should be in executive session.

OLD FIRE STATION The Main Street manager has asked if the city would allow the main street office to the old fire station which is located on main street. At the present time the city is not sure what they are going to do with the building.

EXECUTIVE SESSION REGARDING LAND ISSUES There were several land issues the city council needed to openly discuss.

Leland Pollock moved, seconded by Denny Orton to move into executive session at 7:50 p.m. to discuss the purchase, exchange, or lease of real property. Those invited in were Mayor Janet Oldham, City Manager Allen K. Henrie, City Recorder Cindy B. Johnson, City Council Members Art Cooper, Denny Orton, John Orton, Leland Pollock, Attorney Wallace A. Lee. The motion passed with all in favor.

Leland Pollock moved, seconded by Art Cooper to come out of executive session at 9:24 p.m. The motion passed with all in favor.

Denny Orton moved, seconded by Art Cooler to order an appraisal on the one acre of land adjacent to Frandsen's sawmill for future industrial use. The motion passed with all in favor.

Denny Orton moved, seconded by Leland Pollock to re-advertise for bids on the bic building (former old high school) located at 255 South Main. The motion passed with all in favor.

Denny Orton moved, seconded by Art Cooper to order an appraisal for the old fire station located at 38 North Main. The motion passed with all in favor.

MULTI PURPOSE EVENT CENTER Garfield County Commissioners are making a recommendation to have the multi purpose center director (Scott Christensen) also be in charge of the Garfield County Fair Events with no additional pay. Mr. Christensen is willing to do this. The county fair is mostly ran by volunteers.

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Leland Pollock feels the travel council should spend a portion of their budget in Panguitch.

The selling of alcohol at the Charlie Daniels band was brought up for discussion. The council would like to address this when a full council is present. Scott went over some upcoming events at the center. The city council would like to see the lights put up around the arena.

Leland Pollock moved, seconded by Art Cooper to accept and will support Scott Christensen as the new chairperson over the county fair each year. The motion passed with all in favor.

Leland Pollock moved, seconded by Denny Orton to approve the monster truck show set for June 4th & 5th. The motion passed with all in favor.

WATER PROJECT

Art Cooper moved, seconded by Leland Pollock to table the water project until the next city council. The motion passed with all in favor.

PENDING BUSINESS The pending business list was edited.

DEPARTMENT REPORTS

Leland Pollock moved, seconded by Art Cooper to accept the department reports. The motion passed with all in favor.

Justice Court - The county may move the justice court from upstairs to downstairs.

Political - Nolan Karras, who is running for governor, will be at the Flying "M" Restaurant on February 14, 2004 at noon.

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 10:35 p.m.

_____ Janet Oldham, Mayor

_____ Cindy Johnson, City Recorder