

**PANGUITCH CITY COUNCIL MINUTES**

**JULY 10, 2007  
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 B. Johnson, City Council Members Eric Houston, John Orton, Greg Payne, Nick Reynolds, Tim Smith and Attorney Barry Huntington.

Mayor Cooper thanked Mayor pro-tem John Orton for conducting the last council meeting while he was absent.

OPENING CEREMONY The opening ceremony was conducted by Greg Payne.

ADOPTION OF THE AGENDA

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

APPROVAL OF THE MINUTES

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

UP COMING MEETINGS Allen K. Henrie reported the Rural Summit meetings are coming up soon. The council members should be receiving information soon.

POLICE REPORT - SHERIFF DANNY PERKINS Last month was a very busy month and Sheriff Perkins was very pleased with the events held and we had great coverage during them. The motorcycle officers were a big hit with the crowd as well as a big help

with police coverage.

Tim Smith brought the concerns with ATV's/Motorcycles to the attention of Sheriff Perkins. Perkins said he will have the officers watch this much closer and take care of some of the issues.

Allen K. Henrie asked if there had been any closures on the Dixie National Forest due to the dryness. Sheriff Perkins stated that so far there has not.

CERTIFIED TAX RATE Allen K. Henrie explained that each year the county is required to prepare a certified tax rate which the city needs to approve. The total revenue from taxes was \$123,141.00 based on values set by the Garfield County Assessor.

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**Greg Payne moved, seconded by Nick Reynolds to approve the Certified Tax Rate at 0.002159. The motion passed with all in favor.**

**BUSINESS LICENSE APPROVALS**

- A. K&M CUSTOM DESIGN LLC. - Wood working**
- B. CARL VAN GILS, DPM, PC - Foot Doctor**

**Nick Reynolds moved, seconded by Tim Smith to grant a Business License to K&M Custom Design for wood working and to Carl Van Gils, DPM, PC for a foot clinic pending approval from the Planning and Zoning for a Home Occupation permit. The motion passed with all in favor.**

**BIG DADDY'S TATTOO PARLOR** Officer/City Council member Eric Houston visited with tattoo parlor owner Steve Worthen about his tattoo business.

Steve informed Eric that he has given one tattoo to a minor, who was a relative and had parents permission. He also stated that he has been trying to keep the kids away from

hanging out in front.

The understanding Mayor Cooper has is that if he is not committing any violations he is allowed to continue conducting his business.

Eric Houston seen no evidence of skateboard sales as previously reported. Officer/Councilman Houston feels it would be nice if he would get the windows tinted at the shop.

Nick Reynolds asked if the city could designate an area for this type of business. Attorney Huntington felt this is not a business which would fit this designation.

**Tim Smith moved, seconded by Nick Reynolds to have a letter written to respectfully request that Steve apply the tattoo's in a private area and remind him to not apply tattoo's to anyone under the age of 18. Also thank him in the letter for keeping the underage children out. The motion passed with all in favor.**

Nick Reynolds asked if it is allowable to have a minor within a certain distance to a tattoo parlor.

#### **COUNCIL MEETING - JULY 24, 2007**

**Tim Smith moved, seconded by Nick Reynolds to cancel City Council on July 24, 2007 and December 25, 2007 due to the holidays. The motion passed with all in favor.**

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**KAIBAB ZONING CHANGE** Representatives from Kaibab had previously asked to have the zoning changed on their property. They have now asked to hold off on the request due to prairie dog problems.

**Greg Payne moved, seconded by Nick Reynolds to table the Kaibab zoning change pending further information. The motion passed with all in favor.**

IMPACT STUDY Allen K. Henrie talked to Robert Worley with Sunrise Engineering for a cost estimate to prepare a impact study.

Robert recommended an analysis of both the water and the sewer at the rate of \$5,000.00 for each analysis. The analysis would give us a range of what to charge for impact fees on sewer and water which would also be filed with the state of Utah.

John Orton asked if there is a less expensive way to do this study.

Allen K. Henrie said that it is a very technical study. It would probably take 5-6 new homes to pay for the study and it would be in place for the future. This impact money is for capitol improvements caused by growth.

Tim Smith feels we should budget for the study on the next budget. Allen K. Henrie feels if they want to start charging an impact fee it should be done as soon as possible.

**Greg Payne moved, seconded by Tim Smith to move forward with the impact study using \$5,000.00 from the water fund and \$5,000.00 from the sewer fund to pay for the study. The motion passed with all in favor.**

AIRPORT HANGER PURCHASE - TED CHIDESTER HANGER Allen K. Henrie reported that Ted Chidester has offered his airport hanger to the city for \$17,000.00. He is no longer flying and needs to sell it. Ted owns the hanger and the city owns the land.

Tim Smith suggested that it could be converted into a pilots lounge.

**Nick Reynolds moved, seconded by Eric Houston to not purchase the hanger from Ted Chidester and allow him an additional year to sell the hanger. The motion passed with all in favor.**

SECONDARY WATER SYSTEM Allen K. Henrie reported that it has been a frustrating year with the secondary water. The city maintenance crew has tried to figure out why there is a (more then usual) pressure problem. When the system was built it was supposed to have adequate pressure for the entire community without taking turns.

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We are also having problems with people running too many sprinklers. A suggestion was made to fine abusers and limit the amount of sprinklers being used at any given time. Randy Yard suggested the city limit the size of sprinkler being used.

Lori Talbot is frustrated because they cannot get pressure in the North East section of town. Kelly Holman asked if the problem is too many sprinklers being used or a pressure problem.

Allen K. Henrie reported that farmers and citizens are watering a lot more this year than ever before due to the dryness. According to the meter Panguitch City is using less than calculated by West Panguitch Irrigation Company. Therefore we should be able to use the secondary water into September. The city has put some pastures on the outskirts of town onto the West Panguitch line.

John Orton suggested that we have Bob Harris put a meter on those who are abusing the system and see how much they are using. It takes about 7 or 8 open hoses to take away all of the pressure.

Allen K. Henrie suggested that we send a letter out to the community regarding the secondary water system rules and regulations.

**Greg Payne moved, seconded by Eric Houston to send a letter out to the community stating that if they are caught watering after hours or have 7 or more sprinklers running at a time or no more than two field heads going at once. The fines will be as follows: 1<sup>st</sup> offence - verbal warning; 2<sup>nd</sup> offence - \$25.00 fine; 3<sup>rd</sup> offence - \$100.00 fine; on the 4<sup>th</sup> offence the water will be capped. The motion passed with all in favor.**

**UDOT MAINTENANCE SHED PURCHASE** Allen K. Henrie reported that the construction of the new UDOT shed will begin soon. Appraisal on the old shed came in at \$275,000.00. The state is going to allow Panguitch City to trade water/sewer access

for a portion of the payment. Allen feels the city could get a loan for the remaining cost of UDOT's old maintenance shed. UDOT has been very good to work with Panguitch City to acquire this building for our maintenance shed.

Mayor Cooper is very pleased with the price of the building and for UDOT allowing the city first chance at the property.

**Greg Payne moved, seconded by John Orton to approve Allen K. Henrie to go after funding and proceed with the trade/purchase of the old UDOT maintenance shed.**

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**NUISANCE PROBLEMS** Mayor Cooper reported that he has had several complaints on yards in town that seem to qualify as a nuisance. He feels we need to take some action on these properties by way of a letter from

Attorney Huntington. There are also some piles of rocks and dirt in the city rights-of-ways also.

**Tim Smith moved, seconded by John Orton to allow Mayor Cooper to make a determination of the areas needing a letter from Attorney Huntington. The motion passed with all in favor.**

**CITY SUMMER PARTY** We normally have had a summer party on the third Tuesday in August.

**Eric Houston moved, seconded by John Orton to have the city summer party on July 21<sup>st</sup>, 6:00 p.m. at Henrie's ranch house. The motion passed with all in favor.**

**SPRING PROJECT** They will be starting the spring project on July 23<sup>rd</sup>.

**CITIZEN COMMENT** Kelly Holman asked what the rules were on ATV's and motorcycles. Allen K. Henrie informed him of the new changes made by the city

council. Currently there are a lot of problems with ages, speed and enforcement of the rules.

MULTI PURPOSE EVENT CENTER We had nine applicants for the Multi Purpose Center director. Interviews will be held this upcoming Friday. Allen K. Henrie would like permission to poll city council by phone and hire as recommended by the executive committee.

Nick Reynolds moved, seconded by Tim Smith to accept the recommendation of the Triple C executive committee to hire a new Multi Purpose Center Director. The motion passed with all in favor.

We have someone interested in running the concessions. There are two big events being held here this weekend. So far there are 220 contestants for the homecoming rodeo. The committee is doing a great job.

PENDING BUSINESS The pending business list was edited.

#### DEPARTMENT REPORTS

**Police Department** - The council would like to send out thank you letters to all of the police officers thanking them for a job well done.

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**Chip Seal** - The road chip sealing is at a halt until it is determined how much additional money it will cost to finish. We have \$75,000.00 set up in this years budget for roads and Allen K. Henrie feels we should use this money on the remaining roads which need to be chip sealed. He would also like to ask the county if they could help with 175 North, 800 West.

**Water and Right of Way** - Travis Hatch has requested a right of way and a connection into an existing water service which is currently located at property where he would like

to build.

**Main Street Meeting** - Cheryl Church has requested a \$6,000.00 raise. The Main Street Committee would like the city to contribute more money to the Main Street Program.

**CURRENT BILLS** The council reviewed the current bills to be paid and had several questions on the bills.

Nick Reynolds moved, seconded by Greg Payne to pay the current bills excluding bills discussed. The motion passed with all in favor.

**ADJOURNMENT**

Meeting adjourned at 9:20 p.m.

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J. Arthur Cooper, Mayor

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Cindy Johnson, City Recorder