

**Naples City Council
August 26, 2010
Minutes**

The regularly scheduled meeting of the Naples City Council was held August 26, 2010, 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 Ken Reynolds.

COUNCIL MEMBERS ATTENDING

Others attending were Branden Ruppe, Connie Patton, Chris Hoem, Mark Watkins, Ryan Cook, Craig Blunt 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. Councilman Hall offered the invocation.

OPENING CEREMONY

Mayor Baker asked if there were any changes or additions to the agenda. Chris Hoem wanted to add a discussion under 'Other Matters.' Dan Olsen **moved** to approve the agenda with that addition. Robert Hall **seconded** the motion. The motion passed with all voting aye.

AGENDA APPROVED

Mayor Baker asked for approval of the minutes of August 12, 2010. Dennis Long **moved** to accept the minutes of August 12, 2010. Dan Olsen **seconded** the motion. The motion passed with all voting aye.

MINUTES APPROVED

There were no follow up questions for the meeting of August 12, 2010.

FOLLOW UP ITEMS FROM PREVIOUS MEETING

Connie Patton presented the bills in the amount of \$102,796.16 and requested approval to pay them. Councilman Long asked about the payment to B.H.I. for the UDOT street light project. Craig Blunt explained that the expenditure will be reimbursed by UDOT as part of the agreement they made with the City to repair some of the items resulting from the installation of the street lights at 500 South and the intersection of Hwy 40 and SR 45. Dennis Long **moved** to accept the amount of \$102,796.16. Ken Reynolds **seconded** the motion. The motion passed with the following roll call vote:

APPROVAL OF THE BILLS

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

A request for a change in a business license was presented to the Council for their approval. The owner of Basin Lockout requested approval to add another business to their license. Holly Mold, owner of Basin Lockout, requested approval to add a hunting guide service to their current license. Mayor Baker wanted to know if this type of service required a sales tax number. Craig Blunt said he could check into it but did not see any problem approving the license based on his finding. Dan Olsen **moved** to approve the additional business to the license contingent upon Craig following up on the sales tax requirements. Robert Hall **seconded** the motion. The motion passed with all voting aye.

BUSINESS LICENSE APPROVALS

Chief Watkins presented four travel requests for the police department. He requested approval to send Kim Kay to training to renew her MJ/FIDO certification and to attend a crime scene investigation training. He also asked for approval to send Office Tatangelo to instructor development training. Chief Watkins asked for Council to approve his attendance at the Utah Sheriff's convention and also to attend a one day training with Officer Cox for officer involved shootings. Dan Olsen **moved** to approve all four travel requests as presented. Robert Hall **seconded** the motion. The motion passed as follows:

TRAVEL APPROVAL

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

Chris Hoem submitted two travel requests for approval. Chris asked to attend the ULCT fall convention and also the APA conference. Chris stated both conferences were in September and he would be taking the City vehicle. Ken Reynolds **moved** to approve both travel requests. Dennis Long **seconded** the motion. The motion passed with a roll call vote as follows:

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

Craig Blunt and Nikki Kay submitted travel requests. Craig Blunt asked to attend the ULCT fall convention. Nikki Kay requested to attend the Utah Business License conference. Robert Hall **moved** to approve the City Manager's training and the City Recorder's training. Ken Reynolds **seconded** the motion. The motion passed as follows:

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

Craig Blunt handed out information on the bids submitted for the Naples lighting fixture project. Craig reported that three bid packets were picked up and two were returned. B.H.I. returned a bid of \$50,195.60 and Morton Electric a bid of \$70,380. Craig recommended rejecting the bids and to have the City purchase the fixtures and rebid for the labor to install the fixtures. Dennis Long **moved** to reject the bids received. Ken Reynolds **seconded** the motion. The motion passed with all voting aye.

***NAPLES LIGHTING
FIXTURE BIDS***

Craig Blunt asked the Council to consider the projects they would like to add or delete from the CIB capital project improvements one year and five year lists. Craig said the 2500 South project will drop off the list once it is completed. Craig stated the Planning Commission would like to see the project for curb and gutter moved to the one year list. Councilman Olsen asked what their reasoning was. Chris Hoem said it mostly had to do with drainage and pedestrian travel. Chris said many of the bar ditches in the subdivision have been filled in by residents, causing the drainage problems. Council members discussed the results of a vote that was taken in the past with the residents of High Country to see if they would be willing to create a special improvement district and the majority of them voted not to. Mayor Baker believed the chance of getting approval from the CIB board for curb and gutter in High Country would be very difficult and would be in the form of a loan and not a grant. Mayor Baker said he thought quite a bit about what could be added to the list and could not come up with

***CIB CAPITAL PROJECT
IMPROVEMENT LIST FOR
ONE YEAR AND FIVE
YEAR***

anything. Craig Blunt asked the Council to consider the eight sections of undersized sewer lines in the City. He said the City could add the project to the list and approach Ashley Valley Water and Sewer about partnering with the City on the project. Councilman Kitchen wanted to know if the sewer lines were on the list. Craig said it would need to be added. Gordon Kitchen **moved** to add the sewer upgrades stated in the Sewer Master Plan to the one year capital improvements list. Dan Olsen **seconded** the motion. The motion passed with all voting affirmatively.

Nikki Kay contacted Council members by e-mail about a needed budget transfer. The request was to transfer funds from the school crossing guard to the legislative budget. The transfer was to cover a fund shortage in the legislative budget. The transfer was approved by a majority of the Council via e-mail. Nikki Kay requested ratification of that transfer. Robert Hall **moved** to ratify the transfer of funds in the budget. Dennis Long **seconded** the motion. The motion passed with the following vote:

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

***RATIFY BUDGET
TRANSFER***

Ordinance 10-122, adopting the 2009 building codes, was presented to the Council for their approval. Craig Blunt said he made the changes that were discussed at a previous meeting. Councilman Hall asked who the building code official and the fire code official would be that are referred to in the ordinance. Craig said he would be acting as both. Craig said he could get others to help him work on the enforcement and had a couple of the firemen in mind to help with that. Craig said he also changed the section dealing with a board of appeals and matched it to sections of the Land Use Ordinance. Dennis Long **moved** to accept Ordinance 10-122. Dan Olsen **seconded** the motion. The motion passed with the following vote:

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

***ORDINANCE 10-122
ADOPTING 2009
BUILDING CODES***

Craig Blunt explained to the Council that Ordinance 10-123, residential solicitation, was amended to include the youth group exemption and he felt like it was ready for adoption. Mayor Baker said the Ordinance will put the regulations and guidelines in place for door-to-door solicitation but it will still be left up to the resident's discretion. He hoped the Ordinance would help protect some of the elderly residents. Mayor Baker wanted to make sure the residents are made aware of the Ordinance and he asked Craig to check into "No Solicitation" signs or stickers and to see about having those available. Ken Reynolds **moved** to accept Ordinance 10-123. Robert Hall **seconded** the motion. The motion passed with the following roll call vote:

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

***ORDINANCE 10-123
SOLICITATION
ORDINANCE***

Craig Blunt presented Ordinance 10-124 adopting the 2006 International Fire Codes. Craig stated the fire code needed to be separate from the building code because of the controversy with the 2009 fire codes. Craig said the City has adopted the 2006 fire code standards with the B, C, and D appendices. Mayor Baker wanted Craig to include 2006 in the title of the Ordinance. Councilman Kitchen expressed a concern about including language in the Ordinance for automatic adoption of new codes. Craig said they can always make a change if there is something they don't feel comfortable with. With no other discussion, Dan Olsen **moved** to adopt Ordinance 10-124. Robert Hall **seconded** the motion. The motion passed as follows:

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

***ORDINANCE 10-124
ADDITION TO THE
MUNICIPAL CODE FOR
INTERNATIONAL FIRE
CODE***

Craig Blunt asked the Council to adopt Ordinance 10-125 which would approve the 2009 International Existing Building Codes. Craig said adoption of this Ordinance would help manage existing buildings and abatement of dangerous buildings. Ken Reynolds **moved** to accept Ordinance 10-125. Dennis Long **seconded** the motion. The motion passed with the following vote:

***ORDINANCE 10-125
ADOPTING THE 2009
INTERNATIONAL
EXISTING BUILDING
CODE***

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

Councilman Long asked for clarification about the acceptable work week for the road department. Councilman Long wanted to know if the Council held a discussion regarding the road department working a four-day week. Mayor Baker said he did state, at a previous meeting, he didn't have a problem with the road crew working four tens or five eights. He didn't want them working Saturdays or Sundays unless it was an emergency or during snow removal season. Councilman Long told Ryan Cook to let Jim Harper know that the road crew can make the choice to work four tens or five eights. Councilman Long said his concern was that it left the City unprotected for three days. Craig said if something comes up you call someone and if they are not there, you call someone else. Councilman Long wanted to know if something comes up when all three are unavailable, like with the last storm that caused the flooding, if the road crew would be held accountable for not being available when needed. Councilman Hall said the fire department responded to the flooding problem and the City was covered. Councilman Kitchen reminded the Council that situation like those are why the City needs an Emergency Preparedness Plan. Craig said the City is getting better each year in being better prepared.

***PERSONNEL DISCUSSION
REGARDING ROAD
DEPARTMENT***

Chris Hoem wanted the Council to know that the Planning Commission has been discussing the criteria for awarding the business of the month. He wanted the Council's input on the process for selecting a business of the month. Chris said the Planning Commission talked about the type of award. They discussed a banner that can be displayed at the business and moved from business to business, a certificate for their place of business, a luncheon for them, or recognition with the radio and newspaper. Mayor Baker said they definitely want to recognize them with the media. Mayor Baker said he didn't want the process of selection to get too involved. He thought anyone of the department heads could nominate a business or the Planning Commission could and the final decision could be left with Chris and the department heads. He suggested Chris keep it simple. Chris asked if the expenditure for the award or the recognition needed Council approval. Mayor Baker said the Council approved the concept before and it was also put in the budget. Mayor Baker said it was already

***BUSINESS OF THE
MONTH DISCUSSION***

approved and he could move forward with it. Council members wanted to make sure the media was notified whenever they were ready to give that recognition.

With no other business before the Council, Robert Hall moved to adjourn the meeting at 8:30 p.m. Dennis Long seconded the motion. The meeting was adjourned.

MOTION TO ADJOURN

APPROVED BY COUNCIL ON THE 26th DAY OF AUGUST 2010

BY: _____

ATTEST: _____