

PANGUITCH CITY COUNCIL MINUTES

OCTOBER 26, 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, Denny Orton, John Orton, Leland Pollock and Attorney Wallace A. Lee. Randy Hatch was absent.

OPENING CEREMONY The opening ceremony was conducted by Wallace A. Lee.

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 Art Cooper to approve the minutes of September 28th and October 12th, 2004, as corrected. The motion passed with all in favor.

UP COMING MEETINGS

A. Community volunteer dinner, Nov. 10, 2004, 6:00 p.m. - Allen K. Henrie updated the city council on the upcoming community dinner. He reported that we will be serving hamburgers, hot dogs, dutch oven potatoes and brownies.

MAIN STREET REPORT - JESS JOHNSON Jess Johnson said she would like to sent a letter of thanks to Steve and Janine Fellows for all their past efforts regarding the balloon festival and also a letter to Elaine Sawyer for all of her efforts on the Quilt Walk Festival. The individuals mentioned above have spent a lot of volunteer time in regards to the above listed events and the City really appreciates all they have done.

Jess Johnson reported on the goals of the Main Street Organization. The balloon festival is in the works. There will be a committee meeting tomorrow night at 6:00 p.m. Jess stated that she is going to start business luncheons each month with a different speaker each meeting. Any one is invited, the cost of the speaker is free. If you choose to eat lunch you will be responsible to pay for that.

PANGUITCH CITY COUNCIL MINUTES

OCTOBER 26, 2004
PAGE 2

Jess reported that the Main Street meetings held in Richfield were very beneficial. She also reported that she is going to nominate Panguitch for one of the dozen distinctive destinations in the nation.

PUBLIC HEARING - ATV ORDINANCE Mayor Oldham opened the Public Hearing at 7:00 p.m. There were several citizens in attendance. Panguitch City received the ordinance from several different cities in the state and Allen K. Henrie reported on the findings of how other communities deal with off highway vehicles.

Mayor Oldham asked those in attendance how they feel about the current ordinance. Cydnee Quiter expressed her concerns regarding ATV usage by kids in the community. Mayor Oldham went over the current Panguitch City ordinance which states a designated route to get out of town, OHV's are not permitted on any other streets in Panguitch, speed limit is 5 mph and OHV's are not allowed before 5:00 a.m. and after 10:00 p.m.

Allen K. Henrie reported on other ways communities have dealt with the OHV problems. Deputy Danny Perkins stated that he is for the ATV restrictions and feels the city should tighten up the ordinance. Mr. Perkins would like to make all OHV's have baffles on them. Denny Orton feels the ATV's should be on the road where they are more visible. Michael Johnson stated that his family are avid moto cross riders and stated there are no after market parts to make two strokes quieter. Jim Johnson stated that these bikes are not more noisy than a Harley Davidson motorcycle. Jerry Lefevre suggested that the city allow OHV's on the road and have them abide by the same rules vehicles are to adhere to. Jerry also stated that a ticket or two would really help the problem along with proper sign age on road ways. Other suggestions included citing kids who have not had the proper training with the state parks.

The city will have a course for OHV riding in the spring. The city will try to have a changed ordinance in place by January 1, 2005.

Mayor Oldham would like to see a Kiosk placed where the county dumpsters currently are.

A gentleman from the State of Utah, Eric Stukki, was in attendance. He is over the OHV's rules and regulations for the Utah State Parks and reported that their number one priority is the success on training people on OHV's and offer any resources they have to help with this issue. He stated that ATV's are not made to for paved roads but felt 15 miles per hour on a paved road would be within reason.

PANGUITCH CITY COUNCIL MINUTES
OCTOBER 26, 2004

PAGE 3

CHIP SEALING POLICY IN COMMERCIAL DISTRICT

Denny Orton moved, seconded by Art Cooper to set a policy stating that if a business in any commercial zone who is willing to put in side walk, curb and gutter then the city would chip seal the right of way. The motion passed with all in favor.

FIVE COUNTIES - KURT HUTCHINGS – GARFIELD COUNTY PLANNER

Denny Orton moved, seconded by John Orton to table this item until the next city council meeting. The motion passed with all in favor.

CHRISTMAS IN THE COUNTRY DONATION - 250.00

Denny Orton moved, seconded by John Orton to donate \$250.00 for the Christmas in the Country event under the direction of Pat Oetting. The motion passed with all in favor.

SUB FOR SANTA DONATION - 500.00

Leland Pollock moved, seconded by Art Cooper to donate \$500.00 for the sub for santa program under the direction of Pat Oetting. The motion passed with all in favor.

John Orton stated that the inmates have been making dolls and hats and would like to donate them as well.

SOCIAL HALL MONITOR - NEW HIRE John Blevins was hired to be the Social Hall Monitor.

Leland Pollock moved, seconded by Art Cooper to ratify hiring John Blevins as the new social hall monitor. The motion passed with all in favor.

WATER PROJECT The cement has all been poured on the renovation of the existing water tanks. The contractors are doing a good job and the project is almost complete.

AIRPORT The airport is now open. The only thing needing to be done is the paint on the runway.

FINANCIAL REPORT - ALLEN K. HENRIE Allen K. Henrie reported on the financial report with the city council. All budgets are in line other than the Triple C. The council asked **PANGUITCH CITY COUNCIL MINUTES OCTOBER 26, 2004**

PAGE 4

for a more simplified report the first of November after the city settles with the county regarding the Triple C. According to the records the council reviewed the concessions from 7/2004 to 10/2004 only made \$448.04.

WATER CERTIFICATES - RANDY HATCH Randy was not in attendance. Allen K. Henrie reported that he needs to transfer water certificates back to those who are back on the West Panguitch system and off of the cities pressurized system. Allen K. Henrie needs to do some paper work to complete this.

EXECUTIVE SESSION

Leland Pollock moved, seconded by Art Cooper to move into executive session at 9:10 p.m. to discuss the character and 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, Denny Orton, John Orton, Leland Pollock and 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 10:05 p.m. The motion passed with all in favor.

MULTI PURPOSE EVENT CENTER Scott Christensen had some questions on the resort tax and how it can be used. Mayor Oldham explained that the resort tax is used over a number of things such as the ball diamonds, triple c, main street and some misc. eventing.

Scott Christensen reported on the upcoming events and activities. Paving, curb, gutter and landscape are all on the to do list down there.

PENDING BUSINESS The pending business list was edited.

DEPARTMENT REPORTS The city council reviewed the JP Fine report.

Leland Pollock moved, seconded by John Orton to accept the JP Fine report. The motion passed with all in favor.

Playground Equipment - The city has been awarded a \$30,000 grant for new playground equipment.

Highway 143 - The city was turned down last year. We need to resubmit the proposal. Council would like to see Jess Johnson on the High way 143 committee, if she is willing.

PANGUITCH CITY COUNCIL MINUTES

OCTOBER 26, 2004

PAGE 5

Garkane - Garkane representatives emailed Allen K. Henrie regarding who can do appraisals on the current Utah Power system.

Dog problem - There has been some major dog problems recently.

Newsletter - A newsletter is coming out soon. We need to include the ATV ordinance revision.

Five County AOG - This group has some real concerns regarding initiative one and suggested the city not be in favor of it.

Rural Development Fund Board - This board has awarded the city \$48,000 for the chlorination building and fence.

UDOT - Denny Orton reported that the state is finally going to build a new shop for the UDOT crew here in town. Panguitch City is first in line to purchase the existing shed.

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

**Denny Orton moved, seconded by Leland Pollock to pay the current bills.
The motion passed with all in favor.**

ADJOURNMENT

Meeting adjourned at 10:40 p.m.

Janet Oldham, Mayor

Cindy Johnson, City Recorder