

**Naples City Council  
February 10, 2011  
Minutes**

The regularly scheduled meeting of the Naples City Council was held February 10, 2011, 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, Dennis Long, Dan Olsen and Ken Reynolds. Gordon Kitchen was absent

***COUNCIL MEMBERS ATTENDING***

Others attending were Rich Buelte, Connie Patton, Mark Watkins, Chris Hoem, and Craig Blunt.

***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 Dan Olsen offered the invocation.

***OPENING CEREMONY***

Mayor Baker asked the Council to strike item nineteen from their agenda and to add a discussion regarding Highway 40 parking under item twenty-one. Craig Blunt also asked to add a travel approval request after item ten. Dan Olsen **moved** to approve the agenda with the changes made. Robert Hall **seconded** the motion. The motion passed with all voting aye.

***AGENDA APPROVED***

Mayor Baker asked for approval of the minutes of January 27, 2011. Dennis Long **moved** to approve the minutes of January 27, 2011. Kenneth Reynolds **seconded** the motion. The motion passed with all in attendance voting aye.

***MINUTES APPROVED***

Councilman Long wanted to know if the "No Solicitation" signs that were given as a sample would be the size printed. Craig said those would be the size. It was noted that the smaller size could also easily be mailed.

***FOLLOW UP ITEMS FROM PREVIOUS MEETING***

Connie Patton presented the bills in the amount of \$61,802.26 and requested approval to pay them. Dennis Long **moved** to approve the bills in the amount of \$61,802.26. 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	Absent

**Dan's Home Inspection** - 786 E 2850 S. A business license application was received from Dan's Home Inspection. Mayor Baker noted that the home occupation agreement was signed and asked Craig if he had any problems with this application. Craig stated he had one concern. Craig was concerned that this type of business allowed for the owner of the business to enter into residents' homes and was not regulated by a State license. Craig wondered if it would be wise to require a criminal background check before issuing a license. Council Long wanted to know what the person would be doing. Craig said it would be similar to an appraiser but this person would be going through a home to list the pros and cons of that home and an estimated cost to fix what might be wrong. Craig said the City walks a fine line in issuing licenses and working not to prevent people from doing business but also working to protect the citizens. Councilman Olsen said any home cleaning service would be the same as this and the realtor, or whoever hired him, would be the one responsible. It was determined not to require a background check. Dennis Long **moved** to approve the license for Dan's Home Inspection. Kenneth Reynolds **seconded** the motion. The motion passed with all voting aye.

***BUSINESS LICENSE  
APPROVALS***

**Hess Business Consultant** - 710 E 2970 S. A business license application was received from Hess Business Consultant. Mayor Baker noted that a home occupation agreement was signed. Councilman Long wanted to know what type of business this was. Craig said the owner would be offering his services as a business consultant and helping businesses evaluate their strengths and weaknesses. Kenneth Reynolds **moved** to approve the business license. Dan Olsen **seconded** the motion. The motion passed with all voting aye.

Rich Buelte with Rocky Mountain Power (RMP) came before the Council to give an update on what the company has been involved with. Mr. Buelte said RMP is definitely slower than a year or two ago. He said electrical usage is down in the Basin. He said this has allowed them to focus on maintenance and equipment inspections. Mr. Buelte reported that RMP has also requested a rate increase to the

***UPDATE FROM ROCKY  
MOUNTAIN POWER***

Commission for 13%. Mr. Buelte discussed the Transwest project. He said this is a transmission project from Wyoming to Vegas and is a project to benefit Vegas. The Gateway project is one that will come through this area that will benefit all of the RMP customers and will help alleviate the load carried by the 138. Mr. Buelte said some of the oilfield companies have expressed a willingness to help increase electrical service to the area as well as the oil company's infrastructure. Mr. Buelte said the overall usage of electricity in Utah is up from 2007 mostly because of the equipment being used (TV's, routers, etc.) but the cost for electricity in Utah is still cheaper compared to most of the nation. Mr. Buelte said they are excited about the 2500 South underground utility project and said the contractor has a fast time line for completion. He said they will be working with B.H.I. in order to get a more detailed time line. Councilman Hall wanted to know about the ad he heard on the radio for the windmills in Spanish Fork Canyon. He wanted to know if windmills were to replace a coal mine how many windmills it would take. Mr. Buelte didn't have an answer for that but said he could probably get him one.

Craig Blunt said they have a tentative date of February 15<sup>th</sup> to meet with the other crews to coordinate the underground utility project. Mayor Baker suggested that RMP try and notify the home owners on 2500 South prior to starting the construction work in front of their properties. Mayor Baker also wanted Craig to know that the Bristols would like a gate on the west end of their property where the chain link fence will be installed.

No action was taken on this matter. Vance King from Civco was not present.

Craig Blunt presented the Council with the agreement from Strata for their cost of the underground utility on 2500 South. Craig said he asked Strata about connecting the cable to the power box and Strata told him the customer would have to pay for that. Craig said the City might have another small cost for that because they've not included it on the agreement. Mayor Baker asked about the fiber to the boxes. Craig said the City is running the conduit and the utility companies will run the fiber through the conduit to the homes. Dennis Long **moved** to approve the agreement and cost from Strata for the underground utility. Robert Hall **seconded** the motion. The motion passed with the following vote:

***2500 SOUTH UTILITY  
PROJECT UPDATE***

***2500 SOUTH IRRIGATION  
PROJECT UPDATE***

***STRATA UNDERGROUND  
UTILITY AGREEMENT  
AND COST***

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

**Police Department** - Chief Watkins asked for approval to have Kim Kay attend the TAC conference in May. The Chief said this training is held yearly and it is a requirement of BCI that anyone accessing their system send a representative to the classes. The travel request was for \$332.63. Chief Watkins also presented a travel request in the amount of \$449.36 to attend the Chief's conference in March and he also asked for approval to attend the FBI Command College. Mark said he has been trying to attend this training for a number of years and would like approval to try and attend. Mark said the registration price of \$950 includes the cost of the motel and meals. Dan Olsen **moved** to approve all three travel requests in the amount of \$1,731.99. Kenneth Reynolds **seconded** the motion. The motion passed with the following vote:

***TRAVEL APPROVAL***

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

Chief Watkins asked the Council to scratch the next item on the agenda, the request to purchase K-9 equipment.

***REQUEST TO PURCHASE  
IN POLICE DEPARTMENT***

Chief Watkins did ask about placing the money collected for fingerprinting and the cost for the concealed weapons class back into the Police Association account. Mayor Baker recommended the cost of supplies for fingerprinting be reimbursed to the City and the fee for the class could be given to the association. This was not an official motion.

Craig Blunt submitted a travel request to attend a ULGT training class in Salt Lake. The request was for one day per diem. Kenneth Reynolds **moved** to approve the \$30. Dennis Long **seconded** the motion. The motion passed with the following vote:

***TRAVEL APPROVAL FOR  
CITY ADMINISTRATOR***

Robert Hall	Aye
Dan Olsen	Aye

Dennis Long	Aye
Kenneth Reynolds	Aye
Gordon Kitchen	Absent

Jim Harper asked for approval to expend funds to purchase a metal storage rack. He submitted three bids for the rack. Jim said the racks would be used in the storage building. Robert Hall **moved** to approve the bid from Metal Mart in the amount of \$1,151.52 for the purchase of the racks. Dennis Long **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	Absent

Jim Harper explained that at the last meeting he received approval to purchase a cutting edge for the loader but he was requesting approval for two sets and wanted to make sure the Council understood that. Kenneth Reynolds **moved** to approve another \$819 for a second set of cutting edges. Dan Olsen **seconded** the motion. The motion passed as follows:

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

Craig Blunt told the Council that in 1989 the Legislature took a look at the sales tax allocation because bedroom communities had approached them about not being able to generate sales tax. The Tax Commission set up a formula based on population and point of sale. Craig explained that at that time they gave Naples City a guarantee of 75% of their point of sales and the other 25% would be distributed by population. Craig said in 1992 they changed the percentage to 70% and in 2001 it changed to a guarantee of \$500,000. Craig said in 2005 the City was told they would be given a base amount of \$1,400,000 and they would never receive less than that, but if the City has three plus years of more than that then the City would no longer be eligible for the guarantees. Craig said because of the recent boom the City lost its eligibility for the guarantees. Craig said if hard

***EXPENDITURE IN ROAD DEPARTMENT***

***HOLD HARMLESS SALES TAX ADJUSTMENT DISCUSSION***

times come and the City goes below the threshold of 2005 then the State would take the money based on the population formula. Craig said the Council needs to get with the other entities that have this eligibility clause and work with Mr. VanTassell and Mr. Mathis to get the eligibility back. Craig said it isn't right that the people in the area put out the sweat and the benefits go to someone else based on population. Craig thought that Lincoln Schurtz with Utah League of Cities and Towns would be a good one to contact to help lobby the Legislature. Councilman Long wanted to know if this was something that changed this year. Craig said it is something the Council needs to be working on because the economy of the Basin works so much differently than the rest of the State. Mayor Baker wanted to know what could happen now that the City is off the guarantee. Craig said the formula is currently a 50/50 distribution but there is no guarantee that it won't change. Mayor Baker suggested going through the League to express the concerns of the City's affected by the loss of the eligibility. Mayor Baker asked the Council members to discuss this issue with other Council members in the area.

Craig Blunt gave the Council the updated Hazard Mitigation Plan and said the Planning Commission discussed the Plan. The Planning Commission prioritized the projects listed and listed them as:

***HAZARD MITIGATION  
PLAN***

1. Severe weather
2. Wild fires
3. Floods
4. Drought
5. Rodent infestation
6. Disease and epidemic
7. Earthquake
8. Landslides

Craig said the Planning Commission also questioned how to prepare the public to help fire and police during disasters:

1. Plan for 1<sup>st</sup> responder family
2. Provide CERT training for families

Craig said the itinerary for the CERT training is given out and it is up to the individuals to obtain that. Craig said his list is different. Craig's concern was communication and the buildup of GIS and analysis capabilities.

Mayor Baker thought the rodent infestation could be lumped with the disease and epidemic item. Councilman Reynolds thought wildfires and drought were linked because you usually get wildfires when you have drought. Craig said the State separated out the wildfires and want it addressed by its self. Mayor Baker didn't see wildfires happening any where in the City. Councilman Olsen and Councilman Hall said you could get something coming up Ashley Creek into the gulch.

Craig said the goals and strategies section of the Plan expired in 2010 and funding is available again to get the Plan updated. Craig said the Plan has been discussed in Planning Commission and in Council meeting. Mayor Baker still thought severe weather would be the biggest issue faced by the City. Councilman Reynolds said the reason the Planning Commission listed wildfire as number two was because of the nature of businesses in the area. Dan Olsen **moved** to accept the recommendation of the prioritization list for the Hazard Mitigation Plan. Dennis Long **seconded** the motion. The motion passed with all in attendance voting aye.

Mayor Baker stated it was time to reappoint members of the Council to the different Special Service District Boards. Those appointments are by Resolution. Copies of those Resolutions were given to the Council. Dan Olsen **moved** to adopt Resolution 11-231 (Councilman Hall to the Fire Control SSD), Resolution 11-232 (Councilman Olsen to the Animal Control SSD), Resolution 11-233 (Councilman Long to the Impact Mitigation SSD), and Resolution 11-234 (Councilman Hall to the Health Services SSD). 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	Absent

Mayor Baker made those appointments as moved by the Council.

The discussion for House Bill 357 was scratched from the agenda because Guy Collett was not ready with the information.

Robert Hall **moved** to ratify the approval for a road cut request at 1848 E 1900 S. Dennis Long **seconded** the

***ADMINISTRATIVE AND  
SPECIAL SERVICE  
DISTRICT UPDATES***

***DISCUSSION ON HOUSE  
BILL 357***

***ROAD CUT APPROVAL***

motion. The motion passed with all in attendance voting aye. The road cut was an emergency cut to repair a sewer line.

Council members were reminded of the Uintah Basin Emerging Area Planning Session on February 24, 2011 at 10:00 a.m. Mayor Baker suggested it would be a good meeting for any of the Council members to attend.

## ***OTHER MATTERS***

Mayor Baker expressed his concern that the new bus route for the community buses would not go through Naples. Mayor Baker said he spoke with Laurie Burman and told her they were not happy that Naples had been left out. Mayor Baker said Richard Wallace said the transportation line is trying really hard to watch costs and that is why the decision was made for the routes presented. Mayor Baker said the bus routes are focused on the high concentrated areas and said he could understand that but told Ms. Burman and Mr. Wallace that the perception will be Naples City was left out.

Information was also given to the Council for an upcoming ICS 300 NIMS training class on May 17-18, 2011.

Craig Blunt asked the Council about the letter from the Council to the Airport Expansion Board. Craig gave the Council a handout outlining the points he was going to cover in the letter and asked if there was anything else that needs to be covered. Mayor Baker asked Craig to proceed with the letter and include any documentation that would support those points and the potential impact to the City.

Mayor Baker brought up the large trucks parking on Highway 40 near the Studio 6 motel. Mayor Baker said he recently saw two trucks parked on each side of the motel entrance not allowing for any visibility for people exiting the motel parking lot. Chief Watkins said another concern he has is the area just south of Maverick where the large trucks park and block the traffic coming out of Weatherford's parking lots. Mayor Baker wanted this matter included on the agenda so Craig Blunt could approach UDOT about painting the curb on each side of the motel entrance. Mayor Baker wanted to know if the petition to paint the curb should include the curb up to Weatherford's entrance also. Chief Watkins said he would like to see Maverick extend the area on the south side of their building for extra parking. Mayor Baker told Craig to petition UDOT to paint the curb at both locations discussed.

With no other business before the Council, Dennis Long

## ***MOTION TO ADJOURN***

**moved** to adjourn the meeting at 9:30 p.m. Robert Hall  
**seconded** the motion. The meeting was adjourned.

APPROVED BY COUNCIL ON THE 24<sup>th</sup> DAY OF FEBRUARY 2011

BY: \_\_\_\_\_

ATTEST: \_\_\_\_\_