

## **PANGUITCH CITY COUNCIL MINUTES**

**FEBRUARY 12, 2013  
CITY COUNCIL - 6:30 P.M.**

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

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

Others present were Tristan DeMille and Bill McMurren of Jones & DeMille, Jeannie Henrie, John Holland, Jolyn Smith, Sheriff Danny Perkins, David Frandsen, Mike Savage, Mike Johnson, Andy Black, and Ben McEwen.

The meeting was called to order at 6:30 p.m. by Mayor Eric Houston.

### **OPENING CEREMONY**

Nick Reynolds conducted the opening ceremony.

### **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**

**Laura Mosdell moved, seconded by Tim Smith to approve the minutes as corrected. The motion passed with all in favor.**

### **UP COMING MEETINGS**

Questar Gas will answer questions and concerns from the Council on Tuesday, February 19, 2013 at 10:00 a.m. at the City Office.

A Main Street luncheon will be held on February 20, 2013.

### **ALLEN & JEANNIE HENRIE - GIFT TO CITY**

Allen & Jeannie Henrie presented to the City a gift of beautifully framed replicas of the United States Constitution, The Declaration of Independence, and The Bill of Rights. Allen Henrie expressed his appreciation for the opportunity to serve the City as City Manager for the past 20 years. Mayor Eric Houston, City Manager Lori Talbot, and the Council expressed their gratitude for Allen Henrie's service. Mayor Houston informed the Council that there will be an Open House to honor Allen Henrie on February 26, 2013 from 11:00 a.m. to 3:00 p.m. at the City / Library Conference Room.

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**JONES & DEMILLE - PARK PROJECT**

Tristan DeMille explained that the Park Project would be handled as two separate projects: the Welcome Center and the Park. Mr. DeMille presented the budget for the projects. The funds available are as follows:

•	Panguitch City	\$ 34,000
•	Other Donations	3,000
•	Garfield County	33,000
•	UDOT	33,000
•	FHWA	500,000
•	CIB	137,000
	<b><u>TOTAL</u></b>	<b><u>\$740,000</u></b>

The Welcome Center with parking, Highway lane widening, Information Center and Restrooms will cost \$625,000 leaving \$115,000 for the park. The estimated cost of the park is approximately \$140,000, so some of the park project may need to be cut.

The Park Project would include extending the fence to the skate board park and fencing the remainder of the park, new sidewalks, parking to include 2 handicap parking spots, replace the cement at the pavilion, new metal roof on the pavilion, refurbish pavilion supports, and a new fire pit (the Lions Club fire pit will be preserved). The handicap parking could be reduced from 2 to 1 to save some cost. The Council discussed pipe rail fencing in the park to save on cost.

Bill McMurren presented the plans for the Welcome Center and restrooms. Two options were presented for the building; option A would enclose the entire building, and option B would leave the lobby area open to the outside. The Council prefers the enclosed building. The floor plan of the building would include an information center in the lobby and two family restrooms with additional restrooms in the back of the building. The back restrooms could be closed in the winter to save on heating costs.

The park project could have a bid opening on March 19, 2013 with the work to start in late April or early May. The Welcome Center bids could be awarded on May 21, 2013 and the work could start in mid June.

**Rick Miller moved, seconded by Nick Reynolds to move forward with the park project and begin the bidding process. The motion passed with all in favor.**

**POLICE REPORT**

Sheriff Danny Perkins distributed the officer activity report and reported that the Sheriff's Department had a couple of trials this past month. Winter time is somewhat slower, but there is plenty to keep the department busy.

There will be some legislative changes in jail contracting which may affect Garfield County. Governor Herbert has announced the intention of building a new large central prison in Tooele. This could have a negative effect on the small regional jails such as Garfield County. Sheriff Perkins and five other sheriffs from around the state

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will meet with Governor Herbert on Friday to discuss the proposal for regional prisons instead of one central prison. Garfield County Jail employs 20 people, and the Sheriff's Department will do everything in their power to continue these jobs.

**SCENIC BYWAY 12 ANNUAL REPORT - JOHN HOLLAND**

John Holland presented the annual report of the Scenic Byway 12 committee. The Committee relies on the participation of the communities of Garfield County and is grateful for their support. There are 21 members on the committee. The Committee meets 5 times a year. The representative from Panguitch is Art Cooper.

Projects completed or in progress this year include a 10 year anniversary celebration with a program in Escalante, updating UDOT signage, and edit and reprint of the Scenic Byway 12 Route Guide.

Byway 12 projects still in progress are Red Canyon Visitor Center improvements, UDOT byway wayside improvements, Red Canyon Bike Path, an economic impact study, and Byway gateway signage at the entrances to Scenic Byway 12.

John Holland explained the profit and loss statement for 2012. The total income was \$32,951.67 and the total expenses were \$29,810.93. Federal funding to designate new scenic byways has been eliminated, but Scenic Byway 12 will not lose the designation of a scenic byway or All-American Road.

**DAVID FRANDBSEN / MIKE SAVAGE - PARKING LOT**

Mike Savage and David Frandsen presented their proposal for the development of their property on Main Street. They plan to remodel the existing building, which currently houses the Physical Therapy Office, and to build a new 5,000 square foot physical therapy and fitness center. The fitness center would be available for use to citizens for a fee. Mike Savage proposed that the owners deed part of the property to Panguitch City for a swimming pool in exchange for construction of a parking lot by the City. Another option would be to sell the property to the City and to construct the parking lot themselves. They hope to begin the remodeling of the current building in April or May.

Mayor Eric Houston informed Mike Savage and David Frandsen that the Tour of Utah Bicycle Race will begin the stage 2 leg of the race on Main Street and may be in the vicinity of their property.

**TOUR OF UTAH BICYCLE RACE**

Mayor Eric Houston informed the Council that Panguitch was officially announced as the starting point for Stage 2 of the Tour of Utah Bicycle Race. Panguitch City and Garfield County were well represented at the announcement ceremonies in Cedar City on February 5, 2013. Mayor Houston, Lori Talbot, and Brinda Bair attended a training symposium for the Tour of Utah race in Salt Lake City on February 6, 2013.

The Tour of Utah Bicycle Race is an internationally important event on the level of the Tour de France. Fox Sports will cover the race with 12 hours of live televised coverage as well as some pre-recorded coverage. The Tour of Utah Race draws 90 million

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followers from around the world. There will be 132 cyclists some of whom have participated in the Olympics. This is a great opportunity to expose our area to the world.

This is the first year the Tour of Utah has extended into Southern Utah. Stage 1 of the race will begin on August 6, 2013 at Brian Head and end in Cedar City. Stage 2 will begin on August 7, 2013 at 10:00 a.m. in Panguitch and end in Torrey about 3:00 p.m. The Highway patrol will provide a guide for the riders.

Garfield County has committed to support the race with a line item in their budget. South Central Communications has offered wireless service for the media coverage. The Race will require a financial input from Panguitch City of \$4000 to \$5000.

**Rick Miller moved, seconded by Tim Smith to give up to \$5000 for the Tour of Utah Bicycle Race. The motion passed with all in favor.**

**PANGUITCH BIRTHDAY PARTY & EASTER EGG HUNT - PAT OETTING**

Last year the City donated \$300 for the Easter Egg Hunt and \$250 for the Panguitch Birthday Party.

**Laura Mosdell moved, seconded by Nick Reynolds to give the same amount as last year to the Easter Egg Hunt and the Birthday Party. The motion passed with all in favor.**

**FIRE TRUCK DONATION**

Garfield County has committed \$50,000 to the new fire truck, the Fire Department will give \$5,000 and the Fire Department has applied for a \$150,000 grant from the CDBG.

**Nick Reynolds moved, seconded by Rick Miller to approve the donation of \$25,000 from Panguitch City to help with matching funds for the fire truck. The motion passed with all in favor.**

**DONATION FOR PANGUITCH FIRE AND RESCUE CLIMB-FOR-AIR TEAM IN HONOR OF CINDY BREINHOLT - MIKE & A. J. JOHNSON & ANDY BLACK**

The Climb-for-Air competition is to raise money for lung disease. Last year the Panguitch Fire and Rescue team won the competition. They currently have \$2000 in funds for the competition.

**Tim Smith moved, seconded by Laura Mosdell to donate \$200 to the Climb-for-Air competition sponsored by the American Lung Association. The motion passed with all in favor.**

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**EXERCISE EQUIPMENT - STEVE MARSHALL**

Steve Marshall was not able to attend this meeting. He would like to have 2 rowing machines available at the Social Hall. He proposes that fund raisers be held with an equal amount to be donated by the City.

**Tim Smith moved, seconded by Laura Mosdell to table this item. The motion passed with all in favor.**

**BUSINESS LICENSE FOR ARM SECURITY TO SELL DOOR-TO-DOOR SECURITY SYSTEMS**

ARM Security systems has completed a business license application, paid the \$25.00 fee and provided a list of officers of the company.

**Tim Smith moved, seconded by Nick Reynolds to approve the business license for ARM Security Systems. The motion passed with all in favor.**

**SIGN PERMIT - KNIGHTS - ERIC HOUSTON**

Mayor Eric Houston informed the Council that the ordinance on signs is in conflict with itself. We may want to address this in a future meeting. Eric Houston explained that he will not be relocating or changing the size of the sign at his motel. The Planning and Zoning Commission has approved the sign permit.

**Tim Smith moved, seconded by Nick Reynolds to approve the sign permit for the Knights Inn. The motion passed with all in favor.**

**SWIMMING POOL AGREEMENT - UPDATED & CORRECTED**

Mayor Eric Houston does not approve of paragraph 10 of the agreement contract. He and the Council would like to have this paragraph removed from the agreement. Attorney Barry Huntington can submit a revised agreement to the attorney for the School District eliminating paragraph 10.

**Tim Smith moved, seconded by Laura Mosdell to submit the swimming pool agreement minus paragraph 10 to the School District. The motion passed with all in favor.**

**CITY COUNCIL COMMITTEE ASSIGNMENTS**

**Nick Reynolds moved, seconded by Tim Smith to accept the City Council Committee Assignments as submitted. The motion passed with all in favor.**

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**CITY STAFF APPOINTMENTS**

**Laura Mosdell moved, seconded by Rick Miller to keep the city staff as listed. The motion passed with all in favor.**

**NUISANCE DEBRIS LETTER ISSUED BY ATTORNEY HUNTINGTON**

Attorney Barry Huntington sent letters requesting that Danny Fletcher and Kayton Elmer clean up the debris on the city right-of-way and the front of their properties on 300 West. Progress has been made in the clean-up, but neither citizen has a business license for their participation in repairing, dismantling, and selling parts. State law requires that permits and titles for vehicles must be in their possession to dismantle, repair, or sell parts. Attorney Barry Huntington will contact the two parties and inform them of this requirement. Failure to comply would be a Class B Misdemeanor.

**J. P. FINES REPORT**

**Tim Smith moved, seconded by Laura Mosdell to accept the J. P. Fines Report. The motion passed with all in favor.**

**TRIPLE C ARENA**

The roof at the Triple C is still leaking. The original contractor has been uncooperative and has not returned calls for repairs. The cost to fix the roof would be approximately \$10,000 to \$20,000. An engineer will need to evaluate the problem with the roof. The County has set aside \$10,000 to repair the roof and will proceed after the engineer's evaluation.

The Bryce ATV Rally will be held August 22 - 24, 2013, and we have already received 5 registrations. The Travel Council donated \$3000 toward the rally. The two 4-wheelers to be raffled off in connection with the rally can be paid for through City and County funds that were for the Pow Wow, which has been discontinued.

The ventilating fans have been installed at the Arena.

The City Council members were invited to submit ideas for a theme for the 2013 Homecoming parade.

**PENDING BUSINESS**

The City Park project is progressing.

Tim Smith feels that the city should stay away from trade agreements such as the one proposed by the Frandsen group to trade property to the city for a pool in exchange for the City constructing a parking lot for their facility.

**DEPARTMENT REPORTS**

**New water meter at the High School:** The new water meter to be installed at the High School track will arrive tomorrow.

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**Delinquent water bills:** There is approximately \$35,000 outstanding in water bills from people who no longer reside at the service address. Attorney Barry Huntington will send letters informing these people that there may be legal action against them if the bills are not paid.

**Cameron Property:** Mayor Eric Houston proposed we offer to purchase the Cameron property instead of proceeding with an appraisal.

**Summer Events:** Panguitch City has received \$12,000 from the Travel Council to help fund our summer events such as the Quilt Walk and Balloon Festival.

**CURRENT BILLS** The council reviewed the current bills to be paid. A question was raised about the reason for the annual payment of \$754.00 to the USDA Forest Service.

**Nick Reynolds moved, seconded by Tim Smith to pay the current bills except the annual payment to the USDA Forest Service until further explanation. The motion passed with all in favor.**

**ADJOURNMENT**

**Meeting adjourned at 9:00 p.m.**

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Eric Houston, Mayor

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Donna Osborn, City Recorder