

# PANGUITCH CITY COUNCIL MINUTES

NOVEMBER 13, 2012  
CITY COUNCIL - 6:30 P.M.

LIBRARY CONFERENCE ROOM  
25 SOUTH 200 EAST  
PANGUITCH, UTAH 84759

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Present at the City Council meeting were Mayor Lori Talbot, City Manager Allen K. Henrie, City Recorder Donna Osborn, City Council Members Eric Houston, Rick Miller, Laura Mosdell, Nick Reynolds, Tim Smith, Attorney Barry Huntington and Triple C Manager Tony Beckstead.

Others present were Art Cooper, Karen Schroyer, Sam Schroyer, Sheriff Dan Perkins, and Garfield County School Superintendent Ben Dalton.

## OPENING CEREMONY

Tim Smith conducted the opening ceremony.

## 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

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

## UP COMING MEETINGS

CITY COUNCIL / STAFF CHRISTMAS PARTY - DECEMBER 11, 2012 - 6:00 P.M.  
AT THE FLYING M - COUNCIL MEETING AT 5:00 P.M.

AN ORDER OF SUMMARY JUDGEMENT WAS ENTERED IN THE DESAI LAWSUIT. THE TRIAL IS OFF.

UDOT MEETING TO KICK OFF PARK PROJECT ON NOVEMBER 29, 2012 AT 1:30 P.M. - COUNCIL MEMBERS ARE INVITED TO PARTICIPATE VIA CONFERENCE CALL.

## POLICE REPORT

Sheriff Danny Perkins distributed the police activity report to all Council members. Sheriff Perkins reported that things were slowing down. The Department did deal with some serious and emotionally charged issues this past year. Eric Glossen was

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convicted to 5 years to life for sexual molestations at the Silverado Academy. This sentence is to be served at the completion of the 15 year sentence he is serving in Arizona for producing pornography.

The Halloween parade was the last parade of the year. The Trunk or Treat sponsored by the Sheriff's Department and the Fire Department was a success. The Sheriff's Department is hoping for a quiet winter, but are ready and able to take care of any problems. Sheriff Perkins is proud of his 6 deputies who carry similar responsibilities to departments in other communities with a larger number of deputies.

The price of gas has been a problem with the department budget, but the work is getting done. Sheriff Perkins encouraged the Council members to call the Sheriff's department if there are problems.

## BUSINESS LICENSE - MIKE SAVAGE - MOIRE, LLC CONSTRUCTION

Mayor Lori Talbot stated that the license fee has been paid, the contractor license number has been provided, and all other requirements were in place for the business license.

**Eric Houston moved, seconded by Nick Reynolds to grant the business license to Mike Savage for Moire Construction. The motion passed with all in favor.**

## MARKAY ENGLESTEAD ANNEXATION RESOLUTION

Allen Henrie explained that we still lack some information on the annexation petition. The Englestead's engineer reported that the recordable map should not have to be provided until the final steps of the annexation to avoid the expense if the annexation does not pass the early stages of the process. We have sent written notification to Garfield County and to Steve Marshall on the intent to annex portions of their property. Barry Huntington stated that the County Commission will not oppose the annexation of the county road. There is a mandatory 60 day waiting period after the resolution is passed before we can hold the public hearings on the annexation. City Manager Allen Henrie recommended passing the resolution. Mayor Lori Talbot read the resolution to the Council.

**Eric Houston moved, seconded by Rick Miller to grant the Markay Englestead annexation resolution 2012-9. The motion passed with all in favor.**

## SWIMMING POOL AND WRESTLING ROOM / RESULTS OF QUESTIONNAIRE

Mayor Lori Talbot read the motion made by the School Board at the workshop / meeting held on October 30, 2012 and called for discussion. Eric Houston questioned the part of the agreement allowing the school to use the wrestling room at the BIC for 2 more years. Laura Mosdell asked if the City cancels out on the wrestling room would the

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School District have to make another decision. Barry Huntington informed the Council that if the City objects to a part of the proposed agreement it would be a counter offer, which the superintendent would present to the school board for a vote. Tim Smith stated that the agreement with the school to trade use of the wrestling room for cost of the restrooms at the school has been fulfilled plus additional use. Allen Henrie clarified that the agreement was that the school would use the wrestling room for 3 years in exchange for the restrooms, and an additional 2 years use of the wrestling room was traded for a new roof on the pool building. This agreement lapsed in August 2012. Tim Smith stated that he would not want this issue with the wrestling room to be a deal breaker. Tim questioned how the building would be used by the City if the deal for the sale of the building falls through. Renting the building or using it as storage was mentioned. Rick Miller stated that he feels \$181,000 is not enough, but we need to move on.

**Eric Houston moved, seconded by Tim Smith to take the \$181,000 and allow the use of the wrestling room for two years as offered by the School Board. Nick Reynolds abstained from the vote. The motion passed with Eric Houston, Rick Miller, Laura Mosdell, and Tim Smith in favor.**

**Eric Houston moved, seconded by Rick Miller to sever the agreement with the School District on the municipal swimming pool. Nick Reynolds abstained from the vote. The motion passed with Eric Houston, Rick Miller, Laura Mosdell, and Tim Smith in favor.**

Barry Huntington will prepare the documents for the deed and the release of the easement. Superintendent Ben Dalton will report this decision to the School Board at their next meeting.

The final tally for the swimming pool questionnaire was 235 “yes” votes and 104 “no” votes. The comments that were submitted were given to the Council. The property taxes will raise approximately 10%. The amount will vary because of the value of homes and property.

Mayor Lori Talbot asked how the Council would like to begin. Allen Henrie stated that if the Council would give authorization for the City Manger, he could begin the search for funding options and costs. An architect may be required to give an estimate on the cost of a pool. The Council should decide what is wanted in the pool. Allen Henrie suggested that the pool be family friendly with a wading pool, etc. It should be indoors with doors that allow outdoor access during warm

weather or a retractable roof. The Council may want to sponsor public meetings to get input and to keep citizens informed. Allen Henrie suggested that members of the Council may want to tour pools in communities of similar size such as Beaver and Richfield to see how they are set up and find out the issues and problems. The Council will take their time and move forward cautiously.

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Possible locations for the pool were discussed. The pool could be located at the southwest corner of the baseball fields or at the City Park. A center-of-town location was also suggested.

The Truth in Taxation process will need to be initiated. Ben Dalton requested a time line for the possible appearance of when the pool issue may appear on the ballot. The School District is considering a voter leeway bond for some projects and would prefer that the pool issue and the school projects do not appear on the same ballot. The Council estimates that the pool will not appear on a ballot for at least a year or two.

### **MUNICIPAL CODE UPDATE**

The cost to update our municipal code is about \$2259 from Municode.

**Laura Mosdell moved, seconded by Tim Smith to spend the money to update the municipal code. The motion passed with all in favor.**

### **LARRY H. MILLER TOUR OF UTAH BIKE RACE - AUGUST 6, 2013**

Eric Houston and Allen Henrie attended two meetings with the Tour of Utah organizers today. This is a really big event. The Tour of Utah Bike Race is recognized nearly on the same level of importance as the Tour de France. The race is broadcast on Fox Sports channel and has many international followers. There will be 2 hours of coverage on the race each day for the six days of the race. It is proposed that the race will start in Panguitch on day 2 (August 7, 2013) and end in Torrey. There would be some monies involved in hosting the race. There will need to be at least 70 motel rooms provided as well as some other funding required. The potential for advertising and positive exposure would be very good.

**Tim Smith moved, seconded by Laura Mosdell to support the efforts to host the Tour of Utah Bike Race. The motion passed with all in favor.**

### **J. P. FINES REPORT**

**Eric Houston moved, seconded by Nick Reynolds to accept the J. P. Fines Report. The motion passed with all in favor.**

## TRIPLE C ARENA

Triple C Manager Tony Beckstead was present to report on the decisions of the Triple C Committee to replace the ventilation fans and the sound system at the Triple C Arena. It is proposed that two 16 foot fans be placed in the Arena equally spaced near the bleachers. The estimate from the "Big Ass Fan Company" was \$12,160 for a good fan, \$14,500 for a better fan, and \$17,160 plus wiring and installation for a total cost of \$19,500 for the best fan with a sealed motor and a 15 year warranty. The city could save

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money by having an electrical contractor install the wiring to within 3 feet of the fans. The County was in favor of the best fan.

The sound system from Poll Sound, who installed the original sound system, bid approximately \$7500 for a new sound system. The cost for the City and the County for both projects would be about \$13,000 each. This is about \$5000 over the amount the City approved in the budget.

**Rick Miller moved, seconded by Eric Houston to proceed with the fans and the sound system at the Triple C and to look into having an electrician come to give an estimate on the electrical work. The motion passed with all in favor.**

## PENDING BUSINESS

Mayor Lori Talbot stated that we are making progress on the park project and the swimming pool.

## DEPARTMENT REPORTS

**Library Board Meeting:** Laura Mosdell reported that she missed a library board meeting that was held, but Brinda Bair reported that all is going well in the library.

**Tourism and Marketing:** Eric Houston reported that the new website Panguitch.com is progressing. Eric would like to apply for a tourism grant in partnership with Tropic and Escalante to help produce brochures to be given out to a targeted audience such as at motorcycle rallies, etc. The Travel Council would like to allocate \$90,000 for "At your Leisure" programming. Eric feels it is time for Panguitch to market ourselves.

**Water Meters:** Eric Houston requested that the water meters be installed at the schools.

**Fire Department:** Eric Houston reported that the Fire Department will conduct a survey of every third household in the Panguitch City limits to fulfill requirements and show justification for a CDBG grant for a fire truck.

**Park Project:** Allen Henrie met with Tristan DeMille on the Park Project. He showed the Council a map of the park and plans for improvements.

**City Manager Position:** Applications are now available for the City Manager position. One completed application has been received. The job will close on November 26, 2012. Allen Henrie informed the council that they need to discuss the interview committee and interview questions, etc.

**Temporary Employee:** Allen Henrie reported that our temporary employee Rawley Burningham has accepted employment at the Garfield County Jail and would be terminating his employment with the City. Rawley has been a good employee, and the City has appreciated his service. Troy Pollock has a doctor's appointment early in January 2013, after which he will inform the City of his status.

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**Historic Sites:** Mayor Lori Talbot reported that there are about 200 historic sites in Panguitch. The City will not be able to provide plaques for each site.

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

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

## ADJOURNMENT

Meeting adjourned at 7:50 p.m.

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Lori Talbot, Mayor

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Donna Osborn, City Recorder