

Naples City Council
April 10, 2008
Minutes

The regularly scheduled meeting of the Naples City Council was held April 10, 2008, at 7:30 p.m. at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah.

DATE, TIME & PLACE OF MEETING

Council members attending were Dean Baker, Robert Hall, Gordon Kitchen, Dennis Long, Dan Olsen, and Kenneth Reynolds.

COUNCIL MEMBERS ATTENDING

Others attending were Les Bowen, Debra Dull, Rich Buelte, Aaron, Gary Siever, Kevin Roth, Hazel Olsen, Brenda Olsen, Mark Watkins, Manuel Escoto, Connie Patton, Greg Platt, and Nikki Kay.

OTHERS ATTENDING

Mayor Dean Baker welcomed everyone and called the meeting to order at 7:30 p.m. Mayor Baker opened the meeting with the pledge of allegiance and the invocation was offered by Dennis Long.

OPENING CEREMONY

Mayor Baker asked if there were any changes or additions to the agenda. Dan Olsen **moved** to approve the agenda as presented. Ken Reynolds **seconded** the motion. The motion passed with all voting aye.

AGENDA APPROVED

Mayor Baker asked for approval of the minutes of March 27, 2008. Dennis Long **moved** to approve the minutes of March 27, 2008. Gordon Kitchen **seconded** the motion. The motion passed with all in attendance voting aye.

MINUTES APPROVED

Connie Patton presented the bills in the amount of \$34,004.02 and asked for approval to pay them. Councilman Kitchen asked about garbage service at the park and if the Recreation District should be paying for that service. Mayor Baker suggested he ask the Recreation District about that at their next meeting. Dennis Long **moved** to approve the amount of \$34,004.02. Kenneth Reynolds **seconded** the motion. The motion passed with the following roll call vote:

APPROVAL OF THE BILLS

Robert Hall	Aye
Gordon Kitchen	Aye
Dennis Long	Aye
Dan Olsen	Aye

Kenneth Reynolds Aye

Dun-Rite Auto Glass. - 1801 E 2500 S. A business license application was received from Dun-Rite Auto Glass and presented to the Council for their approval. The business will be managed out of a home but will be a mobile service repair. Robert Hall **moved** to approve the business license with the home occupation conditions attached. Dan Olsen **seconded** the motion. The motion passed with all voting aye.

BUSINESS LICENSE APPROVAL

Debra Dull with Rocky Mtn Power came before the Council to present the new franchise agreement. Ms. Dull told the Council that the franchise agreement made with Rocky Mtn Power twenty years ago has expired and they met with the Mayor, Dennis Judd, and Craig Blunt to make sure the agreement would work for both parties. Mayor Baker told the Council that both he and Dennis Judd were comfortable with the agreement. Ken Reynolds **moved** to accept the Ordinance (08-106) and to authorize the Mayor to execute the agreement. Dennis Long **seconded** the motion. The motion passed with the following roll call vote:

ROCKY MOUNTAIN POWER FRANCHISE AGREEMENT

Robert Hall	Aye
Gordon Kitchen	Aye
Dennis Long	Aye
Dan Olsen	Aye
Kenneth Reynolds	Aye

Rich Buelte was also introduced to the Council as the new local area manager for Rocky Mtn Power. Mr. Buelte wanted the Council to know he was available to help them and was looking forward to working in this area.

Greg Platt and Gary Siever reviewed with the Council the findings of the public hearing held to discuss the Downtown Master Plan. Greg stated the meeting was sparsely attended but he did show the Council a graph charting the results of a survey they conducted asking the public what businesses would be good for the downtown area. He told the Council the surveys will give an idea of what type of businesses to focus on for the downtown area. Mr. Siever told the Council he felt the meeting was successful even though it wasn't largely attended. Mr. Siever said they will take the diagrams created at the meetings and the surveys and refine those after each public hearing. He felt each work session will help

REVIEW OF HEARING FOR DOWNTOWN PLAN

come up with the final design of what the vision could look like. Mr. Siever said the design put down on paper can then be given to potential developers and business owners. Councilman Kitchen thought if the City already has interested developers the design could be geared more toward their development. Mr. Siever said the most important mechanism the City can help with is to become a partner in the development. He said the city could do this through tax increment financing. Mr. Siever said the City might consider floating a bond up front to get the infrastructure in place so that cost would not need to be taken on by the developer. Councilman Kitchen reminded Mr. Siever to show the access to the development from the west side. Mr. Siever said there will be two more workshops for the public and they may consider changing the dates for those. Councilman Olsen suggested inviting the local utility companies to the work sessions. Mayor Baker suggested a couple of ways to get the word out about the meetings to try and get more people to attend. Mayor and Council thanked Mr. Siever for coming.

Dan Olsen **moved** to go into a public hearing to discuss the FY 07/08 budgets. Robert Hall **seconded** the motion. The motion passed with all voting aye. Nikki Kay reviewed the suggested amendments to the budget. With no comment from the public, Robert Hall **moved** to close the public hearing. Dennis Long **seconded** the motion. The motion passed with all voting aye.

***PUBLIC HEARING TO
OPEN AND AMEND FY
07/08 BUDGETS***

Dan Olsen **moved** to approve the adjustments as presented. (See attachments) Gordon Kitchen **seconded** the motion. The motion passed with the following vote:

Robert Hall	Aye
Gordon Kitchen	Aye
Dennis Long	Aye
Dan Olsen	Aye
Kenneth Reynolds	Aye

Police Department. Mark Watkins presented a travel request to attend BCI training in Ogden. Lieutenant Watkins explained that this is mandatory training required by BCI. The request was for \$367.82. Dan Olsen **moved** to approve training for Mark Watkins for \$367.82. Dennis Long **seconded** the motion. The motion passed with the following roll call:

TRAVEL APPROVAL

Robert Hall	Aye
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Gordon Kitchen	Aye
Dennis Long	Aye
Dan Olsen	Aye
Kenneth Reynolds	Aye

Mark Watkins also presented a travel request for Cameron Sisam to attend a street survival training in Evanston, Wyoming. He explained the training would provide Officer Sisam with the required forty hours of POST training. Dan Olsen **moved** to approve the request in the amount of \$680. Robert Hall **seconded** the motion. The motion passed with the following vote:

Robert Hall	Aye
Gordon Kitchen	Aye
Dennis Long	Aye
Dan Olsen	Aye
Kenneth Reynolds	Aye

City Treasurer. Connie Patton submitted a travel request to attend the Municipal Treasurers spring conference in St. George. The amount requested was \$874.69. Dan Olsen **moved** to approve the expenditure of \$874.69 for training. Robert Hall **seconded** the motion. The motion passed with the following roll call vote:

Robert Hall	Aye
Gordon Kitchen	Aye
Dennis Long	Aye
Dan Olsen	Aye
Kenneth Reynolds	Aye

City Recorder. Nikki Kay requested approval to attend the Municipal Clerks spring conference in Orem. The amount requested for travel was \$562. Dan Olsen **moved** to approve \$562 for training for Nikki Kay. Robert Hall **seconded** the motion. The motion passed with a roll call vote:

Robert Hall	Aye
Gordon Kitchen	Aye
Dennis Long	Aye
Dan Olsen	Aye
Kenneth Reynolds	Aye

Ashley Valley Water and Sewer submitted a road cut permit request to tie into three homes at approximately 1600 S 500 E. Dan Olsen **moved** to authorize the road cut with existing

ROAD CUT PERMIT

conditions of the City. Gordon Kitchen **seconded** the motion. The motion passed with all voting aye.

A bid for engineering and drainage work on 1000 South was submitted to the Council from Epic Engineering. Craig Blunt was not in attendance at the meeting and was the one who requested the bid. Kevin Roth from Epic Engineering was in attendance at the meeting to answer any questions the Council may have. The construction work would help take the storm water and irrigation water from the west side of 1000 South across the highway and tie into drainage construction on the east side of 1000 South. Mayor Baker wanted to know if it would be possible to complete the work on the east side of 1000 South and complete the road without doing work on the west side of 1000 South. Mr. Roth explained that the diversion structure for the irrigation line is on the west side of the highway near IFA. He said in order to pressurize the irrigation line they would need to do work on that diversion structure. Mayor Baker wanted to know if any of the irrigation water line users are willing to help pay the cost of a pressurized line. Greg explained that one of the benefits of doing the work on the west side would be to close off two of the lines coming across the highway. He said this would help eliminate some of the problems they have by IFA and the other benefit would be the cost saving on the pipe. Mayor Baker wanted to know if this would be a benefit to the City or only to the property owners of the irrigation line. Councilman Kitchen stated he didn't think you could require the line users to participate because it isn't something they have asked for. Councilman Kitchen also wanted to know who would be responsible for the maintenance on the line if something happened to it. Would the assumption be made that because the City installed it they are responsible for it. Mr. Roth said the storm water coming from the airport is coming down and puddling up near IFA. He said this project should help eliminate that problem. Mayor Baker did not have a problem with putting this in the budget but he did have some questions that need answered before agreeing to expend the money. Dan Olsen **moved** to table the discussion until the next meeting. Dennis Long **seconded** the motion. The motion passed with all voting aye.

***ENGINEERING COSTS
FOR 1000 SOUTH - WEST
OF HWY 40***

A contract for curb, gutter, and drain boxes on 1900 South 2000 East was given to Council for their approval. The contract work will be completed by Preferred Concrete Specialists and the bid submitted was \$4,044. It was explained that this would finish up the sidewalks at the end

***CONTRACT APPROVAL
FOR 1900 S 2000 E
SIDEWALK WORK***

of 1900 South on both sides of the road. Kenneth Reynolds **moved** to approve \$4,044 to complete the concrete work and to accept the contract. Dennis Long **seconded** the motion. The motion passed with the following roll call:

Robert Hall	Aye
Gordon Kitchen	Aye
Dennis Long	Aye
Dan Olsen	Aye
Kenneth Reynolds	Aye

Mayor Baker wanted to discuss getting signs ordered for the Naples Park. He would like three signs, one for each entrance to the park and would like to get them up as soon as possible. He wants the signs to cover the rules for use of the park and the walk path. Mayor Baker said he has watched people drive over the cement barriers and drive onto the walking path. He has also noticed people in the park with dogs that are not on a leash. Mayor Baker asked Greg Platt to do some research on ordinances for the park and to see about getting the signs ordered. Dan Olsen **moved** to authorize up to \$2,000 for the purchase signs and barricades at the park. Kenneth Reynolds **seconded** the motion. The motion passed with the following vote:

Robert Hall	Aye
Gordon Kitchen	Aye
Dennis Long	Aye
Dan Olsen	Aye
Kenneth Reynolds	Aye

SIGNS AT CITY PARK

Animal Control SSD. Councilman Olsen had nothing to report.

Fire Suppression SSD. Councilman Hall had nothing to report.

Health Services SSD. Councilman Hall reported the issue for the Health Services SSD was still the lack of funds.

Park & Recreation District. Councilman Kitchen reported that work at the golf course will be completed by May 2, 2008. He also reported that the District should be able to take ownership of the new Recreation Center by May 2, 2008 and it should be open to the public about a month after that. Councilman Kitchen asked about the interlocal agreement between the City and the District. Nikki Kay said the

***ADMINISTRATIVE
UPDATES***

agreement that was e-mailed to him was the latest one approved by Council and would need to be presented to the District for their approval.

Uintah Impact Mitigation SSD. Councilman Long said he gave the District the handouts prepared by Tracy Stocking & Associates for the downtown plan. Councilman Long also asked Greg Platt if the District was sending any developers to Naples City. Greg said they have been contacted by developers but no one has mentioned anyone from the Impact Mitigation District.

City Attorney Dennis Judd conducted the annual training for open and public meetings. Mr. Judd covered what constituted a meeting, under what circumstances you could close a meeting, and suggestions for conducting public hearings. Mr. Judd suggested the Council adopt a retention schedule for recordings of closed meetings and a policy regarding e-mails. Mr. Judd also reviewed the agenda and offered some suggestions on making the items more clear.

***ANNUAL TRAINING FOR
OPEN AND PUBLIC
MEETINGS***

Dan Olsen **moved** to go into an Executive Session to discuss pending or imminent litigation. Robert Hall **seconded** the motion. The motion passed with the following vote:

***CLOSED SESSION TO
DISCUSS PENDING OR
IMMINENT LITIGATION***

Robert Hall	Aye
Gordon Kitchen	Aye
Dennis Long	Aye
Dan Olsen	Aye
Kenneth Reynolds	Aye

Those present for the Executive Session was Mayor Baker, Council members Robert Hall, Gordon Kitchen, Dennis Long, Dan Olsen and Kenneth Reynolds. Dennis Judd and Nikki Kay were also present.

Kenneth Reynolds **moved** to go out of Executive Session at 10:30 p.m. Dennis Long **seconded** the motion. The motion passed with all voting aye.

***OUT OF EXECUTIVE
SESSION***

With no other business before the Council, Robert Hall **moved** to adjourn the meeting at 10:30 p.m. Kenneth Reynolds **seconded** the motion. The meeting was adjourned

MOTION TO ADJOURN

APPROVED BY COUNCIL ON THE 24th DAY OF APRIL 2008

BY: _____

ATTEST: _____