

Naples City Council
April 10, 2014
Minutes

The regularly scheduled meeting of the Naples City Council was held April 10, 2014, 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 Larry Pilling, Winifred Pilling, Neil Cathey, Wade Olsen, Ronda Olsen, Bret Stringham, Dale Harrison, Jolene Baker, Matt Morton, Maesen Morton, Kelly Joseph, Brianna Civish, Ashlie Henrie, Walley Gale, Hallie Gale, Bryce Bain, Liberty Best, Jim Harper, Chris Hoem, Mark Watkins, Craig Blunt and Nikki Kay.

OTHERS ATTENDING

At 7:30 p.m. Mayor Dean Baker welcomed everyone and called the meeting to order. Mayor Baker opened the meeting with the pledge of allegiance. Councilman Dan Olsen offered the invocation.

OPENING CEREMONY

Mayor Baker asked for approval of the agenda. Councilman Kitchen wanted to add a discussion about park benches under item twenty-six. Councilman Reynolds wanted to add a discussion about eagle scout projects under the same place. Dennis Long **moved** to approve the agenda with those changes. Dan Olsen **seconded** the motion. The motion passed with all in attendance voting aye.

AGENDA APPROVED

Mayor Baker presented the minutes of the March 27, 2014 regular City Council meeting for approval. Dan Olsen **moved** to approve as presented. Robert Hall **seconded** the motion. The motion passed with all in attendance voting aye.

MINUTES APPROVED

Mayor Baker asked if anyone had anything from the previous meeting to follow up on. Nothing was brought forward.

FOLLOW UP ITEMS FROM PREVIOUS MEETING

Connie Patton presented the bills for payment approval. The amount presented to the Council was \$31,995.10. Councilman Kitchen asked about the bracelets for the police department. Chief Watkins said they purchase those and other things like frisbees to take into the school and give

APPROVAL OF THE BILLS

away as part of their school promotions. Dennis Long **moved** to accept the amount of \$31,995.10. 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

A business license application for Shivers & Jitters located at 1441 East 2500 South was presented to the Council for their approval. Craig said this business was moving the exact same stand that was there before back to this location. Gordon Kitchen **moved** to approve the business license. Dan Olsen **seconded** the motion. The motion passed with all voting aye.

***BUSINESS LICENSE
APPROVAL***

Robert Hall **moved** to table this discussion until Guy Collett arrived. Dennis Long **seconded** the motion. The motion passed with all voting aye.

***VERNAL DINAH-MITES
INVITATION***

Winifred Pilling asked to address the Council regarding her concern for the safety of the children on 1900 South. Ms. Pilling stated she wished to see a police presence both in the morning and in the afternoon on 1900 South as the children were going and coming from the Naples School. She said it is a nightmare to watch them and she worries about the protection of the children and voiced her concern with the speed of the traffic during those times. Ms. Pilling said she also had a concern about the irrigation line located behind their home. She reported that big trucks hauling gravel were crossing that line today. Ms. Pilling was afraid the trucks would break the line and flood their property. Councilman Olsen said when they turn the water down the line he will watch it. Councilman Kitchen asked Chief Watkins if the police would be able to answer this request by Ms. Pilling. Chief Watkins said they try and be there as much as they can. Chief Watkins said they would try and make more of an effort. Councilman Hall said he also believes the speed trailer helps. Ms. Pilling said it is very scary because the children aren't always on the sidewalks and there are buses, trucks, big trucks delivering for the new houses and no one goes slow. Chief Watkins said they now have a statistical modular for the trailer and it can read speeds and monitor traffic

***CITIZEN REQUEST TO
ADDRESS COUNCIL***

going through there. Ms. Pilling said there is too much traffic and they are all going too fast. Mayor Baker thanked Ms. Pilling for her comments.

Ronda Olsen asked to address the Council regarding growth issues of the City. Ms. Olsen thanked the Council for allowing her to speak with them and for trimming the trees today. The first issue she wanted to address was a previous comparison of 2500 South and 1900 South. She said she finds it difficult to compare the two in regards to street lights because they are two different areas. One is residential and one has a school, ball diamonds, and a fire station. Ms. Olsen said it there is congestion and they haven't been able to anticipate the parking issues on that street but she feels like they can work together and can make things work out. Ms. Olsen admitted that she has traveled down other streets to avoid some of the people on the street. Ms. Olsen said they need to be considerate of each other. Ms. Olsen said when she was young she grew up on a farm and during that time the City came in and put a golf course down both sides of their property. She stated that two of the fairways ran right along the fence line where they raised cattle. Ms. Olsen said her father told her they can either complain and worry about it or they can join the crowd so she said her dad went and bought new golf clubs. Ms. Olsen said they played golf and her father built stiles to go over the fence. She said her father maintained the fence even when golfers didn't use the stiles to get across the fence to retrieve their balls. Ms. Olsen said they need to work together. She said the City is changing and it is going to continue to change. Ms. Olsen expressed her appreciation for the Turner's donating the land for the park because it is something we need and something she really appreciates. Ms. Olsen said she has thought about the parking issues along 1900 South and believes there is adequate parking for the teachers during the day but if parents come in during the day or night for a program there is not adequate parking. Ms. Olsen said she has also noticed times at night when she wondered if the volunteer firefighters had a place to park their own vehicles if they had to respond to a fire. Ms. Olsen wondered if the City could work out something with Strata for designated parking for the fire fighters. She also wondered if something could be worked out with the school for shared parking because the children walk across the street to use the park during school time. Ms. Olsen stated the idea of having a fence to funnel people across might work if they had someplace to park that was off the street but she didn't know if that would ever

***CITIZEN REQUEST TO
ADDRESS COUNCIL
REGARDING GROWTH
ISSUES***

work because she didn't know what the guidelines were regarding schools and parking lots and liability. Ms. Olsen referred to the sale of the Dennis Lind property for a new subdivision on 2000 East. Ms. Olsen said this will bring more children and more traffic. She said this will increase traffic down 1900 South and also increase walking traffic on 2000 East. Ms. Olsen said there could be some solutions if they take a proactive approach. She thought the City could work with the developer to open up 2250 South all of the way to provide another access to the subdivision. Ms. Olsen also suggested having a street that comes into the back of the school to help with foot traffic of the kids. Ms. Olsen said she sees inconsistencies in planning in the City. She sees 2500 South as a win-win situation, it is lit up nicely and she thought the mail boxes were wonderful. She stated they all line up nicely and it provides great access for the mail carriers. She said as they drive around the City they see mailboxes on sidewalks, basketball bankers on sidewalks, and cars parked on the sidewalks. Ms. Olsen said the curb almost seems to blend up into the sidewalk and is easy to drive up on but the purpose of the sidewalk should be to walk on, to get kids and pedestrians off the street. Ms. Olsen also commented on the fences that are extremely close to the roadway which causes a problem with snow removal. She said those who remove the snow need to be in a safe situation and in some areas there are only about three feet between the road and the back of a fence and vinyl fences aren't meant to handle the snow load. Ms. Olsen believed the high back curb with space in between and then the sidewalk, not only designates where the property line is, but it gives space for snow removal as it's pushed off the side of the road. Ms. Olsen said it's hard to make changes but you can make changes in life and Ordinances can be changed. She stated if they find something that is not working and if they can come up with a safer situation then that would be more advantageous to the City. The next thing Ms. Olsen addressed was the City's website and what might be useful information for new residents. Ms. Olsen wondered how people know where easements are and what is going on in their community. She thought that information and guidelines could be put on the web or the City could have a handout for new residents. Ms. Olsen thought this could improve relationships. Ms. Olsen knew this was probably the responsibility of the developer but that doesn't always happen. Ms. Olsen stated the web site was helpful but a little outdated and sometimes cumbersome. The last thing Ms. Olsen wanted to address was the City Council meeting

process. She said when they came the first time she was a little hesitant to say anything because she didn't know what she could and couldn't say. She said she understands that there is a protocol to be followed with meetings but if you are not coming regularly to meetings you are not familiar with that. Ms. Olsen said it seemed at one meeting they could speak and at another meeting you couldn't speak at all. Ms. Olsen said she was a little taken aback at the last meeting when Ms. Pilling was shut down and not allowed to speak and not knowing what the rules are. Ms. Olsen said she did some research and found that you can speak during a public hearing and you can request to be on the agenda. She said she also found that you can speak if there is a public comment period listed on the agenda. Ms. Olsen researched other entities to find out what they do and found that 60% of the entities included some type of public input on a consistent basis. Ms. Olsen had a handout that listed those entities that include a public comment on their agenda. Ms. Olsen said she understands that the City needs to be fairly formal because they have a lot of business to discuss but felt it would be helpful to have some guidelines to hand out about how the meeting is conducted and what is acceptable. Mayor Baker thanked her for her comments.

Bret Stringham asked to address the Council regarding the location of one of the new street lights on Hwy 40. Mr. Stringham stated as the contractors were drilling for the new street lights they drilled through the irrigation line he uses. He said the line was repaired but then began to leak after it was repaired. Bret wanted to know if the Council knew what the right-of-way was for irrigation lines. They asked Chris Hoem about it. Chris said they have just updated the Land Use Ordinance to require the location of irrigation lines on all plats. Bret said the street light is five to six feet away from the line and is supposed to be fifteen feet away. Bret said the water users on the line will not be responsible for fixing that spot again. Councilman Kitchen wanted to know if the light could be moved. Craig said they are trying to get a price for that. Mayor Baker said the issues with irrigation lines is one the City has been trying to deal with. Mr. Stringham said it would also be nice to have a street sign on 1000 South. Jim said the sign is located on the west side of the highway. Bret also asked about the golf course entrance. Councilman Kitchen said it is being moved to the south and they recently had it surveyed so it should be moving forward.

Court Clerk - Helen Brunelle submitted a travel request to

***CITIZEN REQUEST TO
ADDRESS COUNCIL***

TRAVEL APPROVAL

attend the Spring Court Clerks Conference. The amount requested was \$363.94. Robert Hall **moved** to approve the travel for Helen in the amount of \$363.94. 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

City Treasurer - Connie Patton requested approval to attend the annual Spring Conference for Treasurers. She said the conference will be held in St. George and requested travel expense in the amount of \$875.49. Dennis Long **moved** to approve \$875.49. Gordon Kitchen **seconded** the motion. The motion passed as follows:

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

Police Department - Chief Watkins requested approval to attend a supervisor's training class in Salt Lake. He said this training was highly recommended at the Chief's conference. The amount requested was \$480. Dan Olsen **moved** to approve \$480 for travel. Robert Hall **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

Chief Watkins also requested approval to send Lieutenant Cox to the FBI Command College. Chief Watkins said the travel was approved last year for Lieutenant Cox but he was bumped so they would like to try it again this year. The amount requested was \$1,040. Dennis Long **moved** to approve the request. Dan Olsen **seconded** the motion. The motion passed with a roll call vote:

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

Chief Watkins reminded the Council that a few years ago the police department purchased the Toughbook laptop computers for the officers and they were equipped with Microsoft XP. He said with the accountability of the personal information going through the computers and the wear and tear on them he needs to purchase three new laptops in the amount of \$5,700. Councilman Olsen wanted to know what operating system they would have. Chief Watkins said they would have Windows 7. Chief Watkins said he needs it for the LPR. Robert Hall **moved** to approve the purchase of the laptops. Dennis Long **seconded** the motion. The motion passed with the following roll call:

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

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

Jim Harper reported to the Council their chipper broke down and they needed to replace two sprockets and a chain and the cost of the repairs was \$635.56. Gordon Kitchen **moved** to approve the expenditure. Kenneth Reynolds **seconded** the motion. The motion passed with the following roll call:

***A P P R O V E
EXPENDITURES IN THE
ROAD DEPARTMENT***

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

Jim brought before the Council the final costs to repair the sweeper. Jim said they found the blower was out of balance and it was determined that it was less expensive to buy an assembly than to send it to Salt Lake and have it balanced again. The total for the assembly was \$4,577.80. Councilman Reynolds wanted to know if it was in the budget. Jim said it would be really cutting it tight. Dennis Long **moved** to approve the expenditure. 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

Jim Harper asked the Council for approval to purchase a hydraulic hammer for the skid steer. Jim said they would use this to break up the asphalt and cement. Mayor Baker wanted to know if this is what they would use around the man hole covers. Jim said it is. Jim said if they were to purchase a hand-held jack hammer they would have to deal with the noise and vibration of the machine but they wouldn't get that with this one. Jim had bids for two different sizes and said he would prefer the larger one. Councilman Long asked if they have the funds for it. Jim said they do. Dennis Long **moved** to approve the larger one in the amount of \$4,800. Robert Hall **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

Chris Hoem asked for approval to attend the ICSC Conference in Las Vegas. Chris said he felt it was important to go this year and talked with people about the retail development coming to Naples this year. Councilman Hall wanted to know if this was the same request that was sent out by email. Chris said it was. Nikki said they needed that tentative approval so Chris could book his flight and hotel room. Robert Hall **moved** to approve the \$1,385 for travel. 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

Craig Blunt reported to the Council that twelve packets were handed out for the 1300 East drainage project and the only bid returned was from Stubbs and Stubbs in the amount of \$165,683. Councilman Kitchen wanted to know what the options were if there was only one bid returned and it was

TRAVEL APPROVAL

***1300 EAST DRAINAGE
PROJECT BID RESULTS
AND AWARD OF BID***

over the estimate. Craig said it is in the ball park and he checked out the business and it is well recommended. Craig recommended going with the bid. Dan Olsen **moved** to accept the bid from Stubbs & Stubbs in the amount of \$165,683. Robert Hall **seconded** the motion. The motion passed with the following roll call:

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

Craig reported that only one bid was returned for the removal of the manufactured home structures on 1900 South. Craig said there was a lot of interest shown but only one bid. Craig said the bid was for \$4,520. Craig said he spoke with Dennis Judd about this bid. Craig said he didn't want someone to sign the agreement and not be able to move the trailers. Craig said he will work with the attorney to try and make changes to the agreement that will keep the City out of trouble and allow a way out for the person who is purchasing the trailers. Craig said he was able to get the titles to the structures and that should help. Gordon Kitchen **moved** to accept this bid and move forward with the process based on the attorney's approval. 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

***BID RESULTS AND
AWARD OF BID FOR
REMOVAL OF
MANUFACTURED HOME
STRUCTURES***

Craig stated they rebid the contract for the lawn care maintenance. He reported that the low bid was received from Joe Hadlock with Strawberry River Enterprise, who has been doing the work already for the City. Councilman Hall wanted to know if they also do the fertilizing. Craig said no. Robert Hall **moved** to accept the low bid. Dennis Long **seconded** the motion. The motion passed with a roll call vote:

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

***BID RESULTS AND
AWARD OF BID FOR
LAWN CARE
MAINTENANCE***

Council members reviewed and approved the newsletter. Councilman Long noted one misspelled word on the last page. Mayor Baker wanted the people in attendance to know what the City was doing with the newsletter and the City wanted to offer the free dump pass as part of the newsletter. Dale Harrison asked how many people use the free pass. Connie thought maybe around five hundred. It was also noted that an expiration date needed to be listed on the pass.

***REVIEW AND APPROVE
NEWSLETTER***

Craig Blunt gave Council members information about the fencing material they need to consider for the 1900 South property. Craig said he also gave this information to the home owners bordering the property. Craig said he will be scheduling a meeting with those home owners. The information he handed out showed the cost share with the property owners. Councilman Long wanted to know what the property owners are saying. Craig said a majority of them are leaning toward the vinyl. Councilman Long wanted to know if the City went a little higher on the cost share would the property owners be willing to consider the rock fencing. Ms. Morton commented that the rock on everyone's homes is different and the styles don't match. She didn't know if they could get everyone on board. Craig wanted to know if it would make a difference if they did the stucco in the middle and the rock for the pillars. Mr. Morton said they would have to meet together and look at the different styles. Mayor Baker wanted to know if they would need a move strip with the vinyl. Craig said there will still be weeds that grow up so they will put a mow strip. Craig said they will try and keep it about 3" above their finished dirt to allow for the grass to grow up. Mayor Baker said they need to keep in mind the drainage and parking lot of the property when they build the fence so the levels are okay. Mr. Morton said the elevations from the properties are very different. Craig said he will meet with the property owners next week if possible. Craig said they have the elevations for the city-owned lot. Councilman Kitchen said he would like to be involved in the meetings.

***DISCUSSION REGARDING
FENCE MATERIAL FOR
1900 SOUTH PROPERTY***

Dan Olsen **moved** to go back to item six on the agenda. Robert Hall **seconded** the motion. The motion passed with all voting aye. Craig Blunt told the Council that Guy Collett wanted to invite the Council to become members of the Dinah-Mites. Mayor Baker wanted to know how the Council felt about that. Councilman Hall wanted to know if there was

***MOTION TO MOVE BACK
TO ITEM SIX***

a financial obligation with that. Craig thought it was mostly their time and effort. Craig said he wanted to make sure the invitation was there. Mayor Baker asked the Council members to think about it and to talk about it and they would revisit the matter at the next meeting.

Craig Blunt updated the Council members on the installation of the musical park instruments. Craig said they have the bases for the posts up and wanted to make sure they were solid enough for when they come to do the compaction before pouring the concrete. Councilman Kitchen asked about the irrigation lines. Neil Cathey said they were not able to relocate them all. He said they might have to tear out some of the concrete if any of the irrigation lines break. Mayor Baker wanted to know if they could move it. Neil said it is a main line and it was hard to determine where those lines go. Neil said the valve that is located there doesn't even water anything close to that area. Mayor Baker wanted to know if they could do a little research to see how it is running. Neil said not without digging it all up, he said the wire path doesn't follow the main line.

Craig Blunt compiled some information on the costs for the canal box culvert on 2500 South. Craig said it would be a very expensive project. He said it would be about 3,040 feet of culvert. Craig said if they were to do more than 100' the price should go down from what was quoted. Mayor Baker said he would like to see them go down at least to the old Goodrich's property for the first run. Craig said that would be about 1000' and the estimated cost for that would be \$1,700,000. Councilman Hall was amazed that it would be that much. Craig said they would need some type of an agreement with the Ashley canal people. Councilman Olsen said that every foot they do would be an improvement to the City. Mayor Baker said he did speak with the irrigation people and told them if the City looked at doing the box culvert then they would have to be in charge of the diversions. Craig said they would need a design engineer if they are considering it and have the blue stakes completed. Councilman Hall said that would be fine but where does the City come up with the million dollars. Mayor Baker said it might be less than that. Councilman Olsen wanted to know how much of the road tax they could allocate to this. Craig said it would qualify under the infrastructure. He said they could look at it in May when they begin the budget process and he might have additional information for them. Mayor Baker said this would be a project that might take years.

***UPDATE ON MUSICAL
PARK INSTRUMENTS***

***INFORMATION COSTS
FOR CANAL BOX
CULVERT***

Councilman Olsen agreed but said every box put in improves the road and the safety of it. Craig said he would like to get a design engineer to get it started. Wally Gale told the Council that his father-in-law used to be an engineer for SCS and they would do all the planning and engineering of irrigation lines. Mayor Baker asked Craig to check with them. Craig said if he works with the irrigation people they might be able to help make that happen.

Craig Blunt gave the Council members a copy of a proclamation for building safety month. Gordon Kitchen **moved** to approve the proclamation for the month of May. Robert Hall **seconded** the motion. The motion passed with all voting aye.

Neil Cathey told the Council the Recreation District purchased five benches that they will be installing at the park. He said they have started with five to see if that meets the needs of the people. He said they will place two at the large playground, one on the east and west ends. Mr. Cathey said they will scatter the rest around the park. He wondered if they might have someone who needs an eagle scout project. Mayor Baker asked if they were thinking of cementing them in. He said they were and there will be a 4x6 cement pad underneath. Councilman Kitchen said these would be the same as the benches at the Rec Center. Councilman Hall wanted to know if they would do these on the grass side or the outside around the walking path. Neil said they would do it on the outside. Maybe two to the corners and one in the middle and then see if more are needed. Mrs. Piling wanted to know why they didn't take the money and finish the park where it was all weeds. Mr. Cathey said he doesn't allocate the money he just implements the plans. Councilman Reynolds said he has heard mostly from moms wanting to have some place to sit as they watch their children at the playground. Neil said they would do the two there and the other three along the walk path. Mayor Baker thought those should be good. Neil Cathey wanted to know if they knew of anyone wanting to do an eagle scout project that might want to take this on. Mr. Cathey asked if Councilman Reynolds had anyone in mind. Councilman Reynolds said he didn't have anyone for an eagle project, he wanted to know if they would take the clean up of the northwest corner of the park as a project. Mr. Cathey asked the Council to point anyone in his direction if someone shows an interest. Mr. Cathey reported that the ball diamond fencing is almost complete and in the next few days they will

***BUILDING SAFETY
MONTH PROCLAMATION***

***OTHER MATTERS OR
FUTURE COUNCIL
MATTERS***

put in posts for scoreboards and batting cages. Councilman Hall wanted to know if they are putting roofs on the dugouts. Neil said they will. Mrs. Pilling said they should do something about getting people to pick up their trash when they are through. Councilman Kitchen said they would talk to the person over the girls' softball and see if they couldn't remind everyone to clean up after themselves.

Gordon Kitchen **moved** to adjourn the meeting at 9:00 p.m. Dennis Long **seconded** the motion. The meeting was adjourned by all voting in favor of the motion.

MOTION TO ADJOURN

APPROVED BY COUNCIL ON THE 24th DAY OF APRIL 2014

BY: _____

ATTEST: _____