

PANGUITCH CITY COUNCIL MINUTES

**MAY 28, 2013
CITY COUNCIL - 6:30 P.M.**

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

Those present at the City Council meeting were Mayor Eric Houston, City Manager Lori Talbot, City Recorder Donna Osborn, Council Members, Lloyd Brinkerhoff, Rick Miller, Nick Reynolds, Tim Smith, Attorney Barry Huntington and City Treasurer Carla Farnsworth.

Others present were Mark Cram (Siemens), Jolyn Smith, Mason Orton, Randy Yard, Becky Yard, Connie Orton, Ben Cox, Kelly Holman and Camille Moore.

The meeting was called to order at 6:30 p.m.

OPENING CEREMONY

Eric Houston conducted the opening ceremony. The Council and audience observed a moment of silence in remembrance and honor of Laura Mosdell, who passed away May 17, 2013.

ADOPTION OF THE AGENDA

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

APPROVAL OF THE MINUTES

Rick Miller moved, seconded by Lloyd Brinkerhoff to approve the minutes. The motion passed with all in favor.

UP COMING MEETINGS

Library Training for Kathy Talbot - June 10, 2013 - Salt Lake City

Rick Miller moved, seconded by Nick Reynolds to send Kathy Talbot to the library training in Salt Lake City on June 10, 2013. The motion passed with all in favor.

REPORT ON EAGLE SCOUT PROJECT - MASON ORTON

Mason Orton thanked the Council for selecting him to receive the Cindy and Karen Breinholt scholarship. Mason reported that his eagle scout project went as planned. It involved 30 helpers and there were no injuries. Mayor Eric Houston thanked Mason Orton for his good work.

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NEW FRONTIERS FOR FAMILIES - DONATION

The New Frontiers For Families sponsors the after school program at the elementary school 4 days a week. The New Frontiers group has applied for a grant that requires matching funds. They are requesting a donation from Panguitch City.

Nick Reynolds moved, seconded by Rick Miller to table the donation to the New Frontiers for Families program. The motion passed with all in favor.

7:00 P.M. PUBLIC HEARING - ADOPTION OF BUDGET FOR 2013-2014

Tim Smith moved, seconded by Nick Reynolds to go into the public hearing at 7:15 p.m. The motion passed with all in favor.

City Manager Lori Talbot explained the few changes made in the budget after the budget workshop. The J. P. Fines were increased by \$2000, administration costs took \$2000 out and moved it to sewer. The airport maintenance budget was decreased. \$5000 was taken out of maintenance at the City Park to help cover the cost of a new lawn mower. The \$25,000 donation for the new fire truck and \$33,000 for the park project will come out of the \$181,000 paid by the school district for the swimming pool building.

Nick Reynolds moved, seconded by Rick Miller to come out of the public hearing at 7:20 p.m. The motion passed with all in favor.

Nick Reynolds moved, seconded by Lloyd Brinkerhoff to adopt the budget for 2013-2014. The motion passed with all in favor.

POSSIBLE ENERGY SAVINGS - CITY OFFICE HEATING & AIR CONDITIONING - SIEMENS - MARK CRAM

Mark Cram represents Siemens Industry, Inc. Mr. Cram explained that in 2010 the Utah State Legislature passed legislation regarding energy performance contracting allowing cities to make needed improvements in facilities in budget neutral ways. The State procurement office has authorized Mark Cram to meet with cities to present the energy project performance contracting overview. Challenges that small cities face include capital budget constraints, operating budget reductions, aging equipment, equipment failures, higher energy and repair costs. Cities are continually striving for efficient buildings and operations.

Potential improvements in Panguitch City include the aging boiler at the City Office, leaking springs, meter reading on culinary water system, parks irrigation, Triple C Arena improvements and street lighting energy upgrade. Siemens proposes that cities make facility and infrastructure improvements which reduce energy use and other expenses. These energy savings finance the improvements. Siemens guarantees savings. The first steps of the performance contracting process generate no direct costs to the city. Mayor Eric Houston recommended that the City proceed with the no-cost feasibility study.

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Rick Miller moved, seconded by Tim Smith to authorize Siemens to proceed with the feasibility preliminary audit savings potential study. The motion passed with all in favor.

LEASH LAW FOR DOGS - KELLY HOLMAN

Kelly Holman was present to get a better understanding of the leash law for dogs and the methods for enforcement. He reported damage to his sheep herd by dogs running at large. He questioned who he should call for problems with dogs. The Council informed Mr. Holman that the City crew can pick up stray dogs running at large, but issuing citations is the responsibility of the Sheriff's Department. Many people are reluctant to sign a complaint against a dog owner. The sheriff's department and the city crew work closely together on dog problems. The best procedure is to call the Sheriff's Department with a report of the location and appearance of the dog and be willing to sign a complaint if necessary.

Panguitch City is looking at possible solutions to this continuing problem including more trained dog catchers and increasing fees for repeated offenses. The Council is in the process of checking possibilities and legalities.

IMPACT FEES - IHC - BENJAMIN COX

Ben Cox has purchased property at 325 South 100 West formerly owned by Nin & Lois Miller. The trailer home was removed. The sewer and water lines and hookups are still in place. Under these circumstances, Ben Cox is requesting a waiver of the impact fees to build a home on this property.

Tim Smith moved, seconded by Nick Reynolds that the impact fees do not apply in this situation. The motion passed with all in favor.

IHC is adding a new water line for the expansion of their facilities at the hospital. Mayor Houston has informed IHC that they will have to pay the impact fees for the new water line.

ELECTION BY MAIL-IN BALLOT - CAMILLE MOORE

Garfield County Clerk Camille Moore was present to review the advantages and disadvantages of election by mail-in ballot. The smaller communities in Garfield County have done election by mail-in ballot for the past 6 years. Camille Moore reported that with the mail-in ballot the voter return is better than poll voting, and it is easier and more convenient for the voter. Preparing the ballots for mailing is labor intensive for the clerk up front, but there is less stress on election day. The County realizes a significant savings on the mail-in election. There are 1200 registered voters in Panguitch City, so the savings for the City would be less. There is no early voting, the results are available at 8:00 p.m. on election day, and it is easier for the election staff. Camille Moore expressed the opinion that voter fraud is a possibility regardless of the voting method, but in Garfield County there has been no problem with voter fraud. Camille Moore also explained that costs of replacing voting machines will make mail-in ballots a necessity for the county within the next four years. More communities, counties, and even states are doing election by mail-in ballot each year.

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Nick Reynolds expressed concern about the apathy toward democracy that may be encouraged by the mail-in ballot. Mayor Eric Houston feels that voting is a privilege and citizens should take responsibility to come to the polls and vote.

Nick Reynolds moved, seconded by Lloyd Brinkerhoff to try the election by mail-in ballot. The motion passed with all in favor.

BUSINESS LICENSE - THE PINK POLKA DOTT - QUILT & ANTIQUES STORE - 32 NORTH MAIN

Tera Conner has submitted a business license request for The Pink Polka Dott and has paid the license fee.

Lloyd Brinkerhoff moved, seconded by Rick Miller to accept the business license for The Pink Polka Dott quilt and antique store at 32 North Main. The motion passed with all in favor.

TRIPLE C ARENA

The Little Britches Rodeo held over Memorial weekend was well attended. There was a problem with trash removal and some problems in the bathrooms because no one was on duty for the holiday weekend. Troy Pollock usually takes care of the events at the Triple C, but his shoulder injury has kept him from working for the last 18 months.

PENDING BUSINESS

There are no changes in the pending business list.

DEPARTMENT REPORTS

Inmate Help: City Manger Lori Talbot suggested that the guards at the jail be paid time and a half for bringing out the inmates to help with events. Mayor Eric Houston will present this to Sheriff Danny Perkins and Mel Miller.

Baseball Field: Lloyd Brinkerhoff reported that the nets at the baseball field need repair. He suggested that the scoreboards be removed since they are not used and they are tearing the nets.

Main Street Yard Sale: Becky Yard reported that the Memorial weekend yard sale went very well.

Sewer: Nick Reynolds asked and Lori Talbot confirmed that there has been a sewer backup problem in a home owner's basement. The City insurance has been contacted and disaster cleanup is on the site.

The sewer line cleaning project is almost completed for the designated half of the town. The cost of the sewer cleaning is \$.42 a foot.

Speciality Tobacco Shops: Tim Smith alerted the council that some communities are having issues with "speciality tobacco shops", which are nonspecific of the ingredients for the products they sell, locating on their Main Street. Councilman Smith recommended a review of our ordinance on businesses allowed to locate on Main Street and make changes as necessary. Attorney Barry Huntington will draft an ordinance to be considered by the Council.

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Desperado Dual: Lori Talbot reported that she has received an email from the Desperado Dual stating that they may cancel their race in 2014 unless Panguitch City can help sponsor this event in some way. Attorney Barry Huntington will contact them to clarify their request.

Fire Department: Mayor Eric Houston reported on a big fire in the Panguitch Lake area that destroyed a large multi-million dollar cabin. Mayor Houston praised the expertise and dedication of our Fire Department in helping with this fire. Their training and professionalism helped to prevent the fire from spreading to the forest.

Main Street Resurface by UDOT: Becky Yard expressed concern for the main street businesses as well as the summer events that are held in Panguitch including the Balloon Festival and the Tour of Utah. Lori Talbot assured the audience that the UDOT contractor guaranteed the work would be done before the Tour of Utah and will not interfere with the Balloon Festival.

Rick Miller suggested that while Main Street is being resurfaced, it may be a good time to put in conduit for new street lights on Main and Center streets.

Pedestrian Signs: Mayor Eric Houston reminded the council that it is time to put up the “slow down for pedestrians” signs.

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

Nick Reynolds moved, seconded by Rick Miller to pay the current bills. The motion passed with all in favor.

ADJOURNMENT

Meeting adjourned at 8:10 p.m.

Eric Houston, Mayor

Donna Osborn, City Recorder