

**Naples City Council
December 9, 2010
Minutes**

The regularly scheduled meeting of the Naples City Council was held December 9, 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 Jim Harper, Mark Watkins, Chris Hoem, 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 Gordon Kitchen offered the invocation.

OPENING CEREMONY

Robert Hall **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 November 11, 2010. Dan Olsen **moved** to approve the minutes of November 11, 2010. Dennis Long **seconded** the motion. The motion passed with all in attendance voting aye.

MINUTES APPROVED

Councilman Long asked Chris Hoem if he received everything from Tracy Stocking Company for the form-based codes that he needed. Chris stated he had received all that was asked for.

FOLLOW UP ITEMS FROM PREVIOUS MEETING

Nikki Kay presented the bills in the amount of \$125,356.14 and requested approval to pay them. Councilman Long asked about the payment to Vernal City. Nikki Kay said it was two invoices for work completed to date on 500 South. Councilman Kitchen asked about the bill to Brownie's Excavation and wanted to know if it was the payment approved in Redevelopment. Nikki said it was. With no other questions or comments, Dennis Long **moved** to approve the bills in the amount of \$125,356.14. Dan Olsen **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

Hacking Paving & Excavation, LLC - 810 East 2500 South. A business license application was received from Hacking Paving. Craig Blunt said this business is located in a residential/agricultural zone and so the owner is allowed to have the dump truck and backhoe. Craig said he didn't have any problem with approving the business license. Dan Olsen **moved** to approve the business license. Robert Hall **seconded** the motion. The motion passed with all voting aye.

BUSINESS LICENSE APPROVALS

Robert Foley, CPA was present to give the audit report for fiscal year ending June 30, 2010. Mr. Foley reviewed his findings with the Council. The report was very favorable. Dan Olsen **moved** to accept the audit by Mr. Foley. Gordon Kitchen **seconded** the motion. The motion passed with all voting aye.

AUDIT REPORT

The 2011 meeting schedule and holiday schedule were presented to Council for their review and approval. Robert Hall **moved** to approve both schedules as presented. Dan Olsen **seconded** the motion. The motion passed with all voting affirmatively.

2011 MEETING AND HOLIDAY SCHEDULES

Craig Blunt told the Council that a change order was needed on 2500 South. At first Craig said the change order was for cost associated with turning the water out of the canal but it was determined that the change order given to the Council was for the cost to relocate a property owners water meter that would be in the way of the concrete box culvert. The cost to move the meter, which was not in the original contract, was \$745. Gordon Kitchen **moved** to approve the change order in the amount of \$745. Dennis Long **seconded** the motion. The motion passed as follows:

CHANGE ORDER FOR 2500 SOUTH

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

Craig Blunt handed out a copy of the signed canal agreement for 2500 South. Councilman Hall wanted to know if waiting on this agreement put the construction company behind schedule. Craig said it did not, they are still fine. Mayor Baker reported on the meeting held the day before with the canal people, the City Attorney, representatives from the City, and Burdick Paving. Mayor Baker said the canal company wanted the City to take on the responsibility of the box culverts, they wanted a stilling pool at the bottom of the culvert, and a grate over the entry to the box culvert. Councilman Hall wanted to know if there was any fiscal impact with the agreement. Craig and Mayor Baker could not see any. Dan Olsen **moved** to reaffirm the agreement Mayor Baker executed on December 8, 2010 with the Ashley Central Irrigation Company. Robert Hall **seconded** the motion. The motion passed with all voting aye.

***CANAL AGREEMENT
WITH 2500 SOUTHWATER
USERS***

Craig Blunt told the Council that due to a misunderstanding between the workers and owner of the company installing the rain gutters, the gutters were placed on the east side and back of the building. Craig said no gutters were installed on the west side of the building. Craig said it would be an additional \$850 to have the gutters placed on the west side and he recommended the City move in the direction. Dennis Long **moved** to approve that expenditure. Ken Reynolds **seconded** the motion. The motion passed with the following vote:

***CHANGE ORDER FOR
RAIN GUTTER***

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

Craig Blunt handed out a letter from Environmental Quality that gave support for the City's application to the Community Impact Board (CIB) for help with drainage and storm water control. Craig said the hearing for the CIB was December 10, 2010 and he would be attending. Councilman Hall stated the CIB would offer a loan but probably not a grant for project. Craig recommended that the City not take on any more debt at this time. Craig told the Council that Kevin Ralphs with Epic Engineering would be attending the hearing also. Craig asked for \$30 per diem for the day. Gordon Kitchen **moved** to approve the \$30. Dan Olsen **seconded** the motion. The motion passed with a roll call vote as follows:

***TRAVEL APPROVAL FOR
CRAIG BLUNT TO
ATTEND CIB HEARING***

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

Chief Mark Watkins gave the Council a bid from Ken Garff for a new Dodge Durango. The new vehicle would be for Chris Hoem the City Planner. The bid for the Durango was \$19,000 and Chief Watkins felt it was a good price and said the expected delivery date was 6-8 weeks. Councilman Olsen wanted to know if the Redevelopment Agency could own a vehicle. Craig said he didn't see why not, it could be attributed to administrative costs for the Agency. Craig said the Agency would need to make sure Chris Hoem is listed under the personnel for Redevelopment and that part of his responsibilities are to take care of the economic development for the Agency. Kenneth Reynolds **moved** to approve the purchase of the new vehicle in the amount of \$20,000 and to lend the money to Redevelopment until the purchase can be approved by the Redevelopment Agency. Dennis Long **seconded** the motion. The motion passed with the following roll call vote

***BID FOR CITY VEHICLE
FOR PLANNER***

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

Chief Watkins asked the Council for approval to purchase three more Viewue cameras. He told the Council that he received a grant for \$7,500 and wished to purchase the cameras with the grant. He said the cost for the cameras would be \$2,397. Chief Watkins said he has been contemplating buying new tasers or a mobile security camera with the additional grant money. Gordon Kitchen **moved** to approve the expenditure of the grant money in the amount of \$2,397. Robert Hall **seconded** the motion. The motion passed with the following vote:

***APPROVAL TO PURCHASE
IN THE POLICE
DEPARTMENT***

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

Chief Watkins submitted two bids for new security cameras at the City office. Chief said he is concerned about the lack of camera coverage for the front parking lot and the rear of the building. Chief Watkins reported on an incident that took place recently and why he was concerned about camera coverage in the front parking lot. Chief Watkins stated he was unsure of where the funds might come from to purchase the cameras but he did want the Council to know of his concerns and asked for their input. A discussion was held as to where funds might be available for the purchase. It was determined to use funds from line item 10-51-650 and to transfer those funds to 10-50-250. Dennis Long **moved** to approve the transfer of funds and the expenditure of up to \$2,000 for the cameras. Gordon Kitchen **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

Jim Harper came before the Council to request approval to purchase drainage pipe and rock for the City shop drainage project. Jim said this would be for the drain field east of the shop. He requested \$918 plus shipping for the purchase of the pipe. Jim estimated \$150 for the shipping. Robert Hall **moved** to approve up to \$1,000 for the drain pipe. Kenneth Reynolds **seconded** the motion. The motion passed as follows:

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

Jim Harper also asked the Council to approve the purchase of rock to go around the drain pipe. He asked for approval to purchase a portion of the rock because they didn't have room at the shop to store all of the rock. Councilman Kitchen wanted to know why Jim didn't get approval for all of the rock and then pick it up as needed. Jim estimated that it would take approximately \$9,000 for all of the rock. Kenneth Reynolds **moved** to approve \$9,000 for the purchase of the rock. Gordon Kitchen **seconded** the motion. The motion passed as follows:

***A P P R O V A L O F
EXPENDITURES IN ROAD
DEPARTMENT***

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

Jim Harper asked the Council for approval to purchase a new Altair 4 multi gas detector. Jim said he was still waiting for a couple of bids but wanted to run the idea by the Council. Jim said they would like to get a detector in order to check for gas in any confined spaces before they enter. Jim said there is a monthly fee associated with the detector because they have to be calibrated. Mayor Baker wanted to know what kind of confined spaces they had to go in. Jim said it would be for their drain boxes and the manholes they have to inspect. Councilman Kitchen wanted him to bring in the other estimates and also asked Jim what Vernal City uses. Jim told the Council the bid he received was from Airgas, who told him they have the State bid. Jim wanted to confirm that and also get other bids. No action was taken on the matter.

Jim Harper gave the Council the bids he received to install the storm box and drain field at 1500 South 2000 East. Council members thought the cost was very high and asked if the road department could install the box themselves. Jim said they do have the equipment. Council members asked Jim to have the road department take care of it.

Jim Harper asked the Council if it would be possible to surplus the Polaris Ranger. He said the Ranger was purchased for the park department and since the Recreation District has taken over maintenance of the park they no longer need the Polaris. Jim said the vehicle has transmission problems that they have not been able to get repaired. He said the value of the Ranger is \$4,500 and thought it would be worth \$2,000 with the transmission problem. Robert Hall **moved** to allow the road department to surplus the Polaris Ranger. Kenneth Reynolds **seconded** the motion. Jim said they would do this through e-Bay and would note that the City could accept or reject any bids.

SURPLUS POLARIS RANGER

Chris Hoem gave the Council the revisions on the Tree Ordinance. Chris said he included the effective date, enforcement, and penalties in the Ordinance. Councilman Reynolds said the Planning Commission reviewed it and accepted it. Kenneth Reynolds **moved** to accept the changes

TREE ORDINANCE REVISION

to the Ordinance as presented. Dan Olsen **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

Dennis Long **moved** to open a public hearing to discuss amending the budget for FY 2010/2011. Dan Olsen **seconded** the motion. The motion passed with all voting aye.

***PUBLIC HEARING TO
OPEN AND AMEND
BUDGET***

With no comment from the public, Dan Olsen **moved** to close the public hearing. Robert Hall **seconded** the motion. The motion passed with all voting affirmatively.

Robert Hall **moved** to open the budget for FY 2010/2011 to amend it. Gordon Kitchen **seconded** the motion. Councilman Olsen wanted to include the adjustment of \$1,360 in the High Country Special Service District as recommended by Robert Foley. Councilman Olsen also wanted to approve the transfer of funds between departments for the purchase of the security cameras. Nikki Kay wanted the Council to consider budgeting for the heat jams and heat tape approved for the City office, the air-conditioning units, and the rain gutter for the office. Nikki also noted the drain boxes that were recently purchased would need to be budgeted for. Nikki noted that the projected revenue for property tax could be increased according to the figures received from Uintah County and also the budget for transient room tax could be increased. Nikki asked the Council to consider increasing the highway tax revenue to cover the cost of purchasing and installing the drain boxes. The police department received a grant from Wal-Mart that would need to be added and also the expenditure of that grant. The Council also discussed increasing the budget for another bailiff. After some discussion, Dennis Long **moved** to adjust the budget as discussed. Robert Hall **seconded** the motion. The motion passed with the following vote:

***DISCUSSED CHANGES TO
THE BUDGET***

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

Council members discussed if there would be enough funds in the budget to offer Christmas bonuses for City employees. Dennis Long **moved** to give a \$100 (net) Christmas bonus to all City employees. Kenneth Reynolds **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

***CHRISTMAS BONUS FOR
CITY EMPLOYEES***

Mayor Baker reminded the Council of the meeting to be held on Thursday, December 16, 2010 to review and receive training on the RealSkills program. The meeting will be held at 8:00 p.m.

OTHER MATTERS

A discussion was also held about whether or not to hold a City Council meeting on December 23. Councilman Kitchen and Olsen both said they would not be able to attend. After some discussion, Kenneth Reynolds **moved** to cancel the City Council meeting for December 23, 2010 due to a possible lack of agenda items and quorum. Dan Olsen **seconded** the motion. The motion passed with all voting aye.

With no other business before the Council, Gordon Kitchen moved to adjourn the meeting at 9:50 p.m. Robert Hall **seconded** the motion. The meeting was adjourned.

MOTION TO ADJOURN

APPROVED BY COUNCIL ON THE 13th DAY OF JANUARY 2011

BY: _____

ATTEST: _____