

*Naples City Council
Minute Book
#1*

April 21, 1982 to June 8, 1983



NAPLES CITY COUNCIL

April 21, 1982

MINUTES

The first meeting following a successful election to incorporate Naples into a city was held at Uintah Engineering Building and started at 7:05 a.m., April 21, 1982. Those in attendance were Mayor-elect Lawrence Kay and Council-elect Ralph Dart, Dennis Judd, Lynn McCarrell, Donna Merrell and Rolene Smith. Attorneys Mark Nash and Ray Nash were also present.

The Mayor & Council members were sworn in to their elected positions by Attorney Ray Nash.

Mark Nash presented options, under the laws of the State of Utah, for filing Articles of Incorporation with the Secretary of State's office. He recommended the Council file a Notice of Intent to Incorporate which empowers the Council with certain duties and decision-making authority. Mayor Kay offered to have the document hand-delivered to the Secretary of State's office this date.

Rolene Smith made a motion that the Council file a Notice of Intent to Incorporate with the Secretary of State's office this date. Dennis Judd seconded, the motion passed unanimously.

The Council discussed filing of the City Plat with Uintah County Recorder's office. Ralph Dart moved that the Council file Naples City Plat with Uintah County Recorder's office this date. Lynn McCarrell seconded, the motion passed unanimously. Mayor Kay was to file the plat.

The Council discussed sending a letter to Vernal City Mayor and Council and to the residents of Vernal noting our intent to work cooperatively with Vernal City Government. Rolene Smith and Dennis Judd were requested to prepare the letter. It was agreed that Mayor Kay would read the letter at the Vernal City Council meeting on April 22, 1982.

Resolution #1 K.B.

Discussion involving Vernal City's approval to East Highway 40 proposed annexation was held. The Council requested Ray Nash to file a letter of protest from Naples City.

Services to be provided and obtaining such services was discussed. It was the concensus of the Council that we contact Uintah County Commissioners about contractual services. Mayor Kay will make an appointment with the County Commissioners for a meeting on April 22, 1982 at 12:30 p.m. Rolene Smith will contact Sheriff Arden Stewart for a meeting on April 23, 1982. It was confirmed by Mark Nash that fire and police protection will continue to be the responsibility of the County until Articles of Incorporation are filed.

A motion to hold weekly Council meeting on Thursdays at 7:00 p.m. was made by Donna Merrell and seconded by Lynn McCarrell. The motion passed unanimously. Mark Nash was requested to publish this notice.

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Other items discussed were:

1. Ordering a city stamp
2. Stationary
3. Zoning
4. Sales Tax Ordinance
5. Tax anticipation loans
6. Clerk and Recorder
7. Where to set up office
8. Should Naples have a circuit court or Justice of Peace

Rolene Smith moved that the Articles of Incorporation be filed by the 15th of May. Dennis Judd seconded, the motion passed unanimously.

No other business having come before the Council the meeting adjourned at 8:00 a.m.

NAPLES CITY COUNCIL

BY: Lawrence C. Kay
Lawrence C. Kay
Mayor

ATTEST

[Handwritten Signature]

NAPLES CITY COUNCIL

April 23, 1982

MINUTES

The second meeting of the Naples City Council was held April 23, 1982 at the Naples Elementary School. Mayor Kay called the meeting to order at 7:05 p.m. Those in attendance were: Lawrence C. Kay, Mayor; Lynn McCarrell, Dennis Judd, Ralph Dart and Donna Merrell. Rolene Smith was absent. Ralph Dart opened the meeting with a prayer.

The minutes of the April 21, 1982 City Council meeting were reviewed, corrected and approved.

Dennis Judd reported on meeting with Sheriff Stewart. Sheriff Stewart is willing to work with Naples. It would cost approximately \$35,000 per officer-equipment and \$12,000 per car. The officers would be part of the deputy force and will be assigned to the Naples area.

A meeting was set up with Uintah County Commissioners on Monday, April 26, 1982, at 12:00 noon.

The Council discussed the need for a planning and zoning board, and discussed appointing a committee chairman and advisory committee. Donna Merrell moved that the Council appoint Norman Haslem to be chairman. Lynn McCarrell seconded, the motion passed unanimously.

It was decided that a letter will be written to the businesses telling of our plans and encouraging business growth in the Naples area.

The following people were suggested to be on the Planning and Zoning advisory committee: Robert Kay, Glen Fleener, Wesley Bowden, George Cozart and Charles Olsen with Norman Haslem as chairman. Dennis Judd will contact Norman Haslem and give him the names that were suggested.

The following people were suggested to serve on the business growth committee: Larris Hunting, Chairman; Glen Fleener, Carl Oldaker, and Ron Walker. Ralph Dart will contact Larris Hunting.

Donna Merrell was asked to check with the Ink Spot and Mansfield Printing for stationary. Donna was also asked to make arrangements for the school house for April 30, 1982 for a city council meeting at 7:00 p.m.

Liability Insurance was discussed and it was decided to have insurance agents meet with the Council on Thursday, April 29, 1982 at 7:30 p.m. Donna Merrell was asked to invite the following insurance companies: Frances Lenox, Service Insurance; DeLeon Slade, Leviatt, and Wally Church.

The Council discussed the need for an animal control officer.

The Council discussed the need to write a letter to the Boundary Commission stating that we have formed a City and to tell them who the Council wants to serve on that committee.

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April 23, 1982
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Each Council member was asked to think of someone who could fill the position of clerk-some of the qualities needed were-typing, minutes, and financial management.

No other business having come before the Council the meeting adjourned at 8:07 p.m.

NAPLES CITY COUNCIL

BY: 
Lawrence C. Kay
Mayor

ATTEST



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NAPLES CITY COUNCIL

April 29, 1982

MINUTES

This regularly scheduled meeting of the Naples Council was held April 29, 1982 at 7:00 p.m. at Naples Elementary School. Those in attendance were Lawrence Kay, Dennis Judd, Ralph Dart, Lynn McCarrell, Rolene Smith, Mark Nash, Lamond Harrison, William Richardson, Glen Fleener, Larris Hunting, DeLeon Slade, Francis Lenox and Norman Haslam. Donna Merrell arrived at 9:00 p.m.

Minutes of the April 23, 1982 meeting were read. A motion for clarification purposes was made by Rolene Smith that all committees be ad hoc committees. Dennis Judd seconded the motion and it passed unanimously. Corrections were made to the minutes and Dennis Judd made a motion to approve as corrected to include that a protest had been filed on the Vernal City East Highway 40 annexation and that a letter to the candidates and other Naples residents who participated in the incorporation effort be sent commending them for their work. Ralph Dart seconded the motion and it passed unanimously.

Mark Nash recommended that one councilman serve on each committee that is organized. After some discussion the Council agreed to a supervisory capacity to each committee.

Previous business conducted by the Council was reviewed. Rolene Smith made a motion to ratify all previous business. Dennis Judd seconded, the motion passed unanimously.

Mark Nash notified the Council that the Boundary Commission would be meeting May 20, 1982 at 7:30 p.m. to consider the Vernal City East Highway 40 annexation. There was discussion as to whether the Council should request a representative be appointed to the commission. It was the general consensus of the Council to not take any action at this time.

DeLeon Slade and Francis Lenox were in attendance to obtain information from the Council on insurance needs for preparing bids. The Council requested that bids be presented at the next Council meeting. The Council determined that the City should advertise for bids on insurance. Dennis Judd made such a motion. Ralph Dart seconded, the motion passed unanimously.

Mayor Kay discussed the proposed "Business Growth Committee" and the responsibility of contacting businessmen on East Highway 40 making them feel welcome in Naples City. Also to contact commercial businesses to come into Naples. Larris Hunting had been recommended to serve as chairman with proposed members being Lamond Harrison, Carl Oldaker, Ron Walker and Ralph Dart. Concerns were expressed about contacting the businessmen on East Highway 40. After a period of discussion it was determined that it was not appropriate at this point in time. Dennis Judd made a motion that the Council postpone contacting East Highway 40 businessmen and move ahead with enticing commercial businesses to Naples. Rolene Smith seconded. Motion passed unanimously. Larris Hunting met with the Council and accepted

the chairman position. It was agreed the committee would be referred to as the Commercial Development Committee. The Council instructed Larris that if he had other people he wanted to be considered for the committee to bring their names before the Council. The Council expressed their desire to have the committee move forward immediately. Larris will have a progress report for the next Council meeting.

The Zoning and Planning Commission was discussed. Norman Haslam had been recommended to serve as chairman with the proposed following committee members: Robert Kay, Glen Fleener, Wes Bowden, Charles Olsen, Garth Rasmussen, Dennis Judd and Ralph Dart and Terry Bastian as alternates. Norman Haslam accepted the chairman position. A motion by Ralph Dart was made to accept the recommended names as committee members. Donna Merrell seconded. Motion passed unanimously with Dennis Judd abstaining from voting.

A zoning ordinance was discussed. It was agreed that the most effective way of handling a zoning ordinance at this time is to adopt Uintah County's zoning rules and regulations and if necessary make changes that apply to our area at a later date. Dennis Judd made the motion to adopt Uintah County Zoning Ordinance substituting the words Naples City for Uintah County, and the Ordinance would become effective upon filing of the Articles of Incorporation. Ralph Dart seconded. Motion passed unanimously with Council members voting as follows:

Ralph Dart	- aye
Donna Merrell	- aye
Lynn McCarrell	- aye
Dennis Judd	- aye
Rolene Smith	- aye

Staker Paving representatives were not present. Mayor Kay explained that they have requested a right-of-way to utilize 2500 South Street as their access to a gravel pit located on approximately 4500 East and 2500 South. Several potential problems were discussed: heavy truck travel on a residential street; speed involved; road repairs and maintenance due to heavy trucks; children coming and going to school, etc. It was determined that before any action would be taken by the Council that the Council review the new County road ordinance and discuss alternative routes for travel.

A. C. Coonradt was not present. Mayor Kay indicated he had been contacted by Coonradt to place a mobile home behind an existing home. No action was taken.

The Council requested Mark Nash meet with County Attorney to determine what services the County must provide by law within an incorporated area.

Traffic regulations were discussed. Mark Nash recommended not adopting a traffic code until we determine how we will handle police protection. No action was taken.

Rolene Smith informed the Council that there are some requirements by Naples City to be met before it is eligible for sales tax. One being

to adopt a sales tax ordinance, a copy of which was provided by the Tax Commission. Rolene Smith made a motion that Mark Nash review the ordinance for incorporation by Naples City. Donna Merrell seconded. The motion passed unanimously. It was noted that Mark Nash needs to send a Notice of Incorporation to the State Tax Commission.

Employees of Naples City were discussed. Dennis Judd made a motion that Mark Nash advertise for a building inspector, clerk and clerk-typist. Ralph Dart seconded. Motion passed unanimously. It was noted that these positions may be handled by the same person for a period of time.

Hiring an attorney firm for Naples City was discussed. Mark Nash informed the Council that all work their law firm had handled prior to incorporation was gratis but effective April 20 there would be a cost regardless of which firm the City hires. The Council requested Nash and Nash to prepare a proposal from their firm for the next meeting.

Appointing a representative to the Ashley Valley Sewer Management Board was brought before the Council for consideration. Mark Nash stated that under the laws of the formation of the Sewer Board, Naples cannot have a voting member. Mark further strongly advised that Naples does not become involved in the water and sewer area in any way. However, following a discussion it was the general consensus of the Council to appoint an ex officio member. Rolene Smith was assigned to contact Sewer Management Board on this matter.

Mark Nash reported that his firm had been in contact with several banks regarding tax anticipation notes and that Zions Bank and Basin State Bank were both very receptive. Mark was requested by the Council to obtain the necessary information and get the notes underway immediately.

Industrial revenue bonds were discussed as an incentive to bringing commercial business to Naples. There was some concern expressed and caution advised on how to handle these bonds so as not to harm current business.

Mark Nash was to have provided draft copies of Articles of Incorporation for the Council's review. This will be handled at the next meeting.

Mayor Kay reported that Everett Coon has offered the Council temporary housing at 1834 South 1500 East under the terms of rent being paid and the agreement that the Council vacate the premises within a reasonable period of time upon sale of the property. Following a discussion on possibilities of city housing, Rolene Smith made a motion that a committee be selected to determine options for temporary housing. Dennis Judd seconded, the motion passed unanimously.

Naples City Council
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Items agreed upon for discussion at the April 30 town meeting included:

1. Contractual Services - Lanny Kay
2. Annexation/Commission Boundary - Dennis Judd
3. Zoning - Donna Merrell
4. City Offices - Rolene Smith
5. Revenue and Tax Anticipation Notes - Mark Nash
6. City Positions - Lynn McCarrell
7. Commercial Development - Ralph Dart
8. Mill Levy - Dennis Judd

Other business brought before the Council included the following:
 Mark Nash will provide information on the role of mayor and council.
 Appoint a review committee for business licenses and permits.
 Naples will print own licenses and issue them free to business during this year. Rolene Smith made such a motion. Dennis Judd seconded, the motion passed unanimously.

Donna Merrell will contact printers on bids for city stationary. It was noted that a city seal needs to be adopted.

Resolution #2 K.B.
 Rolene Smith made a motion that a resolution and letter be prepared to send to candidates and other area residents who were diligent participants in the incorporation effort. Ralph Dart seconded. Motion passed unanimously. Rolene Smith and Dennis Judd were assigned to prepare documents.

The matter of a mill levy was brought before the Council. Dennis Judd and Mark Nash explained that a statute of limitations for challenging a new city if based on property tax, and in order to start the statute running a mill levy must be assessed. They further explained that the mill levy can be as minimal as 1/10th of a mill with a minimum period of one year. It was stated that one mill would raise approximately \$12,000. Dennis suggested establishing a special fund designated for a particular project for the money collected.

Rolene Smith suggested contacting State Highway Department and requesting review of the potential of obtaining curb and gutter for East Highway 40. Mayor Kay stated that the County had already made such a contact and the highway personnel are receptive. The Council instructed Mark Nash to prepare a resolution that City Council meet with District Engineer on this matter as soon as possible.

Mayor Kay informed the Council that County Commissioners had arranged for a traffic semaphore at the intersection of Naples School and the PTA would provide a guard. It will be Naples City's responsibility to pay the power bill.

No other business having come before the Council the meeting adjourned at 12:25 a.m.

Lawrence J. Kay
 MAYOR LAWRENCE KAY

Attest:

Rolene Smith
 City Clerk

NAPLES CITY COUNCIL MEETING

May 6, 1982

MINUTES

The regularly scheduled meeting of Naples Council was held May 6, 1982, at 7:15 p.m. at Naples Elementary School. Those in attendance were Lawrence Kay, Ralph Dart, Lynn McCarrell, Donna Merrell, Rolene Smith and Mark Nash. Dennis Judd was excused. Francis Lenox arrived at 7:20 p.m. and Larris Hunting arrived at 8:17 p.m. Norman Haslem arrived at 8:50 p.m.

Minutes of the April 29, 1982 meeting were reviewed. Donna Merrell made a motion to approve as submitted. Ralph Dart seconded and motion passed unanimously.

Bids were submitted from Basin Insurance Agency and Slade-Leavitt Insurance Company on public official bonds and municipal liability coverage. It was the Council's understanding that Service Insurance Agency was going to submit a bid also. Doyle Huber was contacted during the meeting to see if he had a bid to submit. Doyle stated that he had not had time to prepare the bid. Since this date was the deadline set by the Council, the Council proceeded to open the two bids submitted as follows: Basin Insurance Agency - \$3,100.00 for municipal liability for \$500,000 and \$96.00 for \$5,000 coverage each on five councilmen, one mayor and one attorney and \$200.00 for \$35,000 bond for clerk-treasurer for a total of \$3,396.00. Slade-Leavitt - \$2,694.00 municipal liability for \$300,000 \$91.00 for attorney, councilmen and mayor at \$5,000 coverage and \$30.00 at \$5,000 coverage on clerk-treasurer for a total of \$2,815.00. Ralph Dart made a motion to accept Basin Insurance Agency's bid on liability and bonding at \$500,000 coverage effective upon filing of Articles of Incorporation. Donna Merrell seconded and motion passed unanimously.

Larris Hunting reported to the Council that due to personal problems he would be unavailable to work on the Commercial Development Committee for approximately one week. The Council suggested he appoint a co-chairman and instruct the committee to begin contacting commercial businesses immediately and report to the Council in two weeks on their progress. Three additional names were submitted to Larris as potential members to serve on his committee: LaVon Bascom, Bonnie Oaks and George Cozart.

The Council met with Norman Haslem, chairman of Zoning and Planning Commission. Mayor Kay informed Norman that all committee members had been contacted and agreed to serve on commission. Norman was instructed by the Council to meet with his committee to start reviewing the zoning ordinance for changes and/or additions prior to next Council meeting.

Mark Nash presented the following proposal for Naples City to consider hiring Nash and Nash as the City's law firm: \$55.00/hour including

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secretary time and advances in addition to hourly rate. When City becomes established, perhaps towards the end of this year, Mark proposed going to a monthly rate. A counter offer was made by the Council of \$50.00/hour and less hourly rate for attending Council and related meetings.

Mark Nash reported that he met with the County Attorney and it is their concensus that the County must provide additional service of two policemen designating one as town marshall if the County Sheriff and County Commissioners will agree. A meeting has been scheduled to discuss this matter with County Sheriff and County Commissioners on Monday May 10.

Fire protection was discussed. Mark Nash stated he believed the County was responsible to provide current level of fire protection to Naples the same as before incorporation. The Council agreed that from goodwill standpoint we would attempt to contract with the city-county for this service.

Interviews and hiring of city personnel were discussed. It was agreed that we would interview all applicants on Wednesday, May 12 at Job Service Building, at 7:00 p.m.

A proposed road ordinance was submitted to Mark Nash for review and preparation for next Council meeting.

Mark informed the Council that he had prepared a notice to State Tax Commission that Naples is an incorporated city and he included a copy of "Notice of Intent to File Articles" previously filed with State of Utah. Donna Merrell made a motion that Mark submit these to State Tax Commission. Rolene Smith seconded and motion passed unanimously.

*Ord #1
KB*
Mark also presented a State Tax Ordinance for the Mayor and Council signatures. Rolene Smith made a motion that we number ordinances beginning with 82-1. Ralph seconded and motion passed unanimously. Rolene Smith made a motion that we accept State Tax Ordinance numbered 82-1. Donna Merrell seconded. Motion passed as follows: Ralph Dart -aye; Donna Merrell - aye; Lynn McCarrell - aye and Rolene Smith - aye.

Mark Nash presented an agreement with State Tax Commission that they collect and distribute local sales and use tax. Ralph Dart made a motion that we accept the agreement. Lynn McCarrell seconded and motion passed unanimously.

Mark Nash informed the Council that the zoning ordinance passed by a unanimous motion in the April 29, 1982 meeting must be rescinded until a public hearing is held. Therefore, Rolene Smith made the motion to rescind previous motion on zoning ordinance. Lynn McCarrell seconded and motion passed unanimously.

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May 6, 1982
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The following resolution was introduced by councilmember Rolene Smith and seconded by councilmember Donna Merrell and passed unanimously.

Resolution #3 K.B.

"That the City of Naples be authorized and empowered to borrow from a financial institution of the State of Utah not to exceed the sum of Two Hundred Thousand and No/100 dollars (200,000.00) on tax and revenue anticipation notes, and that the Mayor of Naples be authorized to execute such note or notes, as may be appropriate and required by such bank or financial institution."

Filing of Articles of Incorporation was discussed. Donna Merrell made a motion that the Mayor sign such Articles and they be filed with the Secretary of State's office on May 13, 1982. Ralph Dart seconded the motion and it passed unanimously.

A proposed growth area map for Naples was presented by Mayor Kay for consideration. It was agreed that this map be filed the same day Articles are filed.

The Council was informed by Rolene Smith as per Dennis Judd that a budget must be submitted as soon as possible during this month. the City Clerk is responsible for preparation of budgets.

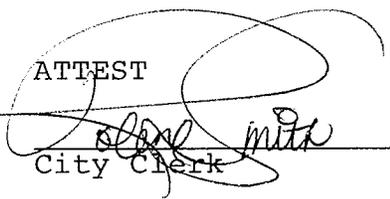
Building permits were discussed. The Council agreed to have Mayor Kay contact Niles Mott to obtain information on rates for building permits and related information and report to the Council next week.

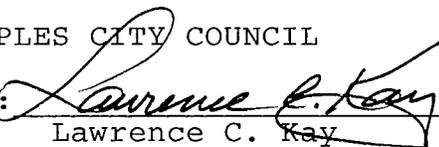
The effective date of the zoning ordinance was discussed. Since the publication period and effective date of the ordinance creates a gap, the Council agreed through a motion by Ralph Dart, seconded by Donna Merrell that Mark Nash prepare and publish a moratorium effective until April 27 on all building permits issued in Naples. The motion passed unanimously.

Stationery for Naples City was discussed. Rolene Smith suggested as per Dennis Judd that a contest be held for a city logo offering prizes or money to the successful contestant. Donna and Dennis are to work together on this.

A resolution and letter to be sent to all candidates and other residents of Naples who are actively involved in the incorporation effort were presented to the Council for consideration. The Council unanimously agreed to send the letter and resolution.

No other business having come before the Council the meeting adjourned at 12:00 midnight.

ATTEST

City Clerk

NAPLES CITY COUNCIL
By: 
Lawrence C. Kay
Mayor

CERTIFICATE OF POSTING

I, the duly appointed and acting recorder for the City of Naples, hereby certify that copies of the foregoing Ordinance No. 82-1 were posted at three public places within the municipality this 6th day of June, 1982 which public places are:

	LOCATION	TIME
1.	<u>John's Bestway 2280 S. 1500 E.</u>	<u>3:00</u>
2.	<u>2500 South 5th East, NW Corner</u>	<u>3:15</u>
3.	<u>2000 East 1500 South, NE Corner</u>	<u>3:30</u>

Dated this 6th day of June, 1982

Craig Blunt
~~Recorder~~ Building Official

ORDINANCE NO. 82-1

AN ORDINANCE IMPOSING A THREE-FOURTHS OF ONE PERCENT MUNICIPAL SALES AND USE TAX, PROVIDING FOR THE PERFORMANCE BY THE STATE TAX COMMISSION OF ALL FUNCTIONS INCIDENT TO THE ADMINISTRATION, OPERATION AND COLLECTION OF A SALES AND USE TAX HEREBY IMPOSED, PROVIDING PENALTIES FOR THE VIOLATION THEREOF AND REPEALING THE PREVIOUSLY ENACTED UNIFORM LOCAL SALES AND USE TAX ORDINANCE OF THE MUNICIPALITY.

BE IT ORDAINED BY THE CITY COUNCIL OF NAPLES CITY, UTAH:

Section 1. Title. This ordinance shall be known as the "Uniform Local Sales and Use Tax Ordinance of the City of Naples, Utah.

Section 2. Purpose. The 41st Session of the Utah Legislature of Utah has authorized the counties and municipalities of the State of Utah to enact sales and use tax ordinances imposing a three-fourths of one percent tax thus enabling this municipality to increase its local option sales tax from one-half of one percent to three-fourths of one percent.

Additionally, said Session of the Legislature has enacted amendments to Chapters 15 and 16 of Title 59, Utah Code Annotated, 1953, sufficiently to require this municipality to modify its sales and use tax ordinance to bring about conformity to those changes.

It is the purpose of this ordinance to conform the Uniform Local Sales and Use Tax of the municipality to the requirements of the Uniform Local Sales and Use Tax Law of Utah, Chapter 9 of Title 11, Utah Code Annotated, 1953, as currently amended by repealing the previously enacted Uniform Local Sales and Use Tax Ordinance of this municipality and re-enacting by this ordinance a new Uniform Local Sales and Use Tax ordinance.

Section 3. Effective Date - This ordinance shall become effective as of 12:01 o'clock a.m., July 1, 1982.

Section 4. Sales Tax.

(a)(1) From and after the effective date of this ordinance, there is levied and there shall be collected and paid a tax upon every retail sale of tangible personal property, services and meals made within the municipality at the rate of three-fourths of one percent ($3/4\%$).

*Refer to Page 10
Comm. Matt
4/14/88*

ORDINANCE NO. 82-2

AN ORDINANCE RELATING TO THE GRANTING OF EASEMENTS IN PUBLIC RIGHTS OF WAY AND REQUIRING BONDS FOR THE CONSTRUCTION ON CITY ROADS.

The Naples City Council of the County of Uintah, State of Utah, hereby ordains as follows:

1. Any person, firm, corporation, public utility or other entity desiring to install utility lines, including but not limited to water lines, sewer lines, gas lines, electrical lines, telephone lines and cable T.V. lines, or do other construction work within roads maintained by Naples City (herein referred to as City roads) located in Naples City, Utah shall first obtain from Naples City an easement and a permit. The easement shall be given without warranty as to title. To obtain that easement and the permit the party or entity desiring to do the constructing must file with the City Council of Naples City the proposed easement form to be signed together with a plat showing where the construction will take place and showing compliance with City requirements and regulations, and a sufficient bond as set forth herein.

2. Any party desiring to do any construction or other work upon or within four (4) feet of the asphalt or other pavement of any Naples City road, shall post with Naples City a cash bond in the amount of \$10.00 per linear foot of road to be affected to insure that the road will be repaired to its original condition or provide a performance bond naming Naples City as a party entitled to enforce the bond, which bond shall insure repair and

No reference of this Ordinance is in the Minute Book

c/matt 4/16/88

Amended 12-1-82 KB

NAPLES CITY COUNCIL

May 13, 1982

MINUTES

This regularly scheduled meeting of Naples Council was held May 13, 1982, at 7:00 p.m. at Naples Elementary School. Those in attendance were Lawrence Kay, Dennis Judd, Rolene Smith, Donna Merrell, Ralph Dart, Lynn McCarrell, Mark Nash, Robert Turner and Bill Pitchford. Glen Fleener arrived at 8:50 p.m.

Minutes of the May 6, 1982 meeting were reviewed. Ralph Dart made a motion to approve as submitted. Donna Merrell seconded; motion passed unanimously.

Mark Nash reported that the Articles of Incorporation were filed this date at 9:46 a.m. with the Secretary of State's Office. The mayor and councilpeople were sworn in to their elected positions by Attorney Mark Nash.

Robert Turner was in attendance to report to the Council that he was going to resign in the very near future from the Ashley Valley Water and Sewer Improvement District and he recommended that Naples City appoint Carl Oldaker as his replacement and to represent Naples. After discussing the matter at length, and upon Mark Nash advising the Council that Naples does have the authority to request a representative be appointed from Naples on the District Board, the following motion was made by Rolene Smith: that Naples Council appoint a representative from Naples City to the Ashley Valley Water and Sewer Improvement District Board. Donna Merrell seconded and the motion passed unanimously. Donna Merrell then made the motion that Carl Oldaker be the Naples City representative to the District Board. Lynn McCarrell seconded and motion passed unanimously.

Niles Mott, at the Council's request, presented building permit fee schedules from the County and Vernal City. It was determined that more information was needed which the Council would pursue in order to establish a fee schedule for Naples.

Peggy Goodrich was interviewed for the clerk-typist position. Bill Pitchford and Daryl Wilson were interviewed for city clerk-building inspector positions.

Obtaining preprinted set of ordinances, ect., from League of Cities and Towns for \$1,200 was discussed. Dennis Judd made a motion that if Naples can obtain the package within two weeks that we approve the purchase. If not within that timeframe we reconsider the purchase. Ralph Dart seconded and the motion passed unanimously.

Mark Nash reported that Pete Pickup was sworn in as Naples Town Marshall this date.

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The issue of whether Naples is required to adopt a traffic code was discussed. Mark Nash stated that as long as the sheriff's department is providing police protection Naples is covered under the State traffic code.

Oral #82-3 KB.
 A building moratorium for Naples was discussed to be in effect until the public hearing on zoning is held and the Council adopts a zoning ordinance. Dennis Judd made a motion that the Council adopt an ordinance placing a moratorium on building and excavation on public highways and this moratorium be effective upon posting of such notice. Ralph Dart seconded. Voting was as follows: Rolene Smith - aye; Lynn McCarrell - aye; Donna Merrell - aye; Dennis Judd - aye and Ralph Dart - aye. Ordinance 82-3

The draft of a police agreement to be executed with Uintah County Sheriff's Department and County Commissioners was reviewed. Dennis Judd made a motion that Mayor Kay be authorized to sign the agreement for Naples. Ralph Dart seconded and the motion passed unanimously.

Other services presently provided by Uintah County were discussed. The Council requested Mark Nash to prepare a letter and request a commitment from the County Commissioners that all services currently available to Naples will continue to be provided until July 1, 1982, at which time Naples will begin receiving sales and use tax revenue from the State.

Mayor Kay reported that he attended a city-county meeting to discuss fire protection be handled contractually as police protection will be. The issue was not resolved at this meeting and was postponed until the June meeting. It was the Council's general concensus that one person from each of the three groups (Vernal City, Uintah County and Naples) be appointed to work as a committee and offer proposals on handling fire protection.

An ex-officio member for the Sewer Management Board was discussed. Rolene Smith made the motion that Norman Merrell be appointed to represent Naples. Lynn McCarrell seconded; motion passed unanimously.

East Highway 40 expansion project was discussed. Rolene Smith was assigned to make arrangements for Naples Council to be on the Department of Transportation's agenda for their Board meeting held in Vernal on May 27 and 28. Additionally, to schedule a meeting with Lester Jester, District 6, Orem to discuss East Highway 40.

The Council discussed the possibility of having someone inspect the roads in Naples to locate needed repairs, who is responsible, ect. The Council agreed to contact Ross Merrell and Harold Merrell to perform this inspection. The Council requested a report in the next couple of weeks.

Naples City Council
 May 13, 1982
 Page 3

Hiring of personnel was discussed. The Council reviewed the positions and applicants that were interviewed. After a lengthy discussion, Rolene Smith made a motion that Craig Blunt be hired as Naples Building Inspector at \$1,500/month salary plus benefits. Dennis Judd seconded. Motion passed unanimously. It was agreed that Craig would be hired effective May 21st and would meet with the Council at their meeting on this date.

Ralph Dart made the motion that Shirley Price be hired as Naples Treasurer on a part-time basis at \$6.00/hr. until Shirley retires at which time his salary will be reevaluated. Donna Merrell seconded and motion passed unanimously. Shirley will meet with Council May 21st, his effective hiring date.

Mark Nash was requested to obtain employee identification numbers and other pertinent information for city employees.

Rolene Smith was appointed as Naples City Recorder until that position is filled by the Council by a motion made by Donna Merrell with Dennis Judd seconding. Motion passed unanimously.

The Council established a committee to locate temporary and permanent housing for City Office building. The members requested to participate are Philip Manwaring Chairman; Vadrus Wall, Marge Martin and Lee Murdoch. Dennis Judd made a motion that these people be appointed to serve on the committee and report to the Council next Friday, May 21. Ralph Dart seconded and motion passed unanimously.

Rolene Smith reported she had contacted the General Services Administration and an application will be sent. The Council agreed that this would be a responsibility of the building inspector.

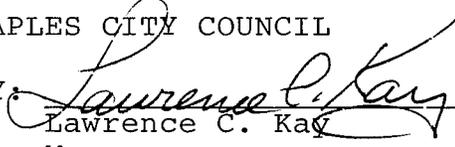
The Council requested Mark Nash to inform Basin Insurance Agency that the Articles of Incorporation had been filed so the insurance policies will be in effect as of May 13, 1982.

Rolene Smith was assigned to contact Mayor Rector of Rangely on impact monies meeting and also Senator Glade Sowards and Representative Gayle McKeachnie.

No other business having come before the Council the meeting adjourned at 12:30 a.m.

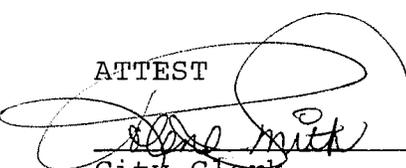
NAPLES CITY COUNCIL

BY:


 Lawrence C. Kay

Mayor

ATTEST


 Rolene Smith
 City Clerk

ORDINANCE NO. 82-3

AN ORDINANCE PROVIDING FOR A MORATORIUM ON ALL NEW CONSTRUCTION AND EXCAVATION ON A TEMPORARY BASIS IN THE CITY OF NAPLES

WHEREAS, the City of Naples was incorporated on May 13, 1982; and,

WHEREAS, various ordinances to be adopted by Naples have not yet come into effect; and,

WHEREAS, the control of construction and excavation is deemed to be essential for proper planning and zoning within Naples;

NOW THEREFORE, the Honorable City Council of the City of Naples hereby adopts the following ordinance:

A moratorium is hereby declared on all new excavation on the traveled surfaces of public rights of way and all new construction until May 27, 1982. Excepted from said moratorium are necessary emergency repairs to public utilities and construction and excavations which were authorized by Uintah County prior to May 13, 1982 and which were commenced prior to May 13, 1982.

This ordinance shall become effective immediately upon posting.

Adopted by unanimous vote of the City Council on May 13, 1982.

Lawrence C. Kay
Lawrence C. Kay, Mayor

*Comm Matt
Refer to pg
4-14-88*

ATTESTED:

Rolene Smith

Rolene Smith
City Recorder

NAPLES CITY COUNCIL MEETING

May 21, 1982

MINUTES

This special scheduled meeting of Naples Council was held May 21, 1982 at 7:00 p.m. at Naples Elementary School. Those present were Lawrence Kay, Lynn McCarrell, Ralph Dart, Dennis Judd, Rolene Smith, Craig Blunt, Ray Nash, Bob Dearman, Glen Fleener, Lee Nash, Carl Oldaker, Garth and Rae Rasmussen, Robert Parker, Norman Haslem, Bill Richardson and Arnold Baker. Donna Merrell arrived at 9:00 p.m.

The public hearing on proposed zoning ordinance for Naples began at 7:15 p.m. A zoning map was presented for review and discussion. Glen Fleener pointed out that the area around 1750 South 1300 East was not identified properly and a correction was needed to the RAL designation.

Bob Dearman, Real Estate Investments, Meeker Colorado, requested a zone change on 111 acres (70 acres Low Goodrich; 41 acres Garth Rasmussen) located at approximately 2500 South 1500 East and described as NE $\frac{1}{2}$, Section 1, Township 5 South, Range 21 East. The zone request by Mr. Dearman was to change the current designated I-1 to C-1.

Glen Fleener requested his property located at 1750 South 1362 East be changed from RAL to I-1 on four acres. It was noted that Wallis Goodrich owns property in this area also. Mr. Goodrich was contacted by Ray Nash by telephone during the meeting and reported that they requested their property also be changed to zone I-1.

Dennis Judd proposed amendments to the zoning ordinances as shown on the attached Exhibit A. Additionally, the two following amendments were proposed by Dennis Judd:

*Page 17-02, Conditional Uses, add items 4 and 5:

4. Two-family dwelling units.
5. Single-wide mobile homes

*Page 18-04, add a new section under Conditional Uses to be 02-18-009, add items 1 and 2:

1. Two-family dwelling units.
2. Single-wide mobile homes.

Lee Nash and Glen Fleener protested these amendments. Glen Fleener protested any major changes made at this meeting because it was advertised as "proposed zoning ordinance."

A vote was called for on the above amendments after considerable discussion. Dennis Judd made a motion to adopt the amendments as part of Naples zoning ordinance. Rolene Smith seconded and voting was as follows: Rolene Smith - aye; Lynn McCarrell - nay; Ralph Dart - nay; Dennis Judd - aye; Donna Merrell - absent. Because of a tie vote Mayor Kay voted. He voted nay indicating he felt the matter should be turned over to the zoning and planning commission

Naples City Council
May 21, 1982
Page 2

and a public hearing held.

Ralph Dart made a motion to adopt the zoning map approving Glen Fleener and Wallie Goodrich property to I-1 and Lowe Goodrich and Garth Rasmussen property to C-1. Rolene Smith seconded. Motion passed unanimously.

Jerry Price and Dan Brown were in attendance to discuss apparent building permit violations and zoning ordinance violations on a building located at approximately 1700 South 1500 East. Mayor Kay pointed out the distance violations as shown on attached Exhibit B. It is noted for information purposes that Uintah County issued the building permit prior to Naples City's official incorporation. Glen Fleener voiced a complaint that there is no offstreet parking and there is not adequate space for loading and unloading. Glen wanted to make it clear that he does not object to the building because of set-back alone.

Mr. Price was asked for his input in the matter. He indicated that the County issued him his building permit March 30, 1982. He stated that he had called for an inspection prior to pouring the footings and the County Building Inspector told him to go ahead and not worry about it. When asked if they had submitted a plat to the County Building Inspector prior to receiving their permit Dan Brown indicated they had but it was returned to them when the permit was issued.

The Council asked Mr. Price if he had any ideas or suggestions which would resolve what they consider violations of the building permit and safety problems. He indicated he had none. That it was too expensive to move the building back from the road. After a period of discussion the Council offered suggestions to Mr. Price to work with and come back to the next Council meeting to discuss with them: (1) move the doors from the south side of the building to the north; (2) install curb and sidewalk and have no parking in front of his south doors. This would allow for the road to be widened which will be required in the near future due to industrial developments on the west of Price's property. The council also reminded Mr. Price that he was required by law to have five parking spaces available.

Rolene Smith made a motion to adjourn into executive session to discuss personnel matters. Ralph Dart seconded and motion passed unanimously. John Allen was interviewed for the position of office manager.

Bob Dearman presented a map outlining a proposed commercial development on the Garth Rasmussen-Lowe Goodrich property for the Council's review and approval. Bob indicated that he is planning to have supermarkets, fast-food businesses, office building, etc., within the shopping complex. The commercial site will be buffered by residential housing and cluster townhouses. Based on the Council's

Naples City Council
 May 21, 1982
 Page 3

approval of a commercial development in Naples, Ray Nash presented a Resolution to be adopted by the Council approving the sale of industrial revenue bonds for the project. Following a discussion on the commercial development project Dennis Judd made a motion that the Resolution Authorizing and Inducing the Execution of a Memorandum Agreement with Dearman and Associates Regarding the Issuance of Industrial Development Revenue Bonds for the Establishment of an Industrial Park and Commercial Shopping Center be adopted by the Council. Rolene Smith seconded. Voting was as follows: Rolene Smith - aye; Dennis Judd - aye; Ralph Dart - aye; Lynn McCarrell - aye; Donna Merrell - aye.

Resolution # 4 K.C.B.

Larris Hunting was not at the meeting to report on their progress in contacting commercial businesses. The council suggested that Bob work closely with the Commercial Development Committee in bringing businesses to his commercial park.

Craig Blunt was introduced as the City's Building Inspector. Craig will begin work officially on Monday, May 24th. The attorney was requested to have Craig added to the City's insurance coverage.

The Policy Declaration was discussed. It was pointed out that the Policy Declaration previously adopted by the Council was not in effect due to all legal requirements not having been met. Rolene Smith made a motion that the attorney prepare another Policy Declaration that is a binding document for the Council to act upon. Donna Merrell seconded. Motion passed unanimously.

Business license ordinance was discussed. Ralph Dart made a motion that the attorney prepare an ordinance adopting Vernal City's current rates. Dennis Judd seconded. Motion passed unanimously.

Dennis Judd made a motion to adopt the attached Exhibit C Building permit ordinance. Ralph Dart seconded. Voting was as follows: Ralph Dart - aye; Lynn McCarrell - aye; Dennis Judd - aye; Rolene Smith - aye; Donna Merrell - aye.

Ord # 5-82 K.C.B.

Fees required in zoning ordinance discussion was postponed until next meeting.

The attorney was requested to prepare a resolution on ad valorem tax for the next meeting.

Ray Nash indicated Mark Nash was preparing a letter to County Commissioners on providing services until July, and also redrafting the police agreement.

Donna Merrell made a motion that Rolene Smith and Dennis Judd complete a GSA application for surplus property. Lynn McCarrell seconded and motion passed unanimously.

Norman Merrell who had been designated as the Naples ex-officio member on the Sewer Management Board declined the position. Ron Wood

Naples City Council
May 21, 1982
Page 4

and Ralph Walker were listed as possible representatives.
Mayor Kay will make the contacts.

Rolene Smith was requested to complete an application for non-entitlement Community Development Block Grant Program and submit by May 27th.

The attorney was requested to prepare employment contracts for the City's employees.

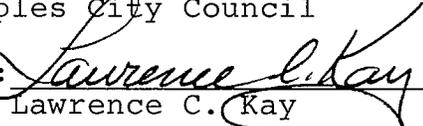
The Council requested the attorney to prepare guidelines on preparing and effecting ordinances and resolutions.

The Council was reminded of a meeting on Thursday, May 27th with Department of Transportation Director Lester Jester from Orem and meeting with the Commission of DOT on Friday, May 28th.

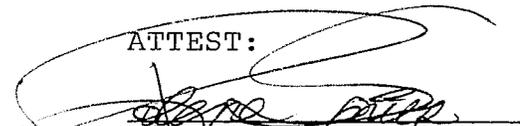
Minutes of the May 13, 1982 meeting were reviewed and approved by Ralph Dart making a motion to accept and Lynn McCarrell seconding. Motion passed unanimously.

No other business having come before the Council the meeting adjourned at 1:15 a.m.

Naples City Council

BY: 
Lawrence C. Kay
Mayor

ATTEST:


City Clerk

AMENDMENTS TO ZONING ORDINANCE # 82-5 cm 4/08/88

1. Wherever "Uintah County" appears in the ordinance replace it with "Naples City".
2. Wherever "County" appears in the ordinance replace it with "City".
3. Wherever "Uintah County Commission" or "Commission" appears replace it with "Naples City Council" or "Council".
4. Wherever "Uintah County Recorder" appears that will remain as written.
5. Page 2-02, paragraph 5, strike the words "county clerk". Replace them with "city recorder".
6. Page 3-01, section 02-03-001, strike "unincorporated areas of Uintah County", replace with "Naples City".
7. Page 3-01, section 02-03-001, fourth line from bottom of the section strike "one alternate member" replace it with "at least one alternate member".
8. Page 6-01, section 02-06-003, paragraph 4, first sentence, strike the period after "interest" and add "by the planning and zoning commission".
9. Page 6-02, section 02-06-006, paragraph 1.B strike three hundred (\$300) replace it with "fifteen hundred (\$1500)".
10. Page 08-03, second paragraph from top 'substantial improvement' (2), strike the "d" from damaged on second line.
11. Page 10-01, section 02-10-001, last sentence insert "single family" before the words "dwelling unit".
12. Page 10-02 add a new section 02-10-007. TERM Home occupation permits shall be issued for a term not to exceed three (3) years, and shall be renewed at the end of the term by the City Building Inspector provided that the home occupation then meets and is being conducted in conformity to all conditions, provisions and requirements of all applicable City ordinances which are then in force.
13. Page 16-02, section 02-16-004, paragraph 4 strike the words "Board of Adjustment" and replace with "Zoning and Planning Commission".
14. Wherever the word "title" appears in this ordinance it is to be replaced with the word "ordinance".

Amended 9-30-82 KB 6/8/88

ORDINANCE 82-5

TITLE

This ordinance shall be known as the "NAPLES PLANNING AND ZONING ORDINANCE" and may be so cited and pleaded.

On the 21st day of May, 1982, the city council of the City of Naples adopted an ordinance with the above set forth title. Copies of said ordinance together with the relevant map may be examined at the office of the City Recorder at 2505 South 500 East, Naples, Utah in the home of Donald and Rolene Smith between the hours of 7:00 and 9:00 o'clock P.M. weekdays only.

PURPOSE

This ordinance and the regulations and restrictions contained herein are adopted and enacted for the purpose of promoting the health, safety, morals, convenience, and a general welfare of the present and future inhabitants of the City of Naples; and to encourage and facilitate the orderly growth and development of the City of Naples; to provide adequate open space for light and air, to prevent overcrowding of the lanes, and to lessen congestion on the streets; to secure economy and municipal expenditures, to facilitate adequate provisions for transportation, water and sewage, schools, parks, and other public facilities and services; to increase the security of home life and preserve and create a more favorable environment for the

NAPLES CITY COUNCIL MEETING

May 27, 1982

MINUTES

This regularly scheduled meeting of Naples Council was held May 27, 1982 at Naples Elementary School. Mayor Kay called the meeting to order at 8:30 p.m. Those in attendance were Lawrence Kay, Ralph Dart, Lynn McCarrell, Dennis Judd, Rolene Smith, Ray Nash, Mark Nash, Dan Hughes, Norman Haslem, Glen Fleener, Ross Merrell, John Tingey, and Joy Kay. Shirley Price arrived at 8:50 p.m. and Jerry Price, Dan Brown, Craig Blunt, Donna Merrell and David Wallers arrived at 9:00 p.m.

Minutes of May 21 meeting were read. Two corrections were made. Ralph Dart made a motion to approve the minutes as corrected. Donna Merrell seconded, the motion passed unanimously.

Norman Halsem met with the Council as Chairman of the Zoning and Planning Commission. Mr. Haslem reported that the commission had had two meetings prior to the public hearing on the zoning ordinance to consider the ordinance for Naples Council to adopt. It was the intent of the Commission, stated Mr. Haslem, that the recommendation to the City Council be made to adopt the ordinance as is, except for minor word changes. Mr. Haslem stated that he had failed to make this recommendation to the Council prior to the amendments proposed and adopted.

A second matter Mr. Haslem brought before the Council was the zoning change designating land from industrial to commercial that was made on April 21, in regards to Mr. Bob Dearman's request. Mr. Haslem said he agrees with the zoning designation but suggests that because of such a large area being involved that a letter of intent be required of what development will take place. Mr. Haslem said he was in no way criticizing the action but as a matter of caution a letter of intent be submitted as a procedure to follow in the future.

Another matter that Mr. Haslem brought before the Council, speaking as a citizen in Naples, was the Jerry Price matter. Mr. Haslem requested that the City not consider leaving the building as it is. He stated that if given leeway everyone will expect the same consideration. He pointed out that the building as stands does not meet the permit standards and the owner should move the building. He also pointed out the road on the south needs to be widened because of future industrial development and indicated that it is his recommendation that the doors on the south be removed so there is no entry from the south.

Glen Fleener indicated that he had discussed the situation with some land owners in his area and he said that the land owners on the south, including himself, are willing to dedicate fifteen feet to assist with widening the road.

Naples City Council
May 27, 1982
Page 2

The next item on the agenda was personnel. Ralph Dart made a motion to adjourn to executive session to discuss personnel matters. Lynn McCarrell seconded. The motion passed unanimously. The executive session began at 9:00 and the Council adjourned from executive session at 9:15 p.m.

Shirley Price's part time position as treasurer of Naples City was reaffirmed at \$6.00 an hour. Mr. Price was instructed that a tentative budget is needed as soon as possible.

Mark Nash suggested that Naples decide upon a CPA firm and have them work with Mr. Price in setting up bookkeeping methods. The Council scheduled a meeting with Mr. Price on Tuesday, June 2, at 8:30 p.m. to prepare the budget.

Dennis Judd proposed to Mr. Price that he contact CPA firms to submit proposals by next Thursday on setting up an initial bookkeeping system.

Larris Hunting, Chairman of the Commercial Development Committee, met with the Council. Mr. Hunting was informed that the Council had approved a commercial site development by Bob Dearman and asked that his committee work with Mr. Dearman in contacting businesses to come into this area. However, Mr. Hunting was informed that we do not want to limit the businesses strictly to this commercial development complex.

Phillip Manwaring, Chairman of the committee to locate temporary and permanent housing for the city offices was to have reported tonight, however, Mr. Manwaring was excused due to his being out of town. Rolene Smith reported that Mr. Manwaring had contacted her and reported that the committee had met and were in the process of assignments to meet the objective of the committee.

Ross Merrell appeared before the Council at their request on his assignment of locating needed repairs on roads in Naples. The following list was furnished as a result of Mr. Merrell's inspection.

2500 South and 2000 East, the telephone company is responsible for this repair; 2500 South and 2500 East the telephone company is responsible; 1825 South 2000 East a water line was installed and Vernal City is responsible; 500 West 1500 South to 2500 South the Ashley Valley Water and Sewer Management District is responsible; Vernal Avenue at 1500 South to 2000 South R.W. Davis is responsible; 1500 South and East from Shirley Price's to Mott's the Sewer Management Board is responsible; at Carl Oldaker's 1500 South 2000 East to the Highway, the Sewer Management Board and gravel trucks are responsible; 500 South from Highway 40 East the Sewer Management Board is responsible; 500 South Highway 40 by Miller Welding the Sewer Management Board is responsible; 2000 East and 1700 South the Vernal City is responsible.

Ray Nash discussed the Jerry Price situation with the Council indicating that he had met with Price's attorney, Ray Martineau.

Naples City Council
May 27, 1982
Page 3

In Ray Nash's narrative he indicated that the county had issued a permit on the strength that a plat was submitted, which they cannot find. The clerical staff issued the permit for the county. Price has admitted that the plat showed 25 feet. Price stated that they originally had to move the building an additional 10 feet west of the state highway. Ray further reported that Price had called for inspection and Jess Miller's office told them to go ahead without actually doing the inspection. Ray stated that it is a pre-existing condition and has no standing in Naples. He said that because the permit does not comply with the ordinance if we want to proceed with litigation the county would have to do it.

Glen Fleener reiterated his position that some landowners had offered to dedicate 15 feet on the south if Price would do the same. Price stated he would consider a dedication but it would not take place until the other landowners made such a dedication and until that time he would have full use of the property.

In discussing the option of moving the doors on the south, Jerry stated that he could not move the doors. Rolene Smith made a motion that the Council adjourn into an executive session at 10:25 p.m. Lynn McCarrell seconded. The motion passed unanimously. Executive session adjourned at 10:50 p.m.

The following proposal was made to Mr. Price based on the Council's decision in executive session: Mr. Price would dedicate for public use fourteen (14) feet of his property along the existing right-of-way or to within seven (7) feet of his building, whichever is the greater amount. At such time the dedication is received by the City, Naples Council would recommend to the county building inspector that the red tag be removed from his building. Additional requirements included curb and gutter be installed and designated as a no parking zone. Mr. Price, like any other property owner, would be expected to pay for the curb and gutter installation along his building.

Dennis Judd made a motion that at such time the dedication is received by the City, and the Council accepts it, the Council will request the county to take the appropriate action to remove the red tag on Price's building. Mr. Price was given until next council meeting to accept or reject the Council's offer.

John Tingey was in attendance to request a business license for a catering business. He also inquired as to the possibility of receiving Industrial Revenue Bonds for a super market that he is planning on building.

Craig Blunt presented the business license fee schedule and the building permit fee schedule to the Council. Dennis Judd made a motion to rescind a building permit fee ordinance of the May 21 meeting and the current motion is to amend ordinance 82-6 to read \$1,000.00 in Section 9-521-B and to adopt the ordinance as read with the additions as follows:

Ord #6 KB

- Appendix #1 Naples City Building Code
- Appendix #2 Referencing Sections 9-436, 9-543 and 9-574.
- Appendix #3 Subdivision fee schedule
- Appendix #4 Time schedule

Rolene Smith seconded the motion. The vote was as follows:

Ralph Dart	aye
Rolene Smith	aye
Dennis Judd	aye
Lynn McCarrell	aye
Donna Merrell	aye

Resolution # 5 K.B.

Ray Nash presented a Resolution for Tax Anticipation Notes adopted by the Council. A motion by Dennis Judd was made to adopt the Resolution Rolene Smith seconded. The vote was as follows:

Ralph Dart	aye
Rolene Smith	aye
Dennis Judd	aye
Lynn McCarrell	aye
Donna Merrell	aye

Ord # 82-4 KB

The license code was discussed. The motion was made by Ralph Dart to accept Vernal City's license code and fees; to change the word from Administrator to Building Inspector and to change Vernal City to Naples City. Donna Merrell seconded and voting was as follows:

Ralph Dart	aye
Rolene Smith	aye
Donna Merrell	aye
Dennis Judd	aye
Lynn McCarrell	aye

Dennis Judd made a motion to accept the Naples City seal. Rolene Smith seconded, the motion passed unanimously.

Donna Merrell made a motion that we set up a checking account at Basin State Bank with Shirley Price signing as treasurer and Lanny Kay signing as Mayor. Lynn McCarrell seconded, and the motion passed unanimously.

The Council requested Mark Nash to prepare a contract on employees.

It was discussed that Naples residents can use Naples, Utah as the mailing address.

No other business having come before the Council the meeting adjourned at 1:50 a.m.

NAPLES CITY COUNCIL

BY: Lawrence C. Kay
Lawrence C. Kay
Mayor

ATTEST:
[Signature]
City Recorder

Ordinance ~~82-6~~ 82-4

Building Permit Fee Ordinance

Whereas, the inspection and regulation of new and ongoing construction is necessary for the protection of the public health safety & welfare; and,

Whereas, the city of Naples has adopted ordinances regulating the construction standards of all building and construction within Naples; and,

Whereas, Naples has hired and retained an employee to inspect and authorize construction and building as per ordinance; and,

Whereas, fees should be collected from persons initiating new building and construction so as to defray the costs incurred by and on behalf of said building inspector;

Now Therefore, Be it ordained by the City Council of the city of Naples that:

I GENERAL PROVISION.

II PERMIT REQUIRED - EXCEPTIONS.

- A. It shall be a class C misdemeanor for any homeowner and a class B misdemeanor for any person who receives payment or anything of value to construct or alter any building or structure, except a fence, without first securing the permit required by this chapter.
- B. This section shall not apply where the retail cost of the materials used in the construction or alteration is less than \$1,000.00, except that it shall apply in all cases where the construction or alteration results in an enlarged structure or affects the walls of the building or structure.

III APPLICATION FOR PERMIT. A building permit shall be secured from the building inspector on written application accompanied by plans and specifications in duplicate which must state the specific nature of the construction or alterations to be made. The plan must be verified by the person who will perform or be in charge of the construction or alteration.

IV APPROVAL OF PLAN. The building inspector, shall review the plan to determine whether the proposed construction or alteration conforms to the building codes and ordinances of this municipality. The building inspector shall mark the plans within ten days with the statement "approved" if the plans do conform or "disapproved" if the plans do not conform. If the plans are disapproved, the reasons therefor shall be annexed to the plans. Upon approval of the plan, the building inspector shall issue a permit to the applicant together with

NAPLES CITY ZONING AND SUBDIVISION ORDINANCE

Revisions of the Naples City Zoning and Subdivision Ordinance as heretofore adopted by the Naples City Council.

Notice is hereby given that the following sections of the above referred to ordinance are amended as follows:

Section 02-10-003 (4)

The home occupation shall not include the sale of commodities which are not produced on the premises.

Section 02-04-001

The board of adjustment shall consist of five (5) members and three (3) alternate members. Except for the terms of office of the members of the first board, the term of office of each member and alternate shall be three (3) years and until the appointment and qualification of his successor. The members and alternates of the first board shall classify themselves by lot so that the term of office of one (1) member and one (1) alternate is one (1) year, of two (2) members and one (1) alternate is two (2) years, and of two (2) members and one (1) alternate is three (3) years. Each member of the board shall be appointed by the city council. One, but not more than one, member of the planning commission shall be a member of the board of adjustment. Any member or alternate member may be removed for cause by the city council upon written charges and after a public hearing, if such public hearing is requested. Vacancies shall be filled for the unexpired term of any member or alternate member whose term becomes vacant. Alternate member shall have no voting privilege except when a member is temporarily unable to act owing to absence from the county, illness, interest in a case before the board, or any other cause, and when the alternate member is needed to create a full quorum of five (5) members.

Section 02-21-001

The purpose of the MH Zone is to provide appropriate areas for suitable development of mobile home parks, mobile home planned unit developments, and mobile home subdivisions. It is also to insure that such facilities receive adequate services, and blend harmoniously with surrounding residential neighborhoods. Mobile homes or manufactured homes meeting the requirements of Sections 02-11-017 and 02-11-024 of this title may be placed in any residential zone, except in the R-3 zone.

Naples CITY

BUSINESS LICENSE CODE

- Chapter 11-01. Administrative Regulations.
11-02. Application And License Procedures.
11-03. Violations And Penalty Provisions.
11-04. Definitions.
11-05. Alcoholic Beverages Licensing Regulations.
11-06. Nonprofit Membership Organizations.
11-07. Amusement Centers, Penny Arcades And Pool Halls.
11-08. Amusement Devices.
11-09. Itinerant Merchants and Solicitors.
11-10. Eating And Drinking Places.
11-11. Pawn Brokers.
11-12. Salvage And Wrecking Shops.
11-13. Public Dances.
11-14. Closing Out Sales.
11-15. Mobile Home Parks.
11-16. *Reserved.*
11-17. *Reserved.*
11-18. *Reserved.*
11-19. *Reserved.*
11-20. Classifications For Licensing.
11-21. Regulatory And/Or Inspection Provisions.
11-22. Schedule Of Revenue And Regulatory Fees.

~~K.B.~~

NAPLES CITY COUNCIL MEETING

JUNE 3, 1982

MINUTES

This regularly scheduled meeting of Naples Council was held June 3, 1982 at Naples Elementary School. Mayor Kay called the meeting to order at 7:00 p.m. Those in attendance were Lawrence Kay, Ralph Dart, Lynn McCarrell, Rolene Smith, Shirley Price, and John Tingy. Dennis Judd arrived at 7:20; Glen Fleener at 7:50; Phillip Manwaring at 7:55; Craig Blunt at 8:05; and Robb Moore of Vernal Express at 8:45.

Minutes of the May 27, 1982 meeting were reviewed. The following corrections were made: On page 4 line 5 fence should be changed to building; page 4, fourth paragraph, line 4 motion should be deleted; page 5, first paragraph on the second line building should be changed to licenses; page 5, third paragraph on the motion of setting up a checking account and the signatures Rolene Smith should be added as city recorder. To formalize this addition Dennis Judd made a motion that Rolene Smith be added as a signature to the checking account, signing as city recorder. Lynn McCarrell seconded. Motion passed unanimously.

The Council adjourned to executive session to conduct interviews. Connie Breakfield was interviewed for the clerk-typist position.

Mayor Kay reported to the Council that Naples City has been granted a \$44,000.00 block grant for purchase towards a fire truck and/or a building to house the truck in. Impact funds were discussed. It was decided that Dennis Judd and Rolene Smith would prepare an application to the Community Impact Fund requesting the balance of the fire truck and equipment of \$150,000.00; a city building of \$200,000.00; land for city building \$75,000.00; dump truck with snow plow \$60,000.00. Ralph Dart was assigned to research the types and costs of a city building.

The proposed fire protection agreement with Uintah County was discussed. Three options were listed as cost reimbursement proposals:

1. Per fire basis
2. A total amount per year
3. A percentage on a per capita basis per year including a little extra because of the industrial area.

The Council agreed that option 3 would be the first preference. On this preference, Mayor Kay was authorized to offer the County Commission \$6,500.00 per year. This proposal is for a six-month period. Dennis Judd made a motion to this effect. Lynn McCarrell seconded. Motion passed unanimously. The agreement would begin July 1, 1982 and terminate December 31, 1982.

Naples City Council
June 3, 1982
Page 2

Dennis Judd made a motion to adjourn into executive session at 8:45 p.m. to conduct interviews. Ralph Dart seconded. The motion passed unanimously. Carol Kerbs was interviewed for the City Recorder position.

The master plan for Naples was discussed. Dennis Judd made a motion to have the building inspector contact Roosevelt and Duchesne on copies of their master plan. Rolene Smith seconded. Motion passed unanimously.

Craig Blunt reported to the Council on his activity during the past week. Mayor Kay indicated that it had been reported to him that Ray Hunting is exceeding the building permit received from the County on the number of trailers he is to have in his trailer park. It was requested that Mr. Hunting meet with the Zoning and Planning Commission Committee to resolve the violation.

Craig Blunt presented a license approval for John Tingley on a catering service. The business license was approved with a stipulation that the traffic congestion problem in his store parking area be taken care of by the renewal date on the license which will be January 1, 1983. Dennis Judd made the motion to approve the business license with the stipulation. Lynn McCarrell seconded. Motion passed unanimously.

Reimbursement of mileage was discussed. Dennis Judd made a motion that all city mileage be reimbursed to Naples City employees at 28¢ a mile and that the employees furnish a mileage report to the Council to approve on the Thursday prior to pay day for the preceding two week period. Rolene Smith seconded. Motion passed unanimously.

In discussing the building inspector salary, it was determined that the building inspector would be paid every two weeks. Benefits for this employee still needs to be determined.

Road repair was discussed. Mayor Kay informed the Council that on Vernal Avenue from 1500 South to 2500 South, the county has declined to keep this road as a collector road. Due to this decision by the County Commissioners Naples will be responsible for having the contractor repair the road from damage caused by a waterline installation.

Further discussion on roads revealed that there are many areas in Naples that Vernal City is responsible for repairs due to water and sewer line breaks. Upon Mayor Kay's request of Vernal City's intent of restoring the damaged area he was informed by Ken Bassett that Vernal will not do any repair work because of the water and sewer separation agreement between Ashley Valley Water & Sewer Improvement District and Vernal City. The Council requested that Mayor Kay write to the Ashley Valley Water & Sewer Improvement District informing them of Vernal City's response and request their assistance in handling the matter.

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Jerry Price's matter was discussed. It was determined that Ray Nash will work out an agreement with Price's attorney for the Council's approval. Additionally, the Council agreed to request the County to authorize a lock be placed on the building for security purposes.

It was pointed out to the Council by the building inspector that we need to contact the County on building permits issued prior to Naples incorporating and the expense of inspections conducted by County inspectors up to this time, this cost needs to be shared with the County. The Council reminded Craig that Naples is entitled to building permit and business license revenue the County has collected since April 20, 1982.

The following bills were submitted for approval:

 \$\$ 74.60 to Nielson and Senior for photocopies and telephone bill.
 3,699.90 to Nash and Nash for attorney fees.
 55.00 to Lawrence Kay for miscellaneous city expenses.
 21.53 to Rolene Smith for miscellaneous city expenses.

Ralph Dart made a motion to approve these expenditures. Dennis Judd seconded the motion passed unanimously.

Shirley Price reported to the Council that he had contacted three companies for bids for setting up an accounting record or bookkeeping system. Terry Caldwell's bid was at \$40.00 an hour for a total of \$640.00. Lloyd Winward did not list an hourly rate but his total was \$750.00. A third company Larry Larson was not interested in bidding on this particular project. After some discussion, it was agreed by a motion from Dennis Judd that we accept Lloyd Winward Company to establish an initial bookkeeping system at \$750.00. Rolene Smith seconded, the motion passed unanimously.

Ralph Dart reported that Everett Coon is still willing to lease his home at 1834 South 1500 East for \$500.00 a month to the Council for a temporary city office.

Dennis Judd made a motion that Mark Nash prepare a lease on the home at \$500.00 a month with an option of a 60-day vacating notice and a six-month renewal. Rolene Smith seconded, the motion passed unanimously.

Compensation to city officials was discussed. It was agreed through a motion by Rolene Smith and seconded by Dennis Judd that Council members be paid \$200.00 a month; Mayor position \$250.00 a month. This will be retroactive to April 20, 1982. Any special assignments included but not limited to attendance at meetings other than City Council meetings by the Council members would be reimbursed at \$8.00 an hour and mileage would be reimbursed at 28¢ a mile. This motion passed unanimously.

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The City Recorder position was discussed. It was determined that the Council needs to hire a recorder immediately. The full-time position would start at \$950.00 a month with a three month probation period. A typing test would be required. This employee would receive the same benefits as the building inspector. Rolene Smith made the motion to accept the above stipulations for the recorder position. Lynn McCarrell seconded, the motion passed unanimously.

No other business having come before the Council, the meeting adjourned at 12:00 midnight.

NAPLES CITY COUNCIL

BY: Lawrence C. Kay
Lawrence C. Kay
Mayor

ATTEST:
Rolene Smith
City Recorder

NAPLES CITY COUNCIL MEETING

JUNE 10, 1982

MINUTES

This regularly scheduled meeting of Naples Council was held June 10, 1982 at Naples Elementary School. Mayor Kay called the meeting to order at 7:15 p.m. Those in attendance were Lawrence Kay, Dennis Judd, Ralph Dart, Lynn McCarrell, Rolene Smith, Jeff Campbell, Leon and Barbara Higginson, Garth and Rae Rasmussen, Ron Wood, Shirley Price and Glen Fleener. Donna Merrell arrived at 8:05 p.m. Craig Blunt at 8:15 p.m. and Larris Hunting at 10:25 p.m.

Minutes of June 3, 1982 were reviewed. The following corrections were made.

Rolene Smith made a motion to adjourn into executive session to discuss personnel at 7:25 p.m. Ralph Dart seconded, the motion passed unanimously.

was reviewed for the City Recorder Office Manager position and was interviewed for the same position. Following the adjournment of executive session, Ralph Dart made a motion that we hire Linda Cardwell subject to review of another applicant. Lynn McCarrell seconded, the motion passed unanimously. This person will be hired to begin work on Monday June 14, 1982.

Ron Wood reported the activities of his involvement as an ex officio member on the Sewer Management Board. The Mayor thanked Ron for appearing before the Council and requested that anytime he have information the Council would be interested to meet with him. *including with him.*

Attorney Mark Nash presented the Naples Annexation Policy Declaration. Rolene Smith made a motion to accept the document, Dennis Judd seconded and the vote was as follows:

Rolene Smith	aya
Dennis Judd	aye
Ralph Dart	aye
Lynn McCarrell	aye
Donna Merrell	aye

In discussing the public hearing for the Policy Declaration it was determined that the hearing will be held July 22, 1982 at the regular Naples Council meeting. Dennis Judd made a motion that this date will be the date of the public hearing. Donna Merrell seconded, the motion passed unanimously.

Naples City Council
June 10, 1982
Page 2

Mark Nash reported on the Council's request of the Ad Valorem Tax that the City cannot assess taxes at this time because we have been incorporated less than one year.

The final draft of the budget was prepared. It was determined that the public hearing would be held on June 24, 1982. Rolene Smith made a motion that the hearing would be held this date. Ralph Dart seconded, the motion passed unanimously.

A policy manual for employees was discussed. It was concluded that it was the desire of the Council that a policy manual be prepared and available to the employees.

The Jerry Price matter was discussed. Mark Nash reported that his office is currently awaiting a proposed settlement agreement from Jerry's Attorney.

Mark Nash is to prepare a Beer Ordinance for the next scheduled meeting.

Leon Higginson was in attendance to apply for a business license for a distributor for Western Chemical. This involves chemical pumps and related items which are mostly retail sales. The Council approved the license with Dennis Judd making the motion and Ralph Dart seconding, the motion passed unanimously.

Ralph Dart presented a six month lease agreement with Everett Coon on his house at 1834 South 1500 East which will be used for the Naples City Office. The lease is with an option to lease for another six month period. The lease amount is \$500.00 a month. Rolene Smith made a motion that we accept the lease at \$500.00 a month. Lynn McCarrell seconded, the motion passed unanimously.

Shirley Price reported on his activities as Treasurer the past week. He gave the Council and Mayor their checks for reimbursement. Mayor Kay indicated that he is going to donate his monthly salary as Mayor to a park fund until there is enough money for a park to be constructed. Shirley is to set up a special fund for this purpose. The Council and the Treasurer discussed and worked on a tentative budget for the 1982-1983 fiscal year. A motion was made by Dennis Judd to approve a tentative budget. Donna Merrell seconded, the motion passed unanimously.

Dennis Judd presented an option for the Council's consideration on acquiring City Offices. It is called a non-profit authority in which the Council would organize a non-profit corporation as a building authority to finance city office acquisitions. For additional information please see the attachment. The Council agreed that this would be an option to review further and at Dennis's request he is to contact Kimble Young who is with a bonding company in Salt Lake to meet with the Council and discuss this option with them.

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Larris Hunting, Chairman of the Commercial Development Committee, met with the Council. At this point in time this Committee has not met to discuss the methods of bringing in commercial developments to Naples. At the Council's suggestion Larris Hunting was replaced as Chairman by Ron Walker. Larris is to remain on the committee in a working capacity.

The Council discussed and agreed to change the official meeting time of Council meeting from 7:00 to 7:30 p.m.

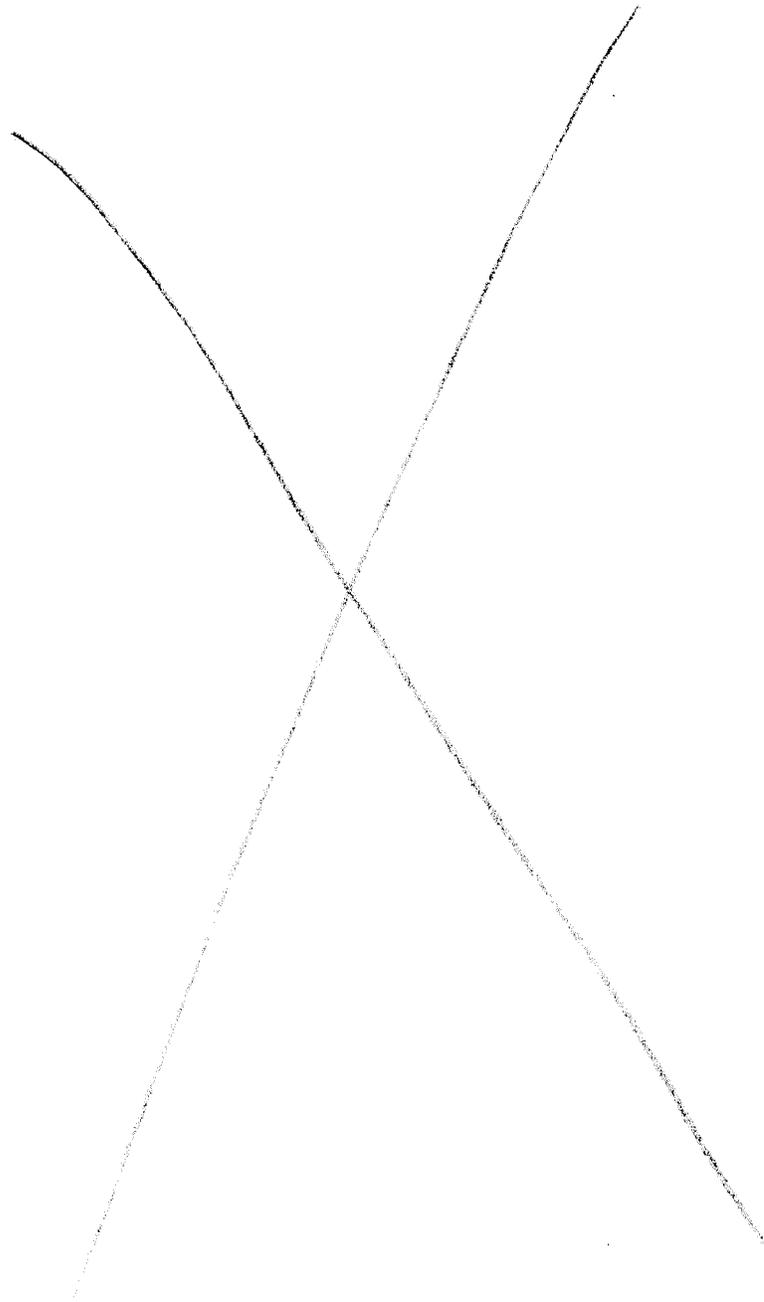
No other business having come before the Council the meeting adjourned at 11:10 p.m.

NAPLES CITY COUNCIL

BY: Laurence Kay
Mayor Kay

ATTEST:

Olga Miller
City Recorder



NAPLES CITY COUNCIL MEETING

JUNE 17, 1982

MINUTES

This regularly scheduled meeting of Naples Council was held June 17, 1982 at the Naples City Office. Mayor Kay was not available to call the meeting to order. Ralph Dart made a motion to elect Dennis Judd as Mayor Pro Tem. Lynn McCarrell seconded, the motion passed unanimously.

Dennis Judd called the meeting to order at 7:35 p.m. Those in attendance were Dennis Judd, Ralph Dart, Craig Blunt, Lynn McCarrell, Rolene Smith, Shirley Price, Frank and Charles Walker, Robb Moore and Linda Cardwell. Mark Nash arrived at 7:45 p.m., David Morton at 9:05 p.m., and Mayor Kay at 9:40 p.m. Donna Merrell was absent.

Frank and Charles Walker were in attendance to discuss the Wildwood Subdivision. They felt that Phase A of the subdivision should be approved without the 5% park land fee since the preliminary plat had been approved by Uintah County prior to the incorporation of Naples City and since the final plat had been tentatively approved prior to Naples incorporation. The County Planning and Zoning Commission approved the final plat subject to Naples City Council approval and under the condition that the sewer be hooked up or a holding tank be built. Rob Hughie of the City-County Planning Office had recommended that the park fee be waived on Phase A of this project and the County and Naples Planning and Zoning Commissions both recommended waiving the fee on this project. Rolene Smith made a motion that the Council follow the Zoning Commission's recommendation to approve the plat as presented without the imposition of the 5% park fee, subject to all signatures and subject to the subdivision being restricted to single family dwellings. Dennis Judd seconded and the vote was as follows:

Ralph Dart	abstain
Lynn McCarrell	nay
Rolene Smith	aye
Dennis Judd	aye
Donna Merrell	absent

The motion passed.

Minutes of the June 10, 1982 meeting were reviewed. The following correction was made. On the first page, fourth paragraph concerning interviews for the City Recorder position the names of the people interviewed should be taken off the minutes. It was requested that Mayor Kay check with Ron Walker regarding his appointment as Chairman of the Commercial Development Committee. Lynn McCarrell made a motion to accept the minutes with the correction. Ralph Dart seconded, the motion passed unanimously.

Dennis Judd acting Mayor Pro Tem nominated Linda Cardwell for the position of Naples City Recorder. Rolene Smith made a motion that we make the official appointment of Linda Cardwell as City Recorder. Lynn McCarrell seconded, the motion passed unanimously.

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Mark Nash reported to the Council that he has received employer identification numbers and Federal and State Tax numbers for Naples City employees. He also reported that the bonds for City employees were finished and that he would bring them to the next Council meeting.

Craig Blunt presented the Building Inspector report. The Council needs to collect money from Uintah County for building inspection fees on the job sites they acquired from Uintah County after the incorporation of Naples City. Ralph Dart made a motion that the Council contact Uintah County Commissioners by letter requesting five-sixths of the money on the building permits for the buildings specified. Rolene Smith seconded, the motion passed unanimously.

Craig reported that the Council needs to decide how they want to handle road bonds. Mark Nash was appointed to follow through on the road bonds.

Copies of Master Plans developed by the cities of Sandy, Layton, Bountiful, West Valley and West Jordan are being sent to Craig. Dennis Judd reported that he spoke with Bob Nickleson on the Vernal Master Plan and he will be getting a copy from Bob.

Craig has checked with the two surplus stores available regarding the purchase of trucks and other equipment for Naples City. Should any equipment become available before the budget is drawn up Craig should check with Mayor Kay about purchasing it. Craig will continue looking.

Insurance coverage for Naples City employees was discussed. Craig and Linda were directed to check into different insurance agencies to find out what options are available, and the prices and coverage included.

Rolene Smith made a motion to adjourn into executive session at 9:25 p.m. to discuss legal matters. Ralph Dart seconded, the motion passed unanimously. Attorney Mark Nash reported on the Naples City Budget. The Council decided to hold a public hearing on the budget at the next Council meeting June 24, 1982.

Mayor Kay arrived at 9:40, the meeting was turned over to him. Rolene Smith made a motion to adjourn out of executive session at 9:45 p.m. Dennis Judd seconded, the motion passed unanimously.

At the request of the Council, Mark Nash presented a Beer Ordinance. Discussion followed. Rolene Smith requested that the Council wait until the July 1, 1982 Council meeting before voting on this Ordinance. The Council was in favor of postponing the voting until July 1, 1982.

Shirley Price reported on his activities as Treasurer the past week. Shirley was asked by the Council to inquire into revenue sharing. He spoke with Morris Cook on this subject. Morris Cook suggested that Mayor Kay contact him for information. Dennis Judd made a motion to have Mayor Kay check into revenue sharing. Rolene Smith seconded, the motion passed unanimously.

Naples City Council
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Shirley reported on postage fees. For pre-sorted mail you must have 500 pieces in the mailing and there is a \$30.00 fee per year for this service.

Shirley reported on the budget he prepared. Mark Nash and Shirley reviewed the budget prior to presentation to the Council. Mark reported that the Council needs to set up a special fund for parks. The Council needs to adopt an ordinance to designate money from the general fund to the park fund and an ordinance for the Class B & C Road Fund. Dennis Judd made a motion that the City Attorney prepare whatever is necessary to set up a special fund for parks, roads, and fire. Rolene Smith seconded, the motion passed unanimously.

The Naples City road sign and Zoning Ordinance sign were discussed. Mayor Kay directed Linda Cardwell to write a letter to Lester Jester, Department of Transportation, requesting a Naples City road sign and a Zoning Ordinance sign be constructed and placed at the north and south sides of Naples, and to request that the Vernal City road sign be moved to the Vernal City limits.

Dennis Judd addressed the topic of hiring a road maintenance crew to repair some of Naples City roads. The Council decided that they need to hire two full-time temporary laborers, and that the pay rate would be \$6.50 per hour. Interviews are to be scheduled by Linda Cardwell for the July 1, 1982 City Council Meeting.

The park development fee was discussed. The Council needs to consider changing the ordinance to make a fee apply to apartment complexes as well as to single family dwellings. This topic should be considered by the Planning and Zoning Committee. Rolene Smith made a motion to request that the Planning and Zoning Committee hold a special meeting to consider changing the ordinance on park fees and that this meeting be held before Wednesday, June 23, 1982. Rolene suggested that Craig Blunt contact the Planning and Zoning Committee members regarding the special meeting. Dennis Judd seconded, the motion passed unanimously.

The length of term for the Planning and Zoning Committee members were discussed. Dennis Judd suggested that the Council appoint members of the committee on staggered terms. The Council decided to stagger the terms for one, two, and three years. Dennis Judd and Ralph Dart assigned the following terms to the committee members.

Norman Haslem - 3 yrs.	Dennis Judd - 2 yrs.
Charles Olsen - 2 yrs.	Terry Bastian - 1 yr.
Garth Rasmussen - 1 yr.	Ralph Dart - 2 yrs.
Glen Fleener - 1 yr.	Wes Bowden - 3 yrs.
Robert Kay - 3 yrs.	

The City Recorder reported to the Council. The following topics were discussed:

Office Hours - Naples City Office will be open from 8:00 a.m. - 12:00 noon and from 1:00 - 5:00 p.m. The Building Inspector's schedule will be as follows:

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8:00 a.m. - 9:00 a.m. - Building Permits
9:00 a.m. - 12:00 noon - Building Inspections
1:30 p.m. - 5:00 p.m. - Building Permits

Linda Cardwell will be at the office from 9:00 a.m. - 12:00 noon and from 1:00 p.m. - 5:00 p.m.

Purchasing of Office Equipment - Linda Cardwell was directed to check with several office supply stores on purchasing, leasing or renting office equipment, and report to the Council.

Typing and Distributing of the Agenda - The Council agreed that agenda items should be given to Linda no later than Tuesday 5:00 p.m., before the Thursday Council meetings.

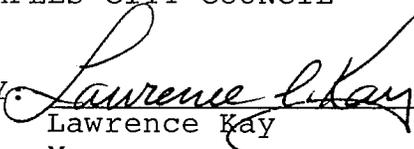
Other business presented before the Council was the paving of Rutgers Industrial Park road. The Council felt that Rutgers would have to deal directly with Uintah County on this issue because of a previous agreement between the County and Rutgers.

Mayor Kay reported that Robert Turner proposed selling some land to Naples City for use as a park. The Council requested that Robert Turner attend the July 1, 1982 Council meeting to discuss this issue further.

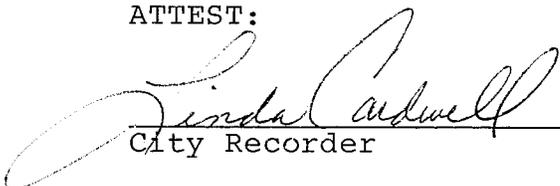
Discussion of the Naples appointment to the Ashley Valley Water and Sewer District Board followed. Mayor Kay asked the Council to consider this issue and discuss it further at the next Council meeting.

No other business having come before the Council the meeting adjourned at 12:07 p.m.

NAPLES CITY COUNCIL

BY: 
Lawrence Kay
Mayor

ATTEST:


Linda Cardwell
City Recorder

NAPLES CITY COUNCIL MEETING

JUNE 24, 1982

MINUTES

This regularly scheduled meeting of Naples Council was held June 24, 1982 at the Naples City Office. Mayor Kay called the meeting to order at 7:35 p.m. Shirley Price started the meeting with a prayer. Those in attendance were Lawrence Kay, Shirley Price, Lynn McCarrell, Donna Merrell, Ralph Dart and Linda Cardwell. Ray Nash arrived at 7:40 p.m., Dennis Judd at 7:42 p.m., Norm Haslem at 7:48 p.m., Lyle McKeachnie at 8:00 p.m., and Craig Blunt at 8:50 p.m. Rolene Smith was absent.

Minutes of the June 17, 1982 meeting were reviewed. The following corrections were made. On page 1, third paragraph, line 6 City Planning and Zoning was changed to employer; page 2, last paragraph, line 3 Mark Kirk was changed to Morris Cook. Dennis Judd made a motion to approve the minutes as corrected. Ralph Dart seconded, the motion passed unanimously.

The public hearing on the Naples City budget began at 7:50 p.m. Mayor Kay and Shirley Price reviewed the budget for the Council. Dennis Judd moved that the Council adopt the budget as presented. Donna Merrell seconded, the motion passed unanimously. Linda Cardwell was directed to type the budget and send it to the State Auditors Office.

Shirley Price presented the current budget for the 1982 fiscal year. The budget presented covered from April 26 to June 30, 1982. The budget was reviewed by the Council. Dennis Judd made a motion to put the budget in letter form and send it to the State Auditors Office. Ralph Dart seconded, the motion passed unanimously.

Dennis Judd presented an update on the appointment of a member to the Ashley Valley Water and Sewer Board. Dennis reported that if a municipality is wholly contained within the boundaries of the Water and Sewer Improvement District the city is entitled to appoint a member to the board of trustees, if the city appoints a representative the city is not entitled to vote in the election. Naples City has two areas which are not contained within the boundaries of the Water and Sewer Improvement District: Vernal City cemetery and the Vernal City golf course. The issue was discussed and the Council decided that they may appoint a representative to the Board if they choose. Lyle McKeachnie presented some discussion on the topic of appointing a member to the Board. Lyle feels that Naples Council needs to appoint a new member. Mayor Kay suggested that the council think about this issue and discuss it further at next week's meeting.

Lyle McKeachnie discussed the possibility of submitting an annexation to Naples. The Council was asked to give some thought on this growth area. There will be a public hearing on annexation at the July 22, 1982 Council meeting.

Ray Nash presented an update on the Jerry Price matter. Ray has been in constant touch with Jerry Price's attorney Ray Martineau regarding the proposed settlement agreement. Jerry Price has not made any commitments on this agreement.

Mark Nash was asked by the Council to prepare forms to use on the road bonds. Ray Nash suggested that some of the utilities use corporate surety bonds instead of cash bonds. Corporate surety bonds guarantees the road be replaced.

Craig Blunt presented the Building Inspector report. Craig submitted a Master Plan from Sandy, which was reviewed by the Council.

Craig presented a letter from Lowell Card to Ray Hunting regarding Ray's mobile home park. Lowell had a meeting with H - K Construction and Ray Hunting. H - K Construction said that they will be out of the mobile home park in 45 days. Mountain Bell contacted Craig requesting addresses for the park. Craig denied them addresses based on the fact that mobile home park didn't exist. Mayor Kay suggested that the Council write Ray Hunting telling him that the park will be in compliance with the law in 45 days or be shut down, and that the Council write to H - K Construction explaining the situation.

Norman Haslem reported that Ray Hunting's application to the county showed a roadway in front of his trailer. The trailer should be seven feet from the roadway. The zoning committee suggests that they get the legal description of the road and survey Ray's property to see if the trailer has the required side, front and back setbacks.

Mayor Kay requested that Ray Hunting attend the next Council meeting to discuss his mobile home park.

Craig presented a report from the Planning and Zoning Committee on the Capital Fund (Ordinance #28-13). The Planning and Zoning Committee's decision is as follows: All major subdivisions, planned unit developments, and multiple family units on individual lots are subject to this provision. Land amounting to 5% of the development for single family units, 7% for two family units, 8½% for three family units, and 10% for four family units or larger must be set aside and dedicated to the city for flood control and park use. If the park and drainage area to be set aside is smaller than one acre then a fee of \$110.00 per dwelling unit will be given in lieu of the park and drainage land. The width of the park and drainage area can be no less than one-fourth the total length of the park area without special approval of the Planning and Zoning Commission. The minimum area which may be dedicated for park and drainage use is one (1) acre except where a home owner association is formed then the area can be less than one acre.

Discussion on having small neighborhood parks followed. The Council felt that small neighborhood parks would be used more often than would a central park. Lynn McCarrell brought up discussion on park access. There is nothing in the ordinance requiring fencing of park lands. Lynn also wondered what the city would be getting into as far as liability. The city would have to expand their insurance

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coverage to cover parks. Any equipment installed in the parks would have to be approved by the City Council or the Planning and Zoning Committee. Dennis Judd made a motion that Dennis Judd work with Mark Nash to prepare a new ordinance for neighborhood parks. Donna Merrell seconded, the motion passed unanimously.

The Council discussed recreation vehicle sewage disposal on project sites. Mayor Kay directed Craig Blunt to talk with Mark Nash about preparing an ordinance for review, stating that if the builder wants to set up a recreation vehicle on a project site he must install a pumpable septic tank.

Mayor Kay reported that the Ashley Valley Water and Sewer Board will repair the roads damaged by water and sewer line breaks.

Shirley Price presented the Treasurers report. Shirley suggested that the Naples City Office should have some petty cash. Mayor Kay suggested that the office be given \$50.00 for petty cash, and that the office obtain petty cash vouchers to keep a record of spending.

Official pay periods were discussed. Dennis Judd moved that city employees be paid every two weeks, from the last pay period, and that the Council members and the Mayor be paid once a month. Ralph Dart seconded, the motion passed unanimously.

Shirley Price presented to the Council the problem of loaded trucks passing by his home. The Council needs to adopt an ordinance for truck weight limits. Dennis Judd has copies of the State's weight ordinance. Dennis will bring copies of the weight ordinance to the next City Council meeting for review.

A benefit proposal for insurance coverage was presented to the Council by Craig Blunt. Mayor Kay reviewed the proposal and directed Linda Cardwell to write to the Utah League of Cities and Towns inquiring into their insurance program.

Dennis Judd reported on the Uintah County Sheriff purchases. The County Sheriff needs \$20,000.00 for purchases. The Council can't pay this expenditure until July 1, 1982. The expenditure will be approved at the next Council meeting.

The Fire Agreement with the County was discussed. Dennis Judd felt that Naples City was paying the County too much money. Dennis Judd and Mayor Kay will talk with the County Commissioners regarding the amount Naples should pay for fire protection.

Lynn McCarrell suggested that the Council consider putting in a few street lights in the industrial areas. Lynn reported that Utah Power and Light has a set rate for municipalities. The monthly fee includes

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the installation of the pole and lights, maintainance and the electrical usage. Lynn requested that the Council give some thought on this issue.

No other business having come before the Council the meeting adjourned at 10:59 p.m.

NAPLES CITY COUNCIL

BY: Lawrence C. Kay
Mayor Lawrence C. Kay

ATTEST:

Sinda Cardwell
City Recorder

NAPLES CITY COUNCIL MEETING

JULY, 1, 1982

MINUTES

This regularly scheduled meeting of the Naples Council was held July 1, 1982 at the Naples City Office. Mayor Kay called the meeting to order at 7:40 p.m. Mayor Kay opened the meeting with a prayer. Those in attendance were Lawrence Kay, Robert Turner, Donna Merrell, Lynn McCarrell, Mark Nash, Linda Cardwell and David Menton. Dennis Judd arrived at 7:48 p.m., Robert Powers at 8:00 p.m., Shirley Price at 8:15 p.m., Ralph Dart at 9:45 p.m., and Craig Blunt at 9:50 p.m. Rolene Smith was absent.

Robert Turner was in attendance to show the Council some land he is going to donate to the City of Naples for a city park. Mayor Kay, Donna Merrell, Lynn McCarrell, and Dennis Judd and Mark Nash went to view the land. They returned at 8:00 p.m.

Interviews were conducted for the road maintenance crew positions. David Menton, Darrin Anderson, Jerry Housman, and Robert Powers were interviewed. Donna Merrell made a motion to hire David Menton and Robert Powers and to contact Niles Haslem to ask him to consider being employed as road maintenance supervisor. Ralph Dart seconded, the motion passed unanimously. Mayor Kay will contact Niles Haslem regarding employment with the City of Naples. Linda Cardwell was assigned to contact David Menton and Robert Powers to have them get an employment physical. Employment will begin as soon as Naples acquires road equipment.

Minutes of the June 24, 1982 meeting were reviewed. Donna Merrell made a motion to approve the minutes as presented. Dennis Judd seconded, the motion passed unanimously.

Robert Turner's park land proposal was discussed. Mr. Turner wants Naples to build a road through the block, he will deed the road to the School Board in exchange for a piece of ground, everything sixty feet from the school. Mr. Turner will donate ten acres of land but he wants to get it appraised for tax purposes. Mayor Kay reported that the School and Naples City can get an impact grant to help build the road and to help the School Board. Dennis Judd made a motion that Mayor Kay make a plat and that the Council meet with the School Board. Donna Merrell seconded, the motion passed unanimously. Donna Merrell was appointed to set up the meeting with the Uintah County School Board.

Robert Turner owes money for building fees. Mayor Kay feels that the Council should waive the building fees since Mr. Turner is donating ten acres for park lands. The Council will accept one-half acre of property in lieu of the building permit fee Mr. Turner owes on his mobile home park, in exchange for a warranty deed. Dennis Judd made the motion to accept one-half acre in lieu of the building permit fees previously owed by Robert Turner. Donna Merrell seconded, the motion passed unanimously. All the building permit fees will be waived except

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for trailer inspection fees which are \$15.00 for each trailer. Craig Blunt will issue a building permit in exchange for the warranty deed.

Dennis Judd made a motion that the Council meet with Robert Turner to decide on which ten acres they want for the park. Donna Merrell seconded, the motion passed unanimously.

Dennis Judd suggested that the Council needs to set up a committee to start fund raising for the park. Discussion followed. The Council will need to set up several committees for the park project. The Council decided that they need to fence in the park and to build a culvert instead of having an open ditch. Mayor Kay suggested that Naples City buy a six foot chain link fence and get some volunteers to put it up.

The Beer Ordinance was presented to the Council. Discussion followed. Donna Merrell made a motion to have the license fees the same as Vernal's or the County's, whichever is higher. Dennis Judd seconded, the motion passed unanimously. Several changes and additions were made to the ordinance in final written form to be adopted at the next City Council meeting.

The Truck Weight Ordinance was discussed. The Council set up the basic outline for the ordinance. The truck gross weight limit will be 40,000 pounds, with nine thousand pounds on the steering axle and twelve thousand pounds on any dual wheel axle. Any truck over 40,000 pounds will need an overweight permit. The Council discussed prices for permits. Mayor Kay suggested that the Council check with other cities, the State and the County on their weight ordinance. Mayor Kay will contact Lester Jester. Dennis Judd will get a copy of the County weight ordinance. Mark Nash will prepare the ordinance and the Council will discuss and vote on it at the next meeting.

Dennis Judd made a motion to write a check to the Uintah County Sheriff for \$20,000.00 for equipment purchases. Ralph Dart seconded, the motion passed unanimously.

Donna Merrell made a motion to authorize Attorney Mark Nash to contact the bank to see what needs to be done to prepare and get the bank note signed. Dennis Judd seconded, the motion passed unanimously.

Mayor Kay tried to talk with the County about the fire agreement. The County wants Mayor Kay to meet with them and Vernal City on Wednesday July 7, 1982. The Council decided that Mayor Kay should write a letter to the County explaining the formula Naples used to come up with the payment they made.

Craig Blunt presented the Building Inspector report. He submitted a business license application for Wayne Pack Welding Incorporated. Dennis Judd made a motion to give Wayne Pack Welding incorporated a conditional use permit and business license. Ralph Dart seconded, the motion passed unanimously.

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Craig reported that the City of Naples collected a total of \$6,824.00 dollars during the month of June for building permits. Craig and Mayor Kay collected \$1,744.00 dollars from Uintah County for building permits issued before the incorporation of Naples.

Craig was directed to look into George Ences dump truck to see if Naples should purchase it. Dennis Judd made a motion to authorize Craig and Mayor Kay to work out the details of purchasing a truck as long as the price was a reasonable amount for the quality of truck. Donna Merrell seconded, the motion passed unanimously.

Shirley Price presented the Treasurer's report. Shirley needed to have the following expenditures approved: Petty cash to Linda Cardwell; Utah Leagues of Cities and Towns; Uintah County Sheriffs; Northeastern Office Supplies; Lloyd Winward; First Farwest Insurance Company; and monthly checks for Council members and Mayor Kay. Donna Merrell made a motion to pay the bills as the Council has reviewed them. Ralph Dart seconded, the motion passed unanimously.

Dennis Judd made a motion to pay Basin Insurance \$3,100.00 for insurance. Ralph Dart seconded, the motion passed unanimously.

Linda Cardwell submitted the minutes book for approval. Mayor Kay directed Linda to have "City of Naples Minutes" engraved into the book in gold print.

The Jerry Price matter was discussed. Mark Nash submitted Jerry Price's signed road dedication. Discussion followed. The Council decided to have Mayor Kay talk with Jerry Price about not having the ten year stipulation or the one-half mile frontage on the dedication. Mayor Kay will talk with Jerry and report to the Council on this matter.

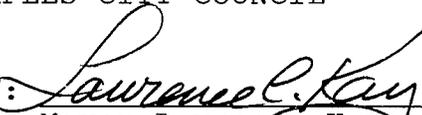
Dennis Judd reported that he and Rolene Smith prepared an Impact Fund Application for \$525,000. This won't be considered by the State until August, 1982.

Donna Merrell suggested that the City of Naples put together a newsletter to be distributed to the citizens of Naples to let them know what is happening in Naples.

Mayor Kay directed Linda Cardwell to call Eddie Burghardt to inquire into the City of Naples Office sign.

No other business having come before the Council the meeting adjourned at 12:56 p.m.

NAPLES CITY COUNCIL

BY: 
 Mayor Lawrence E. Kay

ATTEST:


 City Recorder

2072

NAPLES CITY COUNCIL MEETING

JULY 8, 1982

MINUTES

This regularly scheduled meeting of the Naples Council was held July 8, 1982 at the Naples City Office. Mayor Kay called the meeting to order at 7:35 p.m. Those in attendance were Dennis Judd, Donna Merrell, Lawrence Kay, Ralph Dart, Rolene Smith, Mark Nash and Linda Cardwell. Robb Moore arrived at 7:40 p.m., Mr. and Mrs. Ray Hunting at 7:55 p.m., Glen Fleener at 8:38 p.m., and Craig Blunt at 8:40 p.m. Lynn McCarrell was absent.

Minutes of the July 1, 1982 meeting were reviewed. The following corrections were made: on page 2, fourth paragraph, leave out the prices of the permits and insert prices for permits was discussed; page 2, last paragraph, line 3 add business license and conditional use permit; page 3 ninth, paragraph Eddie Burkhart should be Burghardt. Dennis Judd made a motion to approve the minutes as amended. Ralph Dart seconded, the motion passed unanimously.

The Naples city park land was discussed. Mayor Kay will bring some plats of the land to the next Council meeting. The Council needs to decide where to put the road. The Council should discuss this with the School Board and with Robert Turner. The Council requested Robert Turner to attend next week's Council meeting. The Council is meeting with the School Board on July 22, 1982.

Ray Hunting was in attendance to discuss his plans on the mobile home park. Mayor Kay asked Ray to bring in a plat showing where the front trailer sits, and to file his plat with the County. Ray Hunting said that he will file his plat, find out the zoning ordinance requirements for set backs, and get a letter from H-K Construction stating when they will be out of the trailer court.

Attorney Mark Nash reported on the bank account. He asked the Council to decide what portion of money the Council would like to put into a Certificate of Deposit account. Ten thousand dollars is the minimum amount for CD's. Shirley Price was assigned to find out more information on the CD accounts. Mark Nash has set up a special savings account for the City of Naples. When a check is written the money is automatically transferred from savings account to the checking account. Shirley Price, Mayor Kay, and Linda Cardwell need to sign a signature card at the bank.

Dennis Judd asked Mark Nash about the Capital Improvement Accounts for the park funds. Mark said that the Council would have to pass an ordinance to set up this account. A receipt system for donations will have to be set up for tax purposes. Mark Nash will prepare these ordinances.

Mark Nash submitted a resolution that will enable Naples to become a participant in the Social Security system. Donna Merrell made a motion to accept the resolution as presented. Ralph Dart seconded, the vote was as follows:

*Resolution #6
K.B.*

Naples City Council
 July 8, 1982
 Page 2

Donna Merrell	aye
Ralph Dart	aye
Dennis Judd	abstain
Rolene Smith	aye
Lynn McCarrell	absent

The motion passed.

Ord #82-8 7-8
 Mark Nash presented the beer ordinance to the Council for approval. The Vernal City's fees were used for beer licenses. Dennis Judd made a motion to accept the beer ordinance as presented. Donna Merrell seconded, the vote was as follows:

Donna Merrell	aye
Ralph Dart	aye
Dennis Judd	aye
Rolene Smith	abstain
Lynn McCarrell	absent

82-8
 Amended 7/3/85
 Amended 7/16/87

C.M.
 4-8-88

The motion passed.

Dennis Judd presented the Utah State Truck Weight Statute & Regulations. Discussion followed. The Council felt that a speed limit should be set in addition to a weight limit. The Council discussed having the Marshal enforce this ordinance thirty days after it has been posted. Dennis Judd and Mark Nash will work together to prepare the weight ordinance to be voted on at the next Council meeting on July 15, 1982.

Craig Blunt presented the Building Inspector's report. Craig submitted applications for membership to the mechanical, electrical and building official associations. Rolene Smith made a motion that the Council approve the memberships be paid. Donna Merrell seconded, the motion passed unanimously.

Craig presented a business license for Randy Backus to sell fur rugs. Ralph Dart moved that the Council approve the application for business license. Rolene Smith seconded, the motion passed unanimously.

Discussion on business licenses followed. Dennis Judd made a motion that Naples require a business license for all persons doing business in Naples City. Rolene Smith seconded, the motion passed unanimously.

Insurance coverage for office equipment and liability for the Naples City office was discussed. Craig has asked for bids from two local insurance offices. The Council requested that Francis Lenox attend the next Council meeting to explain our current insurance coverage.

Mayor Kay reported on the progress of purchasing a dumptruck. Robert Turner has the best truck available for the money. Mr. Turner is asking \$12,000.00, the truck will need a new throw-out bearing and clutch. Mr. Turner will pay for the materials needed to make these repairs. Donna Merrell made a motion to buy the truck from Robert Turner for \$12,000.00. Ralph Dart seconded, the motion passed unanimously.

Naples City Council
 July 8, 1982
 Page 3

The County Commissioners spoke with Mayor Kay about a dual project to widen East Highway 40. The County is getting a loan from the Impact Board to widen East Highway 40 from the four lane highway in Vernal City to the end of Naples curve. The County needs all the landowners on the west side of Highway 40 to sign a dedication for 10 feet, in exchange the County will build them a curb, gutter and 4 foot sidewalk. The County needs these dedications by August 6, 1982. This project will begin next spring. On the east side of East Highway 40 the County needs the landowners to sign a slope easement in exchange for curb and gutter, and sidewalk platforms.

The Council decided to hold a public hearing at next week's meeting. Mayor Kay will have the ownership plats ready for the meeting. Dennis Judd moved that the Council hold a public hearing, that letters be sent to all landowners on Highway 40 requesting them to be at the hearing, and that the Council do whatever is necessary to assure the widening of East Highway 40. Rolene Smith seconded, the motion passed unanimously.

Rolene Smith suggested that the Council have letters of intent for the easement and dedications ready for next week's meeting. Craig Blunt was assigned to prepare and deliver letters to all landowners on Highway 40.

Rolene Smith submitted bills for approval. Ralph Dart made a motion to pay the bills as presented. Donna Merrell seconded, the vote was as follows:

Donna Merrell	aye
Ralph Dart	aye
Rolene Smith	abstain
Dennis Judd	abstain
Lynn McCarrell	absent
Mayor Kay	aye

The motion passed.

Mayor Kay reported that Niles Haslem is willing to work for Naples City as road maintenance foreman on a part-time basis. The Council decided to pay Niles Haslem \$8.00 per hour. The Council requested that Niles attend the next Council meeting to discuss which roads to repair first.

Rolene Smith motioned that the Council approve the purchase of a Xerox 610 Memorywriter after Linda looks at the Olivetti typewriter. Donna Merrell seconded, the motion passed unanimously.

No other business having come before the Council the meeting adjourned at 11:30 p.m.

NAPLES CITY COUNCIL

BY:

Lawrence C. Kay
 Mayor Lawrence C. Kay

ATTEST:

Linda Cardwell
 Linda Cardwell, City Recorder

BEER ORDINANCE NO. 82-8

An ordinance by the City Council of the City of Naples, Uintah County, Utah, amending, modifying, and changing all previous beer ordinances and regulations heretofore made.

WHEREAS, the health, peace, safety, morals, commerce, order, property, and general welfare of the present and future inhabitants of Naples, Utah, will be promoted by amending and revising all previous beer ordinances heretofore adopted.

NOW THEREFORE, BE IT RESOLVED: THAT THE CITY COUNCIL OF THE CITY OF NAPLES DOES ORDAIN AS FOLLOWS: That all previous beer and liquor ordinances and regulations heretofore adopted by the City of Naples are hereby revoked and suspended and the following is hereby adopted in place and stead thereof.

SECTION I: Definitions.

The following words and phrases used in this ordinance shall have the following meaning unless a different meaning clearly appears from the context:

1. Beer.

"Beer" means any beverage containing not less than one-half of one per centum of alcohol by volume, and obtained by the alcoholic fermentation of an infusion or decoction of any malted grain or similar products, and which contains not more than 3.2 per centum of alcohol by weight, and may or may not contains hops or other vegetable products, and includes ale,

see pg 48
KB

NAPLES CITY COUNCIL
PUBLIC HEARING MINUTES
JULY 15, 1982

The public hearing on the widening of the East Highway 40 began at 7:15 p.m. Those in attendance were Lawrence C. Kay, Donna Merrell, Ralph Dart, Lynn McCarrell, Dennis Ludd, Rolene Smith, Randy Freston and Linda Cardwell.

Mayor Kay opened the hearing by reading the following paragraphs from the July 8, 1982 City Council Minutes.

The County Commissioners spoke with Mayor Kay about a dual project to widen East Highway 40. The County is getting a loan from the Impact Board to widen East Highway 40 from the four-lane highway in Vernal City to the end of Naples curve. The County needs all the landowners on the west side of East Highway 40 to sign an easement and dedication for 10 feet, in exchange the County will need these easements and dedications by August 6, 1982. The project is scheduled to begin next spring. On the east side of Highway 40 the County will need the landowners to sign a slope easement in exchange for curb and gutter.

The Council decided to hold a public hearing at next week's meeting. Mayor Kay will have the ownership plats available. Dennis Judd moved that the Council hold a public hearing, that letters be sent to all landowners on East Highway 40 requesting them to be at the hearing and that the Council does whatever is necessary to assure the widening of East Highway 40. Rolene Smith seconded, the motion passed unanimously.

Mayor Kay then turned the meeting over to Randy Freston of Uintah Engineering to describe the roadway that Uintah County proposes to build. Mr. Freston reported that the State has proposed to resurface East Highway 40 from the Vernal area to Jensen. The County proposes that in addition to resurfacing the Highway they will key it out, put in the earth material, extend all pipes, put in the gravel for surfacing, and build curb, gutter, and sidewalk on the west side. On the east side of the Highway they will build curb, gutter and a platform for a future sidewalk. The surface will be 5 inches above the existing road.

The County will finance this project with a \$3,000,000 plus loan from the Impact Board. The loan will be repaid over a 20 year period by the State of Utah. The County can finance the project and start building by next spring.

The meeting was opened for questions:

Naples City Council
Public Hearing
July 15, 1982
Page 2

QUESTION: Why isn't the sidewalk being built on the east side of the Highway where the school and church is located?

ANSWER: The Council is hoping to get some money to finance building the sidewalk on the east side of Highway 40. The County has to buy the slope easement from landowners and instead of paying cash they will build curb and gutter.

QUESTION: Brian Brackenbury - Isn't the Council already making provisions to widen the road in front of the school area?

ANSWER: Yes, it will be done under this surfacing project that they have advertised.

QUESTION: John Tingley - What is the right of way on the east side of the Highway compared to the west?

ANSWER: The right of way on the west side is approximately 60 feet from the center-line. The right of way on the east side is approximately 33 feet. These right of ways may vary.

QUESTION: John Tingley - Why doesn't the County take the 10 feet from the east side of the Highway instead of the west side.

ANSWER: The west side more or less compliments the configuration of where the road sets now. It is easier to add to the existing road and use the same center-line rather than starting over with complete reconstruction of the whole road.

QUESTION: Kirk Bowden - Is the 10 feet over the existing property in addition to the easement? Mr. Bowden's building would have to be moved if 10 feet is added on to the Highway. How does the state propose to handle this?

ANSWER: The Council doesn't know how the State will want to handle this. It could be that 8 feet in front of his building will be sufficient.

QUESTION: Is there a possibility of varying the parking lane width?

ANSWER: Yes, but the center-line must stay the same.

QUESTION: How much traffic is currently using East Highway 40?

ANSWER: The report from Wagner and Associates indicates that there are 28 thousand cars and trucks on an average day.

QUESTION: How much traffic can the Highway currently handle?

ANSWER: The Highway was designed to handle 15 thousand average daily traffic. Two years ago the traffic was up to 17 thousand. There is a real need for a four-lane highway.

Naples City Council
Public Hearing
July 15, 1982
Page 3

QUESTION: Virginia Timothy - What about sewer lines?

ANSWER: The sewer can go under the Highway.

QUESTION: What about the people who own businesses and use the Highway frontage for parking?

ANSWER: The County hasn't analyzed each property owner yet.

QUESTION: Kirk Bowden - The State said that in order to take any property someone would have to do an independant appraisal and determine the loss of cost of property and loss of cost of business. Each individual business would have to be compensated.

ANSWER: That is a personal decision that each property owner has to make.

QUESTION: Zane Gray - Has the County contacted the water company and telephone company? Water meters and telephone junction boxes would have to be moved.

ANSWER: These kinds of things will have to be worked out.

QUESTION: Tom Aldridge - With the existing right of way is there enough room for a four-lane highway if the parking lane is left off?

ANSWER: Yes, there is.

QUESTION: Why do we need parking lanes when everybody has a driveway?

ANSWER: If a car had to stop along the Highway half the car would be in the Highway. This is a real hazard.

QUESTION: Who will the people in Naples be dealing with?

ANSWER: Uintah County Comission.

COMMENT: Tom Aldridge - The last time the Highway was widened the west side had to give up the right of way. The west side is being hit twice.

QUESTION: Is someone going to contact the landowners to find out what their individual problem is? If so, can we depend on it before the work starts?

ANSWER: Yes, the County is putting together a list of landowners and intends to contact them. They are not going to start on anything before they get the whole thing worked out.

QUESTION: Robert Turner - Has the County considered taking 5 feet from either side of the Highway?

ANSWER: Yes, it has been considered. If 5 feet is taken from either

Naples City Council
Public Hearing
July 15, 1982
Page 4

side it will throw the center line out of configuration. The Highway Department wants continuous facilities down one side of the Highway, and there seems to be less impact down the west side.

QUESTION: It was mentioned that there is a federal rule not to move the center-line, but I've seen it done several times.

ANSWER: It is not a rule. The Federal Government has suggested that the center-line not be moved.

QUESTION: Wouldn't a turn lane move the center-line?

ANSWER: The center would be off the same area. A line would be painted the same distance in both directions from the existing center-line.

QUESTION: What about the danger of the parking lane being only a few feet from the buildings.

ANSWER: That will have to be looked into.

QUESTION: Since there are no major intersections why not make it a four-lane highway with no turning lane?

ANSWER: Most of the accidents that occur on Highway 40 are from the rear-end when attempting a left turn. There is a real need to channel the traffic and have a turning lane.

QUESTION: What will the speed limit be?

ANSWER: It will be the same speed limit posted there now.

QUESTION: Lou Harrison - What would be the cost difference between what the County is proposing and installing traffic lights?

ANSWER: In order to warrant the installation of traffic lights the traffic in the cross intersection would have to be equal to the Highway traffic.

COMMENTS: J.R. Willard - With four lanes people wouldn't have to pass on the right side of left turning traffic.

LaVon Bascom - I wouldn't want to sacrifice businesses for the sake of a parking lane.

QUESTION: Carma Stevens - What about the mailboxes? The people on the east side have to cross the Highway to get their mail.

ANSWER: This problem will have to be looked into.

Naples City Council
 Public Hearing
 July 15, 1982
 Page 5

QUESTION: What will be the cost of this project without the parking lanes and turning lane?

ANSWER: Approximately 3,000,000 plus dollars. There is not a lot of difference in the cost for building one lane. The costs come from the special effects like driveways, mail boxes, curb and gutter.

QUESTION: Is there enough right of way now if the parking lane isn't built?

ANSWER: Yes, if there is no parking lane. The Highway would wind up with a three of four foot safety shoulder.

QUESTION: Why can't the center-line be moved?

ANSWER: To move the center-line would move the Highway and change the configuration. To not use the existing fill would cost a lot more.

QUESTION: John Bowden - If the State has to condemn property wouldn't that be a lot more expensive?

ANSWER: That question will have to be looked into.

QUESTION: What is the setbacks for buildings facing the Highway?

ANSWER: Any new building would have to adhere to the 50 foot setback.

QUESTION: Has the Council met with the State?

ANSWER: Yes, the State proposes to repave the existing road if the County doesn't. Repaving would begin in 4 or 5 years.

QUESTION: What will happen to the traffic when the road is being rebuilt?

ANSWER: We will just have to live with it until the job is completed.

QUESTION: Will the County need exactly 10 feet?

ANSWER: No, not at all places. The right of way isn't exactly the same all the way down the Highway.

Dennis Judd addressed some questions to the public. He asked them to raise their hand in response.

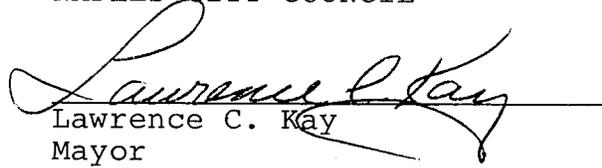
1. Those in favor of widening East highway 40. 25
2. Those who do not want East Highway 40 widened. 0
3. Those who would be in favor of the five-lane Highway with no parking lane. 19

Naples City Council
Public Hearing
July 15, 1982
Page 6

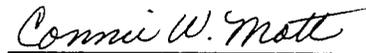
4. Those in favor of a five-lane Highway with parking. 8
5. Those who would be in favor of 5 feet off either side of the Highway. 16
6. Those in favor of 10 feet off the west side of the Highway. 3

The public hearing adjourned at 8:00 p.m. The Council meeting was continued at the Naples City Office.

NAPLES CITY COUNCIL


Lawrence C. Kay
Mayor

ATTEST


~~Linda Cardwell~~
City Recorder

NAPLES CITY COUNCIL MEETING

JULY 22, 1982

MINUTES

This regularly scheduled meeting of the Naples Council was held July 22, 1982 at the Naples City Office. Mayor Kay called the meeting to order at 7:30 p.m. John Ledkins opened the meeting with a prayer. Those in attendance were Lawrence Kay, Ralph Dart, Dennis Judd, Rolene Smith, Donna Merrell, John and Debbie Ledkins, Shirley Price, Mark Nash, Jerry Price, Rose Price, Ray Martineau, Ray Nash, Dan Brown, David L. Smith and Linda Cardwell. Craig Blunt arrived at 10:00 p.m. Lynn McCarrell was absent.

John Ledkins, Naples City Marshal, submitted a copy of his job description for the Council's approval. After their review the Council approved the job description and felt that they needed to try this arrangement and see how it works out. Dennis Judd and Mayor Kay will speak with Sheriff Stewart about clarifying with the dispatchers that Marshal Ledkins should be called on County business only when there are no other deputies available. Marshal Ledkins informed the Council that Deputy Polek will be on duty starting July 26, 1982.

The public hearing on the Naples Annexation Declaration Policy began at 8:00 p.m. No one was in attendance for the hearing and Vernal City was the only entity that responded in writing by requesting that the Naples City Council before adopting the proposed policy growth declaration area, take into consideration the growth declaration area that Vernal City has previously approved, and would further ask that Naples' growth area be amended so as to not include overlapping growth areas of Vernal City. Ray Nash suggested that overlapping should be no problem and that its a declaration of both parties and then its up to the people to see who wants to join which city. Mayor Kay suggested that the Council respond to Vernal City acknowledging their letter and inform them that Naples adopted the growth area.

Dennis Judd read the Naples Annexation Declaration Policy and made a motion to change on page 2, fifth paragraph where it says "on annexation" to "upon annexation"; and on page 3, sixth paragraph "as all of the residents" should read "as to all of the residents". Rolene Smith seconded, the motion passed unanimously. Dennis Judd moved that the Council approve the Naples Annexation Declaration Policy as amended. Rolene Smith seconded, the vote was as follows:

Lynn McCarrell - absent
 Donns Merrell - aye
 Dennis Judd - aye
 Rolene Smith - aye
 Ralph Dart - aye

The motion passed. The public hearing adjourned at 8:15 p.m.

Naples City Council
 July 22, 1982
 Page 2

Jerry Price and Ray Marineau were in attendance to resolve the problems with Mr. Price's building. Discussion following. The settlement agreed to was as follows: This dedication is made so that Naples may widen the street in front of the Price property. This dedication shall become effective only upon like dedication of property abating the present established road right of way on the North side of the road by the property owners extending as far as the road is widened west along the present road way, but in no event less that 500 feet. If his dedication herein mentioned by the other property owners is not made on or before December 31, 1982 this grant shall become null and void. This likewise constitutes satisfaction and all claims against Uintah County and Naples City are released. Dennis Judd moved that the Council accept that as a settlement of this problem, with the changes that have been made, that the Council authorize Mayor Kay to execute it on behalf of the City to have a binding effect on the City with the language it now contains and that upon execution the red tag be pulled. Rolene Smith seconded, the motion passed unanimously. Ralph Dart abstained.

Mark Nash submitted the residential development fee ordinance. The ordinance allows the Council to impose any fee for any impact the Council feels necessary by adopting a resolution. Mark also submitted a resolution to impose the park fee. The resolution was reviewed. The following additions were made: a fee of \$110 was assigned; and anything over an acre shall be in land. Dennis Judd moved that the Council adopt the ordinance as it is now written with the amendment that it become effective immediately upon posting. Rolene Smith seconded, the vote was as follows:

Lynn McCarrell - absent
 Dennis Judd - aye
 Rolene Smith - aye
 Ralph Dart - aye
 Donna Merrell - aye

The motion passed.

The City Council adjourned to attend a meeting with the Uintah County School Board regarding the park land offered to Naples City. Mayor Kay said that Naples City proposes to move the existing road approximately 130 feet north of where it is now and build it through to 2000 E. In order to move the road Naples will have to obtain some school property that is on the north side of the existing road. Mayor Kay asked the Board to consider exchanging property or dedicating areas north of the roadway and to file a joint application with Naples City to the Impact Board to help finance building the road. Phillip Ellis, Superintendent, will inspect the property with Mayor Kay and report back to the School Board. The School Board suggested that the state and local entities are responsible for the childrens safety in that area, and that they will meet with the Council in a couple of weeks to discuss this further.

*Resolution
 +
 Ordinance
 # 82-9
 cmv
 4/8/88*

Naples City Council
July 22, 1982
Page 3

Rolene Smith informed the Council of the White River Oil Shale Socio-economic Allevation Plan. Discussion followed. The Council felt that they should keep informed on any impact mitigation programs available to Naples. The Council suggested asking Chuck Henderson, Sterling Merrell and Bob Gilbert to attend a council meeting to discuss impact mitigations.

Discussion on the widening of Highway 40 followed. The Council would like to propose that the County build all they can and possibly vary the parking lane. Rolene Smith volunteered to deliver copies of the public hearing minutes to the County Commissioners on July 26, 1982. Mayor Kay suggested that Randy Freston go with Rolene to meet with the County.

The Council discussed the need for road signs in Naples. Craig Blunt was assigned to look into purchasing them. Dennis Judd suggested changing the names on a few streets. He advised the Council that to change street names a resolution would have to be adopted and the State be informed. Mayor Kay suggested that the Council think of street names.

Minutes of the July 15, 1982 meeting were reviewed. Corrections were made. Rolene Smith made a motion to accept the minutes as corrected. Dennis Judd seconded, the motion passed unanimously.

Dennis Judd moved that the Council ask the attorney to draft and have ready for Council's approval next week a resolution requiring that no industrial revenue bonds will be voted upon by the Naples City Council until one week after a proposal has been submitted. Rolene Smith seconded, the motion passed unanimously.

Shirley Price presented the Treasurers report. Shirley informed the Council that he and Mayor Kay rented a safety deposit box and that the bank had a fault in the computer that made Naples checks not clear the bank. Shirley submitted bills for Council's approval. Linda Cardwell was requested to look into the bill from Mountain Bell. Donna Merrell motioned to pay the bills as reviewed except for the Mountain Bell bill. Dennis Judd seconded, the motion passed unanimously.

Rolene Smith asked Mark Nash if he would agree to change the secretary fee from \$12.00 to \$7.50 per hour. Mark Nash agreed to change the fee. Dennis Judd moved that the Council approve the Attorney's bill as submitted. Rolene Smith seconded, the motion passed unanimously.

Craig Blunt presented the Building Inspector Report. Craig submitted a six-month business license application for Middleton Construction for residential and commercial construction. Ralph Dart moved that the Council approve the license. Donna Merrell seconded, the motion passed unanimously.

Naples City Council
July 22, 1982
Page 4

Mayor Kay reported that the contractor that's repaving Vernal Avenue requested Naples give him \$4,000 to pour 2 inches of asphalt on both sides of the road from 1500 S. to the Cemetary entrance. Dennis Judd moved that the Council offer Don Holmes \$3,000 to do it and the Mayor be authorized to go up to \$3,500 for a two inch overcap on 1500 S. to Cemetary Lane. Donna Merrell seconded, the motion passed unanimously.

The Council asked Craig Blunt to check C & G Automotive to make sure they have a business license.

The draft of the Naples newsletter was reviewed by the Council. The Council will review the newsletter further and discuss it at next week's Council meeting.

Linda Cardwell submitted the Clerk Conference program to be approved by the Council. Rolene Smith made a motion that the Council approve the payment of tuition to the Clerks Conference in Salt Lake City. Donna Merrell seconded, the motion passed unanimously.

Discussion on dictating/transcribing equipment followed. Dennis Judd motioned that a standard cassette dictating/transcribing machine be purchased. Rolene Smith seconded, the motion passed unanimously.

Rolene Smith proposed that Naples City subscribe to both local newspapers and that Linda be responsible for clipping articles, and legal notices pertaining to Naples and to keep a file for newspaper clippings. Shirley Price suggested that he bring the papers from home.

Mayor Kay informed the Council that he will be out of town next week. Dennis Judd was appointed Mayor Pro-Tem.

Mayor Kay reported that Mountain State Telephone and Telegraph Company has supplied Naples with Corporate Surety Bonds in the amount of \$5,000, the bonds will be placed in the safety deposit box.

Mountain Bell submitted applications to excavate at 445 S. 100 E; 1220 S. 500 E; 2000 E. 1500 S; Highway 40 and 2900 E; and at 2600 S. 1350 E. Craig Blunt was assigned to take care of these applications.

The County would like Naples to pay two-thirds for construction of roads in front of Rutgers. Discussion followed. The Council decided to wait and see what develops on this issue.

Discussion on annexation followed. Rolene Smith made a motion to advertise for the extension of the growth policy areas to the west of Naples. Donna Merrell seconded, the motion passed unanimously.

Naples City Council
July 22, 1982
Page 5

No other business having come before the Council the meeting
adjourned at 1:20 p.m.

NAPLES CITY COUNCIL

BY Lawrence C. Kay
Mayor Lawrence C. Kay

ATTEST:

Linda Cardwell
City Recorder

ORDINANCE NO. 82-9

RESIDENTIAL DEVELOPMENT FEE

Purpose

The continued increase in the development of land in the City of Naples with the attendant increase in the population of the City has created an urgent need for the planning, acquisition, improvement and expansion of various public facilities and services to serve the increasing population of the City and for means of providing additional revenues with which to finance such public facilities and services. The City Council hereby declares that the fees required to be paid by this Ordinance are assessed pursuant to these needs created by new development.

Fees Imposed

The City Council hereby authorizes the imposition of a development fee for the expansion of each of the City's public facilities and services including, but not limited to, police, fire, street construction, parks and recreation and flood control on the privilege of construction in the City new residential structures. Separate developments fees will be established for each municipal service or facility requiring capital improvements as a result of population growth.

Amount of Fee

The amount of each development fee to be charged in connection with new development shall be established by resolution of the City Council following analysis of projected

*acc pay 58
RB
3/13/88*

NAPLES CITY COUNCIL MEETING

July 29, 1982

MINUTES

This regularly scheduled meeting of the Naples Council was held July 29, 1982 at Naples City Office. Dennis Judd, Mayor Pro Tem, called the meeting to order at 7:45 p.m. Those in attendance were Dennis Judd, Rolene Smith, Lynn McCarrell, Donna Merrell, Shirley Price, Mark Nash, Ken Aycock, and Linda Cardwell. John and Debbie Ledkins arrived at 8:10 p.m., Craig Blunt at 8:40 p.m., Robb Moore of the Vernal Express at 8:55 p.m., Glen Fleener at 9:35 p.m., and David Smith at 11:45 p.m. Ralph Dart was absent.

Ken Aycock from Utah Power & Light Company was in attendance to discuss obtaining street lights for Naples. Mr. Aycock submitted an electrical service schedule for company-owned street lighting, discussion followed. The Council requested that Mr. Aycock arrange for someone from the company to come to Naples to review the area and make some recommendations to the Council about where to put the lights and what lumens should be used.

Mr. Aycock also submitted a copy of an ordinance granting to Utah Power and Light Company, its successors and assigns, an electric light, heat and power franchise. Mr. Aycock explained that in order for Utah Power & Light to supply company owned street lighting at the lower price, Naples must grant them the franchise. If a franchise is granted Naples would be entitled to the franchise tax. The Council advised Mr. Aycock that they would review the franchise ordinance and discuss it further.

Attorney Mark Nash submitted a resolution providing for an orderly process for the consideration of industrial revenue bonds. The resolution was reviewed by the Council. Rolene Smith moved to adopt the resolution as presented: Donna Merrell seconded, the vote was as follows:

Rolene Smith - aye
 Donna Merrell - aye
 Lynn McCarrell - aye
 Ralph Dart - absent
 Dennis Judd - aye

Motion passed.

The truck weight ordinance was discussed. The Council requested that Linda Cardwell contact the gravel pit owners and ask them to meet with Naples Council to discuss complaints received about the heavy traffic caused by trucks coming out of the gravel pit.

The Council requested that Mark Nash follow up on the sewer ordinance enforced by the State Health Department, and that he bring a copy of the capital fund resolution to the next Council meeting.

*Resolution #8
K.B.*

Naples City Council

July 29, 1982

Page 2

Mark Nash asked the Council for approval to contact the State Auditors office and ask them if they have someone who could come to a City Council meeting and give some guidance. Donna Merrell moved that the Council authorize Attorney Mark Nash to contact the State Auditor and make arrangements for someone to come to Naples and make sure we have everything set up correctly. Lynn McCarrell seconded, the motion passed unanimously.

Rolene Smith moved that the Council hold a public hearing on whether or not to extend the growth area out about 1 mile to the west and that the public hearing be held 30 days after the notice is first published. Donna Merrell seconded, the motion passed unanimously. Mark Nash was asked to advertise for a public hearing and to send letters to the effected entities and landowners.

Marshal Ledkins asked the Council to consider adopting a traffic ordinance not covered in the state code, called improper look-out. The Council assigned Mark Nash to research adopting traffic control ordinances. The Council will discuss adopting this ordinance after getting more information.

Animal control was discussed. Rolene Smith moved that the Council prepare a proposal to the County Commissioners on animal control and pay our fair and rightful share of all costs, 25% of what the county pays, including mileage. Lynn McCarrell seconded, the motion passed unanimously. Rolene Smith was delegated to draft the proposal and submit it to the County Commissioners next week.

Shirley Price submitted bills to be approved by the Council. The IBM invoice was questioned, the sales tax of \$5.84 should be stricken, the Council approved the IBM bill without the sales tax. Donna Merrell moved that the Council approve the expenditures as presented. Lynn McCarrell seconded, the motion passed unanimously.

The Council asked Shirley to prepare a report on the budget category showing what the city has spent to date and what we have left in each category for next week's Council meeting.

Craig Blunt submitted the following expenditures for the Council's approval: \$100.00 for a snow plow blade, \$169.75 for a secretary chair and \$288.00 for dictation equipment. Donna Merrell made a motion to approve the expenditures. Rolene Smith seconded, the motion passed unanimously.

Linda Cardwell reported that the road maintenance crew is having problems with the rented truck. The Council suggested that Craig contact Mayor Kay and find out what kind of arrangements have been made regarding the truck rental.

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July 29, 1982
Page 3

Craig Blunt presented the Building Inspector's report. Craig bought a snow plow blade and ram at the state surplus auction. Craig asked the Council for approval to rent a truck to pick up the blade and to have the ram welded to the blade. The Council approved that Craig rent a truck and pick up the blade and to have Pack's Welding weld the ram.

Craig reported that Naples will be working with William Price, District 6, Vernal Area, Section Chief for the Highway Department, on obtaining road signs. Craig has made an appointment with Mr. Price to discuss purchasing speed limit signs, yield signs, stop signs, and welcome to Naples signs. The Council asked Craig to find out as soon as possible the details on getting some road signs. Donna Merrell suggested that the Council ask Marshal Ledkins if he can give the Council some input on where he feels signs are needed.

Craig submitted two business license applications for the Council's approval. One license was for Scott Peisley, Scott's Specialties and Matchless Construction, to build an addition to John's Bestway, the other license was for Carl Sorensen, The Regal Company, to build at Proffitt subdivision. Rolene Smith moved that the Council approve the business licenses. Lynn McCarrell seconded, the motion passed unanimously.

The Council asked Craig to build two posts to post public notices on and to place one on each side of East Highway 40.

The Sewer Board needs a letter of recommendation for any needed repairs by next Tuesday, August 2, 1982. The Council requested that Niles Haslem be contacted and asked to look over the roads where the sewer has been installed and to write a letter of recommendation for any needed repairs to the Sewer Board.

The Council asked Craig if Ray Hunting had been to the Zoning Commission regarding his rezoning petition. Craig reported that because the Council meeting is before the Planning and Zoning meeting that Mr. Hunting can get the Council approval before going before the Planning and Zoning Commission. Ray Hunting has until August 7, 1982 to be in compliance with the ordinance, the Council requested that Craig check with Mr. Hunting on Monday, August 9, 1982 to see if he is in compliance.

The July 21, 1982 City Council meeting minutes were reviewed. Corrections were made to the minutes. Donna Merrell moved that the Council approve the minutes as corrected. Rolene Smith seconded, the motion passed unanimously.

Dennis Judd read a petition opposing the proposed construction of the through street from the trailer court of 5th West to Vernal Avenue. Dennis read another petition opposing the construction of any road, path or other connection between Vernal Avenue and the trailer court located between Vernal Avenue and 5th West and 2500 South and 1500 South. Discussion followed.

Naples City Council
July 29, 1982
Page 4

The Naples City newsletter was reviewed. The Council prepared a draft of the newsletter. Linda was assigned to type the newsletter so the Council can review it at next week's meeting.

No other business having come before the Council the meeting adjourned at 1:30 p.m.

NAPLES CITY COUNCIL

BY Lawrence C. Kay
Lawrence C. Kay, Mayor

ATTEST:

Linda Cardwell
City Recorder

NAPLES CITY COUNCIL MEETING

AUGUST 5, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held August 5, 1982 at the Naples City Office. Mayor Kay called the meeting to order at 7:45 p.m. Those in attendance were Lawrence Kay, Mark Nash, Rolene Smith, Marshal Ledkins, Craig Blunt, Lynn McCarrell, Ralph Dart, Shirley Price, Donna Merrell, Dennis Judd, and Linda Cardwell. Those in attendance for the public hearing on rezoning were Ray Gee, Vergie Gee, Norda Cook, Morris Cook, Douglas Cook, Glen Fleener, Charles Olsen, Linda Olsen, Beth Pack, Dee Jay Pack, C. DeNial McKenna, J. G. Hardy, and George Mathis.

The public hearing on rezoning began at 7:45 p.m. (for property description see attached Exhibit A). Morris Cook applied to rezone his existing acreage to a commercial zone (C1) from a residential/agricultural zone (RA1), the C1 zone allows commercial development. The Council asked Mr. Cook to explain why he is requesting this zone change. Mr. Cook explained that the first 200 ft. is already zoned C1 and that 200 ft. is not enough to develop on. Most of the surrounding property is zoned commercial and Mr. Cook would like to develop his property commercially because it is becoming increasingly more difficult to maintain livestock there. Mayor Kay asked for comments from the public concerning Mr. Cook's rezone application. Mr. Cook indicated that he is requesting that 43.48 acres be rezoned to C1. Glen Fleener commented that he thinks that it was the intent of the Planning and Zoning Commission that Highway frontage be zoned commercial and it should be declared or accepted as commercial now before any more residential development. Mayor Kay informed Mr. Cook that the Council was considering a 200 ft. buffer zone that would restrict buildings and parking. Mayor Kay asked Mr. and Mrs. Pack if they would prefer a buffer zone against their property. The Pack's responded that they prefer that there not be a buffer zone against their property. Dennis Judd moved that the Council rezone Mr. Cook's property as a commercial zone except for a 200 ft. buffer zone, which will remain RA1, starting along the south boundary going east from Connie Southam's lot. Rolene Smith seconded, the motion passed unanimously.

The next item considered by the Council was the rezone application for Ray Hunting's property located at 2350 South 2500 East from a residential/agricultural zone (RA1) to a mobile home zone (MH). Mayor Kay read a letter of opposition to the rezone request sent to the Council from Dallas and Marilyn Merrell. Ray Hunting was not in attendance for the hearing, Mayor Kay indicated that Ray Hunting requested a 14-unit mobile home park on a total of eight acres. DeNial McKenna submitted a plat of Ray Hunting's mobile home park for the Council's review. DeNial McKenna was not representing Ray Hunting. After reviewing the plat the Council asked Craig Blunt to explain the zoning requirements set by the Zoning Board. The Zoning Board requested that

Naples City Council
August 5, 1982
Page 2

Ray Hunting follow the conditions set in the Uintah County Planning Commission meetings of September 30 and November 10, 1981. The conditions are as follows:

Conditions from the minutes of the Planning Commission dated September 30, 1981:

- A. Storage and playground areas must be shown on the plat.
- B. Outside security lighting must be shown on the plat.
- C. A typical lot layout must be shown.
- D. Street and parking areas to be blacktopped must be shown.
- E. Individual percolation tests must be run on each lot.
- F. Approval of the State Safe Drinking Water Commission.
- G. Fenced storage area to be shown on the plat.

Conditions from the minutes of the Planning Commission dated November 10, 1981:

- A. Good fencing to keep cattle and/or sheep out of the park is to be installed around the mobile home park.

The Council found that the requirements from the Planning and Zoning Commission were not met. The Naples City Planning and Zoning Commission has also required that there be proper guarantees and bonding on the roads and that the asphalt be laid before any mobile homes are brought in. Mr. Hunting needs the Council's final approval on the plat and approval for a zone change, before he can begin meeting the requirements set by the Commission. Mayor Kay asked for comments from the people in attendance for this zone change. Linda Olsen, landowner adjacent to the proposed mobile home park, said that they strongly object to having a mobile home park established in that area. Glen Fleener urged the Council to be careful in making zone changes and to consider approving the zone change on a conditional basis. Linda Olsen indicated that if the zone change was approved that they would be more likely to request a zone change on their property. Craig Blunt was asked how many landowners are within 1000 ft. of Mr. Hunting's property. Craig answered there are 14 landowners and that they have all been notified about the zone change request. Mayor Kay suggested that the Council take a vote from those in attendance representing themselves concerning the rezone request from Ray Hunting. The voting was as follows:

Those in favor of the zone change - 1 (landowner)

Those opposed to the zone change - 3 (Landowners; 1 letter)

There were four people in attendance for the hearing on Ray Huntings rezone application.

Naples City Council
August 5, 1982
Page 3

The Planning and Zoning Commission recommended that if the plat met the conditions mentioned above that they would recommend that the mobile home park be approved by the Council after holding a public hearing. Ralph Dart moved that due to the opposition of the neighbors in attendance, to the fact that he is against spot zoning and to the problems connected with this particular project that the Council not approve the rezone request for Ray Hunting's property from RA1 to C1. Donna Merrell seconded, the motion passed. Lynn McCarrell abstained from voting due to the lack of input from Ray Hunting and from more of the surrounding neighbors.

A zone change for property located at 2075 South 1500 East, currently owned by Dan's Tire Service was the next item for the public hearing. A section on the master zone map for that area was incorrect. The entire area had been zoned C1 and when Naples City had the map printed a small section of Dan's Tire Service land was left zoned RA1, in order for the Council to make that correction the area will have to be rezoned. Mayor Kay asked if there were any comments concerning this proposal. Craig Blunt reported that the property owners were notified of the public hearing. Lynn McCarrell moved that the Council not approve the zone change due to the fact that none of the land-owners responded. Dennis Judd seconded, the motion passed unanimously.

Rolene Smith requested that the Council authorize Attorney Mark Nash to prepare a letter to the County Commissioners telling them that our fire agreement with the County is a valid contract, and to prepare a letter to Sheriff Stewart requesting a break down and summary of the hours that the Sheriff's Department, including Naples Marshal, is spending in Naples and a break down of the expenses that the city of Naples is being charged for.

Attorney Mark Nash submitted Ordinance #82-10 for the Council's approval. Ordinance #82-10 is an ordinance creating a special fund for the acquisition, establishment of, maintenance of, and improvement, of public park land within the city of Naples. Discussion followed. Donna Merrell moved that the Council except Ordinance #82.10, "An Ordinance Creating a Special Fund for the Acquisition, Establishment of, Maintenance of, and Improvement, of Public Park Land within the City of Naples". Lynn McCarrell seconded, the vote was as follows:

#82-10
KB
5/18/88

Donna Merrell - aye
Ralph Dart - aye
Lynn McCarrell - aye
Rolene Smith - absent
Dennis Judd - absent

Mark Nash presented Ordinance #82-11 for the Council's approval. Discussion followed. Lynn McCarrell moved that the Council accept Ordinance #82-11, "An Ordinance Creating a Special Fund for the Formation, Equipping of, and Sustaining of a City Fire Department" as presented. Ralph Dart seconded, the vote was as follows:

#82-11
KB
5/18/88

Donna Merrell - aye
Ralph Dart - aye
Lynn McCarrell - aye
Rolene Smith - absent
Dennis Judd - absent

Naples City Council
August 5, 1982
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Mayor Kay reported that the Naples Council is on the agenda of the State Community Impact Board meeting scheduled for 9:00 a.m. on August 12, 1982, in Salt Lake City. The Impact Board wants to know why Naples is requesting a grant instead of a loan. Mark Nash suggested that the Council prepare a written statement to present to the Board. Mayor Kay suggested that the regularly scheduled Council meeting of August 12, 1982 be cancelled so that the Council can attend the Impact Board meeting.

Discussion on contracting with Uintah County for animal control followed. The Council requested that Linda Cardwell contact Rolene Smith regarding the letter to the County Commissioners requesting a contract for animal control in Naples.

The minutes of the July 29, 1982 City Council meeting were reviewed. Corrections were made. Donna Merrell moved that the Council approve the minutes as reviewed and corrected. Lynn McCarrell seconded, the motion passed unanimously.

At last week's Council meeting a motion was made to advertise for a public hearing on the extension of the growth area to the west of Naples. After reconsideration the Council decided that they did not want to annex to the west unless the petition to annex did not create islands or peninsulas. On July 29, 1982 Rolene Smith moved that the Council hold a public hearing on whether or not to extend the growth area out about 1 mile to the west and that a public hearing be held 30 days after the notice is published, Donna Merrell seconded. Donna Merrell moved that the Council rescind the motion of July 29, 1982 and not have the public hearing on extending the growth area 1 mile to the west. Ralph Dart seconded, the motion passed unanimously.

Mayor Kay reported that he and Niles Haslem checked over the roads damaged by Ashley Valley Water and Sewer. Mr. Haslem suggested that the Council request the money needed to repair the roads from the Sewer Board and that Naples assume the responsibility of correcting those problems. Mayor Kay and Mr. Haslem sent a letter to the Sewer Board asking if they want to repair the roads to Naples standards or if they want to give Naples the money and have Naples repair the roads, the cost would be approximately \$10,000.

The Council discussed and decided that the road pits need mowing. Donna Merrell was delegated to ask J. Ross Merrell if he would mow the road pits and to find out how much he would charge.

Shirley Price presented the Treasurer's report. Shirley submitted bills for approval. After reviewing the bills Ralph Dart moved that the Council approve the bills as presented. Donna Merrell seconded, the motion passed unanimously.

Naples City Council
August 5, 1982
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Shirley Price presented a report on how much money was left in each budget category. After reviewing the budget breakdowns Shirley was directed to contact Lloyd Winward and ask him which category the membership dues to Utah League of Cities and Towns for \$580 should be subtracted from.

Craig Blunt presented the Building Inspectors report. Craig reported on the purchase he made at the State of Utah auction, he bought four chair pads, one desk and a file cabinet. Craig rented a Ryder truck and picked up the ram in Salt Lake City.

Craig submitted three business license applications for the Council's approval. One was for Brenda Goodson, Copper Kettle Gifts, one for Dayle Baird, Impression Hair Design, and one for Gordon Estes, Mechanic, S & G Automotive. After reviewing the business licenses Donna Merrell moved that the Council approve the licenses as presented. Ralph Dart seconded, the motion passed unanimously.

The Council reviewed the newsletter. Donna Merrell moved that the Council approve the newsletter as Dennis Judd corrected it. Lynn McCarrell seconded, the motion passed unanimously.

Discussion on employee insurance followed. Linda Cardwell was directed to call Blue Cross and Blue Shield to have them send information on their group insurance. The Council will discuss employee insurance at the next Council meeting.

Linda Cardwell was instructed to contact the power, water, gas, and sewer companies to have them send tax exempt forms.

OTHER BUSINESS

Mayor Kay told the Council that Earl Ray complained to him about the dust created by Gary Warren's horse arena. Discussion followed. Mayor Kay reported that when Gary Warren started the horse arena the County stipulated that Mr. Warren must control the noise, dust, smell and animals. The Council suggested that Attorney Mark Nash look into this problem and find out what procedures Naples should follow.

Mayor Kay gave an update on the repaving of Vernal Avenue. For \$3,500 Don Holmes will recap the entire width of the road (30 ft. wide) with 2 in. of native asphalt mixed with gravel from 1500 South to approximately 2500 South.

Mayor Kay suggested that the Council consider having a public hearing to rezone the Colonies Estates back to what it was. Mayor Kay feels that the Council should put a time stipulation on special zoning ordinances, if a development doesn't happen in a specific amount of time the zone should revert back to what it originally was. Discussion followed. Mayor Kay suggested that the Council think about this issue and to have Craig Blunt check with the Attorney to see if there will

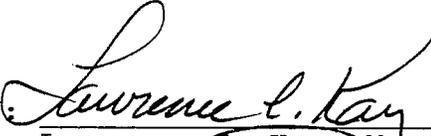
Naples City Council
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Page 6

be any legal problems associated with putting a time stipulation on special zoning ordinances.

No other business having come before the Council the meeting adjourned at 11:20 p.m.

NAPLES CITY COUNCIL

BY:


Lawrence C. Kay, Mayor

ATTEST:


City Recorder

THE PUBLIC HEARING CONCERNS:

1. Correction in the master zone map for the following described parcel:

Beg. at a point 582.40 ft. E. on the $EW\frac{1}{4}$ Sec. line from the $W\frac{1}{4}$ cor of Sec. 31, T4S, R22E, SLM th E 737.60 ft. M or L along sd. $EW\frac{1}{4}$ sec. line to the NE cor. of the $NW2SW\frac{1}{4}$ of sd. sec. 31, th S 214.50 ft. along the E line of the sd. $NW\frac{1}{4}SW\frac{1}{4}$; th W 304.50 ft. m or l parallel to the $EW\frac{1}{4}$ Sec. line and to a point which is 1015.50 ft. E of the W line of sd. Sec. th S 214.50 ft. parallel to W line of sd. Sec. th W 1015.50 ft. parallel to the $EW\frac{1}{4}$ Sec. line of sd. sec. th. N214.50 ft. along the W line of sd. sec.; th E 420.00 ft. parallel to the $EW\frac{1}{4}$ sec. line of sd. sec.; th N 98.75 ft. parallel to the W line of sd. sec.; th E 162.40 ft. parallel to the $EW\frac{1}{4}$ sec. line of sec. 31, th N 115.75 ft. parallel to the W line of sd. sec. and the point of beg. Cont. 9 acres more or less.

This parcel is located at 2075 South 1500 East and is currently owned by Dan's Tire Service.

2. Rezone from RAL to C1, Commercial the following described parcel:

Beg. 50 rds. N. and 221 ft. E. of $W\frac{1}{4}$ cor. Sec. 6, T. 5 S. R. 22 E. S.L.M. th. E. 1099 ft. N. 660 ft. E. 1320 ft. S. 1010 ft. S. 84 deg. W. 266 ft. S. 74 deg. 30' W. 100 ft. S. 65 deg. W. 100 ft. S. NW'ly along sd R of W 1059.77 ft to beg. Less 1.32 acres in Hwy 43.48 acres.

This parcel is located at 1599 E. Hwy. 40, Naples and is currently owned by Morris and Norda Cook.

3. Rezone from RAL to MH, Mobile Home the following described parcels:

Beg. 42-1/4 rds N of SE cor. Sec. 31, T 4S, R 22 E, S.L.M. th N 37-3/4 rds, W 25 rds, S 37-3/4 rds, E 25 rds to beg. 6 acres.

Beg. 82.5 ft E of SW cor. Sec. 32, T 4 S, R 22 E, S.L.M. th N 80 rds, W 82.5 ft, S 80 rds, E 82.5 ft to beg. 2.5 acres.

This parcel is located at 2350 South. 2500 East, Naples and is currently owned by Ray and Marilyn Hunting.

ORDINANCE NO. 82-10

AN ORDINANCE CREATING A SPECIAL FUND FOR THE ACQUISITION, ESTABLISHMENT OF, MAINTENANCE OF, AND IMPROVEMENT, OF PUBLIC PARK LAND WITHIN THE CITY OF NAPLES.

WHEREAS, it is desirable and beneficial to the residents of the City of Naples that public park land be acquired, developed, and maintained for the use of the residents of the City of Naples and such other persons as may from time to time use said park facilities; and,

WHEREAS, the City Council desires to facilitate the development of such public park facilities;

NOW THEREFORE, the City Council of the City of Naples, Utah hereby adopts the following ordinance:

Section 1. ^{There} ~~It~~ is hereby created a special fund composed of general fund revenues as appropriated by the Naples City Council from fiscal year to fiscal year together with such other revenue as may be acquired by the City through grants, donations, or other purposes for the purpose of acquisition, development, and maintenance of public park land. Said park land shall be used to acquire property for development as public park land, to develop said park land for the use of the public, and to maintain said park land and all facilities thereon for the use and enjoyment of the public.

Section 2. This ordinance shall become effective on the 30th day after final passage or the 20th day after publication or posting, which ever occurs last.

2022-11-29
 AB
 5/12/88

ORDINANCE NO. 82-11

AN ORDINANCE CREATING A SPECIAL FUND FOR THE FORMATION, EQUIPING OF, AND SUSTAINING OF A CITY FIRE DEPARTMENT.

WHEREAS, the City of Naples is presently receiving fire protection through a contract with Uintah County Utah; and

WHEREAS, the City Council of the City of Naples is desirous of improving and upgrading the fire protection provided to the residents and property owners within the City of Naples; and

WHEREAS, the health, welfare, and safety of the property owners in reference of the City of Naples will be favorably affected by upgrading the fire protection provided to them;

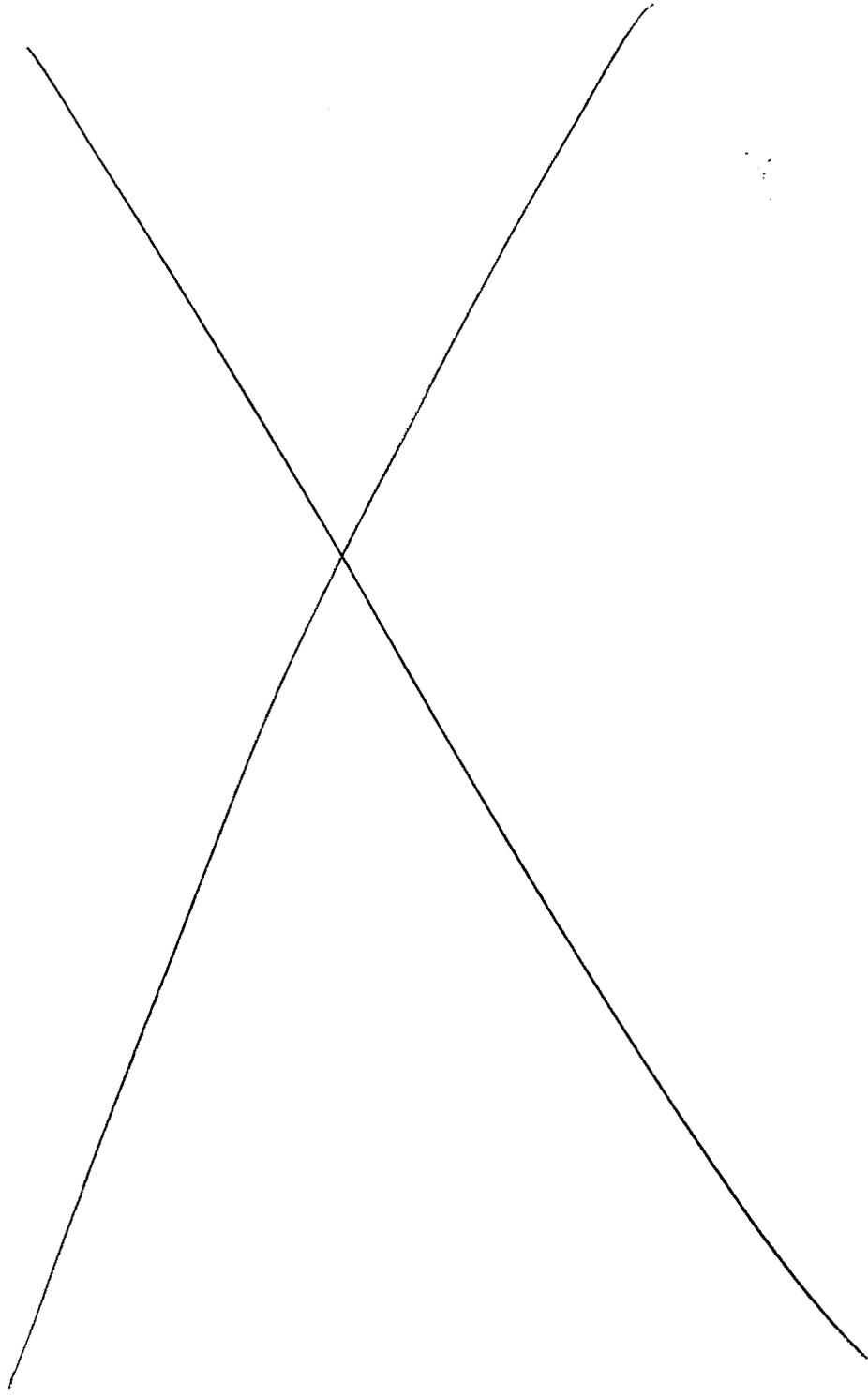
NOW THEREFORE, the City Council of the City of Naples hereby adopts the following ordinance:

Section 1. It is hereby created a special fund composed of such general fund revenues as may be appropriated by the Naples City Council from fiscal year to fiscal year together with such other grants, loans, donations, and other sources of revenue as may be received by the City of Naples for the purpose of establishing or maintaining a fire department. The monies placed in said such a fund shall be used to establish, equip, and maintain fire-fighting equipment for use in the City of Naples and/or a fire department within the City of Naples.

Section 2. This ordinance shall become effective on the 30th day after final passage or on the 20th day after publication or posting, whichever ever occurs last.

*see pg 69
KB
5/18/88*

74-B



NAPLES CITY COUNCIL MEETING

AUGUST 19, 1982

MINUTES

This regularly scheduled meeting of the Naples Council was held August 19, 1982 at the Naples City Office. Dennis Judd, Mayor Pro Tem, called the meeting to order at 7:50 p.m. Those in attendance were Dennis Judd, Marshal Ledkins, Ralph Dart, Bob Gilbert, Linda Cardwell, Donna Merrell, Rolene Smith, Shirley Price, Dale Gardiner and Ves Karren. Mark Nash arrived at 8:00 p.m., Don Holmes at 8:15 p.m., Terry Motgomery at 9:00 p.m., Joy Kay at 9:30 p.m., and Lawrence Kay, Mayor at 10:00 p.m. Lynn McCarrell was absent.

Bob Gilbert, representative of White River Shale project, was in attendance at the request of the Council. Mr. Gilbert was asked to explain about the kinds of projects that are being planned, when they will be implemented, and what Naples can do to prepare for them. Mr. Gilbert gave a brief history of the White River Shale Company and reported on what they have accomplished so far. White River is involved in an employee monitoring program and will be sending out a report in the first week of September. White River will also be submitting a financial socio-economic impact statement and alleviation plan to cities and town in the near future and they plan to meet with each public entity to talk about impact mitigation. White River company views impact mitigation assistance as something temporary that only exists until the tax base catches up to pay for the kind of services that the city provides, they want any kind of assistance they provide to be tied to an impact, and they don't want to take care of problems that are caused by someone else.

The number of employees working for White River Shale Project will be minimal until 1985 when they plan on employing up to 3,000 people. White River has hired a housing consultant to help develop a housing strategy to house their employees.

The Naples Council requested Ves Karren, Ashley Creek Sand & Gravel; and Don Holmes, Don Holmes & Sons Construction, to attend the Council meeting to discuss the concerns with regards to excess weight and speed of gravel trucks on Naples roads particularly 1500 South. Discussion followed. Don Holmes said that he would be in favor of a slower speed limit, a slower speed limit would make the road safer for children and would also keep the roads from breaking up so fast. The Council asked Mr. Karren and Mr. Holmes what speed limit they would recommend be put on 1500 South. They suggested that the speed limit be no more than 25 m.p.h. If the Council were to change the speed limit, Mr. Karren and Mr. Holmes would post a letter on their scales informing the truck drivers that the speed had been changed.

Mr. Holmes and Mr. Karren told the Council that they were aware of the dust problems on 1500 South and that they had tried to make a deal with the County to repave it. They told the County Commissioners

Naples City Council
August 19, 1982
Page 2

that if the County would provide the asphalt free of charge that they would haul it, lay it and roll it, but no action has been taken. Mr. Holmes and Mr. Karren said that they would still be willing to lay the asphalt if Naples could work out the details with the County Commissioners. It will take approximately 180 tons of asphalt to pave the road. Dennis Judd moved that the Council delegate Shirley Price and Ralph Dart to approach the County about asphalt for 1500 South down the hill by Shirley's place, to see if they will provide the asphalt or if they will give us a reduced price for this particular project. Rolene Smith seconded, the motion passed unanimously.

Terry Motgomery presented his Motgomery Subdivision amendment and explained to the Council that the plat recorded with the County has an 18 ft gap where the road should be and the road has already been put in. To amend the subdivision the Council will have to sign the corrected plat. Discussion followed. Dennis Judd reported that the Planning and Zoning Commission recommended that the amendment be approved, additionally they discussed declaring a right of way on the 6th line. Rolene Smith moved that the Council approve the plat amendment as presented. Ralph Dart seconded, the motion passed unanimously.

Warren (Frosty) Gardiner was in attendance to request a business license for a feed store, on 1766 South Vernal Avenue, on land that is zoned RA1. Garth Rasmussen, a Planning and Zoning Commission member, recommended that a variance be granted by the Board of Adjustment. To grant a variance a public hearing must be held, notice must be posted for 5 days and land-owners within 300 ft surrounding the subject property must be informed of the public hearing. Donna Merrell moved that the Council publish notice of a public hearing to be held on September 2, regarding a variance for Frosty Gardiner's feed store. Ralph Dart seconded, the motion passed unanimously.

Kim Madsen was in attendance to request a variance which would allow them to temporarily place a trailer on some property zoned RA1. The recommendation from the Planning and Zoning Commission was that this situation would require a variance granted by the Board of Adjustment. The Council recommended that the Madsen's apply to the Board of Adjustment to request a variance.

Marshal Ledkins and the Council discussed the amount of police coverage Naples is receiving. The Council felt that Naples was not receiving the hours of protection that they had contracted for. The Council decided to get together with the Sheriff and County Commissioners to work this out Monday or Tuesday next week.

Marshal Ledkins submitted a letter report on the cost of setting up and maintaining a police department. Discussion followed. The Council decided that they should seriously consider formulating plans for a Naples Police Department and start working out the details.

Naples City Council
August 19, 1982
Page 3

Mayor Kay arrived at 10:00 p.m. and the meeting was turned over to him. Mark Nash reported on the Impact Board meeting. The Impact Board wants detailed information on what the money is going to be spent on and they want Naples to be ready to purchase as soon as they receive the Impact money. The Impact Board suggested that Vernal, Naples and the County form a fire district and suggested that Naples set up a procedure on what we plan to do, how we plan to do it and what schedule we will follow. They also suggested that Naples set up a procedure to pay back the loan.

Mayor Kay submitted a plat of the park land, a road is planned to go through Giles Shivers land. Discussion followed. Giles Shivers and Robert Turner will have to sign the plat then the plat will have to be approved by the School Board.

Dennis Judd moved that the Council appoint the Naples City Council as the Board of Adjustments, Dave Smith as an alternate member and that the Council consider Ron Walker, Dale Bowden, Darlene Ufford and Phil Manwaring for appointment as alternate members of the Board. Donna Merrell seconded, the motion passed unanimously.

Rolene Smith moved that Dennis Judd be appointed as Chairman of the Board of Adjustment. Donna Merrell seconded, the motion passed unanimously. Dennis Judd called a meeting of the Board of Adjustment for September 2, 1982 at 7:00 p.m. at the Naples City Office to consider a variance for Mr. Gardiner's feed store and a variance for Kim Madsen's mobile home. Mark Nash was assigned to prepare the rules and procedures of the Board of Adjustment. Linda Cardwell was appointed secretary of the Adjustment Board.

Craig Blunt presented the building inspector's report. Craig presented the letter to Ray Hunting and the letter to Lowell Card for Council's review.

Craig Submitted business license applications to be approved by the Council. They were as follows: Katie Moore, Katie's Herbs and Vitamins; J-2 Development Company, for building homes; Wayne Capehart, Empire Distributing Company; and National Cementers Corporation. Ralph Dart moved that the Council approve the business licenses as presented. Dennis Judd seconded, the motion passed unanimously.

Craig asked for approval to apply to the post office for bulk rates for a non-profit organization, the Council approved.

Craig reported that he made a survey of the roads and determined that Naples could use 26 corner signs, 6 yield signs, 17 stop signs, 18 speed limit signs, 4 blind hill signs, and 2 men working signs. Craig was asked to prepare a proposal on where the signs are needed and the cost of installing them.

Utah Power & Light submitted a proposal to Mayor Kay suggesting where street lights should be installed. The Council reviewed the proposal

Naples City Council
August 19, 1982
Page 4

and recommended that a couple of the lights that were proposed be left off and that Linda Cardwell contact Utah Power & Light to inform them of the Council's decision. Donna Merrell moved that the Council approve the street lights with the changes made and authorize Utah Power & Light start installation immediately. Dennis Judd seconded, the motion passed unanimously.

Craig Blunt reported that he received a request from William Cordova to fill in the gulch at 2250 South Vernal Avenue. The Council requested that Craig contact Mr. Cordova and request that he provide more information on how he proposes to do it, and what it will cost.

Shirley Price submitted bills for approval. Ralph Dart moved that the Council approve the bills as submitted except for the asphalt bill from the County and the bill from Nash and Nash. Dennis Judd seconded, the motion passed unanimously.

Dennis Judd moved that the Council contact the gravel pit owners, Don Holmes and Ves Karren as soon as we arrange for asphalt from the County so they can start paving 1500 South. Donna Merrell seconded, the motion passed unanimously.

Shirley Price was directed to contact Mark Nash to find out what procedures need to be followed to open the budget for transfer of funds.

Dennis Judd moved that the Council postpone approval of the minutes until the next Council meeting. Ralph Dart seconded, the motion passed unanimously.

Dennis Judd moved that the minutes be typed and mailed to the Council so they receive them by the Wednesday in advance of the meeting. Rolene Smith seconded, the motion passed unanimously.

Dennis Judd moved that the Council not grant a franchise to Utah Power and Light. Discussion followed. Ralph Dart seconded, the motion passed unanimously.

Mayor Kay will contact the Sewer Board regarding the road cuts and report to the Council next week.

Discussion on mowing the sides of the roads in Naples followed. Linda Cardwell was directed to place an advertisement in the local newspaper for a tractor-operator-mower to mow sides of roads in the Naples area to submit bids on a per mile bases before September 2, 1982.

Golf Course parking was discussed. Mayor Kay suggested that Naples install No Parking signs in that area and enforce it. The Mayberry's have a pay parking lot available to golfers right across the street from the golf course.

Naples City Council
August 19, 1982
Page 5

Mayor Kay reported that he spoke with the County on Animal Control, Mayor Kay suggested that the Council approach them on this subject when they meet with them next week.

Linda Cardwell was directed to write a summary on the employee insurance plans that have been submitted and to present it to the Council at the next meeting.

Discussion on hiring a person to work in the city office while Linda Cardwell is at the Clerks Conference followed. The Council asked Linda to ask Craig Blunt and Shirley Price if they could make arrangements to cover the office for that week.

No other business having come before the Council the meeting adjourned at 2:25 p.m.

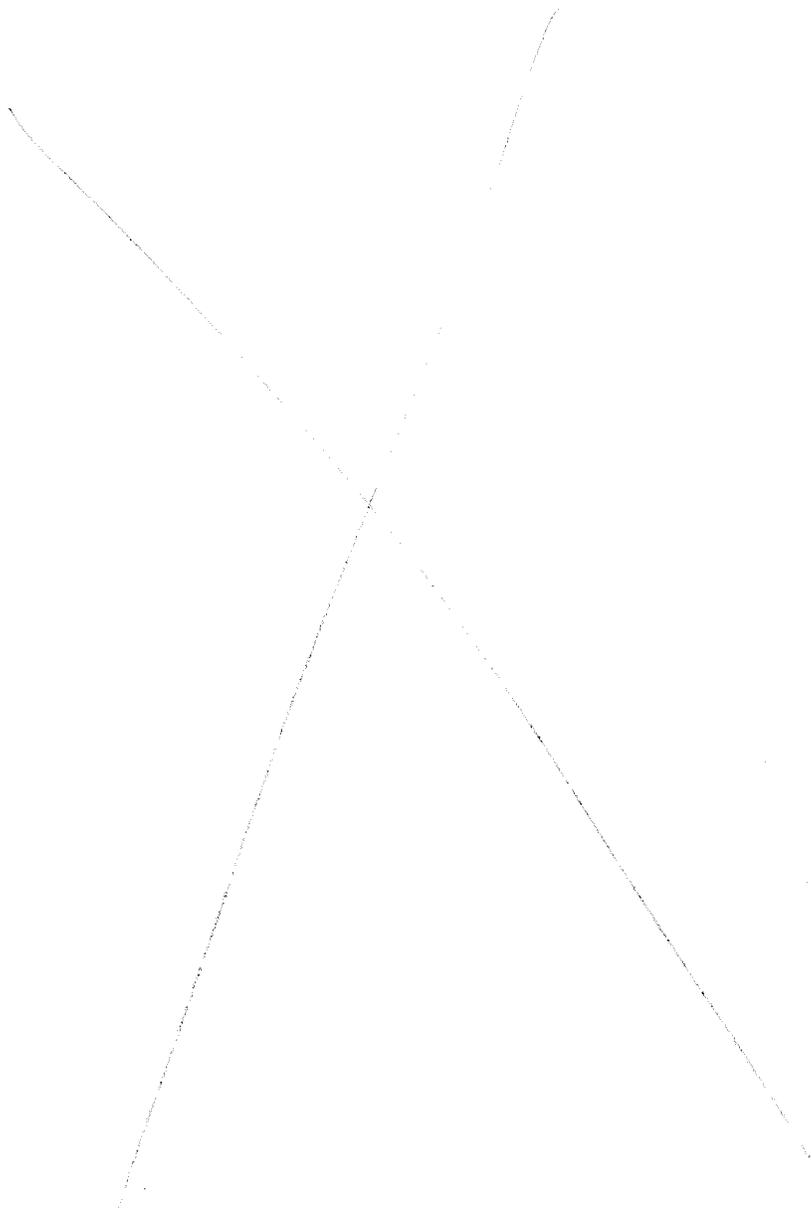
NAPLES CITY COUNCIL

BY


Lawrence C. Kay, Mayor

ATTEST:


Linda Cardwell
City Recorder



NAPLES CITY COUNCIL MEETING

AUGUST 26, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held on August 26, 1982 at the Naples City Office. Mayor Kay called the meeting to order at 7:30 p.m. Those in attendance were Lawrence C. Kay, Dennis Judd, Ralph Dart, Rolene Smith, Donna Merrell, Lynn McCarrell, and Linda Cardwell. Mark Nash arrived at 7:40 p.m., Shirley Price at 7:55 p.m., Craig Blunt at 7:57 p.m., and David Smith at 8:58. Also in attendance were Glen Fleener, Kent R. Bowden, Alvin Bowden, Clarence Arthur, L. Fleener, Nema Sticker, Irma Kunz, and Leona Arthur.

Glen Fleener reported the problem of a mud hole located at 1750 South 1500 East. Mr. Fleener said that during rain or heavy runoff the road is partially covered with water and that the concerned citizens would like something done about it before this winter. Discussion followed. Mayor Kay was asked by the group if he would meet with them to go over the area and to suggest a permanent solution. Mayor Kay agreed that if the group would set up an appointment with Mr. Atwood and Mr. Bowden, who are adjacent landowners, he would meet with them to discuss possible solutions.

Craig Christenson, Split Mountain Developers, currently developing the Meadow Brook East Estates located at 5th East 1220 South, was in attendance to ask the Council to consider a neighborhood park on lot 18 at Meadow Brook Estates. Discussion followed. Mr. Christenson was informed of Naples policy that Naples would not maintain anything under one acre. Mr. Christenson suggested that a home owners association could be formed to take care of the park maintenance. The Council asked Mr. Christenson to find out how much money Split Mountain Developers has paid to the County in residential development fees so the Council can approach the County about getting some of the money back. Mr. Christenson is willing to donate one-half acre and will be working on obtaining the other half acre for a park. The park will be property of Naples City.

Attorney Mark Nash reported that he received the State Tax Agreement and that the State will be sending Naples the sales tax revenue in December, 1982. Mayor Kay asked Linda Cardwell to write a letter to the State Tax Commission requesting an up-to-date list of all the businesses in Uintah County.

Preprinted ordinances from Utah League of Cities and Towns was discussed. Mayor Kay informed the Council that the price for the preprinted ordinances is \$2,485. It was suggested that the Council review the ordinances and discuss it further at next week's meeting.

Naples City Council
August 26, 1982
Page 2

After discussing the bill submitted by Mark Nash, Donna Merrell moved that the Council approve the payment of the bill. Rolene Smith seconded, the motion passed unanimously.

Fire protection for Naples was discussed. Naples must provide some type of fire protection within its corporate boundaries. It was suggested that Naples get together with Vernal and approach the County and ask them to begin picking up a larger share of these type services as their tax base increases.

Discussion on forming a fire district followed. Dennis Judd reported that the Council will have to work out some details regarding an agreement with Vernal and the County. In order to form a fire district the County Commissioners have to approve the election. Mayor Kay suggested that we contact the County Commissioners and inform them that Naples is agreeable to talking with them about forming a fire district, but we need to make a decision fairly soon. If a fire district is formed the Council should consider asking the County to jointly apply for the impact money, otherwise, Naples will have to get some money before the first of January to adequately provide fire protection. The Council decided to try to work this out with the City and County as soon as possible.

The Council requested that Mark Nash check to see if Naples is enrolled in the workmans compensation plan.

Craig Blunt presented two business license applications for the Council's approval. One license was for J. Alan Finch, Mountain West Plumbing, Inc.; and one was for Dave O'Brian, O'Brian Plumbing. Donna Merrell moved that the Council approve the business licenses as presented. Dennis Judd seconded, the motion passed unanimously.

Craig requested clarification on item #4 on the Home Occupation permit. It reads "home occupation shall not include the sale of commodities which are not produced on the premises". Craig indicated that this would eliminate the sale of Tupperware, Avon, Amway, etc. Discussion followed. The Council suggested that the ordinance be amended, Dennis Judd felt that item 4 should be changed to read, "home occupation shall not include the sale of commodities on the premises" and that these types of businesses should be issued a conditional use permit. Discussion on whether or not to charge a fee for a home occupation permit followed. Rolene Smith moved that if a business does not require a business license but requires a home occupation permit that a fee of \$7.50 be charged, if the business requires a business license and a home permit that there be no fee charged for the home occupation permit. Lynn McCarrell seconded, the motion passed unanimously.

Dennis Judd moved that the Council hold a public hearing to amend the zoning ordinance to state that "the home occupation shall not include the sale of commodities on the premises," and hold

Naples City Council
August 26, 1982
Page 3

a public hearing for the purpose of staggering the terms of the members of the Board of Adjustment, and to hold there hearings 15 days after publication. Ralph Dart seconded, the motion passed unanimously. Mark Nash was delegated to publish the public notices.

Craig asked the Council to approve the purchase of tools for the dump truck. Discussion followed. Donna Merrell moved that the Council approve the purchase of \$100.00 worth of tools to take care of the truck and to lock-up the tools in the truck. Lynn McCarrell seconded, the motion passed unanimously.

Craig asked the Council for approval to set up a charge account with Minute Lube. Permission was granted.

Craig was asked to find out what fee the County charges for a variance request. Naples is charging a \$10.00 fee to cover the cost of paper work-advertising.

Craig submitted a Naples City map with the regulatory signs which he recommended. Craig indicated that the total cost of all the signs will be approximately \$2,400. Discussion followed. Dennis Judd suggested that "City of Naples" be painted on each sign post, he also suggested that Craig ask the developers of High Country Estates if they would participate in the cost of having the signs installed. It was decided that any new developments should include street signs. Dennis Judd moved that the Council authorize expenditure of approximately \$141.25 to purchase materials and equipment to repaint and upgrade the existing corner signs; that the Council authorize the expenditure of \$2,500 for other road signs, and that Craig ask developers to contribute before we install the road signs. Lynn McCarrell seconded, the motion passed unanimously.

Shirley Price submitted bills for the Council's approval. The Council reviewed the bills, Dennis Judd was asked to check into the Uintah County Asphalt bill. Ralph Dart moved that the Council approve the bills, except for the Uintah County bill, as presented. Donna Merrell seconded, the motion passed unanimously.

Shirley Price reported the following information regarding opening the budget for the purpose of transferring money between departments.

1. 10-6-124 - Transfer of unexpended appropriation from one expenditure account to another in the same department can be made with the consent of the Budget Officer.
2. 10-6-125 - Council may by resolution transfer unexpended appropriation from one department to another department within the same fund.
3. 10-6-126 - Budget appropriation for any department may be reduced by resolution.

Naples City Council
August 26, 1982
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Shirley and Ralph Dart reported that they spoke with Merrill Mecham, County Commissioner, about paving the road at 1500 South and approximately 2867 East. Ralph and Shirley told Mr. Mecham that Don Holmes and Ves Karren were willing to haul, roll, and spread asphalt if the County or Naples would provide it. Mr. Mecham informed Ralph and Shirley that he remembered something about this deal and that he would check with the other Commissioners about this before he can make a commitment. Shirley was asked to contact Mr. Mecham Saturday, August 28, to see what was decided so this project can be started.

Discussion on purchasing a car to be used as a police car when Naples has their own police department followed. The money could be appropriated from the general fund or from Craig Blunt's mileage fund, and Craig could use the car until Naples police department is formed.

Marshal Ledkins submitted a draft of the Naples Police insignia. Discussion followed. Dennis Judd moved that the Council approve the purchase of the insignia with the motto "to serve with honor, growing with Utah". Ralph Dart seconded, the motion passed unanimously.

Marshal Ledkins suggested that Naples purchase uniforms, badges, and leather now so they will be available before January. Marshal Ledkins suggested that Naples purchase tan uniforms with dark brown trim to distinguish Naples police from Vernal police.

Marshal Ledkins requested permission to purchase a Magnum Radar gun which is on sale for one-third of the regular cost. Discussion followed. Dennis Judd moved that the Council authorize the purchase of the badges, patches, and the radar gun. Donna Merrell seconded, the motion passed unanimously.

Discussion on purchasing leather followed. The Council indicated that they paid for two full sets of leather from Uintah County, and that if Marshal Ledkins can convince the County to buy the black leather back he would be authorized to purchase brown leather.

Marshal Ledkins suggested that the Council adopt a hunting ordinance. Discussion followed. Dennis Judd moved that the Council delegate Mark Nash to prepare a shooting ordinance with one provision for shot guns, one provision for rifles and to leave the distances blank and that the Council think about this issue and make a decision on it at the next Council meeting.

Discussion on alternate members for the Board of Adjustment followed. Rolene Smith said that she spoke with Darlene Ufford about being an alternate member. Mrs. Ufford asked to think about it for a couple of days. Rolene suggested that the Council wait until next weeks Council meeting to make a decision on alternate members.

Naples City Council
 August 26, 1982
 Page 5

Mayor Kay reported that Bay Construction offered \$750 for road repair on 500 South and Highway 40. Discussion followed. Donna Merrell moved that the Council accept \$750 dollars from Bay Construction for repair of the road on 500 South and Highway 40 (5th South road). Lynn McCarrell seconded, the motion passed unanimously.

Mayor Kay reported that Ashley Valley Sewer District inspected Vernal Avenue and accepted the repair. Mayor Kay suggested that the Council have Niles Haslem inspect the road, and report to the Council.

Donna Merrell presented a list of people who may be interested in being on the Park & Recreation committee. Discussion followed. The Council suggested the following people:

Marcia Critton	Betta Nash	Norman Merrell
Carol Judd	Carol Limberg	J.R. Willyard
Larry Stricker	Lou Harrison	Dave Brewer
Mary Bridges	Earl Reigh	Cliff Whitmire
Margaret Phillips	Grace Gardiner	Marge Martin

The Council decided to ask J.R. Willyard if he would be Chairman of the Park & Recreation committee and if he would come to the next Council meeting. It was decided to have one main committee and several subcommittees. Rolene Smith was asked to contact Mr. Willyard and ask him to come to the next meeting. Donna Merrell suggested that Naples send a letter to Eddie Childs from Western, letting them know that Naples appreciates their business and inform them that Naples is planning to develop a park in the area.

Dennis Judd indicated that the State Legislature appropriates liquor money to cities and counties each year. To be entitled to obtain money a city must show how the money is going to be used. The money should be used to enforce the liquor laws, Dennis suggested that we show how much time the Marshal spends enforcing liquor laws and that the Council gather more information on this subject.

The Council discussed asking Ada Openshaw to serve as Naples Historian.

Linda Cardwell submitted a comparison sheet for group insurance plans. Discussion followed. Dennis Judd moved that the Council enroll Craig Blunt and Linda Cardwell in the Utah Local Government Trust insurance program, and enroll the police on the first of next year. Rolene Smith seconded, the motion passed unanimously.

Rolene Smith suggested that we obtain employee manuals for Naples employees. Mayor Kay said that he would try to obtain a copy of an employee manual, and will bring it to the next Council meeting.

CIMCO sent Mayor Kay a letter asking to represent the City of Naples as a risk management company. Linda Cardwell was directed to write CIMCO a letter of acknowledgement, and ask them to contact us next year.

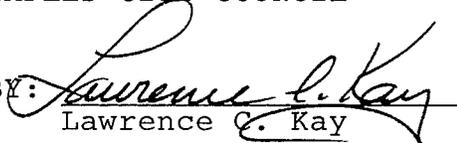
Naples City Council
August 26, 1982
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Mayor Kay presented a \$1,000 Bond from Utah Gas Service Company of Colorado, and indicated that \$1,000 is not enough to cover all the road cuts. Discussion followed. The Council delegated Mark Nash to write them a letter and ask them for more money.

Corrections were made to the minutes of August 5, and August 19, 1982. Donna Merrell moved that the Council approve the minutes of August 5 and August 19, 1982 as corrected. Dennis Judd seconded, the motion passed. Lynn McCarrell abstained from voting.

No other business having come before the Council the meeting adjourned at 12:40 p.m.

NAPLES CITY COUNCIL

BY: 
Lawrence E. Kay

ATTEST:


City Recorder

NAPLES CITY COUNCIL MEETING

SEPTEMBER 2, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held on September 2, 1982 at the Naples City Office. Mayor Kay called the meeting to order at 7:40 p.m. David Smith opened the meeting with a prayer. Those in attendance were Lawrence C. Kay, Ralph Dart, Rolene Smith, Donna Merrell, Lynn McCarrell and Linda Cardwell. Dennis Judd was absent. Shirley Price arrived at 7:45 p.m., Craig Blunt at 8:15 p.m., J.R. and Beverly Willyard at 8:20 p.m., John and Debbie Ledkins at 9:00 p.m., and Mr. and Mrs. Wayne Hollebeke at 9:00 p.m. Glen Fleener was also in attendance.

Larry Stricker was unable to attend the Council meeting concerning the corner at 1750 South and 1500 East, however, he spoke with Mayor Kay about the mud and water problem there. Mayor Kay indicated that he had met with Mr. Bowden and discussed burying a 12" culvert at the stop sign and raising the grade 2', at a cost of approximately \$5,454. The Council discussed what effect the widening of East Highway 40 will have on 1500 East. Glen Fleener suggested that the Council consider filling in the mud holes with asphalt as a temporary solution until the highway is widened, and patch it before this winter.

Sheriff Stewart was in attendance at the request of the Council to discuss police protection in Naples. Sheriff Stewart gave a brief summary of what has been happening within the Sheriff's Department. He reported that his office hasn't completed the statistical reports that Naples requested but a daily log and citation book for the Naples Marshal should be available through Marshal Ledkins. The Council indicated that their major concern is whether Naples is getting the police coverage as agreed to in the contract, especially regarding the deputies assigned to Naples. Sheriff Stewart explained that assigning a deputy to Naples doesn't mean that the deputy has to stay within the Naples boundaries, it means that a deputy is available if needed. The Council did not agree with Sheriff Stewart's statement. The Council asked Sheriff Stewart how Naples is being billed for the other police car since it isn't being used strictly within Naples boundaries, Sheriff Stewart indicated that he will pro-rate the bills on the car. The Council requested that Sheriff Stewart assign an officer to patrol the business area between 2:00 a.m. and 8:00 a.m. The Council and Sheriff Stewart felt that they should meet with the County Commissioners to discuss what is happening with Naples police coverage, Sheriff Stewart will set up an appointment with the Commissioners on Tuesday September 14, 1982 around 4:00 p.m.

J.R. Willyard was in attendance to discuss being Chairman of the Parks and Recreation Committee. Mr. Willyard accepted the position as Chairman, the Council informed him that they discussed having several subcommittees and having the Chairman direct the different subcommittees. Discussion followed.

Mark Nash submitted the Naples City Zoning and Subdivision Ordinance amendments. The Council reviewed the amendments and made corrections. Discussion Followed.

Discussion on adopting a shooting ordinance followed. Mark Nash indicated that the State has statutes that will cover most nuisances concerning guns and that Naples doesn't need a shooting ordinance. The Council decided not to pass a shooting ordinance at this time.

Mayor Kay suggested that Mark write Utah Gas Service and put them on notice that they are liable for repairs on 5th West between 1500 South and 2100 South and to inform them that the bond is not enough and that they must file a plat. The Council assigned Mark Nash to prepare the letter and to have Mayor Kay and Mark sign it.

The Council asked Mark to review the preprinted ordinances from Utah league of Cities and Towns and to make a recommendation to the Council next week on whether to purchase them.

Marshal Ledkins introduced Deputy Sheriff Wayne Hollebeke, who is also Fire Marshal in Jensen. Mr. Hollebeke was in attendance to discuss Naples future fire department, he indicated that he had been in touch with the State Fire Marshal's Office and they said that they would give Naples all the technical help they need to guidey Naples as to what kind of equipment to buy at no cost to Naples. Mr. Hollebeke informed the Council that there are several cost-sharing programs and government programs designed to help fire departments. The Council asked Mr. Hollebeke how he felt about setting up a fire district with Naples, Mr. Hollebeke indicated that he would not want to get involved in a fire district.

Craig Blunt submitted three business license applications for Council's approval. The licenses were for Paul Sims, Solar Basin Development; Mike Holmes, Holmes Heating & Cooling Incorporated; and Marcus Lunt, Marcus Lunt Developers Incorporated. Discussion followed. Ralph Dart moved that the Council approve the business licenses as presented. Rolene Smith seconded, the motion passed unanimously.

Craig reported that the grader needs a new battery and tire. The Council approved the purchase of a new battery and if the tire on the grader goes flat then the purchase of new tire is approved.

Craig asked Mayor Kay about preparing a map showing all the streets in Naples. Mayor Kay instructed Craig to obtain maps from Uintah Engineering.

Craig also submitted the technical reports from the Bureau of Land Management for the Council's review. The Council reviewed the reports. Discussion followed.

Naples City Council
September 2, 1982
Page 3

Mayor Kay reported that White River Oil Shale Company would like to meet with Naples City Council on Tuesday morning or Wednesday afternoon, September 2 or 8, to discuss impact mitigations.

Discussion on requiring a buffer zone for industrial zones followed. Mayor Kay explained that the buffer zone is used for the downgrading to some lesser use than the industrial use, and would protect the residential area. To amend the zoning ordinance to add the buffer zone would require a public hearing.

Craig discussed his concern that Naples doesn't have any guidelines for road development for future dedications. Craig was asked to get together with the planning commission and set some road guidelines.

Marshal Ledkins asked the Council if he could present two men for the Council to interview for the position of Naples Police Officers, he indicated that both men are certified police officers with experience. Discussion followed. The Council agreed to meet the two men at next week's Council meeting.

Shirley Price submitted bills for the Council's approval. Discussion followed. Shirley reviewed the budget and reported how much money has been spent to date in each budget category. Lynn McCarrell moved that the Council approve the bills as presented. Ralph Dart seconded, the motion passed unanimously.

Discussion on the employee manuals followed. Mayor Kay indicated that he would try to bring a copy of an employee manual to next week's Council meeting.

Donna Merrell indicated that she will contact Ada Openshaw and ask her if she would be Naples Historian.

Rolene Smith moved that the Council wait until next week's meeting to discuss the Board of Adjustment alternates. Donna Merrell seconded, the motion passed unanimously.

The Council reviewed the minutes of the August 27, 1982 City Council meeting. Corrections were made. Donna Merrell moved that the Council approve the minutes as corrected. Lynn McCarrell seconded, the motion passed unanimously.

OTHER BUSINESS

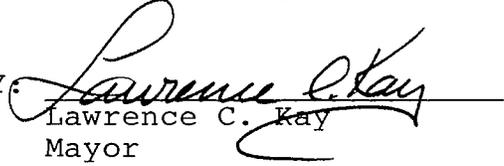
Rolene Smith submitted a brochure on textbooks from American Land Planning Law and suggested that Craig review the books to see if they are worth purchasing at a cost of approximately \$240 a set.

Naples City Council
September 2, 1982
Page 4

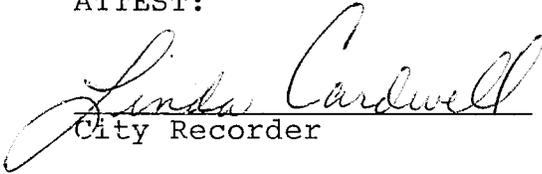
No other business having come before the Council the meeting
adjourned at 11:45 p.m.

NAPLES CITY COUNCIL

BY:


Lawrence C. Kay
Mayor

ATTEST:


City Recorder

NAPLES CITY COUNCIL MEETING

SEPTEMBER 9, 1982

MINUTES

This regularly scheduled meeting of the Naples Council was held on September 9, 1982 at the Naples City Office. Mayor Kay called the Meeting to order at 7:55 p.m. Those in attendance were Lawrence Kay, Dennis Judd, Ralph Dart, Rolene Smith, Lynn McCarrell, Donna Merrell, Linda Cardwell, Craig Blunt, Shirley Price, John Ledkins, Debbie Ledkins, David Smith, Bill Moody, and Glen Fleener, Attorney Mark Nash arrived at 8:05 p.m.

Marshal Ledkins reported that he purchased a 1980 Chevorlet Malibu Classic for \$4,700. Discussion followed. Linda Cardwell was directed to get insurance coverage from Basin Insurance for the new car.

Marshal Ledkins introduced Bill Moody to the Council. Mr. Moody would like to be considered for a position with the Naples Police Department, Mr. Moody has several years of experience in law enforcement. Discussion followed.

Attorney Mark Nash reported that he has reviewed the preprinted ordinances provided by Utah League of Cities and Towns and he recommends that Naples purchase them. Ralph Dart moved that the Council adopt the preprinted ordinances from Utah League of Cities and Towns for \$1,500. Donna Merrell seconded, the motion passed. Rolene Smith voted nay.

Mark Nash submitted Ordinance No. 82-2 with an amendment concerning emergency repairs. The amendment exempts the necessity of complying with the application or bonding requirements of Ordinance No. 82-7 in the event of an emergency repair. Discussion followed. 82-2

*Ord
#2
KB*

Donna Merrell moved that the Council approve Ordinance No. 82-7 as amended. Lynn McCarrell seconded, the vote was as follows:

Donna Merrell - aye
Lynn McCarrell - aye
Ralph Dart - aye
Dennis Judd - aye
Rolene Smith - aye

The motion passed.

Mayor Kay submitted a plat showing the proposed road through Naples City Park and indicated that the road would be located on Giles Chiver's property. Mayor Kay said that he had been in touch with Mr. Chivers regarding this proposal and that Mr. Chivers would be willing to go along with the proposal if Naples would purchase

Naples City Council
September 9, 1982
Page 2

the half acre that the road will be on. Mr. Chivers has been offered \$60,000 an acre. Discussion followed. The Council decided to ask Mr. Chivers to the next Council meeting to discuss this proposal.

Donna Merrell was asked to contact Ada Openshaw and ask her if she would like to be Naples Historian, and to contact the people recommended for the Park Committee to see if they would like to be on the Parks and Recreation Committee.

Shirley Price submitted bills for the Council's approval. Donna Merrell moved that the Council approve the bills as reviewed except for the bill from Uintah County for asphalt. Ralph Dart seconded, the motion passed unanimously. Dennis Judd was asked to check about the asphalt bill.

Craig Blunt submitted business license applications for Modern Heating & Sheet Metal and A-1 Electric. Discussion followed. Ralph Dart moved that the Council approve the business licenses for Modern Heating & Sheet Metal and A-1 Electric. Dennis Judd seconded, the motion passed unanimously.

Craig reported that we have received the stencils for the street signs and that the road crew has been working on them.

Mayor Kay said that Craig Martin has agreed to work on the dump-truck. The truck needs a new transmission for the lower gears.

The duties and the position of the Naples Building Inspector was discussed. Donna Merrell moved that the Council approve a five-percent merit increase now for Craig Blunt and that the Council review all employees in January for a cost of living raise. Dennis Judd seconded, the motion passed unanimously. The Council decided to have a yearly evaluation for employees.

Mayor Kay will bring a copy of an employee manual for the Council to review at next week's meeting.

The Council approved the use of the city car by Linda Cardwell to attend the Clerk's Conference in Salt Lake City.

The minutes of the September 2, 1982 City Council meeting were reviewed and corrected. Ralph Dart moved that the Council approve the minutes as corrected. Lynn McCarrell seconded, the motion passed. Dennis Judd abstained from voting because he did not attend the September 2 meeting.

Other Business

Mayor Kay reported that Jack Lyman from White River has asked that the Mayor and the Council review the financial impact statement submitted by White River and to prepare a report on it. White River would like to have the report in three weeks or around October 1, 1982.

Naples City Council
September 9, 1982
Page 3

Ashley Valley Water & Sewer District is going to bid the sewer line from 2000 East on 1500 South to 2500 South, (approximately two miles). The Sewer Board would like Naples to maintain the two miles of road during the winter and spring and would like Naples to pave it. Discussion followed. The Council felt that they need an estimate on how much it will cost to maintain the road during the winter before they could respond to the Sewer Board. The Council asked Mayor Kay to get an idea on the price that contractor's will charge for maintaining and paving that section of the road.

No other business having come before the Council the meeting adjourned at 12:45 p.m.

NAPLES CITY COUNCIL

BY: Lawrence C. Kay
Lawrence C. Kay, Mayor

ATTEST:

Linda Cardwell
City Recorder

Naples CITY
BUSINESS LICENSE CODE

- Chapter 11-01. Administrative Regulations.
11-02. Application And License Procedures.
11-03. Violations And Penalty Provisions.
11-04. Definitions.
11-05. Alcoholic Beverages Licensing Regulations.
11-06. Nonprofit Membership Organizations.
11-07. Amusement Centers, Penny Arcades And Pool Halls.
11-08. Amusement Devices.
11-09. Itinerant Merchants and Solicitors.
11-10. Eating And Drinking Places.
11-11. Pawn Brokers.
11-12. Salvage And Wrecking Shlups.
11-13. Public Dances.
11-14. Closing Out Sales.
11-15. Mobile Home Parks.
11-16. *Reserved.*
11-17. *Reserved.*
11-18. *Reserved.*
11-19. *Reserved.*
11-20. Classifications For Licensing.
11-21. Regulatory And/Or Inspection Provisions.
11-22. Schedule Of Revenue And Regulatory Fees.

see pg 91
KB
5/18/88-

NAPLES CITY COUNCIL MEETING

SEPTEMBER 16, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held on September 16, 1982 at the Naples City Office. Dennis Judd, Mayor Pro Tem, called the meeting to order at 7:36 p.m. Attendance was as follows:

Council Present

Dennis Judd, Lynn McCarrell, Ralph Dart, Rolene Smith. Lawrence C. Kay, Mayor, arrived at 8:16 p.m. Donna Merrell was absent.

Staff Present

Craig Blunt, Building Inspector; Shirley Price, Treasurer; and John Ledkins, Marshal.

Others Present

Dan Hughes, Sapom Security Services; Giles Chivers, Lon Salmond, Gale Salmond, Debbie Ledkins and Glen Fleener.

Dan Hughes - Sapom Security & Peace of Mind

Dan Hughes submitted a proposal for night security patrol in Naples. Sapom Security will supply a trained officer to patrol for fires, burglaries, vandalisms and all unusual or suspicious activities from 10:00 p.m. until 7:00 a.m. Sapom will also provide a marked patrol vehicle, gas and vehicle maintenance, personnel, daily log sheets, cooperation with the Uintah County Sheriff's Department, and if possible a police band radio. The fee for these services would be \$3,500 per month per security officer, or \$115.08 per night.

Building Inspector's Report

Approval of Business Licenses. Craig Blunt submitted two business license applications for approval for Duane Kayle Construction and Mosby Enterprises. Discussion followed. Ralph Dart moved that the Council approve the business licenses as presented. Lynn McCarrell seconded, the motion passed unanimously.

Eagle Scout Project. Lloyd Richards would like to work on the Naples Park or on the Church Park for an Eagle Scout Project. Lloyd would like recommendations from Naples for a possible project. Discussion followed.

Mobile Home Placement. The placement of a single wide mobile home at 1750 South and 800 East was discussed. Mayor Kay arrived at 8:16 p.m. and the meeting was turned over to him. Mayor Kay suggested that the surrounding landowners be notified and that we get written statements from them to see how they feel about a mobile home being placed there.

Naples City Council
September 16, 1982
Page 2

Naples Zoning and Subdivision Ordinance

An amendment to the home occupation permit (see Section 02-10-003 (4)). was discussed. Glen Fleener said that he felt that the home occupation permit was never intended to be used for large commercial sales and that persons selling commodities not produced on the premises should be required to go before the Board of Adjustment to obtain a variance on the zoning. Discussion followed. A public hearing on the proposed amendments to the Naples Zoning and Subdivision Ordinance is scheduled for September 30, 1982.

Giles Chivers - Park Road

Mr. Chivers was in attendance at the request of the Council to discuss a proposed road through his property located at 1900 South and 1500 East, the road is planned to go from 1500 East to 2000 East. The road through Mr. Chiver's property is 66 feet by 306.5 feet, which equals forty-six hundredths of an acre. The land has been appraised at \$60,000 an acre, at that price the amount of the land needed for the road would cost \$27,863. Mayor Kay indicated that the options are to buy the land or to build the road further south. If the road is built further south it would cost approximately \$15,000 for road fill. Mayor Kay said that the road through Mr. Chiver's property would be preferred because it will be cheaper to build, it will be a better route into the school and it will look nicer. Mayor Kay asked Mr. Chivers if he would agree to deduct the cost of curb, gutter and sewer from the \$27,863. Mr. Chivers agreed to deduct \$12,863 for the curb, gutter and sewer making the price for the property \$15,000.

Treasurer's Report

Approval of Bills. Shirley Price submitted bills to be approved by the Council. Discussion followed. Dennis Judd moved that the Council authorize the Mayor and Craig to work out an arrangement with Ron Hatch for paying for the use of the truck. Rolene Smith seconded, the motion passed unanimously. Dennis Judd moved that the Council approve the bills as reviewed. Rolene Smith seconded, the motion passed unanimously.

Marshal Ledkins Report

Marshal Ledkins presented Lonn Salmond, who is interested in working for the Naples Police Department. Mr. Salmond submitted a resume for the Council's review. Mr. Salmond is currently working for the Ogden City Police Department but is very much interested in moving to Naples. Discussion followed.

Park & Recreation Committee

The following people were contacted and have agreed to serve on the park & recreation committee. Marge Martin, Norman Merrell, Dave Brewer, Grace Gardiner and Ferris Gardiner.

Naples City Council
September 16, 1982
Page 3

White River Shale Oil Project

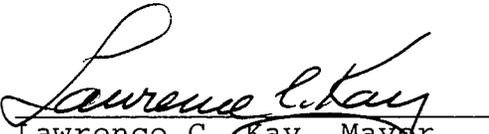
Mayor Kay asked the Council if they have reviewed the impact statement from White River. Discussion followed. Mayor Kay indicated that the Council will have to submit their comments to White River by the first of October.

Adjournment

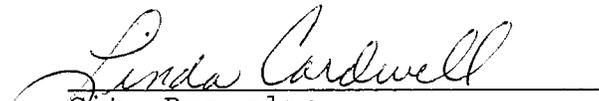
No other business having come before the Council the meeting adjourned at 12:45 p.m.

NAPLES CITY COUNCIL

BY:


Lawrence C. Kay, Mayor

ATTEST


City Recorder



NAPLES CITY COUNCIL MEETING

SEPTEMBER 23, 1982

MINUTES

This regularly scheduled meeting of the City Council was held on September 23, 1982 at the Naples City Office. Dennis Judd, Mayor Pro Tem, called the meeting to order at 7:40 p.m. Attendance was as follows:

Council Present

Dennis Judd, Lynn McCarrell, Donna Merrell and Rolene Smith. Lawrence C. Kay, Mayor arrived at 8:45 p.m. Ralph Dart was absent.

Staff Present

Linda Cardwell, City Recorder; Shirley Price, Treasurer; Craig Blunt, Building Inspector; and John Ledkins, Marshal. Mark Nash, Attorney, arrived at 8:20 p.m.

Others Present

Ken Aycock and Bob Thompson, Utah Power & Light Company; Robert Brown, DeWain Turner and Bruce Brown.

Utah Power & Light - Street Light Contract

Ken Aycock introduced Bob Thompson and explained that Mr. Thompson will be replacing him as District Representative as of October 1, 1982. Mr. Aycock presented the Street Lighting Agreement for the Council's approval. Discussion followed. Donna Merrell moved that the Council accept the Street Lighting Agreement as presented by Ken Aycock, Utah Power & Light Company. Rolene Smith seconded, the motion passed. Lynn McCarrell abstained from voting.

Building Official's Report - Craig Blunt

Street Signs. Craig reported that Greg Morrison from High Country Estates has agreed to pay \$500.00 for the installation of street signs around High County subdivision.

State Tax Commission - Business List

Craig presented a list prepared by the State Tax Commission showing the businesses that are located in Naples. The Council reviewed the list. Discussion followed. Craig was asked to work at getting the businesses that are located in Naples to be listed under Naples City.

Naples City Council
September 23, 1982
Page 2

Approval of Business Licenses. Craig submitted business license applications for Kerry Bowthorpe Construction and Kodiak Insulation. Discussion followed. Rolene Smith moved that the Council approve the business licenses as presented. Lynn McCarrell seconded, the motion passes unanimously.

Business License Application - Mini Mart

DeWain Turner, Mini Mart Representative, was in attendance to explain the proposed store in Naples. Mr. Turner indicated that Mini Mart currently owns seventy-nine stores, and that they try to hire local people to work the stores. Mr. Turner said that if all the licenses are approved Mini Mart would like to be in operation by January 1, 1983. Discussion followed. Rolene Smith moved that the Council approve the business license for Mini Mart. Lynn McCarrell seconded, the motion passed unanimously.

Beer License Application - Mini Mart

Mini Mart has requested a Class "A" beer license. The Class "A" retail license entitles the licensee to sell beer in the original bottle having label of the maker thereon for consumption off the premises. Rolene Smith moved that the Council approve the beer license based on the Marshal's report. Donna Merrell seconded, the motion passed unanimously.

Robert Brown - Trailer Lots

Mr. Brown was in attendance to defend his use of a rental trailer park located at 1853 East 1700 South. Mr. Brown presented a copy of a plat of the Brooklane Subdivision which was approved by Uintah County on September 2, 1982, the plat shows that the Brooklane Subdivision was designed for trailers. Mr. Brown has been using the property for trailers for approximately 15 years. Discussion followed. The Council concluded that since the property has been used for trailer lots for approximately 15 years that Mr. Brown would not have to conform to the trailer park ordinance, but if he were to expand the trailer park then he would be required to comply with the ordinance.

Amendment to the Naples Zoning and Subdivision Ordinance

The Council decided to wait until the public hearing to further discuss the proposed amendments to the Naples Zoning and Subdivision Ordinance.

Preprinted Ordinances

Mayor Kay indicated that he has contacted Utah League of Cities and Towns and has asked to purchase the preprinted ordinances for \$1,500. Mayor Kay is still waiting for a reply.

Naples City Council
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State Impact Board

Mark Nash indicated that the Council needs to prepare a detailed list of the fire-fighting equipment that Naples is requesting. The list should include the price of the fire engine, the make, model, size of tire, amount of tires, etc. Mayor Kay, Dennis Judd, and Rolene Smith will meet and prepare the application.

Fire District

Rolene Smith informed the Council that she had been in touch with Vernal City regarding forming a fire district. Vernal responded that they would consider forming a fire district if Naples would consider joining a parks and recreation district. Rolene suggested that the Council meet with Vernal City to discuss these possibilities.

Park & Recreation

Mayor Kay reported that he took representatives from Deseret Generation and Transmission to see Naples Park. Deseret commented that they have given Uintah County \$101,000 to spend for parks, and requested that Naples request an official letter from Uintah County stating that they have spent all their park funds. Mayor Kay indicated that he has sent the County a letter requesting an official letter regarding park funds but has not received a reply.

Mayor Kay indicated that the County Commissioners would like to meet with Naples City Council on Tuesday, September 28, 1982 at 3:30 p.m.

Marshal Ledkins

Marshal Ledkins submitted a letter from Craig Jorgenson, Utah Highway Patrol, for the Council to review. The letter stated that the Highway Patrol was in agreement to Naples utilizing the Highway Patrol Dispatch Center, and that formal approval will be forthcoming.

Dennis Judd moved that Naples formally make a decision to go with Naples own City Police Department as of January 1, 1982 and that we begin immediately to make all arrangements necessary to effectuate that. Rolene Smith seconded, the vote was as follows:

Lynn McCarrell	-	Nay
Rolene Smith	-	Aye
Dennis Judd	-	Aye
Donna Merrell	-	Aye
Ralph Dart	-	Absent

The motion passed.

Naples City Council
September 23, 1982
Page 4

Police Forms. Marshal Ledkins submitted a list of the basic forms which Naples will need to run the police department. The Council reviewed the forms and instructed Marshal Ledkins to make the arrangements for the printing of the forms.

Police Supplies. Marshal Ledkins indicated that the police department will need a 35 mm camera with a wide angle lense, zoom lense, and an instaflash, to photograph crime scenes.

Police Car. Marshal Ledkins reported that it will cost approximately \$2,240 to police equip, the Chevrolet. The equipment includes lights, siren, shot gun rack, and radio.

Policies & Procedures. Marshal Ledkins suggested that Naples adopt a code of conduct, for civil liabilities reasons, a department policies & procedures manual, a police pay scale, promotion procedures, and benefit packages for the police department.

Treasurer's Report - Shirley Price

Approval of Bills. Shirley Price submitted bills for the Council's approval. Discussion followed. Shirley was asked to check into the Croft Oil bill to find out why the gas wasn't purchased in Naples, and to deduct the travel charges (\$37.50) to the State Impact Board meeting in Salt Lake City from the Attorney's bill. Discussion on the County Asphalt bill followed. The County has charged Naples \$7.00 a ton, Shirley was instructed to pay the County's bill at \$5.25 per ton. Shirley was also asked to contact the state tax commission and ask them whether a city can be charged federal highway tax on gas. Rolene Smith moved that the Council approve the bills as discussed. Donna Merrell seconded, the motion passed unanimously.

Personnel - Police Department

The Council discussed hiring police officers for Naples. Rolene Smith moved that the Council hire Lon Salmond to work for Naples City Police Department. Dennis Judd seconded, the motion passed unanimously.

Board of Adjustment Alternates

The Council requested that Linda Cardwell compile a list of the names that were suggested at the last Board of Adjustment meeting, and to have them ready for the next City Council meeting.

Park & Recreation Committee

Mayor Kay indicated that Earl Reigh would like to work on the parks committee. The Council requested that Linda contact the Park & Recreation Committee members and ask them to come to the next Council meeting.

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Naples Historian

Donna Merrell reported that Ada Openshaw was happy to accept the position of Naples Historian. Donna suggested that the Council set up guidelines on what they want the historian to do. The Council requested that Mrs. Openshaw be asked to attend the next Council meeting.

White River - Impact Statement

Mayor Kay asked the Council to review the letter he submitted last week regarding the impact statement, and asked the Council to work on preparing a letter to submit to White River.

City Recorder's Report - Linda Cardwell

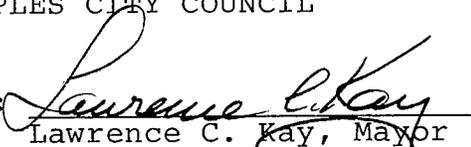
Clerks Conference. Linda Cardwell informed the Council about the lectures and activities at the Clerks Conference in Salt Lake City.

Utah Local Governments Trust. Craig Blunt and Linda Cardwell were accidentally enrolled in the Dental Insurance Plan through Local Government Trust. The Council requested that Linda obtain more information regarding the dental plan, and to find out how long Naples would be obligated to sign up.

Adjournment

No other business having come before the Council the meeting adjourned at 11:55 p.m.

NAPLES CITY COUNCIL

BY: 
 Lawrence C. Kay, Mayor

ATTEST


 City Recorder

CM



NAPLES CITY COUNCIL

SEPTEMBER 30, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held on September 30, 1982 at the Naples City Office. Mayor Kay called the meeting to order at 7:35 p.m. Attendance was as follows:

Council Present

Lawrence C. Kay, Mayor; Dennis Judd, Ralph Dart, Rolene Smith, Donna Merrell and Lynn McCarrell

Staff Present

Linda Cardwell, City Recorder; Craig Blunt, Building Official; Shirley Price, Treasurer; and John Ledkins, Marshal.

Others Present

Grace Gardiner, Ferris Gardiner, Al Hunting, Melvin E. Dummar, D.J. Pack, Wayne Pack, Beth Pack, Ray Hunting, Glen Fleener, Norman Haslem, Debbie Ledkins, and John and Dorothy Greene.

Prayer

Ralph Dart

Approval of Minutes

The minutes of the September 16 and September 23, 1982 City Council meetings were reviewed and corrected. Donna Merrell moved that the Council approve the minutes of September 16 and September 23, 1982 as corrected. Dennis Judd seconded, the motion passed unanimously.

Public Hearing - Amendments to the Naples Zoning & Subdivision Ordinance

The public hearing was called to order at 7:46 p.m. Craig Blunt and Shirley Price were in attendance for the hearing. The Council reviewed the proposed amendments, Dennis Judd suggested that the Council change Section 02-10-003(4) - Home Occupation to read "The home occupation shall not include the sale of commodities on the premises which are not produced on the premises". Discussion followed. Rolene Smith moved that the Council adopt the amendments as corrected. Ralph Dart seconded, the vote was as follows:

Dennis Judd - aye
Ralph Dart - aye
Rolene Smith - aye

Lynn McCarrell - aye
Donna Merrell - aye

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ember 30, 1982
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Building Inspector's Report

Beer License - Mini Mart. Craig Blunt submitted the Marshal's report approving the beer license application for Mini-Mart. The Beer License for Mini Mart was granted.

Approval of Business License. Business license applications for James Lemon Carpentry and Waynes Aluminum were submitted for approval. Rolene Smith moved that the Council approve the business licenses as presented. Dennis Judd seconded, the motion passed unanimously.

Grader. Craig indicated that Ron Hatch would like \$3,900 for the rental of the grader. The Council discussed the possibility of purchasing the grader. Dennis Judd moved that the Council approve the payment of \$3,900 to Ron Hatch towards an \$8,500 purchase price of the grader. Donna Merrell seconded, the motion passed unanimously.

Stamps. Craig reported that Naples qualified for the 9½¢ bulk rate stamps, and that the cost for bulk rate would be \$40.00 for the permanent number and a \$40.00 annual fee. Discussion followed. Dennis Judd moved that the Council approve going with the bulk rates. Donna Merrell seconded, the motion passed unanimously.

Park Committee

Grace and Ferris Gardiner were in attendance to discuss what has been happening with the Park and Recreation Committee. The Council reviewed the park plat with the Gardiner's and discussed what needs to be done in the park. Discussion followed. The following people have agreed to work on the committee:

Marge Martin
Norman Merrell
Dave Brewer
Grace Gardiner
Ferris Gardiner

J.R. Willyard
Lou Harrison
Carol Judd
Earl Reigh
Larry Stricker

Treasurer's Report

Approval of Bills. Shirley Price submitted bills for Council's approval. Ralph Dart moved that the Council approve the bills as presented. Rolene Smith seconded, the motion passed unanimously. The Council directed Shirley to work with Larris Hunting, Job Service, on the workmans compensation forms.

Monthly Budget Review. Shirley Price submitted the monthly budget report showing the total amount of expenditures in each budget category for the month of September for the Council to review.

Plumbing & Mechanical Officials Workshop

Craig requested approval to attend the Plumbing and Mechanical Officials Workshop in St. George, Utah sponsored by the Utah

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Association of Plumbing and Mechanical Officials. The workshop is scheduled for November 17 through November 20, 1982. Discussion followed. Rolene Smith moved that the Council approve Craig's attendance to the Plumbing & Mechanical Officials Workshop. Lynn McCarrell seconded, the motion passed unanimously.

Marshal's Report

John Greene. Mr. Greene was in attendance to interview for a position with the Naples Police Department. Mr. Greene worked for the Sheriff's Department in San Diego, California, and was certified by the San Diego Sheriff's Office Academy. Marshal Ledkins indicated that if the credentials from the Academy are acceptable in Utah then Mr. Green would only need 40 hours of training for post certification in Utah. Discussion followed. Dennis Judd moved that the Council hire John Greene to work for the Naples Police Department. Donna Merrell seconded, the motion passed unanimously.

Police Pay Scale. Marshal Ledkins submitted a copy of the Vernal City pay scale. The Council reviewed the pay scale and requested that Marshal Ledkins prepare a pay scale for the Naples Police Department.

Uniform Allowance. Marshal Ledkins asked the Council to approve an advance of approximately \$645.00 for each officer to pay for the purchase of police uniforms. The monthly allowance for uniforms is normally \$50.00 a month. Discussion followed. Dennis Judd moved that the Council approve the advance of \$600.00 per police officer, and that a provision be written in the contract to assure that if a Officer quits before the year is up that the money will be returned. Ralph Dart seconded, the motion passed unanimously.

Police Equipping the Chevy Malibu. Marshal Ledkins reported that it will cost \$2,200 to police equip the car. Discussion followed. Marshal Ledkins also indicated that each car will need a first aid kit. Donna Merrell moved that the Council authorize the expenditure or \$2,200 to police equip the Chevy Malibu. Dennis Judd seconded, the motion passed unanimously.

Dispatching. Marshal Ledkins indicated that Craig Jorgenson will be sending Naples a contract for Utah State Highway Patrol dispatch center. Marshal Ledkins reported that Naples will need to add a telephone line in the dispatch center. The Council asked Linda to reserve a phone number and to get a phone line set up for January 1, 1983 at the dispatch center. The Council also requested that Linda check into rotating phone systems for the City Office.

Budget. The Council requested that Marshal Ledkins prepare a budget for the police department for January 1 through July 1983, for the next Council meeting.

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September 30, 1982
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Board of Adjustment

Rolene Smith moved that Linda Cardwell contact Darlene Ufford and Phil Manwaring and ask them to be alternate members on the Board of Adjustment. Dennis Judd seconded, the motion passed unanimously.

White River - Impact Statement

Mayor Kay reminded the Council to review the letter he wrote to White River concerning their financial impact statement, and to make any corrections or additions they feel necessary.

Dental Insurance

The Council requested that Linda look into travelers and firemans insurance to see that kind of dental program they have to offer.

Code-Co

Linda Cardwell explained that Code-Co is offering a condensed 3 volume set of the Utah Code, the condensed volume has all the laws but none of the annotated cases. Discussion followed. Dennis Judd moved that the Council approve the purchase of two sets of the condensed volumes of the Utah Code for \$40.00 a set. Rolene Smith seconded, the motion passed unanimously.

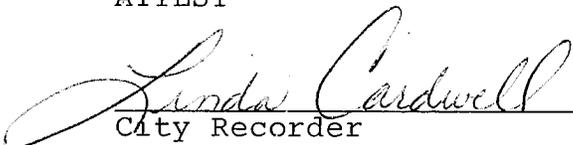
Adjournment

No other business having come before the Council the meeting adjourned at 11:25 p.m.

NAPLES CITY COUNCIL

BY: 
Lawrence C. Kay, Mayor

ATTEST


City Recorder

NAPLES CITY COUNCIL MEETING

OCTOBER 7, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held on October 7, 1982 at the Naples City Office. Mayor Kay called the meeting to order at 7:35 p.m. Attendance was as follows:

Council Present

Lawrence C. Kay, Mayor; Dennis Judd, Ralph Dart, Rolene Smith, Donna Merrell and Lynn McCarrell.

Staff Present

Linda Cardwell, Recorder; Craig Blunt, Building Official; Shirley Price, Treasurer; and John Ledkins, Marshal.

Others Present

Marge Martin, Lyle W. Eaton, Norman Haslem, Ada Openshaw, Larris A. Hunting, and Carol Judd.

Prayer

Donna Merrell

Approval of Minutes

Dennis Judd moved that the Council approve the minutes of the September 9, 1982 City Council meeting as reviewed and corrected. Rolene Smith seconded, the motion passed unanimously.

Ralph Dart moved that the Council approve the minutes of the September 30, 1982 City Council meeting as reviewed and corrected. Dennis Judd seconded, the motion passed unanimously.

Park & Recreation Committee

Marge Martin and Carol Judd were in attendance to discuss possible projects for the Park & Recreation Committee. J.R. Willyard, Chairman, was not in attendance for this meeting. Dennis Judd moved that Kim Brewer and Mrs. Brad Gale be approved to be added to the Park & Recreation Committee. Rolene Smith seconded, the motion passed unanimously.

Mayor Kay reported that he made a break down of the estimated costs of preparing the park for planting. The estimated costs for fencing, tree planting, and lawn planting is \$100,000. Mayor Kay suggested that the Committee start by cleaning up and grading the park to get it ready for planting.

Naples City Council
October 7, 1982
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Dennis Judd suggested several methods of collecting donations for the park. He suggested a door to door drive, asking people to donate time and physical labor, and asking businesses to donate money and/or materials. Discussion followed. Lynn McCarrell felt that the Committee should prepare a layout of the park showing what kind of things are planned to go into the park before asking for donations. Mayor Kay indicated that Bob Parker, who is a landscape architect, volunteered to help landscape the park. The Council felt that we need some type of professional assistance to get started and suggested that the Committee contact Mr. Parker. The Council also suggested that the Committee try to get the Naples residents involved in building some of the playground equipment.

Naples Historian

Ada Openshaw, Naples Historian, was in attendance to discuss the duties of the Historian. The Council would like a composite history of the formation of Naples from day one to the present as a progressive story written in book form. The Council also suggested that a story be written in the Naples newsletters. Mayor Kay told Mrs. Openshaw that she would be free to ask for volunteer help, and that any materials needed would have to be approved by the Council.

Larris Hunting - Job Service

Mr. Hunting was in attendance to discuss unemployment compensation procedures. Mr. Hunting explained that the City has two options available for paying for unemployment compensation. One option, the elected method, the City should elect to pay unemployment insurance totally to anyone who files after having worked for the City. The other option, reimbursement of unemployment fund, the City would pay a standard rate starting at 2.7% of the total wages paid to all employees of the City up to a maximum of \$12,000 per employee per year. The money would go into the unemployment fund, the fund would then pay for the unemployment insurance should any former employee of the City file for unemployment. The standard rate will change from 2.7% to 3.0% in January, 1983.

The City must pay for all full-time and part-time employees. Discussion followed. The Council felt that they needed to discuss this further before making a decision.

Marshal Ledkins' Report

Police Personnel. Marshal Ledkins reported that John Greene accepted a job with the Vernal Police Department. Discussion on hiring a third officer for the Naples Police Department followed. Marshal Ledkins asked the Council to reconsider hiring Bill Moody as the third officer. Donna Merrell moved that the Council authorize

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John Ledkins to be the Department Head of the Police Department with the authority to hire and fire personnel, and to have the authority to check with Bill Moody to see if he is interested in the job and if so to hire him. Lynn McCarrell seconded, the motion passed unanimously.

Police Department Budget. Marshal Ledkins submitted a detailed budget for the police department for January 1, 1983 to June 30, 1983.

Building Officials Report - Craig Blunt

Approval of Business licenses. Craig submitted business license applications for Terry Barney Drywall, Chadwick Masonry, and D & S Waterbeds. Donna Merrell moved that the Council approve the business licenses as presented. Ralph Dart seconded, the motion passed unanimously.

Dumptruck. Craig reported that the manifold on the dumptruck broke and that he had it repaired at Kenworth Service Center for \$315.60 after receiving approval from Dennis Judd and Ralph Dart and after receiving three bids.

Tires. Craig asked for approval to purchase new tires for the Chevy Malibu and for the Chevy Impala. Craig also requested approval to purchase new shocks, and to tune-up the Chevy Malibu. Discussion followed. The Council approved the purchase of four all weather radial tires, heavy duty shocks, and a tune-up for the Chevy Malibu and the purchase of four all weather radial tires for the Chevy Impala.

Master Road Plan. Craig submitted a copy of the Naples Master Road Plan which was approved by the Planning and Zoning Commission on September 8, 1982 as the Master Road Plan Foundation. Discussion followed. The Council suggested that the shopping center, park, and street addresses be shown on the map.

Treasurer's Report - Shirley Price

Approval of Bills. Shirley submitted bills for approval. After reviewing the bills Rolene Smith moved that the Council approve the bills as submitted. Ralph Dart seconded, the motion passed unanimously.

Board of Adjustment Alternates

Linda Cardwell reported that she contacted Darlene Ufford and she could not serve as an alternate on the Board of Adjustment. Linda indicated that she was not able to contact Phil Manwaring but will try again next week.

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October 7, 1982
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City Office Financing. Rolene Smith suggested that the Council invite Kimbal Young to the next City Council meeting to discuss bonding procedures to finance building the City Office.

Other Business

Preprinted Ordinances. Mayor Kay reported that Utah Leagues of Cities and Towns approved the purchase of preprinted ordinances for \$1,500.

Park Impact Monies. Mayor Kay indicated that he received the letter he requested from Uintah County regarding park impact monies. The letter stated that the County has spent all their park money. The Council suggested that Mayor Kay send a copy of the letter to Sterling Merrell of Deseret Generation & Transmission.

Naples City Attorney. The Council directed Linda Cardwell to contact Mark Nash and ask him to prepare an Animal Control contract, to write a letter to the County Commissioners and the Sheriff's Department telling them that Naples is planning to form their own police department as of January 1, 1983, and to write the County Commissioners informing them that the Sheriff's report is unacceptable and to enclose a copy of the Sheriff's report.

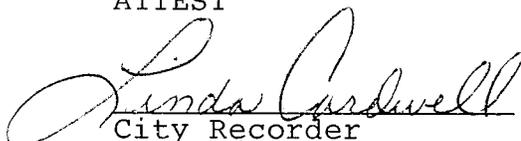
Adjournment

No other business having come before the Council the meeting adjourned at 11:50 p.m.

NAPLES CITY COUNCIL

BY: 
Lawrence C. Kay

ATTEST


Linda Cardwell
City Recorder

NAPLES CITY COUNCIL

OCTOBER 14, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held on October 14, 1982 at the Naples City Office. Mayor Kay called the meeting to order at 7:33 p.m. Attendance was as follows:

Council Present

Lawrence C. Kay, Mayor; Dennis Judd, Ralph Dart, Lynn McCarrell, and Rolene Smith. Donna Merrell was absent.

Staff Present

Linda Cardwell, Recorder; Craig Blunt, Building Official, arrived at 7:55 p.m., Attorney Mark Nash at 8:30 p.m. and Marshal John Ledkins at 9:00 p.m. Shirley Price, Treasurer, was absent.

Others Present

Kimball Young, Boettcher & Company; and Marty Jenkins and Gordon Branson, 7-11 Store Representatives.

Prayer

Ralph Dart

City Office Financing

Kimball Young was in attendance to discuss possible ways of financing the building of the Naples City Office. The Council explained that the city offices would be approximately 3600 sq. ft. and would cost approximately \$250,000 to \$300,000 to build.

Mr. Young suggested several methods of financing as listed below.

1. Building Authority - the City Council would organize a building authority, the building authority would issue the necessary bonds, payable from the general funds of the city, excise taxes, or the ad-valorem taxes. Its an annual renewable obligation. The building authority is not available at this time because of pending litigations. Because the building authority is precluded it precludes all other year to year renewable financing mechanisms.
2. General Obligation Bond - this is a bond in which the full faith and credit of the city is pledged to repay the debt. Using the General Obligation Bond would require the city to hold a bond election.

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October 14, 1982
Page 2

3. The City could work with a private developer by issuing an inducement resolution to that entity and they could build the building. The city would lease the building over a period of time with an agreement to buy it at it's market value at the end of the lease period.
4. The City could request a long term low interest loan from the Community Impact Board. The Board would require a GEO obligation.

Discussion followed. Mr. Young explained that Boettcher & Comapny would act as an underwriter in guaranteeing the financing of the improvements. The Council decided that they need to discuss this in more detail before making a decision. Mr. Young indicated that he would be happy to meet with the Council again.

7-11 Store

Marty Jenkins, District manager in Provo, and Gordon Branson, Local Representative and Area Supervisor, were in attendance to ask for permission to construct a 7-11 Store on the corner of 2500 South and 1500 East and to be issued a beer and business license. Discussion followed. The Council indicated that they see no problems in issuing a beer and business license after the proper requirements of the ordinance are met and after filling out the applications.

Building Official's Report

Approval of Business License. The following business license applications were submitted for approval. Bowen Tools, Inc.; Ranger Mud and Chemical, Inc.; Hot Oil Service, Inc.; Western Petroleum, Inc.; Leonard Bros. Construction; Lewis Freestone Construction; Johnston-Macco Schlumberger; Great Basin Machinery Company; Dotco Fishing Tools, Inc.; and Zenger Drywall Supply Company. Rolene Smith moved that the Council approve the business licenses as presented. Dennis Judd seconded, the motion passed unanimously.

\$3.00 Revenue License Fee. Craig Blunt informed the Council that Naples is charging a \$3.00 Revenue License Fee for each full-time employee in addition to the Regulatory/Inspection License fee. Discussion followed. The Council decided that since several businesses have already been charged the \$3.00 fee would remain.

Dumptruck. Craig indicated that he was waiting for a service report on the condition of the truck and that he should have it available for the next Council meeting.

Naples City Council
October 14, 1982
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Attorney Mark Nash

Mark Nash submitted a letter to the Uintah County Commissioners informing them that Naples will be forming their own police department by January 1, 1983. The Council reviewed the letter and made corrections. The Council approved the letter as corrected.

Mark Nash also submitted a letter to the Commissioners regarding the Sheriff's report, which was submitted to the Naples City Council. The Council reviewed the letter, made corrections and suggested that the Sheriff's Department be sent a copy. The Council approved the letter as corrected.

Marshal Ledkins' Report

Judge Feltch. Marshal Ledkins indicated that he had asked Judge Feltch to handle Naples cases. Judge Feltch accepted for \$200 a month. Discussion followed. The Council requested that Mark Nash check to see if there is a statute that sets up a salary for Judges. Rolene Smith moved that the Council accept Brent Feltch based on Mark Nash's research and based on the salary not exceeding \$200.00 a month. Lynn McCarrell seconded, the motion passed unanimously.

Bill Moody. Marshal Ledkins informed the Council that Bill Moody accepted the job as deputy for the Naples Police Department.

City Ordinances. Marshal Ledkins indicated that he and Attorney Mark Nash will be meeting to discuss the pre-printed ordinances.

Police Budget. Ralph Dart moved that the Council approve the Naples Police Budget as presented. Lynn McCarrell seconded, the motion passed unanimously.

Police Telephone. The Council requested that Marshal Ledkins request that the dispatch center send Naples the contract allowing the use of the dispatch center. The Utah State Highway Dispatch Center requested that the phone line to the dispatch center be used strictly as a police phone line.

Approval of Bills

Linda Cardwell presented the bills to be approved. Ralph Dart moved that the Council approve the bills as presented. Dennis Judd seconded, the motion passed unanimously.

Unemployment Compensation

Discussion on unemployment compensation procedures followed. Ralph Dart moved that the Council approve the reimbursement of the unemployment fund at the starting rate of 2.7% of the total wages paid to all employees of the City up to a maximum of \$12,000 per employee per year. Lynn McCarrell seconded, the motion passed unanimously.

Naples City Council
October 14, 1982
Page 4

Road Crew

The Council requested that Craig determine how long Naples can keep Robert Powers employed.

Approval of Minutes

The Council reviewed the minutes of the October 7, 1982 City Council meeting. Rolene Smith moved that the Council approve the minutes as presented. Lynn McCarrell seconded, the motion passed unanimously.

Other Business

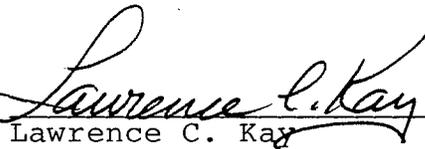
Alternates for the Board of Adjustment. Linda Cardwell indicated that Phil Manwaring agreed to serve as an alternate member on the Board of Adjustment.

Adjournment

No other business having come before the Council the meeting adjourned at 11:00 p.m.

NAPLES CITY COUNCIL

BY


Lawrence C. Kay

Mayor

ATTEST:


City Recorder

NAPLES CITY COUNCIL

OCTOBER 21, 1982

This meeting of the Naples City Council was scheduled to be held on October 21, 1982 at the Naples City Office. However, no quorum being present, the motion was made to adjourn.

The following Council members, Lawrence C. Kay, Mayor; Donna Merrell, and Dennis Judd, remained and discussed the following business to be ratified at the next City Council meeting.

Staff Present

Linda Cardwell, Recorder; Shirley Price, Treasurer; Craig Blunt, Building Official; Mark Nash, Attorney; and John Ledkins, Marshal.

Others Present

J.R. Willyard, Park & Recreation Committee; Jack Lyman and Bob Gilbert, White River Shale Oil Corporation.

Park & Recreation Committee

J.R. Willyard was in attendance to discuss future plans for the park and recreation committee. Mayor Kay suggested that Mr. Willyard work on getting the park leveled and graded, and possibly start planting trees. Mr. Willyard was presented a list of the people who will be serving on the committee, the Council suggested that Mr. Willyard call a meeting to get the committee started.

White River Oil Shale Corporation

Jack Lyman and Bob Gilbert were in attendance to discuss impact assistance with the Council. They explained the philosophy of White River is that they expect to be responsible for the impacts they cause but they won't provide assistance for impacts that they haven't caused or correct existing deficiencies in the services of capital facilities.

Mr. Gilbert indicated that he will be getting together with the Naples City staff to get information about recreational facilities police and fire protection, and the budget so that White River can get a better idea of what Naples is doing. Once they get that information they would like to meet with the Council to work out some specific mitigation proposals, from that they can come up with a solid mitigation program.

Naples City Council
October 21, 1982
Page 2

Impact Board Meeting

The Council suggested that they review the impact board application with Mark Nash at next week's Council meeting.

Treasurer's Report

Shirley Price submitted bills for the Council to review. Uintah County returned our check for payment of asphalt because it was for \$5.25 a ton instead of \$7.00 a ton. The Council directed Linda Cardwell to write them a letter stating that it was illegal discrimination to charge the City of Naples more than Vernal City. No action was taken on approving the bills.

Animal Control

Mayor Kay submitted a letter to the County Commissioners for review. The letter was in regards to the fire contract and an animal control contract. Discussion followed. Dennis Judd felt that \$5,600 was too much money for animal control. No action was taken due to the lack of a quorum.

Building Official's Report

Craig Blunt informed the Council that he purchased an Adler Manual typewriter from the Uintah School District Auction. The price for the typewriter was \$80.00

No other business having come before the Council the meeting adjourned at 9:40 p.m.

NAPLES CITY COUNCIL

BY: Lawrence C. Kay
Lawrence C. Kay

ATTEST:

Linda Cardwell
City Recorder

NAPLES CITY COUNCIL

OCTOBER 28, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held on October 28, 1982 at the Naples City Office. Dennis Judd, Mayor Pro Tem, called the meeting to order at 7:35 p.m. Those in attendance were:

Council Present

Dennis Judd, Rolene Smith, Lynn McCarrell and Donna Merrell. Mayor Kay arrived at 7:45 p.m. Ralph Dart was absent.

Staff Present

Linda Cardwell, Recorder; Craig Blunt, Building Official; and Shirley Price, Treasurer.

Others Present

None

Approval of Minutes

Rolene Smith moved that the Council approve the minutes of October 14, 1982 as corrected. Lynn McCarrell seconded, the motion passed unanimously.

Treasurer's Report

Approval of Bills. Shirley submitted bills to be approved for payment. The Council reviewed the bills, Dennis Judd moved that the Council approve the bills as presented. Rolene Smith seconded, the motion passed unanimously.

Building Official's Report

Craig submitted the following business license applications for approval.

Backhoe Supremo
Flint Engineering & Constr. Co.
Dan's Tire Service Inc.
Summerland Landscaping
Walker Associates
Udell's Cabinets
Production Logging Service
Utah Colorado LP Gas
Lamar Long Plumbing
Oilwell Perfortators Inc.
Industrial Mechanics Inc.

Spidle Sales & Service
Tullis Electric Company
Vernal Electric, Inc.
Shadetree Radiators &
Air Conditioning
N.O. Nelson Company
Graco Fishing & Rental
Tools Inc.
Cable Inc.
CRC Colorado Well Inc.

Naples City Council
October 28, 1982
Page 2

Donna Merrell moved that the Council approve the business licenses as presented. Dennis Judd seconded, the motion passed unanimously.

Community Impact Application

The Community Impact Board will be meeting on November 4, 1982 at 9:00 a.m. and Naples is on the agenda for 10:00 a.m. The Council discussed the Community Impact Board Application.

Adjournment

No other business having come before the Council the meeting adjourned at 10:00 p.m.

NAPLES CITY COUNCIL

BY: Lawrence C. Kay
Lawrence C. Kay

ATTEST

Linda Cardwell
City Recorder

NAPLES CITY COUNCIL

NOVEMBER 4, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held on November 4, 1982 at the Naples City Office. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Dennis Judd, Ralph Dart, Donna Merrell, and Lynn McCarrell. Rolene Smith was absent.

Staff Present

Linda Cardwell, Recorder; Shirley Price, Treasurer; John Ledkins, Marshal; and Craig Blunt, Building Official.

Others Present

Ron Hatch and Bob and Darlene Oostveen.

Prayer

Shirley Price

4-way Stop Sign

Bob and Darlene Oostveen were in attendance to request that a 4-way stop sign be installed at the corner of 5th East and 1500 South to slow down the early morning and late night traffic. Mr. Oostveen indicated that there are no stop signs between 5th South and 2500 South, and although there is a 35 mph speed sign it isn't being obeyed. Discussion followed. Mayor Kay explained that Naples will have their own police force as of January, 1983 and at that time the road will be heavily patrolled. Mayor Kay suggested that the Council discuss this with Marshal Ledkins, let him study the problem and prepare a report on it. Linda Cardwell was directed to call Mr. and Mrs. Oostveen and inform them on what Marshal Ledkins felt about installing a 4-way stop sign at that corner.

Treasurer's Report

Ron Hatch was in attendance to discuss the bill for the use of his grader. Discussion followed. The Council decided to pay for the following items:

Battery	\$ 37.72
Flat tire repair	41.38
Flat tire repair	47.13
Lube & oil change	92.00
Alternator	125.00
	<u>\$343.73</u>

Ron Hatch accepted the payment as discussed.

Naples City Council
November 4, 1982
Page 2

Shirley submitted bills for approval, the Council reviewed the bills. Ralph Dart moved that the Council approve the bills as presented. Donna Merrell seconded, the motion passed unanimously.

Building Official's Report

Craig Blunt submitted the following business license applications for approval.

McKesson Chemical Company
Wheeler Machinery Company
Jim Maquire's Overhead Door
J & M Construction
Staker Paving & Construction Company
Bob Craighead Plumbing & Heating

Donna Merrell moved that the Council approve the licenses as presented. Lynn McCarrell seconded, the motion passed unanimously.

Road Crew

Craig reported that November 10, 1982 will be the last working day for the road crew.

Annexation Workshop

The Council discussed the workshop on annexation to be held on Tuesday, November 9, 1982 at the Capital Building in Salt Lake City. The fee for the workshop is \$10.00. Ralph Dart moved that the Council approve Craig's attending the workshop on annexation on November 9. Dennis Judd seconded, the motion passed unanimously.

Marshal's Report

The Council asked Marshal Ledkins about installing a 4-way stop at 5th East and 1500 South. Marshal Ledkins indicated that the 4-way stop would be a hazard and that he didn't like the idea. Marshal Ledkins stated that the area will be patrolled when the Naples Police Department is in force.

Naples Police Benefits

Marshal Ledkins submitted a proposed vacation and holiday schedule for the Naples Police Department. The Council reviewed the proposal and changed the paid holidays from twelve days to ten days and changed the vacation days after 5 years from ten to twelve days. Dennis Judd moved that the Council adopt the schedule of benefits as amended and that it apply to all other employees, except for the clothing allowance. Ralph Dart seconded, the motion passed unanimously.

Naples City Council
November 4, 1982
Page 3

Code of Conduct & Department Policies

Linda Cardwell was directed to make and distribute copies of the policy to the Council members so that it may be approved at the next Council meeting.

Police Cars

Marshal Ledkins indicated that he would like to paint two police cars a light tan color before putting on the decals. Discussion followed. The Council asked Marshal Ledkins to wait until after December to paint the cars.

Gas

There was discussion on obtaining 24 hour gas service for the police cars. Marshal ledkins was asked to check with some of the local gas stations about obtaining a key which would allow 24-hour access to the gas pumps.

Judge Feltch

The Council requested that Marshal Ledkins check with Mark Nash to see what the State Court Administrator found out about salaries for J.P.'s, and report to the Council next week.

White River Mitigation

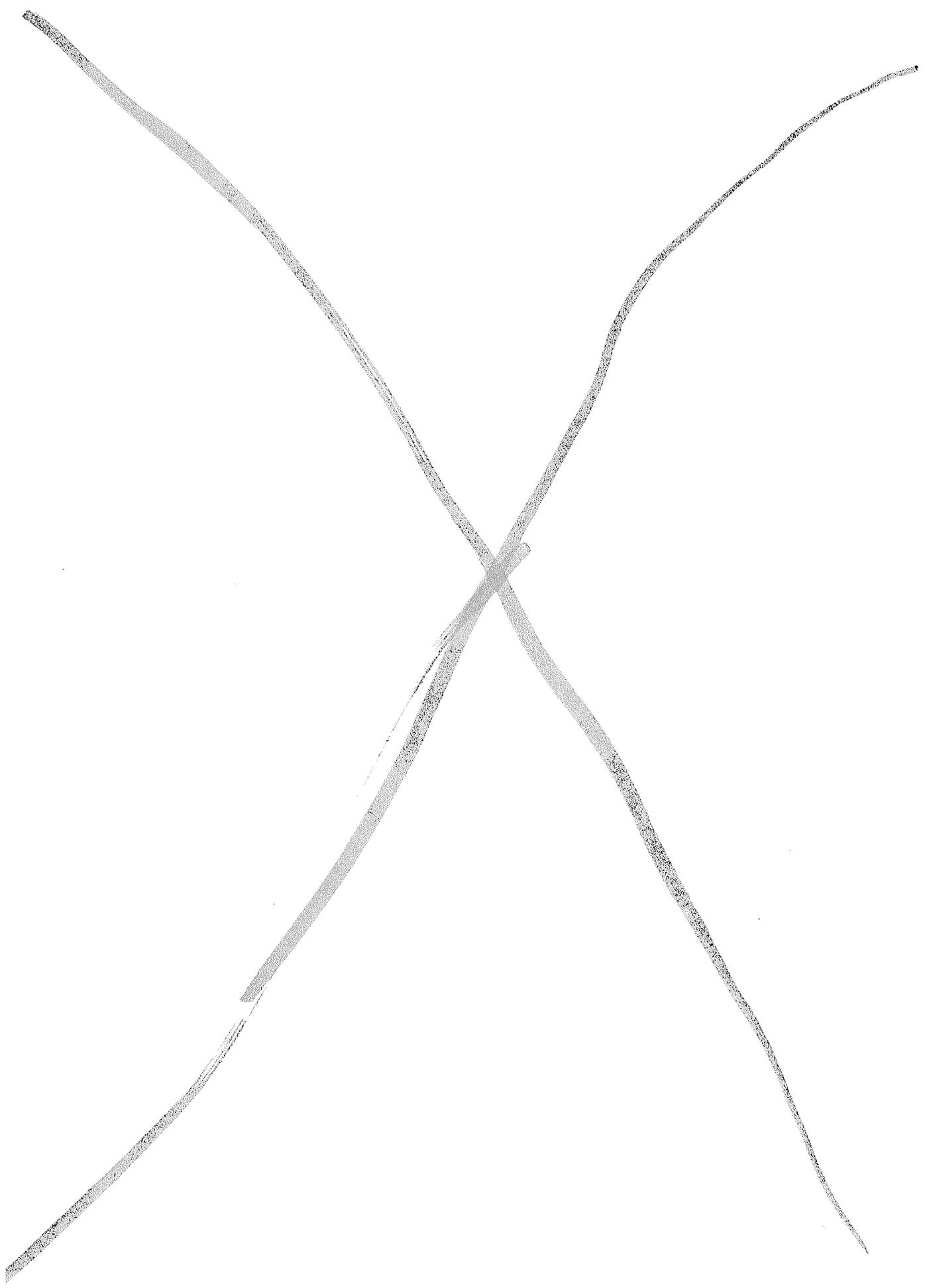
Mayor Kay reported that White River Corporation would like to meet with the Council at 7:00 a.m. on November 5, 1982, at their office to discuss impact mitigations. The Council discussed the impact mitigation request.

Approval of Minutes

Dennis Judd moved that the Council approve the minutes of the October 28, 1982 City Council meeting as reviewed and corrected. Donna Merrell seconded, the motion passed unanimously.

Preprinted Ordinances

The Council requested that Marshal Ledkins and Craig Blunt review the sections of the preprinted ordinances that pertains to their departments. The Council will discuss the preprinted ordinances at the next City Council meeting.



Naples City Council
November 4, 1982
Page 4

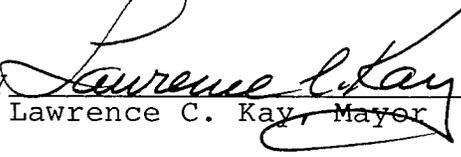
State Impact Board

Mayor Kay reported that the Impact Board approved a grant for Naples for the amount of \$107,440.00. The money should be available near the end of November and Naples should go ahead and order a fire truck.

No other business having come before the Council the meeting adjourned at 10:45 p.m.

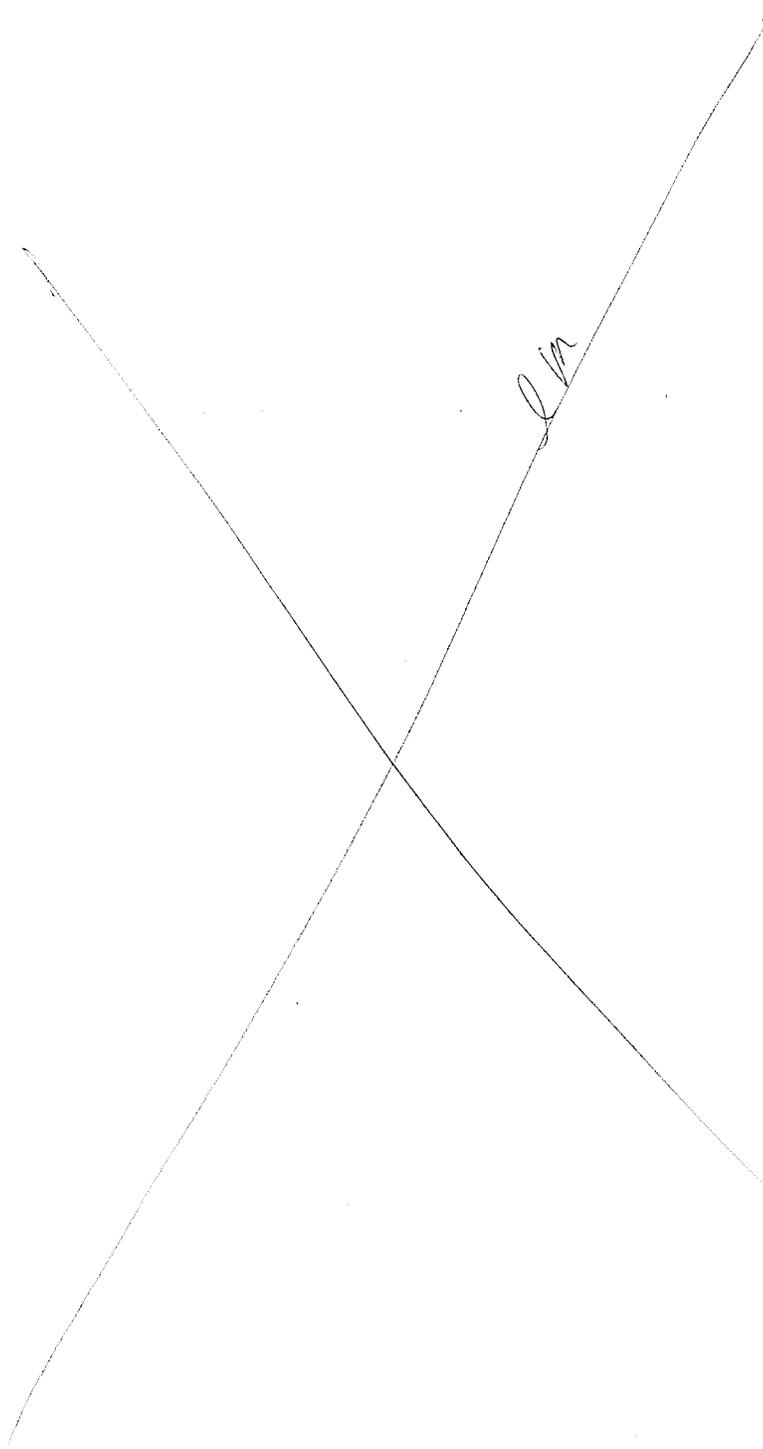
NAPLES CITY COUNCIL

By


Lawrence C. Kay, Mayor

ATTEST


City Recorder



NAPLES CITY COUNCIL

NOVEMBER 11, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held on November 11, 1982 at the Naples City Office. Dennis Judd, Mayor Pro Tem, called the meeting to order at 7:35 p.m. Those in attendance were:

Council Present

Dennis Judd, Ralph Dart and Rolene Smith. Lawrence C. Kay Mayor, arrived at 7:45 p.m. Lynn McCarrell and Donna Merrell were absent.

Staff Present

Linda Cardwell, Recorder; Craig Blunt, Building Official; and John Ledkins, Marshal.

Others Present

Paul E. Barker, Robert L. Bauman, Bob Dearman, Maynard H. Victor, and Larry Richards.

Approval of Minutes

Ralph Dart moved that the Council approve the minutes of the November 4, 1982 City Council meeting as reviewed and amended. Rolene Smith seconded, the motion passed unanimously.

Marshal Ledkin's Report

Contract for Dispatching. Marshal Ledkins submitted a contract from the Department of Transportation for dispatching services. The Council reviewed the contract, Dennis Judd moved that the Council approve execution by Marshal Ledkins of the agreement with the State Highway Patrol on behalf of the City of Naples with the provision that he request it begin December 31 rather than November 1, 1982. Ralph Dart seconded, the motion passed unanimously.

Motel/Restaurant

Paul Barker, Robert Bauman, Maynard Victor, and Larry Richards were in attendance to introduce themselves and to express interest in locating a 96-unit Rodeway Inn in the Naples area. They also expressed interest in building a free standing restaurant outside the motel complex. Discussion followed. The Council indicated that they were anxious to see new businesses locate in Naples.

Naples City Council
 November 11, 1982
 Page 2

Attorney Mark Nash

Mark Nash indicated that because he has been elected as attorney for Uintah County that he will be resigning as of January 1, 1983. Mark Nash recommended Lee Dever to replace him as Naples City Attorney. The Council discussed several other attorneys that may be interested in the position. The Council requested that Mark also ask John Anderson if he would be interested in becoming Naples City Attorney. The Council indicated that they would like to meet with both men.

Changing the City Council Meeting Time and Day

Dennis Judd moved that the City Council change the meeting day from Thursday to Wednesday and that the meeting time remain at 7:30 p.m. Rolene Smith seconded, the motion passed unanimously. The Wednesday meetings will begin on December 1, 1982.

Preprinted Ordinance

The Council reviewed the preprinted ordinances submitted by the Utah League of Cities of Towns. Each ordinance was reviewed and amended as needed.

Salaries. Dennis Judd moved that the Council adopt the salary schedule presented by John Ledkins for the police department. Rolene Smith seconded, the motion passed unanimously.

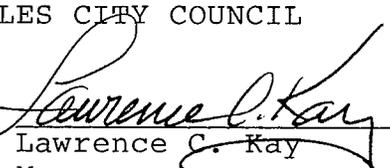
Judge Felth. Dennis Judd moved that the Council approve hiring Brent Felth for \$200.00 a month to be the Justice of Peace for Naples. Rolene Smith seconded, the motion passed unanimously.

Printing. Dennis Judd moved that the Council approve sending the preprinted ordinances with the changes made by the Council to Utah League of Cities and Towns for printing. Rolene Smith seconded, the motion passed unanimously.

Adjournment

No other business having come before the Council the meeting adjourned at 12:30 p.m.

NAPLES CITY COUNCIL

BY: 

Lawrence C. Kay
 Mayor

ATTEST


 Linda Cardwell
 City Recorder

NAPLES CITY COUNCIL

NOVEMBER 18, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held on November 18, 1982 at the Naples City Office. Mayor Kay called the meeting to order at 7:35 p.m. Those in attendance were:

Council Present

Lawrence C. Kay Mayor; Dennis Judd, Ralph Dart, Lynn McCarrell, Donna Merrell and Rolene Smith.

Staff Present

Linda Cardwell, Recorder; and Shirley Price, Treasurer.

Others Present

Judge Brent Feltch

Prayer

Dennis Judd

Naples Justice of the Peace

Judge Feltch was in attendance to discuss serving as Naples Justice of the Peace. Discussion followed. It was the concensus of the City Council that the Justice of the Peace would be paid \$200 a month until the case load is determined then the salary would be adjusted accordingly. Judge Feltch estimated that after the initial training period he would work Tuesday mornings and Thursday afternoons and would hold Court a half-day a month depending upon need. Judge Feltch indicated that he needs to order supplies as soon as possible. The Council suggested that Judge Feltch get together with Linda Cardwell on ordering supplies.

Treasurer's Report

Shirley Price submitted bills for approval for payment. Discussion followed. Donna Merrell moved that the bills be approved for payment except for G.M. Smith, Uintah County Asphalt, Uintah County Sheriff, and Uintah Engineering bills. Dennis Judd seconded, the motion passed unanimously.

Per Diem Advancement

The Council discussed per diem advancement and decided that the employee initially pay all per diem expenses and get reimbursed when the travel is completed and the receipts presented.

Naples City Council
November 18, 1982
Page 2

Uintah Basin Association of Governments Workshop

Uintah Basin Association of Governments is sponsoring a workshop on preparing the community development block grant application. The workshop will be held in Roosevelt at the Vocational Center on Friday, December 3, 1982 at 1:00 p.m. The Council requested that Shirley Price and Craig Blunt attend the workshop, the cost is \$10.00 per person.

Employee Manual

Shirley submitted copies of time reports, vehicle mileage reports, weekly time reports and an employee manual. Shirley indicated that he feels that the Council needs to adopt a policy manual for the City employees. The Council agreed to start preparing the manual.

Approval of Minutes

Rolene Smith moved that the Council approve the minutes of the November 11, 1982 City Council meeting as reviewed and amended. Dennis Judd seconded, the motion passed. Donna Merrell abstained from voting.

Naples Park Road

Mayor Kay indicated that the park road needs to be roughed in this fall so that it will be put in the State Master Road Plan. Mayor Kay suggested that the Council hire Art Ylincheta to cut the road. Discussion followed. The Council requested that Dennis Judd check into whether or not this project should be put up for bids.

Mayor Kay reported that Uintah County School Board has agreed to pay for half of the expense of installing the water and sewer lines, the cost will be approximately \$20,000. Ashley Valley Water & Sewer District will provide the school district with a 6" sewer connection and Naples with two 4" sewer connections and two 1" water connections free of charge. Discussion followed. Dennis Judd felt that the Water and Sewer District should reimburse Naples for any additional hook-ups that are added to the line. Mayor Kay indicated that Ashley Valley Water & Sewer District would like to meet with the Council December 1, 1982. The Council felt that they should write the Water & Sewer District asking them about reimbursing Naples as additional hook-ups are added to the line so that they will be prepared to address the subject.

Fire Station

The Council discussed what type of fire station to build and where to build it. Mayor Kay reported that Bob Dearman offered to give Naples three acres for a park and two acres for the fire station and city office. The Council felt that the fire station should be located in an area which would allow easy entrance and exit onto the highway. The Council decided to put the fire station and the city office on the west side of the Naples Park and to get started on building the road.

Naples City Council
 November 18, 1982
 Page 3

The Council requested that Mayor Kay contact Tom Goodrich about drawing up a contract stating that he will design a fire station free of charge to be bidden on.

Firemen

The Council requested that Linda Cardwell advertise for volunteer firemen and fire marshal in the newspaper and with the radio station.

Fire Truck

The Council discussed the need to order a fire truck as soon as possible and requested that Lynn McCarrell set up an appointment with Delmer Lane to go over the specs of the fire truck and to make recommendations on what type of fire truck will best fit Naples needs.

Telephone Directory

The Council asked Linda Cardwell to contact Mountain Bell Telephone and the Basin Phone Company to see about getting Naples residents and businesses listed in next years phone directories.

Other Business

Turn Lane on Highway 40

The Council discussed the need for a turn lane on Highway 40 especially around 1500 South. The Council requested that Linda Cardwell write a letter to Lester Jester, Dept. of Transportation, requesting that a turn lane be painted on Highway 40 and request that he meet with the Council as soon as possible to discuss the turn lane and other matters.

Community Impact Board Grant Contract

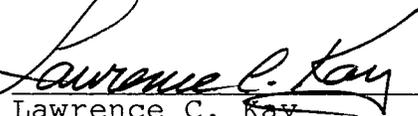
Mayor Kay submitted a contract sent to him from the Community Impact Board for the grant monies awarded to Naples. Discussion followed. Dennis Judd moved that the Council approve the execution of the contract from the Community Impact Board for the grant money. Donna Merrell seconded, the motion passed unanimously.

Adjournment

No other business having come before the Council the meeting adjourned at 10:45 p.m.

NAPLES CITY COUNCIL

BY:


 Lawrence C. Kay

ATTEST


 City Recorder

LM



NAPLES CITY COUNCIL

DECEMBER 1, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held on December 1, 1982 at the Naples City office. Mayor Kay called the meeting to order at 7:30 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Dennis Judd, Ralph Dart, Rolene Smith, Donna Merrell and Lynn McCarrell.

Staff Present

Linda Cardwell, Recorder; Shirley Price, Treasurer; Craig Blunt, Building Official; and John Ledkins, Marshal.

Others Present

Norman R. Fletcher, Dale Bristol and Brownie Tomlinson.

Prayer

Ralph Dart.

Treasurer's Report - Shirley Price

Approval of Bills. Shirley submitted bills for approval for payment. Discussion followed. The Council requested that Shirley and John Ledkins check into the bill from Uintah County Sheriff's Office. Rolene Smith moved that the Council approve the bills as presented except for the Sheriff's bill. Lynn McCarrell seconded, the motion passed unanimously.

Monthly Budget Report. Shirley submitted the monthly budget report for review. The Council reviewed and approved the report as presented.

Ashley Valley Water and Sewer Improvement District

Norman Fletcher, Dale Bristol and Brownie Tomlinson were in attendance to discuss road cuts. Mr. Fletcher indicated that the District is concerned with complaints they received from Naples about repairing road cuts, and said that it is their intention to be responsible for the repair of these cuts. Mr. Fletcher explained that the District has already posted a bond with Uintah County for the same roads that Naples is requesting a bond for. Mayor Kay explained that the situation has been that Naples has requested a bond of \$200 per road cut from individuals and that is a legitimate bill to ask from an individual but the Council may need to make an exception for the District.

Naples City Council
December 1, 1982
Page 2

Mr. Fletcher explained to the Council that the District and Uintah County have worked out an agreement in which the District posted a \$1,000 cash bond and agreed to inform the County where road cuts are being made. Discussion followed. The Council indicated that they are supportive of the District and appreciate the effort they are making to provide water and sewer services in Naples. Mayor Kay indicated that he couldn't see any problems with letting the District have blanket coverage and a standing permit.

Dennis Judd moved that the Council have Attorney Mark Nash prepare an agreement to the effect that Ashley Valley Water and Sewer Improvement District will agree to comply with the ordinance concerning the road cut repairs, if they don't Naples can make the repairs and bill the District, that the Council issue the District two standing permits and that the District report to Naples within one week of the time the cuts are made and that the Council not then require the posting of the cash bond as long as that works out satisfactorily and we present the agreement to the District for their approval. Ralph Dart seconded, the motion passed unanimously.

Amending Ordinance #82-2

Rolene Smith moved to amend ordinance #82-2 to allow six weeks to repair roads instead of thirty days. Donna Merrell seconded the motion passed unanimously.

Marshal Ledkins' Report

Animal Control. The Council discussed animal control and decided to wait unto after January, 1983 to make any formal decisions on animal control.

Policy & Procedures Manual. The Council will review the manual submitted by Marshal Ledkins and scheduled to vote on it at the December 15, 1982, City Council meeting.

Telephone. The Council discussed getting another phone line installed for the police department. Linda Cardwell was asked to check into prices from Wayne Swett and report back to the Council.

Walkie-Talkie. The Council discussed the need for each police officer to have a walkie-talkie and asked Marshal Ledkins to check into ordering them.

Police Car. Marshal Ledkins indicated that Uintah County Sheriff's Department is looking for another patrol car and Marshal Ledkins would like to sell them the yellow Dodge car with the light bar. The Council suggested that Marshal Ledkins find out how much the Sheriff's Department is willing to pay for the car and report back to the Council.

Naples City Council
 December 1, 1982
 Page 3

Parking on the Sides of the Road

The Council was concerned with vehicles parking on the sides of the roads blocking the snow plow from coming through. The Council suggested that the police department encourage people not to block the streets for the purpose of snow removal.

Ordinance Making it a Misdemeanor to Run Away From a Police Officer When Ordered to Stop

The Council discussed the need for an ordinance making it a misdemeanor to run away from a police officer when ordered to stop. There have been several recent instances where people on foot have run away from the police and there is no ordinance against it. The Council asked Mark Nash to research this ordinance and to discuss it at the next Council meeting.

Building Officials Report - Craig Blunt

Business License Applications. Craig submitted the following business license applications for approval:

Energy Extractors	Burr Roofing Company
Norton Warehouse & Supply Corp.	Dinaland Distributing Inc.
Clark Construction	Dinaland Country Club
Intermountain Perterbilt Inc.	Dailey Oil Tools, Inc.
Ashrock Inc.	Bargain Barn
Miller Welding Supply, Inc.	Atkinson Auto
National Supply Co. -ARMCO	Strickers Sure Test, Inc.
Grant Spooling Machines, Inc.	Bowden Oil, Inc.
Tri-State Oil Tool Industries	Axelson, Inc.
Thompson-Hayward Chemical Co.	Yellow Jacket Tools & Service, Inc.
Gearhart Industries Inc.	Earth-N-Sun Construction
Howlett Construction Co.	Gardiners Feed Store

Dennis Judd moved that the Council approve granting the business licenses which we have applications for but request that before the permits are sent the applicant information be filled out. Rolene Smith seconded, the motion passed unanimously.

Sander & Tractor

Craig submitted a price list for sanders for the Council's review. The sanders cost between \$5,200 to \$6,000. Discussion followed. Mayor Kay indicated that Western Petroleum is selling an industrial tractor for \$5,500. The tractor has a hydraulic blade on back, a scoop, and loader. Discussion followed. Donna Merrell moved that the Council approve the purchase of the tractor from Western Petroleum for \$5,500 and approve the purchase of the sander on a delayed payment program with payments starting in six months. Dennis Judd seconded the motion passed unanimously.

Naples City Council
December 1, 1982
Page 4

Workshops

Annexation. Craig Submitted a handout to each Council member outlining annexation procedures. Craig asked the Council to review the phamplets.

Plumbing. Craig gave a brief summary of the topics discussed at the plumbing workshop held in St. Goerge, Utah.

Charlie Walker. Charlie Walker was not in attendance to discuss entries and roads into the Wildwood Subdivision. The Council requested that he be on the December 8, 1982 agenda.

Sales Tax - Utilities

Craig reported that he has been in contact with the State Tax Commission and have sent them a list of the utilities that serve Naples. The Tax Commission indicated that they will be sending the master list as soon as possible.

Road Cut

Mountian State Telephone and Telegraph Company submitted an application for excavation at 1500 South and Vernal Avenue to 500 West to bury a cable and at 1881 South and 500 West to construct a connection. Discussion followed. Donna Merrell moved that the Council approve Mountain Bell Telephone and Telegraph Company's application for excavation at 1500 South, Vernal Avenue to 500 West and 1881 South and 500 West. Dennis Judd seconded, the motion passed unanimously.

City Council Meeting

Ralph Dart moved that the next City Council meeting be held on Thursday, December 9, 1982 instead of Wednesday, December 8 for that week only. Rolene Smith seconded, the motion passed unanimously.

Street Lights

Dennis Judd suggested that street lights be installed at the High Country Estates entrance at 2810 South 5th East and at 2500 South and 2500 East. Discussion followed. Dennis Judd moved that the Council approve the installation of street lights at 2810 South and 5th East and at 2500 South and 2500 East. Donna Merrell seconded, the motion passed. Lynn McCarrell abstained from voting.

Electrician

Lynn McCarrell moved that the Council approve the hiring of an electrician to fix the fuse in the City office. Dennis Judd seconded, the motion passed unanimously.

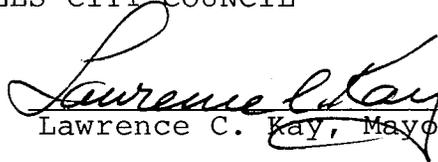
Naples City Council
December 1, 1982
Page 5

Adjournment

No other business having come before the Council the meeting adjourned at 12:00 midnight.

NAPLES CITY COUNCIL

BY:


Lawrence C. Kay, Mayor

ATTEST


City Recorder

SEM



NAPLES CITY COUNCIL

DECEMBER 9, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held on December 9, 1982 at the Naples City Office. Mayor Kay called the meeting to order at 7:35 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Dennis Judd, Ralph Dart, Rolene Smith, and Donna Merrell. Lynn McCarrell was absent.

Staff Present

Linda Cardwell, Recorder; Shirley Price, Treasurer; Craig Blunt, Building Official; and John Ledkins, Marshal.

Others Present

William F. Morton, Jr., John R. Morton, Rob Moore, Kent Montgomery, Wayne Swett, Gerald Palus, and Norman Haslem.

Prayer

Dennis Judd.

Morton Electric - Business License Proposal

Bill and John Morton were in attendance to propose the establishment of a resident and a non-resident business license. This proposal would allow a resident to purchase a business license for the standard fee and would charge a non-resident a higher rate. John Morton suggested that the higher fee is justifiable because the non-resident businesses pay no local taxes, they don't normally hire local help and they don't put any money back into the community. The Mortons were not aware of any other cities that used this type of business license schedule, but have heard of cities charging a job permit or temporary permit for non-resident businesses. Discussion followed. The Council wondered about the legality of charging a higher fee for non-residents and indicated that they would check into it. The Mortons indicated that they are going to approach Uintah County and Vernal City with this proposal because to work effectively it would have to be on a Countywide basis.

Bid Opening

The bid opening for the fire station started at approximately 7:50 pm. All bids were received before 5:00 p.m. on December 9, 1982.

Naples City Council
 December 9, 1982
 Page 2

The bids were as follows:

<u>Company</u>	<u>5% Bid Bond</u>	<u>Total Cost</u>	<u>Options</u>
DRIXCO Construction	\$2,745.00	\$54,900.00	Insulation Included
Goodrich Construction	\$3,159.00	\$63,180.00	Insulation Included
Freestone Construction	None	\$62,843	
Montgomery Construction (Alternate Bid)	\$2,500.00	\$55,671.00 \$49,650.00	Pole Bldg.
Skerl Construction	\$2,529.42	\$50,989.00	Insulation Included

Discussion followed. Mayor Kay indicated that the Council will review the bids and will also have the Building Official review them item by item and announce a decision by December 10, 1982.

After reviewing the bids Craig reported that the low bid for an all metal building given by Skerl Construction for \$50,989 met all the specs set by Naples. Discussion followed. The Council asked Craig to call Mr. Skerl to ask whether the cost of insulation was included in the bid.

Craig reported that the bid did include insulation and that Mr. Skerl will provide a letter to that effect in the morning. Discussion followed. Rolene Smith moved that the Council accept low bid being Skerl Construction for \$50,989 on the fire station. Dennis Judd seconded, the motion passed unanimously.

Bob Dearman - Right-of-Way

Bob Dearman presented a letter from Duane A. Wall proposing to dedicate 66' wide right-of-way and a 2' wide protection strip along the south property line of property located at 2990 South and 1500 East. Mr. Dearman also presented a letter from Lowe and Rhea Goodrich, owners of property located at approximately 2700 to 2850 South on 1500 East, proposing to build a road with a 66' wide right-of-way on the extreme south boundary and on 1500 East (see attached letters). Discussion followed. Ralph Dart moved that the Council accept the proposals for the rights-of-way at those two locations. Dennis Judd seconded, the motion passed unanimously.

Building Official's Report

Community Impact Board. Craig submitted handouts outlining the procedures and time table required by the Community Impact Board for filling out the grant application. Discussion followed. The

Naples City Council
 December 8, 1982
 Page 3

initial application needs to be completed in January, 1983. The Council discussed applying for fire hydrants and water and sewer. The Council scheduled a public hearing for January 5, 1983 to discuss the grant application.

Ray Hunting

Craig reported to the Council that he received a call from Utah Power & Light requesting approval to hook up power for a recreation vehicle located at approximately 2350 South 2500 East, Ray Hunting's property. Craig explained that he has contacted Bob Thompson from Utah Power and Light and explained to him that authorization to hook up power cannot be given because the mobile home park is not in compliance with Naples City or Uintah County ordinances. Craig indicated that he has sent letters to both Bob Thompson and Ray Hunting explaining the situation. Discussion followed. The Council decided that if Utah Power and Light hooks up power that they will have to follow legal procedures to enforce the ordinance.

Business License Applications

Craig submitted the following business license applications for approval: ✓

Uintah Freightways	Welex
Tri-State Supply	Campbell Plumbing Inc.
The Western Company of North America	Bascom Body Shop
Mighty Muffler Parts & Tires Inc.	Dinaland Golf Club

Discussion followed. Dennis Judd moved that the Council approve the business licenses as presented. Donna Merrell seconded, the motion passed unanimously.

Road Sander

Craig discussed purchasing a road sander. He has checked into financing it on a six-month delayed payment program and reported that it could not be done. A sander from Holland Equipment in Salt Lake will cost approximately \$6010 delivered. Delivery will take 45 days. The Council approved the purchase of a sander for \$6010 and asked Craig to check into delivery prices.

Road Salt

Craig reported that salt for mixing with sand costs \$4.50 a ton and delivery costs \$380. Craig indicated that 20 tons of salt should last one year. The Council approved the purchase of 20 tons of salt from American Salt in Salt Lake City.

Wayne Swett - Telephone

Wayne Swett was in attendance to discuss telephone prices. Mr Swett explained that the charge for installation is \$50.00 per phone.

Naples City Council
December 8, 1982
Page 4

The Council indicated that they were concerned with moving to a more permanent office before long and that they wanted to get the most economical phone. Mr. Swett discussed the fact that his company will buy back the phone system at 10% discount per year for 10 years and that the charge for moving phones is \$50 each. The Council indicated that they want two lines installed one for the city office and one for the police department. Discussion followed. Donna Merrell moved that the Council approve the purchase of the telephone system as explained by Wayne Swett with two lines and no rotation but one line being able to rotate. Rolene Smith seconded, the motion passed unanimously. The Council suggested that we set up a lease for one year at \$79.00 per month with the balance being payable at the end of January 1984.

Norman Haslem

Mr. Haslem was in attendance to discuss a traffic situation at 1500 South and 1500 East at 5:00 p.m. every evening there is a traffic jam there. Mr. Haslem suggested having a police officer direct traffic there from 5:00 to 5:30 p.m. to help people cross the highway. Discussion followed. The Council indicated that they have requested 3 stop lights from the State Highway Department. The stop lights are to be located at 1500 South and Highway 40, 2500 South and Highway 40 and at the Red Wash Road. Mr. Jester from the Highway Department previously informed the Council that a traffic study will be done after the holidays.

Marshal Ledkins' Report

Police Car. Marshal Ledkins reported that Uintah County Sheriff's Department has offered to buy the Dodge cream color car for \$8,000. The Sheriff will also purchase the siren, radio and light bar. The Council approved the transaction but requested that Marshal Ledkins put together an itemized list and get the transaction in writing.

Marhsal Ledkins discussed purchasing another car and indicated that he would like some money available to purchase it. Dennis Judd suggested that a separate police account be opened at Basin State Bank and that Marshal Ledkins operate it. Discussion followed. Mayor Kay requested that Shirley Price check with Bob Foley before opening the account and that it couldn't be arranged before Marshal Ledkins needed the money to issue him a check not to exceed \$6,000.

Hiring Bill Moody

Marshal Ledkins asked the Council to approve hiring Bill Moody a week early to help set up the Police Department. Discussion followed. Dennis Judd moved that the Council approve the hiring of Bill Moody to help set up the Police Department and that he be paid out of the police budget 1/4 of his total monthly salary. Donna Merrell seconded, the motion passed unanimously.

Naples City Council
 December 9, 1982
 Page 5

Treasurer's Report - Shirley Price

Shirley submitted bills for approval for payment. Discussion followed. Ralph Dart moved that the Council approve the bills as presented. Rolene Smith seconded, the motion passed unanimously.

The Council requested that Shirley check with Bob Foley about opening an account for the Police Department and if its okay then deposit \$6,000 from the general account.

Fire Engine

Mayor Kay reported that he received a call from Emergency-One Company in Florida, they have a demo fire truck with all the equipment we need. The cost for the truck is \$108,000 and it will have to be picked up in Pheonix, Arizona. Discussion followed. The Council requested that Mayor Kay try to eliminate some of the "extra" items to lower the price. Dennis Judd moved that the Council approve the purchase of the fire truck presented by Emergency-One Company in Florida and that any extra items be deducted from the purchase price. Rolene Smith seconded, the motion passed unanimously.

Volunteer Firemen

The Council requested that Linda contact the volunteer firemen and ask them to come to the December 15, 1982 City Council meeting.

Resolution - Utah League of Cities & Towns

Discussion on the resolution from Utah League of Cities and Towns authorizing the Mayor to appoint the Utah League of Cities and Towns to prepare and submit to the City Council ordinances and providing compensation therefore. Dennis Judd moved that the Council approve the resolution as presented. Ralph Dart seconded, the motion passed unanimously.

*Resolution
 #12
 K.B.*

Meeting with the County Commissioners

The Council discussed asking the two new commissioners to a City Council meeting. Donna Merrell was asked to contact them to see if they could meet with the Council.

Park & Recreation Committee

Linda reported that J.R. Willyard cannot serve as Chairman of the Park & Recreation Committee. Discussion followed. The Council requested that Linda contact Dave and Kim Brewer and ask them to be co-chairmen of the comittee and to come the next Council meeting.

Approval of Minutes

Rolene Smith moved that the Council approve the minutes of the November 9, and December 1, 1982 City Council meeting. Donna Merrell seconded, the motion passed unanimously.

Naples City Council
December 9, 1982
Page 6

Other Business

Energy Training Center

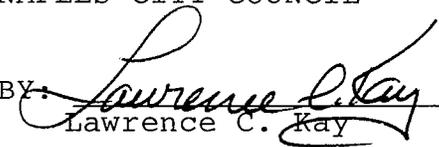
The Council discussed energy training centers. It was suggested that the Council or the community contact a few of the major oil companies to see if they have an interest in opening a energy training center in Naples. The Council considered writing a letter to the oil companies and schools that sponsor that type of training center.

Adjournment

No other business having come before the Council the meeting adjourned at 12:10 a.m.

NAPLES CITY COUNCIL

BY:


Lawrence C. Kay

ATTEST


City Recorder

NAPLES CITY COUNCIL

DECEMBER 15, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held on December 15, 1982 at the Naples City Office. Mayor Kay called the meeting to order at 7:30 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Dennis Judd, Rolene Smith, Ralph Dart, Donna Merrell and Lynn McCarrell.

Staff Present

Craig Blunt, Building Official; Shirley Price, Treasurer; and Mark Nash, Attorney.

Others Present

Robert J. Bodily, Lynn Atwood, John T. Kay, Glen Fleener, Bill Jurel, Karen Jurel and Rob Moore.

Volunteer Firemen

Glen Fleener, Lynn Atwood, John Kay, and Robert Bodily were in attendance to discuss the plans for the volunteer firemen. Mayor Kay reported that he has been in contact with the State Fire Marshal and was informed that an extensive fire training course will be required and will be taught by the State Fire Marshal and his staff. The training exercises will be held on Saturdays or Sundays and possibly a couple of evenings during the week and will be available during the next couple of months.

The Fire Marshal recommended that the Council assign a person to be the fire chief for a six month period, at the end of the six months the volunteer firemen elect their own fire chief with the understanding that he be approved by the City Council. The firemen will also elect an assistant fire chief and a secretary at that time.

Mayor Kay informed the firemen that the Council has ordered a fire truck from Emergency One Company in Florida. The fire truck should be available in a couple of weeks. Mayor Kay also reported that construction on the fire station has begun and should be completed around March 1, 1983.

The Council indicated that all calls will be handled through the highway patrol and that the firemen will carry pagers. Vernal City and Uintah County fire departments have expressed interest in cooperating with the Naples Fire Department and us with them.

Naples City Council
December 15, 1982
Page 2

Discussion on meeting days followed. The firemen present indicated that Wednesday and Thursday evenings were not a good night to meet. The Council indicated that the firemen will be contacted in the next couple of weeks for another meeting.

Bill Jurel - Animal Control

Bill and Karen Jurel were in attendance to discuss several problems the major being dogs at the High Country Estates subdivision. There are 120 subdivided lots in High Country and 75% of the lots have houses. Mr. Jurel has estimated that there are 70 to 100 dogs in the neighborhood. The dogs run around the neighborhood in packs chasing cars and people, and are continually barking, especially at night. Discussion followed. The Council explained to the Jurels that they have been trying to contract with the County for animal control but have been unsuccessful. Beginning January 1, 1983 the Council will have to get an animal control officer, inform people of Naples City's dog ordinance, and start enforcing the ordinance. The Council explained that it will be a slow process and results won't be seen overnight.

Another problem the Jurel's are having is with the people living to the west of them. They continually blast their stereo all hours of the night in spite of several warnings from the police. The Jurel's and other neighbors have called the police complaining about the noise. Discussion followed. The Council informed the Jurel's that the noise problems will have to be handled by the police and that they will inform Marshal Ledkins of this problem.

The Jurel's were also concerned with the occupancy zoning of the High Country Estates. They explained that these same neighbors have several people living in one home, there are always five or more cars parked there. On the ownership deed there are two single men who own the house but there are at least seven people living there. Discussion followed. The Council suggested that the Jurel's check to see if there are any restrictive covenants on the subdivision.

Treasurer's Report

Shirley Price submitted the bills for approval for payment. Discussion followed. Rolene Smith moved that the Council approve the bills as presented. Donna Merrell seconded, the motion passed unanimously.

Fire Equipment

Mayor Kay was contacted by John Shields, Utah Tech Instructor, about having a fast attack vehicle in the fire department. He informed Mayor Kay that the state will furnish one for the cost of the fire apparatus. The State would own the truck and Naples would equip it, and would have it for as long as the City wanted it. Part of the agreement would be that the truck would be available to the State Forestry Department any time they have a fire. Discussion followed.

Naples City Council
December 15, 1982
Page 3

The City would be responsible for upkeep and the State will repair any major items. The Council suggested that we apply for the truck and make specifications on the contract. Ralph Dart moved that the Council go ahead and proceed with the application for the fire equipment with the stipulation that there is no obligation. Dennis Judd seconded, the motion passed unanimously.

Attorney Mark Nash

Resolution Appointing Officials. Mark Nash submitted resolution number 82-10 confirming the positions and actions of the city recorder, building official, treasurer and marshal. Dennis Judd moved that the City Council adopt the resolution. Rolene Smith seconded, voting was as follows:

Lynn McCarrell - aye
Ralph Dart - aye
Dennis Judd - aye
Rolene Smith - aye
Donna Merrell - aye

Ashley Valley Water and Sewer Improvement District - Agreement

Mark Nash submitted the road cut and repair agreement. Discussion followed. Dennis Judd moved that the first blank be filled in within 10 days after written notice and the second blank be 15 days written notice to terminate the agreement and that the Council authorize the Mayor and Recorder to execute the agreement on behalf of the city. Rolene Smith seconded, the motion passed unanimously.

Purchasing Procedures

Mark Nash informed the Council that they need to adopt an ordinance or resolution setting up purchasing procedures. The Council requested the Mark prepare a purchase procedure resolution stating that purchases less than \$100 can be made without approval of the City Council by the department heads within their budget; any amount above \$100 will require approval by the Council.

Redevelopment

Mayor Kay reported on a meeting he attended on forming commercial redevelopment agencies. Mayor Kay indicated that the Council could form a redevelopment agency with the City Council as director. When the agency is formed on a particular piece of land the tax base on that property is frozen. If there is any further development of that property any tax above the frozen tax base comes back to the redevelopment agency to use on roads, streets, or any stipulated improvements inside the boundry. Discussion followed. Mayor Kay indicated that it takes about six weeks to get all the paper work completed and then four weeks to have a public hearing, the agency will become effective after the public hearing if approved.

Naples City Council
December 15, 1982
Page 4

Ordinance 82-2

Ordinance 82-2 was amended to allow six weeks time for road repairs. Discussion followed. Ralph Dart moved that the Council approve the amendment to the ordinance extending the repair days from 30 days to 42 days. Lynn McCarrell seconded, voting was as follows:

Lynn McCarrell - aye
Ralph Dart - aye
Donna Merrell - aye
Dennis Judd - aye
Rolene Smith - aye

Approval of Minutes

Corrections were made to the minutes of the December 9, 1982 meeting. Dennis Judd moved that the Council approve the minutes as amended. Donna Merrell seconded, the motion passed unanimously.

Building Official's Report

Craig Blunt submitted the following business licenses for approval.

Skerl Construction
Bascom Body Shop
Tri-State Supply
Mighty Muffler Parts and Tires
Dinaland Golf Club
Uintah Freightways
Campbell Plumbing Inc.
Western Company of North America
Welex
Mortensen Bros. Inc.
Dan Smuin Plumbing
Bigger Burger

Donna Merrell moved moved that the Council accept the business licenses as presented and reviewed. Ralph Dart seconded, the motion passed unanimously.

Road Sanding

The Council asked Craig how the sanding was going and if he needed a person to help. Discussion followed. Craig felt that he could handle the days of light snow fall but if it snows continuously and until the sander arrives he may need additional help. Dennis Judd moved that the Council authorize Craig to call on somebody to help sand the roads. Rolene Smith seconded, the motion passed unanimously.

Naples City Council
 December 15, 1982
 Page 5

Policy and Procedures Manual

Discussion on the Policy and Procedures Manual submitted by Marshal Ledkins for the police department followed. Dennis Judd suggested that with some minor changes the Council could adopt from page 33 to the end of the manual but the first section should be deleted or reworked. The Council decided to get together with Marshal Ledkins to rework the first section of the manual and to discuss it at the December 22, 1982 meeting.

Uintah County Asphalt Bill

The Council discussed the Uintah County asphalt bill. Mayor Kay meet with Uintah County and they said that the County mined all of Vernal City's asphalt and that the County is mining their own asphalt but have to give it to Vernal because they used all of theirs. Donna Merrell moved that the Council approve the payment of the Uintah County bill. Ralph Dart seconded, the motion passed unanimously.

Dog Kennel

Dennis Judd reported that he has been approached by John Mathis about selling dog licenses and having a dog kennel for use in Naples City. Discussion followed. Dennis Judd moved that the Council delegate Rolene Smith and Craig Blunt to talk with Dr.'s Murphy and Mathis to see if they would be interested in working with Naples City. Donna Merrell seconded, the motion passed unanimously.

Uintah County Police Bill

Mayor Kay suggested that he and one of the Council members talk with the County Commissioners about the police bill. The bill needs to be reviewed with the Commissioners and the \$3,000 for dispatching services needs to be discussed. Discussion followed. The Council decided that Ralph Dart, Mayor Kay, and Marshal Ledkins should meet with the County Commissioners regarding the police bill and that the \$3,000 for dispatching and the charge for preparing the bill will not be paid.

Adjournment

No other business having come before the Council the meeting adjourned at 11:30 p.m.

NAPLES CITY COUNCIL

BY Lawrence C. Kay
 Lawrence C. Kay, Mayor

ATTEST

Linda Cardwell
 City Recorder

le m



NAPLES CITY COUNCIL

DECEMBER 22, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held on December 22, 1982 at the Naples City Office. Dennis Judd, Mayor Pro Tem, called the meeting to order at 7:40 p.m. Those in attendnace were:

Council Present

Dennis Judd, Rolene Smith, Donna Merrell and Lynn McCarrell. Ralph Dart arrived at 7:55 p.m. Lawrence C. Kay , Mayor, was absent.

Staff Present

Linda Cardwell, Recorder; Shirley Price, Treasurer; Mark Nash, Attorney; and John Ledkins, Marshal.

Others Present

Dave Brewer

Park and Recreation Committee - Dave Brewer

Dennis Judd explained to Mr. Brewer that the City of Naples has acquired, through donation, 16½ acres of land which the city plans to develop into a park. The Council asked Mr. Brewer if he and his wife would be interested in being co-chairmen of the Park and Recreation Committee. Discussion followed. Mr. Brewer indicated that he would serve as co-chairman of the committee. Several people have been contacted and are willing to serve on the committee. The Council suggested some fund raising activities and requested that Mr. Brewer keep them informed of what's going on with the committee.

Attorney Mark Nash

Mark submitted Resolution No. 82-11 setting forth procedures to be followed by city officials and employees when making purchases or encumbrances on behalf of the city. Discussion followed. Rolene Smith moved to approve Resolution 82-11 as presented. Lynn McCarrell seconded, voting was as follows:

Lynn McCarrell - aye
 Rolene Smith - aye
 Ralph Dart - aye
 Dennis Judd - aye
 Donna Merrell - aye

*Resolution
 # 11
 K.B.*

Naples City Council
 December 22, 1982
 Page 2

Fire Truck

Rolene Smith moved that the Council approve the purchase of the fire engine from Emergency One Incorporated, Florida, according to the specifications that were reviewed at the last Council meeting. Donna Merrell seconded, the motion passed unanimously.

Marshal Ledkins' Report

Policy & Procedures Manual. Discussion on the policy and procedures manual followed. The Council requested that Marshal Ledkins rework section 1, from page 1 to 33, to make it applicable to the Naples Police Department. The Council will review and pass the manual at the next City Council meeting.

Animal Control. Marhsal Ledkins reported that he has received several complaints about stray dogs and indicated that there is a real problem with animal control in Naples. Discussion followed. The Council decided to wait until after the first of the year to make any decisions on animal control.

Emergency One Incorporated

Emergency One Incorporated sent a tax exemption certificate for federal excise tax on the fire apparatus Naples is purchasing. Ralph Dart moved that the Council authorize Dennis Judd, Mayor Pro Tem, to execute the tax exemption certificate for the City. Lynn McCarrell seconded, the motion passed unanimously.

Treasurer's Report - Shirley Price

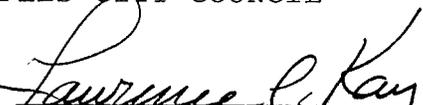
Shirley submitted bills for approval for payment. Discussion followed. Ralph Dart moved that the Council approve the bills as presented. Lynn McCarrell seconded, the motion passed unanimously.

Shirley Price informed the Council that the City received a check from Utah Department of Community and Economic Development in the amount of \$107,440 to be used for the fire truck and building. Discussion followed. The Council directed Shirley to deposit the check into the checking account.

Adjournment

No other business having come before the Council the meeting adjourned at 9:30 p.m.

NAPLES CITY COUNCIL

BY 
 Lawrence E. Kay, Mayor

ATTEST


 City Recorder

NAPLES CITY COUNCIL

DECEMBER 29, 1982

MINUTES

This regularly scheduled meeting of the Naples City Council was held on December 29, 1982 at the Naples City Office. Mayor Kay called the meeting to order at 7:40 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Rolene Smith, Lynn McCarrell and Dennis Judd. Ralph Dart arrived at 8:15 p.m. Donna Merrell was absent.

Staff Present

Linda Cardwell, Recorder; Mark Nash, Attorney; John Ledkins, Marshal; and Craig Blunt, Building Official.

Others Present

Rob Moore, Vernal Express.

Prayer

Dennis Judd

Naples Fire Department

Mayor Kay reported that the fire truck will be delivered to Naples the first of January, 1983, and that he received the training booklets from the State Fire Marshal. Discussion followed. The Council requested that Linda contact the volunteer firemen and schedule a meeting to get them organized for training.

Newsletter

Linda presented an outline of the Naples newsletter for the Council to review and work on. Discussion followed. The Council requested that an article on the park road and the street lights be added to the newsletter.

Attorney Mark Nash

Mark Nash submitted the following ordinances to be reviewed and adopted by the Council.

Ordinance 82-12, a traffic ordinance to ensure the orderly flow of traffic. Discussion followed. Dennis Judd moved that the Council adopt the traffic ordinance #82-12 as amended. Rolene Smith seconded. The vote was as follows:

Dennis Judd - aye
 Rolene Smith - aye
 Lynn McCarrell - aye

Ralph Dart - aye
 Donna Merrell - absent

#82-12
 KB

Naples City Council
 December 29, 1982
 Page 2

*# 82-13
 KB
 5/18/88*
Ordinance 82-13, an ordinance creating a special fund to finance the operation of the various courts within the city of Naples. Discussion followed. Dennis Judd moved that the Council adopt Ordinance #82-13 as presented. Ralph Dart seconded, the vote was as follows:

Dennis Judd - aye	Lynn McCarrell - aye
Ralph Dart - aye	Donna Merrell - absent
Rolene Smith - aye	

*# 82-14
 KB
 5/18/88*
Ordinance 82-14, an ordinance providing for the control of dogs and other animals within the corporate boundaries of the City of Naples. Discussion followed. Dennis Judd moved that the Council adopt the Animal Control ordinance #82-14. Rolene Smith seconded, the voting was as follows.

Dennis Judd - aye	Lynn McCarrell - aye
Rolene Smith - aye	Donna Merrell - absent
Ralph Dart - aye	

*Resolution
 #13
 K.B.*
 Mark Nash also submitted Resolution #13, ^{KB} a resolution appointing a Justice of the Peace to serve in the City of Naples. Discussion followed. Dennis Judd moved that the Council make an official finding that there is no one in the city of Naples that is willing to serve who is as well qualified as Brent Feltch. Ralph Dart seconded, the motion passed unanimously. Dennis Judd moved that the Council adopt Resolution #13 ^{KB} as presented. Lynn McCarrell seconded, the voting was as follows:

Dennis Judd - aye	Ralph Dart - aye
Lynn McCarrell - aye	Donna Merrell - absent
Rolene Smith - aye	

Marshal Ledkins' Report

Marshal Ledkins reported that the Naples Police will be buying gas from Dinaland Distributing for \$108.9 a gallon. Dinaland Distributing has set up a tank that will be available 24 hours daily.

Holiday Pay

Discussion on pay for working on holidays followed. Marshal Ledkins indicated that Uintah County and Vernal City pays officers double time for working on an official holiday. The Council decided that officers working on holidays may be paid double time if it can be covered by the police budget.

Policy and Procedures Manual

The Council discussed the policy and procedures manual submitted by Marshal Ledkins. Ralph Dart moved that the Council adopt from page 33 to the end of the manual. Dennis Judd seconded, the motion passed unanimously.

Naples City Council
December 29, 1982
Page 3

Building Official's Report

Animal Control

Jack Lent informed Craig that the County has extra dog tags for 1983 and they are willing to sell Naples a couple of hundred. The county purchased the tags for \$60.00 per thousand. Discussion followed. The Council requested that Craig check with other sources about obtaining dog tags and that Craig check with Dr. Murphy and Dr. Mathis to see what it would cost to build a dog kennel.

Phil Tingley

Craig reported that Mr. Tingley would like to sell gas at Johns Bestway until the building is repaired. Craig indicated that the only problem is that there isn't any restroom facilities available for employees and that if facilities can be arranged for them he sees no problem with allowing Mr. Tingley to sell gas. Discussion followed. The Council decided that due to the traffic congestion and the future widening of Highway 40 Mr. Tingley will have to move his gas pumps before a license to sell gas can be issued.

Business License Applications

Craig submitted the following business license applications for approval:

Smith G.M. Power, Inc.
Boren Electric, Inc.
Baker Service Tools
Rozema & Pulsipher Builders, Inc.
Mosbey Enterprises, Inc.
Link Trucking, Inc.
Champion Chemicals, Inc.
Christensen Diamond Products
NL Acme Tool

Discussion followed. Ralph Dart moved that the Council approve the business licenses as presented. Lynn McCarrell seconded, the motion passed unanimously.

Approval of Bills

Linda Cardwell presented bills for approval for payment. Discussion followed. Rolene Smith moved that the Council approve the bills as presented. Lynn McCarrell seconded, the motion passed unanimously.

Approval Of Minutes

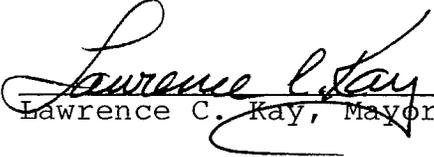
Rolene Smith moved that the Council approve the minutes of the December 15 and December 22, 1982 City Council meeting. Ralph Dart seconded, the motion passed unanimously.

Naples City Council
December 29, 1982
Page 4

Adjournment

No other business having come before the Council the meeting adjourned at 11:15 p.m.

NAPLES CITY COUNCIL

BY 
Lawrence C. Kay, Mayor

ATTEST


City Recorder

ORDINANCE NO. 92-12

WHEREAS, the orderly flow of traffic in and through the City of Naples is essential for the health, welfare and safety of the residents and visitors of the City; and,

WHEREAS, cities have been given authority under the statutes of the State of Utah to govern the flow of vehicular and other traffic within the corporate boundaries of the various cities; and,

WHEREAS, it is in the best interests and residents and property owners of the city of Naples that the City adopt rules and regulations governing the flow of traffic in and through the corporate boundaries of Naples;

NOW, THEREFORE, the Naples City Council adopts the following ordinance:

1. The contents of Chapter 6, Title 41, Utah Code Annotated, 1953, as amended, three (3) copies of which have been filed for use and examination by the public in the office of the Recorder, hereby is approved and adopted as the traffic code for this municipality except as such Code may be altered or modified by the ordinances of this municipality.

2. Definitions contained in Code. Unless the context otherwise requires, all references in the above referred Chapter 6 to:

A. "The State Road Commission" or "State Department of Transportation" shall mean this municipality and its officers, departments, agencies, and agents.

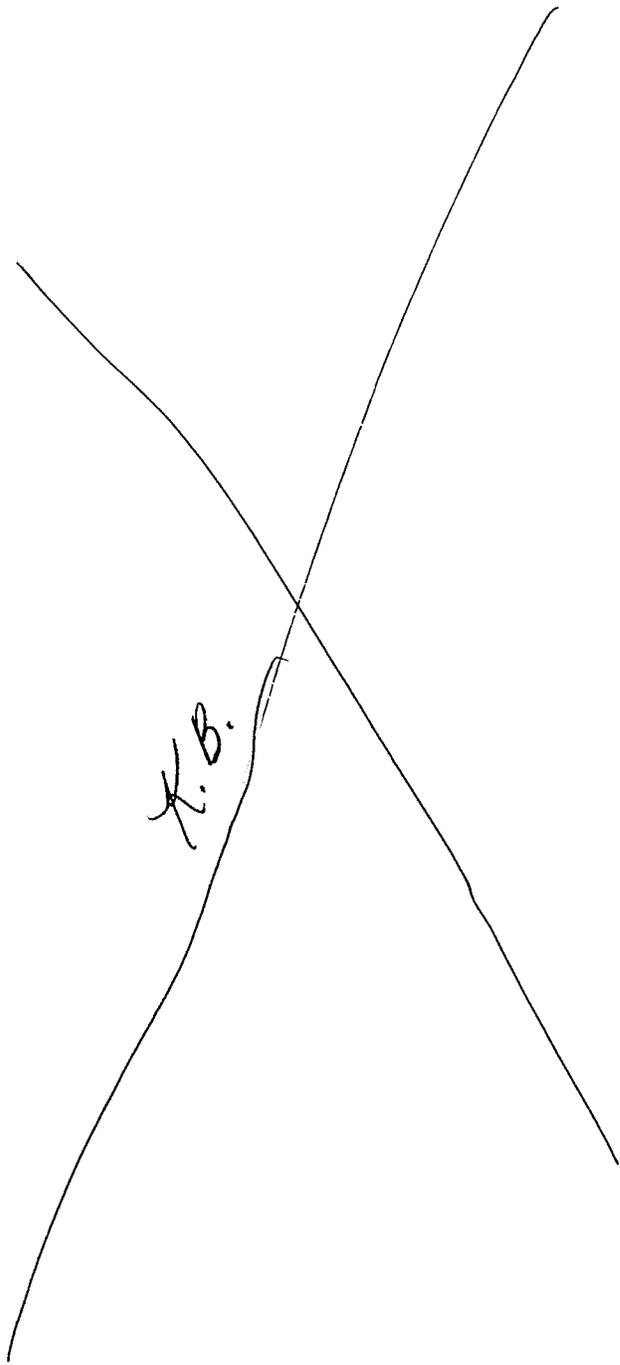
B. "Local Authorities" mean the governing body of this municipality.

C. "The Department of Public Safety of the State of Utah" shall mean the Chief of Police of this municipality or his agents.

D. "Magistrate" shall mean the Justice of the Peace or Judge of this municipality.

3. Prima Facie Speed - Designated Streets.

A. When appropriate street signs giving notice of the maximum permitted speed thereon are erected, the prima facie speed limits designated in the appropriate appendix of this code shall apply to the appropriate streets listed therein.



K.B.



ORDINANCE NO. 82-13

An ordinance creating a special fund to finance the operation of the various courts within the city of Naples.

WHEREAS, the city of Naples is empowered by State statute to create various city courts; and,

WHEREAS, the City Council is desirous of setting up a justice court to hear and decide on all matters within the city of Naples coming under the jurisdiction of such courts; and,

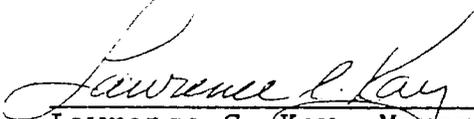
WHEREAS, a special fund must be created within the City budget to finance the operation of said court;

NOW, THEREFORE, the City Council of the city of Naples hereby adopts the following ordinance:

Section 1. There is hereby created a special fund composed of such general fund revenues as may be appropriated by the Naples City Council from fiscal year to fiscal year together with such other grants, loans, donations, and other sources of revenue as may be received by the city of Naples for the purpose of establishing, financing, and maintaining a justice court in and for the city of Naples. The monies placed into said fund shall be used to establish, equip, and maintain said courts and to pay the salaries and benefits of the personnel of said courts and to pay all other costs incurred by the City in connection with the establishment and maintenance of said courts.

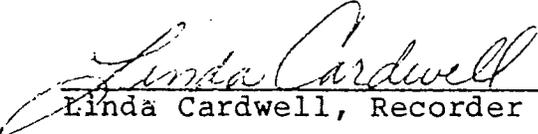
Section 2. This ordinance shall become effective on January 1, 1983 or immediately upon posting, whichever shall occur last.

ADOPTED this 29th day of December, 1982.



Lawrence C. Kay, Mayor

ATTEST:



Linda Cardwell, Recorder

Date of first publication or posting:

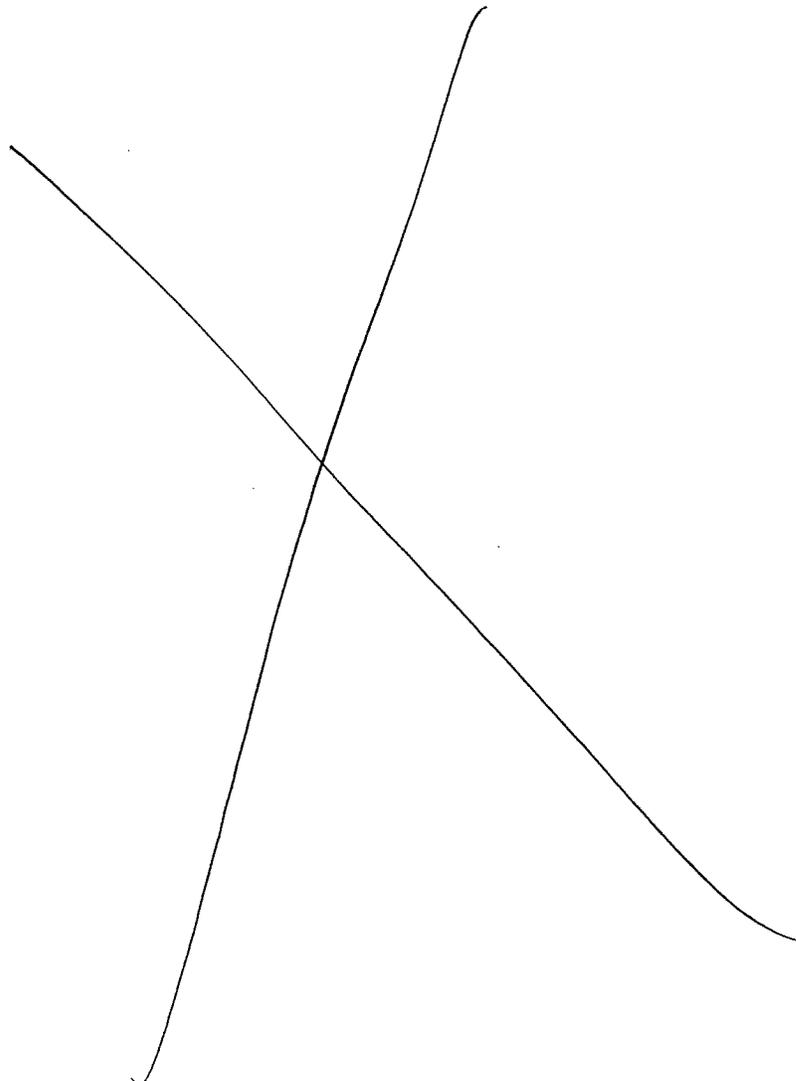
see pg 154
KB
5/18/88

ORDINANCE NO. 82-14

An ordinance providing for the control of dogs and other animals within the corporate boundaries of the city of Naples.

COMES NOW the Naples City Council and adopts the following ordinance governing the actions and activities of dogs and other animals within the Naples City boundaries.

see pg 154
KB
5/18/88



NAPLES CITY COUNCIL**JANUARY 5, 1983****MINUTES**

This regularly scheduled meeting of the Naples City Council was held on January 5, 1983 at the Naples City Office. Mayor Kay called the meeting to order at 7:35 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Donna Merrell, Rolene Smith, Ralph Dart, and Lynn McCarrell. Dennis Judd arrived at 7:43 p.m.

Staff Present

Linda Cardwell, Recorder; Shirley Price, Treasurer; John Ledkins, Marshal; and Craig Blunt, Building Official.

Others Present

Rob Moore, Bob Dearman, Glenn Hand, and Gary Jones.

Prayer

Mayor Kay

Approval of Minutes

Rolene Smith moved that the Council approve the minutes of the December 19, 1982 City Council meeting as corrected. Lynn McCarrell seconded, the motion passed unanimously.

Fire Department - Radio Pagers

Mayor Kay submitted a price list from Bill Boyer, Motorola, for radio pagers for the volunteer fire department. The Council reviewed the quotes, the total cost for the equipment and installation is \$6,370. Discussion followed. Ralph Dart moved that the Council approve the purchase of the radio pagers as bid by Bill Boyer from Motorola. Donna Merrell seconded, the motion passed unanimously.

Public Hearing - Community Development Grant Application

Mayor Kay called the public hearing to order at 7:45 p.m. Those in attendance were: Lawrence C. Kay, Dennis Judd, Ralph Dart, Rolene Smith, Donna Merrell, Lynn McCarrell, Linda Cardwell, Shirley Price, and Rob Moore.

Mayor Kay read the state and federal goals of the Community Block Grant Program, as follows:

Naples City Council
January 5, 1983
Page 2

1. Principally benefit low and moderate income families.
2. Aid in prevention or elimination of slums or blight.
3. Meet other community developments needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community where other financial resources are not available to meet such needs.

Discussion on applying for fire hydrants followed. Mayor Kay indicated that we would need at least forty fire hydrants at a cost of \$1,200 each. The Council decided that fire hydrants be the first priority item.

The Council discussed the need for a sewer line from 2500 South to 1700 South on the east side of Highway 40. The Council felt that they should get input from the district before making application for the sewer.

The Council also discussed applying for fire fighting clothing for the volunteer fire department and decided that fire fighting clothing should be the third priority item.

Dennis Judd moved to adjourn the public hearing at 8:10 p.m. Rolene Smith seconded, the motion passed unanimously.

Rolene Smith moved that the Council apply for the 1983 Community Development Grant program; priority 1 - fire hydrants, priority 2 - sewer line from 2500 South to 1700 South on the east side of Highway 40, and priority 3 - fire fighting clothing. Dennis Judd seconded, the motion passed unanimously.

Treasurer's Report - Shirley Price

Monthly Budget Report. Shirley submitted the monthly budget report. The Council reviewed and approved the report as presented.

Approval of Bills. Shirley submitted bills for approval for payment. Discussion followed. Donna Merrell moved that the Council approve the bills as presented. Dennis Judd seconded, the motion passed unanimously.

Gary Jones, A-P Association - Redevelopment Agency

Gary Jones was in attendance to discuss the formation of a redevelopment agency. Mr. Jones presented a handout outlining the procedures involved in forming and operating the redevelopment agency. Discussion followed. The Council indicated that they were interested in proceeding with the formation of a redevelopment agency and asked Mr. Jones if he would look over the proposed redevelopment area and

Naples City Council
January 5, 1983
Page 3

make recommendations. The Council scheduled a daylight session to look over the land and to make decisions about the area that will be encompassed.

Building Official's Report - Craig Blunt

Conditional Use Permit - Energy Extractors. Craig submitted a conditional use permit giving Energy Extractors permission to operate their plant. The permit was approved by the Planning and Zoning Commission with the following conditions:

1. That the operation be completely reviewed in one year of its acceptance date and if there are problems or complaints associated with the operation that we deny further approval.
2. If there are complaints about odor due to the process operation that a vapor recovery system be put on to correct the problem.
3. That employees be given training in fire prevention and fire extinguishment of oil fires and safety training for the operation be given.

Discussion followed. The Council requested that the following stipulation be added to item 2, complaints about odor, that the problem of odor be corrected within 30 days of notice to do so. Dennis Judd moved that the Council approve the conditional use permit for Energy Extractors with these conditions. Lynn McCarrell seconded, the motion passed unanimously.

Temporary Business Permit Agreement - Philip A. Tingley. Craig submitted a temporary business permit agreement for Philip A. Tingley authorizing him to sell gasoline at 2280 South 1500 East, Naples. Following is the list of conditions prescribed by the City of Naples:

1. That gasoline and auto products be the only products sold.
2. Applicant will provide sanitation facilities, at least one water closet and handwashing facility, a habitable place to operate business out of, for example, a self-contained trailer or self contained van.
3. Applicant will cease the sale of gasoline after April 30, 1983. After April 10, 1983, if the applicant desires to sell gasoline the present pump location must be moved, considering traffic generation and parking so not to impose or be detrimental to the health, safety, and general welfare of persons at that immediate vicinity. Proposed location of the pumps to be approved by the City of Naples Building Official.

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Page 4

4. All operation of this facility is to be in compliance with all zoning and building requirements of the City of Naples.

Discussion followed. Donna Merrell moved that the Council accept the temporary business permit agreement for Philip Tingley as presented. Ralph Dart seconded, the motion passed unanimously.

Tractor. Craig reported that a filter connected to the hydraulic steering on the tractor needs replacing and that the tractor needs lubed and greased. The Council authorized Craig to have the tractor lubed and greased at Rocky Mountain Lube.

Telephone Bill - Wayne Swett

Linda Cardwell presented the lease terms from Cottonwood Leasing regarding early payoff of the telephone. Discussion followed. Donna Merrell moved that the Council approve paying for the telephone system in full on January 5, 1983. Rolene Smith seconded, the motion passed unanimously.

Night Deposit

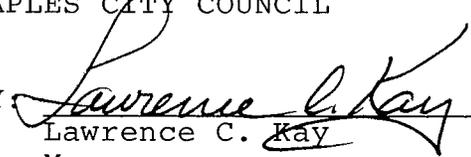
Discussion on where to store money taken from traffic tickets, business licenses, and building permits until it is deposited followed. The Council requested that Linda arrange for a night deposit at Basin State Bank and to deposit money nightly.

Adjournment

No other business having come before the Council the meeting adjourned at 10:25 p.m.

NAPLES CITY COUNCIL

BY:


Lawrence C. Kay
Mayor

ATTEST


Linda Cardwell
City Recorder

NAPLES CITY COUNCIL

JANUARY 12, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on January 12, 1983 at the Naples City Office. Mayor Kay called the meeting to order at 7:40 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Donna Merrell, Ralph Dart, Lynn McCarrell, and Rolene Smith. Dennis Judd arrived at 10:42 p.m.

Staff Present

Linda Cardwell, Recorder; Shirley Price, Treasurer; Craig Blunt, Building Official; and Ray Nash, Attorney.

Others Present

Bob Dearman, Michale C. King, Kurt Harmon, Steve Williams, John Hornoth, and Byron Merrell.

PrayerBill MoodyApproval of Minutes

Rolene Smith moved that the Council approve the minutes of the January 5, 1983 City Council meeting as corrected. Ralph Dart seconded, the motion passed unanimously.

Mike King - City Building Proposal

Mike King, King and Associates Architects and Engineers, and Kurt Harmon, National General Builders, were in attendance to present a city building proposal. They presented a presentation that was prepared for the Riverton City Hall in Salt Lake City to give the Council an idea of the type of building, the size, the cost, and time involved in building it. A slide show was presented and discussion followed. Mr. King indicated that his fee as an architect would be 6% of the construction costs, but if the project is done on a design/build basis the fees are buried in the construction costs. The Council indicated that they need to determine the criteria for the building and request for a proposal.

Treasurer's Report - Shirley Price

Shirley submitted bills for approval for payment. Discussion followed. The Council suggested that Shirley keep Chief Ledkins posted on the status of the police budget. Donna Merrell moved that the Council

Naples City Council
 January 12, 1983
 Page 2

approve the payment of the bills as presented. Rolene Smith seconded, the motion passed unanimously.

Uintah County Fire Protection Agreement. Shirley Price questioned how much money the City owes Uintah County for fire protection. Discussion followed. Ray Nash suggested that the Council pro-rate the bill and pay for seven months of fire protection. Donna Merrell moved that the Council approve the payment to Uintah County for fire protection for seven months from July 1, 1982 to February 1, 1983. Lynn McCarrell seconded, the motion passed unanimously.

Building Official's Report

Graders. Craig submitted two bids on graders. One bid was from Energy Extractors, their grader is a 1950 model, it had complete engine work done on it (an) 1975, it will need some work on the brakes, a new battery and lights. The cost for this grader is \$7,500 or make an offer. The other bid was from Eureka Sales, John Hornoth and Steve Williams were in attendance to discuss their bid on the grader. Their grader is (S) 1948 model, it had \$12,000 dollars worth of engine work done in 1980, they are asking \$8,500 dollars for it. The grader can be purchased on a buy and try basis. Discussion followed. The Council requested that Craig make a trip into Salt Lake to look it over and report back to the Council.

G & H Garbage Franchise. Craig submitted an agreement from G & H Garbage granting them a franchise. Discussion followed. Ray Nash suggested that the Council not give any business the exclusive right to operate in the city. The council suggested that Craig write G & H Garbage and ask them to come up with a non-exclusive agreement to pick up refuse in Naples City and the Council will consider it.

Fire Department. Craig suggested the following five men to send to have trained:

Dennis Atkinson - Mechanic
 Kent Bently - Mechanic
 Danny Williamson - Driver
 Gary McGrath - Pumper
 Arnie Anthon - Pumper

Craig suggested that Bob Cooper be the temporary fire chief. Discussion followed. The Council authorized Craig to contact the firemen and set up the training program.

Business Licenses. Craig submitted the following business license applications for approval:

Mid-Continent Supply Company
 Jensen's Necchi (Transient 30-day)
 Boyd's Auto Repair
 D-S Swabbing Service
 Pitt Roofing & Construction
 Harwood Welding & Crane Service
 Lazy K Motel

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January 12, 1983
Page 3

Mayco Construction Inc.
ESCO Construction

Discussion followed. Ralph Dart moved that the Council approve the business licenses as presented. Donna Merrell seconded, the motion passed unanimously.

Beer License. Craig submitted a beer license for Ferris J. Timothy, Naples Trading Post. Discussion followed. Rolene Smith moved that the Council approve the beer license for Ferris J. Timothy, Naples Trading Post. Ralph Dart seconded, the motion passed unanimously.

Byron Merrell - Uintah County Commissioner

Mr. Merrell was in attendance to ask if the Council would like to meet with the Commission on a monthly basis. Discussion followed. The Council didn't feel the need to meet with the Commission on a monthly basis but scheduled a meeting on Tuesday, January 18, 1983. The Council decided to send Dennis Judd and Ralph Dart to the meeting to discuss animal control.

Other Business

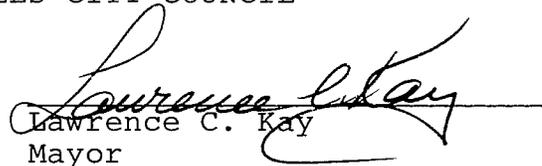
Craig discussed Philip Tingley. It was reported to him that Mr. Tingley was selling packaged food items and using the store. The Council directed Craig to get together with Uintah County Health Department to look into this allegation.

Adjournment

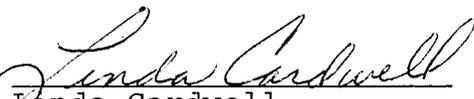
No other business having come before the Council the meeting adjourned at 12:08 a.m.

NAPLES CITY COUNCIL

BY:


Lawrence C. Kay
Mayor

ATTEST


Linda Cardwell
City Recorder

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NAPLES CITY COUNCIL

JANUARY 19, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on January 19, 1983 at the Naples City Office. Mayor Kay called the meeting to order at 7:45 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Dennis Judd, Lynn McCarrell, Rolene Smith, Donna Merrell and Ralph Dart.

Staff Present

Linda Cardwell, Recorder; Shirley Price, Treasurer; John Ledkins, Chief of Police; and Craig Blunt, Building Official.

Others Present

Bob Dearman and Norman Fletcher.

Prayer

Ralph Dart.

Ashley Valley Water & Sewer Improvement District

Right of Way Easment. Norman Fletcher submitted a Grant of Easment to Lay and Operate Sewer Line on Naples City streets. Discussion followed. Mr. Fletcher also submitted a Petition for Easments and a plat filed by Uintah County. Naples City is the successor user and owner of many of the roads shown on the plat. Ashley Valley Water & Sewer Improvement District therefore petitions for easment on these same roads from the City of Naples for the purpose of operating, constructing, and maintaining water and sewer lines in the jurisdiction and on the roads now claimed by, and being maintained by the City of Naples. Mr. Fletcher indicated that this in a blanket easement and it gives Naples the authority that Uintah County assumed to grant easement for utilities and roads. Mayor Kay stated that as far as he was concerned Ashley Valley Water and Sewer Improvement District has all the rights to the streets that Naples has with the exception that they have to repair the roads to the Council's satisfaction. Discussion followed. Dennis Judd indicated that he would feel better about granting the blanket easement if it were spelled out in more detail and if it were non-exclusive. Dennis Judd and Rolene Smith will rework the easement making it more specific and will present it at the next Council meeting and after its approved it will be presented to the Sewer Board. If the blanket easment is approved it will cover all other easments pertaining to Naples City streets.

Naples City Council
January 19, 1983
Page 2

Bob Dearman

Municipal Office. Mr. Dearman indicated that a mortgage company in Salt Lake is very interested in doing some things in Naples and would be very interested in financing a city building. Mr. Dearman wanted to know what size building the city is considering, if the city would like to own the building or if they would consider leasing and if the city would consider putting the building in the Naples Center. Mr. Dearman has tentatively planned a three-acre park and a two acre municipal building site at the Naples center. Discussion followed. The Council indicated that the city building should be at least 4,000 square feet and be able to be added onto easily. The city would consider leasing the building and paying it off within a five year period the total cost should not exceed \$120,000. Mr. Dearman indicated that he would take that information to the mortgage company and see what they come up with.

Post Office. Mr. Dearman reported on the need for a post office in the Naples area and indicated that he has checked into contract post offices. The United States Postal Service has numerous contract deals where a person goes in and applies for contract services, furnishes the boxes and sorts and puts out the mail in boxes, the person is not a postal service employee. Mr. Dearman feels that the best place for that type of business would be with the city office. Discussion followed. The Council would be receptive to an operation of this sort but would not be the contractor.

Treasurer's Report - Shirley Price

Approval of Bills. Shirley submitted bills for approval for payment. Discussion followed. Rolene Smith moved that the Council approve to pay the bills as presented. Donna Merrell seconded, the motion passed unanimously.

Shirley reported that the 30 day interest account on \$60,000 has expired. The Council directed Shirley to deposit \$30,000 in the 30 day interest account and to deposit \$30,000 to the checking account.

Animal Control

Dennis Judd and Ralph Dart reported on their meeting with the County Commissioners and Vernal City representatives regarding animal control. The figures settled on at that meeting were 38% Vernal City, 12% Naples City and 50% Uintah County. At 12% Naples would be paying approximately \$3,600 per year plus board, room and euthanasia. Vernal City would be paying \$11,400. Discussion followed. The Council requested that a contract be drawn up by Uintah County with the following stipulations:

1. Naples will pay up to \$3,600 per year.
2. Animal control services will be provided to each entity on an equal basis, for example first call first served.
3. That Jack Lent inform Dr. Oscarson of the originating entity of each animal brought in.

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 Page 3

4. That Dr. Oscarson keep a record of which entity the animal came from and when someone comes to pick up the animal that he be charged according to the entity in which the animal was found and that the money be applied to the entity where the animal was found.

Donna Merrell moved that the Council approve up to \$3,600 per year for animal control and that Uintah County draw up the contract. Dennis Judd seconded, the motion passed unanimously.

Dog Tags

Craig submitted examples of dog tags from Edman Manufacturing in Los Angeles, California. The Council reviewed the tags. Ralph Dart moved that the Council approve the purchase of 1000 brass dog tags, 500 with the years 1983-84 and 500 with 1984-85 in the stop sign shape. Lynn McCarrell seconded, the motion passed unanimously.

Chief Ledkins Report

Police Reports. Dennis Judd moved that Chief Ledkins present a monthly report on the second meeting of each month covering the following items.

1. Number of citations issued and what they were for.
2. Report on accidents in the city, location and types.
3. Number of thefts.
4. Complaints.

Donna Merrell seconded, the motion passed unanimously.

Personal Use of Police Cars. Mayor Kay reported that he received a complaint on the police using their police cars for private use. Chief Ledkins explained that with the limited police force if an accident happens the officers would need to respond immediately and not have to go home to get their cars first. Mayor Kay indicated that he wanted Chief Ledkins to be aware that comments are being made.

Wrecker Service. Chief Ledkins reported that the other local entities are using a rotation system when they need wrecker service. Chief Ledkins indicated that Judes Buggy Barn Wrecking Service responds immediately, within 10 minutes after being called the other wrecking services take anywhere from 30 minutes to an hour to respond. Chief Ledkins indicated that he would like to contract with Judes Buggy Barn. Discussion followed. The Council suggested that Chief Ledkins check with Judes and see if they would be willing to contract with Naples and how much they would charge.

Building Officials Report - Craig Blunt

Johns Bestway - Philip Tingley. Craig reported that Philip Tingley is selling gas out of the store and that he hasn't been issued an occupancy permit to do so. If someone were to get hurt while doing business in the store Naples City would be held liable. The health department doesn't have an inspector for that type of store. Craig

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 Page 4

suggested that Mr. Tingley partition off part of the store to use as a temporary solution. Craig has cited Mr. Tingley. Discussion followed. The Council requested that Craig issue Mr. Tingley a stop work permit and letter stating what he can do to correct the problem, and that Craig handle all business with Mr. Tingley in writing.

Fire Truck. Craig indicated that Mr. Birmingham, Emergency One, suggested a few changes in the equipment that has been ordered to make the job easier. Mayor Kay suggested that Craig talk with the representatives from Thunderbird and that after training let the firemen decide what equipment would be best for them. The Council requested that Craig get Rob Moore, Vernal Express, to take pictures of the training session and of the fire truck.

Beer License Application - Cowboy Corral. Craig submitted a beer license application for LeVerle J. Cook, Cowboy Corral. The application was approved by Chief Ledkins, discussion followed. Rolene Smith moved that the Council approve the beer license for LeVerle J. Cook for the Cowboy Corral. Ralph Dart seconded, the motion passed unanimously.

Business License Applications. Craig submitted the following business license applications for approval.

J.W. Brewer Tire Company
 Saddleback Drilling Incorporated
 T-M Tool & Supply Incorporated

Dennis Judd moved to approve the business licenses as presented. Lynn McCarrell seconded, the motion passed unanimously.

Billboard - Sheraton. Craig informed the Council that the Planning and Zoning Commission approved a conditional use permit for two years for the installation of a billboard for the Sheraton Inn at 2970 South Highway 40.

Resolution #14 KB.
Resolution Appointing Mayor Pro Tem. The Council reviewed the resolution appointing Dennis Judd as Mayor Pro Tem. Discussion followed. Rolene Smith moved that the Council approve the resolution appointing Dennis Judd as Mayor Pro Tem. Lynn McCarrell seconded, the vote was as follows:

Rolene Smith	- aye	Donna Merrell	- aye
Lynn McCarrell	- aye	Dennis Judd	- abstain
Ralph Dart	- aye		

Ordinance Creating a Redevelopment Committee

The Council reviewed the ordinance creating a redevelopment committee as submitted by Gary Jones, A-P Associates. Discussion followed. The ordinance was amended to read that it will become effective upon first posting. Donna Merrell moved that the Council approve

#82-15
 KB
 5/18/88

Naples City Council
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the ordinance creating a redevelopment committee as amended.
 Lynn McCarrell seconded, the vote was as follows:

Donna Merrell - aye	Rolene Smith - aye
Lynn McCarrell - aye	Dennis Judd - aye
Ralph Dart - aye	

Agreement for Consulting Services for the Redevelopment Agency

Gary Jones sent a proposal to undertake the Naples redevelopment program. The Council reviewed the agreement for consulting services and amended the duration section to read that the project is to be completed in no more than 90 days. Ralph Dart moved the the Council approve the agreement submitted by Gary Jones, A-P Association for consulting services on the redevelopment agency not to exceed \$3,500 as amended. Dennis Judd seconded, the motion passed unanimously.

Employee Bonds

The Council requested that Brent Felch be added to the blanket employee bond with Basin Insurance.

Approval of Minutes

Rolene Smith moved that the Council approve the minutes of the January 12, 1983 City Council meeting as amended. Donna Merrell seconded, the motion passed unanimously.

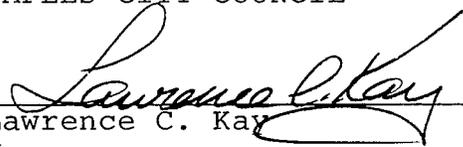
Landfill

Dennis Judd and Ralph Dart reported that the County Commissioners wanted to work out an agreement regarding the landfill. Byron Merrell suggested that the County take over with 100% responsibility for the land fill and the cemetary and have the cities take over something else, for example, recreation. The Commission is planning to talk this over at the next meeting.

Adjournment

No other business hafing come before the Council the meeting adjourned ✓
 at 12:15 a.m. ^

NAPLES CITY COUNCIL



 Lawrence C. Kay
 Mayor

ATTEST



 Linda Cardwell
 City Recorder

AN ORDINANCE CREATING A REDEVELOPMENT AGENCY AND APPOINTING THE CITY COUNCIL AS THE REDEVELOPMENT AGENCY OF NAPLES CITY PURSUANT TO Section 11-19-3 Utah Code Annotated, 1953.

BE IT ORDAINED BY THE CITY COUNCIL OF NAPLES, UTAH AS FOLLOWS:

Section 1: Pursuant to the provisions of Section 11-19-3 Utah Code Annotated, 1953, there is hereby created the Redevelopment Agency of Naples City and the Mayor City Council of Naples City are hereby designated and appointed as the Redevelopment Agency of Naples City, which agency shall have power to transact the business and exercise all the powers provided for in the Utah Neighborhood Development Act. The said agency may accept financial or other assistance from any public or private source to conduct the agency's activities, powers, and duties, and expend any funds so received for any of the purposes authorized in said Act. The agency may borrow money or accept financial or other assistance from the state or the federal government for any redevelopment project within its area of operation and comply with any conditions of such loan or grant.

Section 2: Health, Safety and Welfare. In the opinion of the City Council of Naples, it is necessary to the peace, health and safety of the citizens of Naples City that this ordinance become effective upon the posting in three public places within the Naples City limits and upon filing in the Office of the City Recorder.

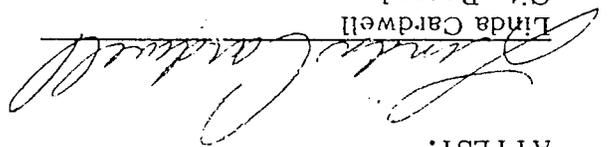
Section 3: This ordinance shall take effect upon the first posting and filing of a copy thereon in the office of the City Recorder of Naples, Utah.

PASSED, APPROVED AND ADOPTED BY THE CITY COUNCIL OF NAPLES, UTAH THIS 19th DAY OF JANUARY, 1983.

NAPLES CITY COUNCIL

BY  Lawrence C. Kay
Mayor

#82-15
K.B.
5/18/88

ATTEST:

Linda Cardwell
City Recorder

NAPLES CITY COUNCIL

JANUARY 26, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on January 26, 1983 at the Naples City Office. Mayor Kay called the meeting to order at 7:35 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Ralph Dart, Rolene Smith and Lynn McCarrell. Dennis Judd arrived at 7:45 p.m. Donna Merrell was absent.

Staff Present

Linda Cardwell, Recorder; Craig Blunt, Building Official and Ray Nash, Attorney.

Others Present

Norman Fletcher, Boyd Workman, Lowell Card, Robert Turner, John Chatwin, M.E. DeGriselles, and G. Woodman.

Prayer

Ray Nash

Approval of Bills

Linda Cardwell submitted bills for approval for payment. Discussion followed. The Council requested that Everett Coon be charged with the bill for repairing the fuse box in the office. Rolene Smith moved that the Council approve the payment of the bills as presented. Ralph Dart seconded, the motion passed unanimously.

Approval of Minutes

Rolene Smith moved that the Council approve the minutes of the January 19, 1983 City Council meeting as corrected. Ralph Dart seconded, the motion passed unanimously.

Establishment of City Input Board

Dennis Judd suggested establishing a city input board to get some community input on what has been going on, what they have heard and to give the Council an opportunity to discuss issues with the community. Discussion followed. Dennis Judd moved that the Council call a meeting on Tuesday, February 22, 1983, and invite the candidates for the city offices, planning and zoning commission, park committee, Larris Hunting, Ray Nash, and Norman Haslem. Ralph Dart seconded, the motion passed unanimously.

Job Service - Emergency Job Program

The Council discussed hiring temporary laborers and a typist through the emergency job program sponsored by Social Services and Job Service. The employees are hired through Job Service and paid through Social Services. The program states that each employee will work 32 hours per week and that the City will keep track of the time. Discussion followed. Mayor Kay indicated that the City could use 5 or 6 people to clean up the park, tear down fences and remove trees from the park land.

Sewer Line Proposal

John Chatwin, M.E. DeGriselles, and G. Woodman, 7-Eleven Store representatives; Norman Fletcher and Boyd Workman, Ashley Valley Water & Sewer Improvement District; Lowell Card, Uintah County Health Department; and Robert Turner were in attendance to discuss obtaining a sewer for the 7-Eleven store. Mayor Kay explained that the City Council is going to apply for grant monies from the community development block grant program to install a sewer line from 2500 South to 1900 South on the east side of Highway 40. John Chatwin indicated that 7-Eleven needs to have something worked out by March in order to open the store. Discussion followed. The Council suggested that 7-Eleven work with the Health Department to obtain some sort of temporary sewage facility to use until the sewer lines are installed. The Council suggested that Ashley Valley Water & Sewer Improvement District make application to the Community Development Block Grant Program and to the Impact Board for money for a sewer line from 2500 South to 1900 South and Naples will support them in that application.

Blanket Easement

Dennis Judd moved that the Council approve the grant of a blanket easement covering all the dedicated streets in the City of Naples to the Ashley Valley Water and Sewer Improvement District for the purpose of constructing and operating sewer and water lines within those easements, that it be in the same form as the single section easement that was before the Council last week except that in place of the description that all dedicated roads in the City of Naples be put in and that the Council authorize Mayor Kay to execute the grant of easement on behalf of the City of Naples. Lynn McCarrell seconded, the motion passed unanimously.

G & H Garbage Service - Jack Chivers

The Council reviewed the Garbage Service Agreement submitted by Mr. Chivers at last week's Council meeting and wanted to revise it so that it was not an exclusive agreement. Mr. Chivers indicated that he was not after a franchise but an agreement with the City that they would give him three years notice in the event that the City decided to take over garbage services. The agreement would give the City control over the rates Mr. Chivers charges for garbage disposal. Discussion followed. The Council decided to give Mr.

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Page 3

Chivers the right and a license to collect garbage in Naples but wanted to do some follow up work on signing the agreement presented.

County Commission, Vernal City, Naples Meeting

Ralph Dart and Rolene Smith met with the County Commission and Vernal City representatives Tuesday, January 25, 1983. The group decided that if Naples is planning to participate in some of the services that a census will need to be taken of each area. Discussion followed. The Council felt that we should have a census taken no matter what services Naples contracts for.

Landfill - Vernal City and Naples City indicated that they would like the County to take over landfill and cemetary services, and have the cities contribute money for the operation and maintenance of these services. Discussion followed. The Council agreed that the County should take over those services.

Fire District - The formation of a fire district was discussed. the group indicated that by forming a fire district a central dispatching center could be used for all fire engines. Rolene Smith indicated that she felt the County was referring to a billing district as opposed to a fire district because they proposed that each entity pay a share based on population. Discussion followed. The Council would like to see a fire district formed because it will give it a tax base to work from, the fire department could run itself and it becomes more or less an independant agency. The Council would be in favor of a fire district but does not like to get involved in a billing district.

Building Official's Report - Craig Blunt

Business License Applications. Craig submitted the following business license applications for approval:

Country Side Veterinary Clinic
Mountain Electric
NL McCullough /NL Industries
Carl's Appliance Service

Discussion followed. Dennis Judd moved that the Council approve the business licenses as presented. Rolene Smith seconded, the motion passed unanimously.

Graders. Craig looked at the grader from Eureka Sales and indicated that the engine on the grader from Energy Extractors sounds and feels better than the grader from Eureka Sales. Craig indicated that the only problem with the grader from Energy Extractors is that it will need some brake work. Discussion followed. The Council requested that Craig offer Energy Extractors \$6,500 for the grader.

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Planning & Zoning. Craig met with Heber City, Sandy City, and Salt Lake City planners to discuss their policy on the placement of mobile homes in their cities. All three cities only allow mobile homes of any kind to be placed in mobile home parks. Discussion followed. The Council suggested that Craig discuss mobile home placement with the Planning and Zoning Commission. The placement of mobile homes should be addressed in the Naples Master Plan.

Horse Corral

Craig reported that there is a horse corral that has been built next to the road on 1750 South. Discussion followed. The Council suggested that Craig write the owner a letter informing them of the Naples subdivision and zoning ordinance and the set backs required and have them move it.

Road Improvement Fee

The Council discussed charging individual developers a road improvement fee to help upgrade the roads that they are building on to handle the traffic that the new houses bring in. Mayor Kay indicated that Uintah County is charging developers a road improvement fee. The Council felt that they need to think about this issue further and that this is something that the planning and zoning commission should look into.

Employee Evaluations

The Council decided to review the employees on an individual basis and scheduled an evaluation meeting at the next Council meeting.

Adjournment

No other business having come before the Council the meeting adjourned at 12:00 midnight.

NAPLES CITY COUNCIL

BY:


Lawrence C. Kay
Mayor

ATTEST


City Recorder

NAPLES CITY COUNCIL

FEBRUARY 2, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on February 2, 1983 at the Naples City Office. Mayor Kay called the meeting to order at 7:35 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Dennis Judd, Ralph Dart, Rolene Smith, Donna Merrell and Lynn McCarrell.

Staff Present

Linda Cardwell, Recorder; John Ledkins, Chief of Police; Shirley Price, Treasurer, Craig Blunt, Building Official, and Ray Nash, Attorney.

Others Present

Bob Dearman and Steve Romney.

Prayer

Lynn McCarrell.

Executive Session

Dennis Judd moved that the Council adjourn into executive session at 7:40 p.m. to discuss police business. Donna Merrell seconded, the motion passed unanimously. Discussion followed. Rolene Smith moved that the Council adjourn out of executive session at 8:00 p.m. Dennis Judd seconded, the motion passed unanimously.

Bob Dearman - Municipal Building Proposal

Bob Dearman submitted a plat showing the proposed municipal building at the Naples Center. The building would be placed on 3 acres of land which would be donated to the City by Mr. Dearman and would border a 2 acre park. A parking lot with 67 parking spaces is also proposed. A contract post office would be connected to the city offices by a covered passageway. Mr. Dearman submitted a letter of intent to pursue the proposal for the City Council to review and sign. Discussion followed. The Council felt that the cost of the municipal building should not exceed \$200,000. Rolene Smith moved that the Council authorize Mayor Kay to sign the letter of intent to pursue the proposal to design and build the municipal building for the City of Naples as submitted by Mr. Dearman. Dennis Judd seconded, the motion passed unanimously.

Naples City Council
February 2, 1983
Page 2

Dr. Steve Romney - Water Slide Proposal

Dr. Romney was in attendance to submit a proposal prepared by Walter Romney and Richard Wilford for a water slide to be placed in the Naples City Park. Dr. Romney and Mr. Wilford also prepared a list of items that they are hoping the City would consider providing. The proposal submitted is a concession agreement the purpose being the construction and maintenance of a water slide to be located in the Naples City Park. Naples would provide a suitable location to construct the slide, provide necessary access roads, sewage, water and utility hookups and help in maintaining the location for the slide. In return the water slide would be constructed and managed by Dr. Romney and Mr. Wilford. The concession agreement would be set up for a twenty five year period with an option to renew the agreement. The water slide specs would be agreed upon before construction began.

The slide that is proposed for the Naples park is 300 ft long with a 1' drop for every 10' of slide, the total area needed for the slide would be approximately 1 acre. The slide would be in operation from approximately May 20 to September 5 weather permitting. Dr. Romney and Mr. Wilford would like to have the slide operating by June 1, 1983.

Discussion followed. The Council requested that a meeting with Dr. Romney and Mr. Wilford be scheduled to talk about their proposals. Donna Merrell moved that the Council authorize Mayor Kay to sign the proposal submitted by Walter Romney and Richard Wilford with the following addition - that the exact contract is to be agreed upon at some time in the future. Ralph Dart seconded, the motion passed unanimously.

Treasurer's Report - Shirley Price

Approval of Bills. Shirley submitted bills for approval for payment. Discussion followed. Donna Merrell moved that the Council approve the bills as presented with the exception of the Intermountain Concrete bill. Lynn McCarrell seconded, the motion passed unanimously. Mayor Kay agreed to find out about the Intermountain Concrete bill.

Payment to Giles Chivers. Mayor Kay reported that Giles Chivers would like to be paid for the strip of land Naples purchased for the park road, the City agreed to pay Mr. Chivers \$15,000 for the land in September, 1982. Mr. Chivers has ben paid \$1,000 and is charging Naples 12% interest on the remaining \$14,000. Discussion followed. Ralph Dart moved that the Council approve the payment of \$14,000 plus 12% interest to Giles Chivers for the land that the Naples park road is going through. Donna Merrell seconded, the motion passed unanimously.

Monthly Budget Report. Shirley submitted the monthly budget report. The Council reviewed and approved the report as presented.

Naples City Council
February 2, 1983
Page 3

Attorney Ray Nash

Animal Control Contract. Ray submitted a draft of the Animal Control contract for the Council to review. Discussion followed. Rolene Smith moved that the Council authorize the execution of the animal control contract and that it be submitted to the commissioners as soon as possible. Donna Merrell seconded, the motion passed unanimously.

G & H Garbage Service Contract. Ray submitted a draft of a refuse and garbage contract. Discussion followed. The Council will review the contract and discuss it again at the next council meeting.

Billing. Discussion on the hourly charge for attorney services followed. The Council requested that Ray propose a monthly retainer fee for the Council to consider.

Building Official's Report - Cragi Blunt

Business License Applications. Craig submitted the following business license applications for approval:

Sody's Saddlery
Magnum Petroleum Industries
Eastman Whipstock
D.E. Casada Rig & Construction Contractor
Kenworth Sales Company, Inc.
Republic Supply Company

Rolene Smith moved to approve the business license applications as submitted. Ralph Dart seconded, the motion passed unanimously.

Business License Renewals. Craig reported that the following businesses have renewed their business license for 1983:

Marcus Lunt Developers
The Regal Company
Freestone Construction

Grader. Craig indicated that he offered Energy Extractors \$6,000 for a 1958 Caterpillar Grader. Energy Extractors offered to sell the grader for \$6,000 plus the cost of the building permits and business license fees for Energy Extractors and Overthrust Tools which will be approximately \$700. Discussion followed. Lynn McCarrell moved that the Council approve the purchase of the grader from Energy Extractors for \$6,700. Ralph Dart seconded, the motion passed unanimously.

Questionnaire. Craig submitted a questionnaire which was prepared for the planning and zoning commission for the master plan. The Council reviewed the questionnaire and approved it as presented.

Naples City Council
February 2, 1983
Page 4

Business License Information. Craig requested that the Council inform him on how to handle businesses that are delinquent in obtaining their business licenses for 1983. Discussion followed. The Council directed Craig to follow the procedures listed in the business license regulations and to check with Attorney Ray Nash on the procedures.

ICBO Meeting. Craig requested permission to attend the International Conference for Building Officials meeting in Roosevelt, Utah on February 11, 1983. The class will be held from 11:00 to 2:00 p.m. and is free of charge. Discussion followed. The Council approved Craig's attending the class.

Ray Hunting. The Council received some complaints that Mr. Hunting has moved a trailer into the proposed trailer court. Discussion followed. The Council requested that Craig check into the situation and report to the Council.

County Meeting. Ralph Dart and Lynn McCarrell met with Uintah County and Vernal City representatives on Tuesday, February 1, 1983, to discuss landfill and to continue with the animal control agreement. Ralph and Lynn informed the group that Naples would consider contracting for landfill based on population after the census was taken.

Fire District - The group discussed forming a fire district and what they are proposing is a billing district not a taxable district. Discussion followed. The Council indicated that they would be supportive of a fire district but not a billing district.

Approval of Minutes. Rolene Smith moved that the Council approve the minutes of the January 26, 1983 meeting as presented. Lynn McCarrell seconded, the motion passed unanimously.

Adjournment

No other business having come before the Council the meeting adjourned at 11:30 p.m.

NAPLES CITY COUNCIL

BY


Lawrence C. Kay
Mayor

ATTEST


Linda Cardwell
City Recorder

NAPLES CITY COUNCIL

FEBRUARY 9, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on February 9, 1982 at the Naples City Office. Mayor Kay called the meeting to order at 8:15 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Ralph Dart, Lynn McCarrell and Donna Merrell. Rolene Smith and Dennis Judd were absent.

Staff Present

Linda Cardwell, Recorder; John Ledkins, Chief of Police; and Craig Blunt, Building Official.

Others Present

Lonn Salmond

Prayer

Lonn Salmond

Uintah School District Bond Issue

The Council met with Uintah County School District Representatives at 7:30 p.m. at the Naples Elementary School to listen to discussion on the bond issue regarding the building of a new High School.

Chief Ledkin's Monthly Report

Chief Ledkins submitted the Police Department statistics for January, 1983, as shown below.

		TRAFFIC CITATIONS	ACCIDENT LOCATIONS
Misd. Arrests	-12		
Criminal Trespass	- 1		
Industrial Accidents	- 1	Speeding	-81 3500 South 1500 East
Thefts	- 1	Stop Sign	-16 2100 South 800 East
Burglaries	- 1	D.U.I.	- 8 1529 South 500 East
Vehicle Burglaries	- 1	No D.L. in Poss.	- 5 2718 South 2500 East
Disturbance	- 2	No Utah D.L.	- 2 1500 South 400 East
Alarms	-13	No Safety Insp.	- 3 Cowboy
Keep the Peace	- 4	Exp. Reg.	- 3 2900 South 1500 East
Plane Crash	- 1	No Reg.	- 1 500 East 1511 South
Auto Accidents	- 9	Improper Reg.	- 2 1500 South 2000 East
DUI w/Accident	- 3	Driving on Revocation	- 1
State Veh. Impounds	- 9	Public Intox.	- 1
City Veh. Impounds	- 2	Unsecured Load	- 1
V.I.N. Inspections	-27	Barking Dog	- 1

Naples City Council
February 9, 1983
Page 2

Mayor Kay requested that the traffic accident locations be marked on a map so that the accidents can be followed. There were a total of 119 traffic citations issued in January and there was a total of 127 violations.

Radar Gun

Chief Ledkins reported that 81 of the 119 traffic citations written were detected through the radar gun, and 60 of the DUI's were detected through the radar gun, approximately \$4,000 worth of citations were detected through the radar. Chief Ledkins requested permission to purchase another radar gun, there are four nights out of the week when two officers are on duty and they have a four hour overlapping period, during that time only one officer has a radar gun. Discussion followed. Donna Merrell moved that the Council authorize Chief Ledkins to purchase another radar gun for \$1,700 or best offer out of the general fund. Lynn McCarrell seconded, the motion passed unanimously.

Rides

Chief Ledkins invited the Council members to ride with the officers on a Friday or Saturday night for an hour or two, so they can get a feeling for what is involved in patrolling.

Approval of Bills

Linda submitted the bills for approval for payment. Discussion followed. Donna Merrell moved that the Council pay the bills as presented. Ralph Dart seconded, the motion passed unanimously.

Building Official's Report - Craig Blunt

Approval of Business Licenses

Craig submitted the following business license applications for approval.:

The Dia-Log Company
J.E. Allred & Sons Inc.
Nowsco Service

Discussion followed. Ralph Dart moved that the Council approve the licenses as presented. Lynn McCarrell seconded, the motion passed unanimously.

Sander

Craig reported that he received the sander and that it was damaged. The gate wasn't put together properly and the electric clutch was broke. Discussion followed. The Council requested that Craig keep track of the expenses and time taken to repair the sander and to send a bill to Holland Equipment.

Naples City Council
February 9, 1983
Page 3

Delinquent Letters

Craig submitted a copy of a letter he is sending to the businesses who are delinquent in obtaining business licenses for the 1983 business year. Discussion followed. The Council reviewed the letter and approved it with corrections.

Grader

Craig submitted an estimate he received from Wheeler Machinery to work on the brakes, change all the oil, and to check over the grader. Discussion followed. The Council requested that Craig get a bid from Great Basin Machinery.

Water Slide Proposal

Mayor Kay indicated that Ray Nash reviewed the contract submitted by Walter Romney and Richard Wilford and indicated that he had some questions concerning the contract. Walter Romney and Richard Wilford have scheduled a meeting with the Council on Saturday, February 12, 1983, at 1:00 p.m. to discuss the contract. Discussion followed. The Council requested that Linda contact the Park Committee and invite them and Ray Nash to the meeting on Saturday. Ralph Dart moved that the Council direct Ray Nash to review the contract, and that the Council discuss the contract with Dr. Romney and Mr. Wilford on Saturday, and that the Council make the final decision on the contract at the City Council meeting on Wednesday, February 16, 1983. Lynn McCarrell seconded, the motion passed unanimously.

Dump Truck

Craig reported that the fuel line on the dump truck broke. Craig requested permission to purchase a fire extinguisher to keep in the dump truck. Discussion followed. The Council authorized Craig to purchase a fire extinguisher.

Approval of Minutes

Donna Merrell moved that the Council approve the minutes of the February 2, 1983 City Council meeting as corrected. Lynn McCarrell seconded, the motion passed unanimously.

Adjournment

No other business having come before the Council the meeting adjourned at 10:20 p.m.

ATTEST

NAPLES CITY COUNCIL


City Recorder

BY:


Lawrence C. Kay, Mayor

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NAPLES CITY COUNCIL

FEBRUARY 16, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on February 16, 1983 at the Naples City Office. Dennis Judd, Mayor Pro-Tem called the meeting to order at 7:55 p.m. Those in attendance were:

Council Present

Dennis Judd, Ralph Dart, Donna Merrell and Lynn McCarrell. Mayor Kay arrived at 9:45 p.m. Rolene Smith was absent.

Staff Present

Linda Cardwell, Recorder; Shirley Price, Treasurer; Craig Blunt, Building Official; and Ray Nash, Attorney.

Others Present

Bobby, Cooper, Don Arends, John Kay, Steve Romney, Kent Bently, Gary McGrath and Ron Anderson.

Naples Fire Department

Bobby Cooper, Chief and John Kay, Secretary presented a list of items needed to equip the Fire Department. Don Arends, Thunderbird Fire, submitted a bid for \$20,058.65 for the items listed. The Council reviewed the items and discussion followed. Ralph Dart moved that the Council review the list of items submitted by the Fire Department and get back to Mr. Cooper as soon as possible. Lynn McCarrell seconded, the motion passed unanimously.

Fire Training

Mr. Cooper submitted a request for fire service training sponsored by Utah Technical College in Provo. The class will be concerned with basic fire fighting techniques. Registration costs are \$100 for the first 10 students and \$10 for each additional student. John Shield will be the instructor and he will come to Naples to teach the class. Donna Merrell moved that the Council authorize the fire department to enroll in the fire training class sponsored by Utah Technical College. Lynn McCarrell seconded, the motion passed unanimously.

Tenative Budget

Mr. Cooper submitted a tenative budget for the fire department to get set up. The fire department is requesting the following budget allowance:

Naples City Council
 February 16, 1983
 Page 2

\$1,500	- Training & Schools
700	- Misc. Soft Goods
250	- Tools
350	- Misc. Supplies (Report Books, Paper, Etc.)
<u>\$2,800</u>	TOTAL

Discussion followed. The Council suggested that Mr. Cooper prepare a budget for the July 1983-1984 fiscal year to be approved sometime in April. Ralph Dart moved that the Council review the budget as soon as possible and get back to the fire department. Lynn McCarrell seconded, the motion passed unanimously.

Kaye's Lounge

Ron Anderson was in attendance to present a preliminary plat for Kaye's Lounge and to apply for a business license. The lounge is to be located at 620 South and 1500 East. The Planning and Zoning Commission approved the preliminary plat with the traffic flow change and dumpster location shown. The proposed area meets the zoning ordinance and is zoned industrial. Discussion followed. Ralph Dart moved that the Council table the decision on Kaye's Lounge for further consideration. Donna Merrell seconded, the motion passed unanimously.

Water Slide Proposal

Dr. Steve Romney was in attendance to discuss the agreement for the water slide with the Council. The Council reviewed the agreement submitted by Ray Nash and made corrections. Discussion followed. Donna Merrell moved that the Council accept the agreement with the changes made and that Ray Nash make the changes and authorize Mayor Kay and the City Recorder to sign it and submit a copy of the agreement to World Entertainment Company. Dennis Judd seconded, the motion passed unanimously.

Refuse & Garbage Agreement

Ray Nash submitted the refuse and garbage agreement to be approved by the Council. Discussion followed. Ralph Dart moved that the Council approve the Refuse and Garbage Agreement as corrected. Dennis Judd seconded the motion passed unanimously.

Business License Applications

Craig submitted the following business license applications for approval:

I.G. Specialty Machine Shop	Hunting Mills
Jet Well Service	Hunting's
D & D Electric	Huntings Warehouse
Custom Wellhead Services, Inc.	Jimco-Oilfield Equipment Rental and Service

Discussion followed. Ralph Dart moved that the Council approve the business licenses as presented. Dennis Judd seconded, the motion passed unanimously.

Naples City Council
February 16, 1983
Page 3

Application for Excavation

Mountain States Telephone & Telegraph Company submitted an application for excavation to place or repair underground telephone cables or conduit at 1756 East Vernal Avenue, place buried drop wire. Discussion followed. Donna Merrell moved that the Council approve the application for excavation at 1765 East Vernal Avenue. Lynn McCarrell seconded, the motion passed unanimously.

Grader Bid

Craig submitted a bid from Great Basin Machinery to repair the grader. The bid was for \$1,843, the bid submitted by Wheeler Machinery was for \$1,920.92. Discussion followed. Donna Merrell moved that the Council approve to have the grader repaired by the lowest bidder being Great Basin Machinery for \$1,843. Dennis Judd seconded, the motion passed unanimously.

Sander

Craig discussed the need for a storage rack for the sander. Packs Welding will build a hanging, moveable rack out of I-Beam and 2 3/4 tubing for \$1,600. Discussion followed. The Council suggested that Craig look around for someone who might want to donate the rack.

Board of Appeals

Craig reported that according to the Uniform Building Code a Board of Appeals needs to be set up. The Board will consist of 5 members who will be general contractors (plumber, electrician, builder, etc.). Discussion followed. The Board of Appeals members will have to be approved by the Council.

Study Books

Craig requested permission to purchase 4 books for a total price of \$163.00. Three of the books are study books for the test to become a certified inspector in the following areas: electrical, plumbing and structural. The fourth book covers the basics for planning and zoning. Discussion followed. Donna Merrell moved that the Council approve the purchasing of all four books. Lynn McCarrell seconded, the motion passed unanimously.

Board of Adjustment

Craig requested that the Board of Adjustment hold a hearing to clarify the zoning of property located at 2065 South 1500 East. The zoning map shows that only half of the property is zoned commercial and the land owner would like to have the entire property zoned commercial. Discussion followed. The Council suggested that further research be done and that a decision be made at the next Council meeting.

Naples City Council
February 16, 1983
Page 4

7-Eleven Store

Mayor Kay indicated that he received some comments from a Naples resident concerning the selling of pornographic material at the Naples 7-Eleven Store. Discussion followed. The Council suggested that they will request that pornographic material be sold from behind the counter and that it not be in view of anyone under 18 years old.

Approval of Bills

Shirley Price submitted bills for approval for payment. Discussion followed. Donna Merrell moved that the Council approve the payment of the bills except the bill from Ray Nash and Industrial Communications. Lynn McCarrell seconded, the motion passed unanimously.

Class "C" Road Fund

Shirley Price reported that the City received a check for \$5,973.28 from the State of Utah, Division of Finance, Class "C" Road fund.

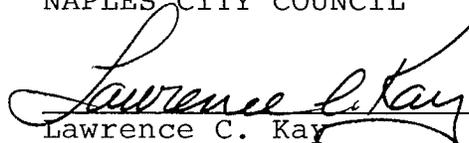
Approval of Minutes

Ralph Dart moved that the Council approve the minutes as corrected. Donna Merrell seconded, the motion passed unanimously.

Adjournment

No other business having come before the Council the meeting adjourned at 12:45 a.m.

NAPLES CITY COUNCIL


Lawrence C. Kay
Mayor

ATTEST


Linda Cardwell
City Recorder

NAPLES CITY COUNCIL

FEBRUARY 23, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on February 23, 1983 at the Naples City Office. Mayor Kay called the meeting to order at 7:35 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Lynn McCarrell, Donna Merrell, Rolene Smith and Dennis Judd. Ralph Dart was absent.

Staff Present

Linda Cardwell, Recorder; Shirley Price, Treasurer; Ray Nash, Attorney; and Craig Blunt, Building Official.

Others Present

Randy Rye, Glen Fleener, Bob Dearman and Rod Anderson.

Prayer

Shirley Price

Approval of Bills

Shirley Price presented the bills for approval for payment. Discussion followed. Donna Merrell moved that the Council approve the bills as presented. Lynn McCarrell seconded, the motion passed unanimously.

Approval of Minutes

Dennis Judd moved that the Council approve the minutes of the February 16, 1983, City Council meeting as corrected. Donna Merrell seconded, the motion passed unanimously.

Revenue Sharing

Mayor Kay reported that he contacted the Office of Revenue Sharing to get some information on the revenue sharing monies. Naples will receive an estimated \$51,893 for 1983 based on the 1980 census figures. Naples should receive half of the money in April and the other half in December. Discussion on having a census taken followed. Mayor Kay reported that it will cost \$60 to make an application to the census bureau, after the application is processed the bureau will come to Naples and quote a price for the census. No decision was made at this time.

Naples City Council
February 23, 1983
Page 2

Community Development Block Grant

Mayor Kay indicated that he met with the Community Development Block Grant Board regarding Naples application for grant monies. Naples requested \$63,000 for fire hydrants and fire fighting equipment and \$40,000 for sewer from 2500 South to 1750 South. Naples was awarded \$25,000 for fire protection, the block grant people indicated that they would like to see the money allocated between the fire hydrants and the fire fighting equipment. If the money were divided \$8,561 would go towards the fire fighting equipment and \$16,439 would go for the fire hydrants. Discussion followed. The Council requested that Mayor Kay find out if the money must be divided or if it could all be used for fire fighting equipment.

Bob Dearman - Naples Municipal Building Proposal

Bob Dearman presented a sketch of the proposed city building for the Council to review. Mr. Dearman asked the Council to specify how many and what type of offices are needed and what type of heating system will go into the building. Discussion followed. The Council decided that they need to think about those things and requested that Mr. Dearman attend next weeks Council meeting to discuss their decision.

Building Official's Report - Craig Blunt

Kaye's Lounge

Ron Anderson was in attendance to obtain a building permit and business license for Kaye's Lounge. The Lounge will be located at 620 South and 1500 East. Discussion followed. Dennis Judd moved that the Council hold a public hearing on March 9, 1983 at 7:45 p.m. on Kaye's Lounge and that Craig notify all the property owners within 1000 ft of the location and invite them to attend the public hearing. Rolene Smith seconded, the motion passed unanimously.

Business License Applications

Craig submitted a business license application for CCI Mechanical Incorporated. Discussion followed. Rolene Smith moved that the Council approve the business license as presented. Donna Merrell seconded, the motion passed unanimously.

Speed Sign on 5th South

Craig reported that there has been a request to change the speed limit on 5th South going west from Highway 40, from 35 mph. to 30 mph. Vernal City conducted a traffic study and found that the average traffic traveling on 5th South is going 28 mph. There are three different speed limits on 5th South between East Highway 40 and West Highway 40. Discussion followed. Donna Merrell moved that the Council approve changing the speed limit on 5th South going west from highway 40 from 35 mph to 30 mph. Dennis Judd seconded, the motion passed. Lynn McCarrell abstained from voting.

Naples City Council
 February 23, 1983
 Page 3

Board of Adjustment

Dennis Judd called a meeting of the Board of Adjustment to be held on March 9, 1983 at 7:00 p.m. The agenda will include approval of minutes, adopting rules of order, clarification of the zoning of property located at 2065 South 1500 East, and other business.

The meeting adjourned at 9:50 p.m. and reconvened at 10:12 p.m.

Attorney's Fee

Mayor Kay reported that Ray Nash submitted a retainer fee of \$1000 a month for civil and criminal trials. Discussion followed. Rolene Smith moved that the Council approve a retainer fee for Ray Nash for \$1000 a month to conduct civil and criminal work for the city, the fee is to include all secretarial work and is to be reviewed periodically. Donna Merrell seconded, the motion passed unanimously.

Judge Felch

Rolene Smith moved that the Council approve the payment for \$400 for Judge Felch for the months of January and February, and that Judge Felch be paid \$200 a month without prior approval of the Council. Dennis Judd seconded, the motion passed unanimously.

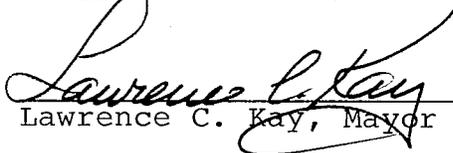
Newsletter

Discussion on the Naples Newsletter followed. The Council reviewed the newsletter outline and divided up the topics amongst the Council members. The Council would like to have a draft typed for the next Council meeting.

Adjournment

No other business having come before the Council the meeting adjourned at 11:20 p.m.

NAPLES CITY COUNCIL


 Lawrence C. Kay, Mayor

ATTEST


 City Recorder

Qm



NAPLES CITY COUNCIL

MARCH 2, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on March 2, 1983 at the Naples City Office. Mayor Kay called the meeting to order at 7:34 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Ralph Dart, Rolene Smith and Donna Merrell. Lynn McCarrell and Dennis Judd were absent.

Staff Present

Linda Cardwell, Recorder; Shirley Price, Treasurer; Craig Blunt, Building Official; and Officer Lon Salmond.

Others Present

Randy Rye, Michael King, Tom Kendricks, Brent Feltch, Bob Dearman, and Charlie Walker.

Prayer

Ralph Dart

Tom Kendricks - Kendricks Brothers Construction Company, Inc.

Tom Kendricks and Michael King were in attendance to present a city building proposal. Mr. Kendricks submitted a construction management proposal and a brochure outlining the company history. They have proposed a 5000 square foot building with approximately 18 offices averaging 12' x 16'. The building will also include a Council Chamber approximately 16' x 24', and 2 conference rooms approximately 12' x 14'. The maximum cost for the building would be \$312,500 (construction management fee included). Financing could be arranged at 13.5% variable construction loan with monthly payments being \$3,643, \$43,712 yearly. Discussion followed. The Council decided that they would like to review the plans with the other Council members and to think about it further.

Judge Feltch - Court Budget

Judge Feltch was in attendance to discuss the accounting system that has been set up for the Court budget. He explained that he has set up a trust account at Basin State Bank, the only money that goes in or out of the account is money that comes in as fines and forfeitures and bail money, no expenses are paid out of the account. Discussion followed. The Council requested that Judge Feltch arrange to have Mayor Kay as a second signature on the account.

Naples City Council
 March 2, 1983
 Page 2

Bob Dearman - City Building Proposal

Mr. Dearman was in attendance to review the city building plans with the Council. Officer Salmond reviewed the office requirements of the police department. Discussion followed. The Council scheduled a work meeting on March 9, 1983 at 8:30 p.m. to go over the plans and to make decisions about the city office requirements.

Mr. Dearman presented a price breakdown as follows:

Land	\$ -0-
Building	236,500
Drives, Parking, Curb, Gutter and Sidewalk	23,500
Landscaping	25,000
TOTAL	<u>\$285,000</u>

The price quoted is for the building without interior partions. Discussion followed. The Council reviewed the prices and decided to talk about it further at the work session scheduled for next week.

Treasurer's Report - Shirley Price

Approval of Bills

Shirley submitted the bills for approval for payment. Discussion followed. Ralph Dart moved that the Council approve the bills as presented. Donna Merrell seconded, the motion passed unanimously.

Monthly Report

Shirley reported that the Council needs to borrow money to cover the expenditures. Shirley reported that Naples in debt \$23,648.14. Discussion followed. Donna Merrell moved that the Council authorize Shirley Price to make the arrangements to borrow \$50,000 from Basin State Bank for a six month period. Ralph Dart seconded, the motion passed unanimously.

White River Oil Shale

Mayor Kay submitted a draft of a letter asking White River Oil Shale for donations of heavy equipment to help grade the park road. Mr. Gilbert of white River suggested that Mayor Kay make the same request to Deseret Generation and Transmission and to Chevron Resources. Discussion followed. The Council wanted to think about it for a week and to wait to see what Chevron Resources wants to do.

Naples City Council
 March 2, 1983
 Page 3

Building Official's Report - Craig Blunt

Business License Applications

Craig submitted the following business license applications for approval.

Allen Sales & Service	Rex Smuin Oilfield Service
Morton Electric, Inc.	Custom Wellhead Services, Inc.
Hanks Electric, Inc.	Page Brake Warehouse
The Lock Shop	H & P Oilfield Service
Equipment Renewal Company	Karl Winsness Plumbing & Heating
J & L Heating & Air Conditioning	

Discussion followed. Ralph Dart moved that the Council approve the business licenses as presented. Rolene Smith seconded, the motion passed unanimously.

Zoning Map Interpretation

Craig reported that the Planning & Zoning Commission reviewed the zoning of property located at 2065 South 1500 East (Dan's Tire), and recommended that the property in question should have been zoned commercial. Discussion followed. The Council was concerned with having a commercial zone up against the school and recommended that the Planning and Zoning commission set site plan requirements and that they discuss the requirements with Dr. Murphy from the school board and report to the Council.

Charlie Walker - Street Dedication

Charlie Walker was in attendance to present a proposal for the dedication of streets in the Walker Subdivision located at 5th East and 1500 South. The purpose of dedicating the streets to Naples is to be able to develop the subdivision as a minor subdivision and to be able to have it financed through FHA (Federal Housing Administration). Discussion followed. The Council was concerned that Mr. Walker hasn't filed the subdivision plat and suggested that Mr. Walker do that. The Council felt that if they accepted the street dedication they would not be following the subdivision ordinance. Rolene Smith proposed that the Council discuss this further and that they give Mr. Walker a decision by next Wednesday's City Council Meeting.

Officer Lonn Salmond - Radar

Officer Salmond reported that Lawco will sell the police department a Speedo Radar Gun for \$1,150 and requested permission to purchase it. Discussion followed. The Council indicated that Chief Ledkins was in charge of the police budget and if he felt that it was needed and if the funds were available then they could purchase it.

Naples City Council
March 2, 1983
Page 4

Community Development Block Grant Funds

Mayor Kay reported that he contacted the Community Block Grant people and they indicated that the money Naples was awarded could be used in any way towards fire protection. Discussion followed. The Council felt that the money should be used to equip the fire department.

Approval of Minutes

Rolene Smith moved that the Council approve the minutes of the February 23, 1983 City Council meeting as corrected. Donna Merrell seconded, the motion passed unanimously.

Moon Lake Electric

Rolene Smith reported that Moon Lake Electric was interested in municipal power and would like to talk with the Council. The Council requested that the recorder schedule Moon Lake Electric on the agenda for the March 16, 1983 City Council meeting.

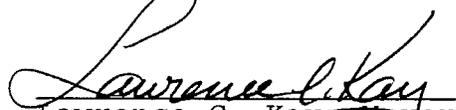
Impact Monies

Rolene Smith moved that the Council authorize Mayor Kay to contact the law firm of Arnold and Porter with regards to impact monies. Discussion followed. Donna Merrell seconded, the motion passed unanimously.

Adjournment

No other business having come before the Council the meeting adjourned at 11:35 p.m.

NAPLES CITY COUNCIL


Lawrence C. Kay, Mayor

ATTEST


City Recorder

NAPLES CITY COUNCIL

MARCH 9, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on March 9, 1983 at the Naples City Office. Mayor Kay called the meeting to order at 7:30 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Rolene Smith, Donna Merrell, Dennis Judd and Ralph Dart. Lynn McCarrell was absent.

Staff Present

Linda Cardwell, Recorder; John Ledkins, Chief of Police; Ray Nash, Attorney; and Craig Blunt, Building Official.

Others Present

Bob Dearman and Debbie Ledkins.

Chief Ledkin's Police Report

Chief Ledkins presented the monthly police report (see attached sheet). Discussion followed. The Council suggested that the police issue Security Risk Cards when they make their nightly checks of the businesses. The Council approved the monthly report as presented.

Police Office Requirements

Chief Ledkins submitted the blue prints showing the office plans for the police department for the Council to review. Discussion followed. The Council indicated that they will review the plans with Mr. Dearman.

Approval of Bills

Linda Cardwell presented the bills for approval for payment. Discussion followed. Rolene Smith moved that the Council approve the bills as reviewed. Donna Merrell seconded, the motion passed unanimously.

Justice Court - Monthly Remittance

Linda presented the check from the Justice Court in the amount of \$2,761 for the fines and forfeitures collected in the month of February.

Approval of Minutes

Rolene Smith moved that the Council approve the minutes of the March 2, 1983 City Council meeting as corrected. Donna Merrell seconded, the motion passed unanimously.

Naples City Council
March 9, 1983
Page 2

Budget Review Meeting

Dennis Judd moved that the Council schedule an entire City Council meeting or a separate work meeting in the next couple of weeks and have Shirley Price, Treasurer, go through the budget from top to bottom, penny by penny so the Council can start getting next years budget ready and find out where the money has been spent. Rolene Smith seconded, the motion passed unanimously. The Council scheduled the meeting for the 23rd of March at the City Council meeting.

Building Official - Fire Station Plans

Skerl Construction suggested four extra items to be placed in the fire department with the Council's approval. The items suggested would be easier to install now than if they were to be installed after the building is completed. The items are as follows:

- 4" water line (no price estimate)
- Mud Sump (mud drains) - \$500.00
- Electric Drinking Fountain - \$450.00
- Four Hose Bibs (used for washing floor & truck) - \$200.00

Discussion followed. Ralph Dart moved that the Council approve the items except for the water cooler. Dennis Judd seconded, the motion passed unanimously.

Bob Dearman - City Building Proposal

Mr. Dearman was in attendance to go over the office plans with the Council. Discussion on how many offices and where they are to be located in the building followed. The Council decided against having a dark room in the police department. The Council gave the plans to Mr. Dearman and requested that he come up with a price for the building with the office partitions.

Financing Proposals

Mr. Dearman submitted several financing options for the Council to review. Mr. Dearman submitted the following proposal:

"The City of Naples will enter into a Lease-Purchase contract with Dearman & Associates for (6) years. The lease payments will be sufficient to offset loan payment of a 25 year ammortization. Additional payments to be applied to the principal of the mortgage may be made to Dearman & Associates as option payments to be credited toward the purchase price. The final option payment will be sufficient to pay off the mortgage and the property will be deeded to the City of Naples with no mortgage or encumbrances."

Discussion followed. Dennis Judd indicated that the City cannot obligate itself for more than (1) year at a time. The Council discussed other options available to the City including the Building Authority and Tax Anticipation Notes. The Council requested that

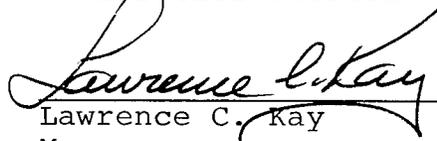
Naples City Council
March 9, 1983
Page 3

Mr. Dearman check with First National Bank in Craig, Colorado to see if they would enter into a two or three year construction loan. The Council also requested that Mayor Kay check with Kimball Young of Boettcher & Company about the building authority.

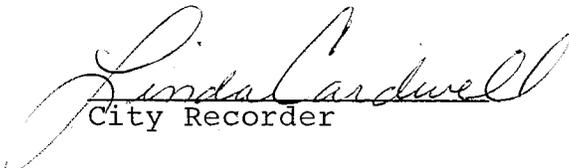
Adjournment

NO other business having come before the Council the meeting adjourned at 10:30 p.m.

NAPLES CITY COUNCIL


Lawrence C. Kay
Mayor

ATTEST


City Recorder

Am

NAPLES CITY COUNCIL**MARCH 16, 1983****MINUTES**

This regularly scheduled meeting of the Naples City Council was held on March 16, 1983 at the Naples City Office. Dennis Judd called the meeting to order at 7:42 p.m. Those in attendance were:

Council Present

Dennis Judd, Mayor Pro Tem; Lynn McCarrell, Donna Merrell and Rolene Smith. Lawrence Kay arrived at 9:30 p.m. Ralph Dart was absent.

Others Present

Niles Mott, Bobby Cooper, John Kay, Dale Jablonski, Randy Freston, Norman Fletcher, Brownie Tomlison, Robil DeCol, Glen Fleener, and Bob Dearman.

Fire Department

Bob Cooper and John Kay were in attendance to discuss matters concerning the Fire Department. The first item of concern is the Forest Service Rural Community Fire Protection Program application. The program is a cost sharing program designed to help fire departments equip, organize or train the firemen. Dale Jablonski, State Forester's Office, was in attendance to discuss the program with the Council. Mr. Jablonski explained that the Council could apply for money to help with the build up of the fast attack vehicle, or for any equipment or training needed. The State Forester's office will cost share on a fifty-fifty basis with the maximum amount being \$3,000 per community. On December 16, 1982 the Council sent a letter to the Division of State Lands & Forestry requesting that the Forester's Office begin the necessary build up on a 1 ton 4 x 2 fast attack vehicle. The fast attack vehicle is designed to be capable of a wild fire response to take care of brush and grass fires and is capable of off-road travel. If the forest department calls for the vehicle, the Naples Fire Department will be expected to respond with the vehicle and two or three men. The Forester's Office will rent the truck for fires at \$25.00 an hour and pay the individuals that respond to the fire. Maintenance of the vehicle will be the responsibility of the City. Discussion followed. Rolene Smith moved that based on the Naples Fire Department's recommendation to the Council, that the Council authorize Bob Cooper, Chief, to complete the application for the Rural Community Fire Protection program. Donna Merrell seconded, the motion passed unanimously.

Naples City Council
March 16, 1983
Page 2

Fire Department - Equipment Bids

Mr. Cooper submitted bids from Western Fire & Equipment, L.N. Curtis & Sons, and Thunderbird for equipment needed for the fire department. Discussion followed. The Council indicated that they would review the bids later and let Mr. Cooper know.

Ashley Valley Water & Sewer Improvement District - Road Bonds

Norman Fletcher, Brownie Tomlinson, and Randy Freston were in attendance to discuss road bonding, the district requires contractors to bond with them and when they do work in Naples they are required to post another bond with Naples resulting in double bonding. This creates hardship on the individual contractors. Discussion followed. The Council indicated that it was not their intent to impose a double bond on the contractors and that if the contractor's are bonded with Ashley Valley they should not be required to post another bond with Naples. Discussion followed. Rolene Smith moved that the Council direct Ray Nash to prepare an agreement with Ashley Valley Water and Sewer Improvement District stipulating that the Naples Building Official be involved in the preconstruction conference and final inspection, that the contractors will still be required to obtain a permit from Naples, and that Naples won't require a separate bond as long as one has been posted with the District and Naples has been listed. Donna Merrell seconded, the motion passed unanimously.

ERC Wellhead - New Business

Robin Decol was in attendance to discuss a new business proposed at 847 South 1500 East, the business will be involved in wellhead repair and distribution. Craig Blunt reported that the Planning and Zoning Commission, after reviewing the site plan, recommended that the proposal be approved subject to making sure that the 30' set back is approved by the State Highway Commission. Discussion followed. Donna Merrell moved that the Council approve the business proposal as presented. Lynn McCarrell seconded, the motion passed unanimously.

Dinaland Country Club - Liquor License Application

Craig submitted an alcoholic beverage license application to be approved by the Council. Craig indicated that the Chief of Police reviewed the business and approved the license. Discussion followed. Rolene Smith moved that the Council approve the alcohol beverage license for Dinaland Country Club. Lynn Merrell seconded, the motion passed unanimously.

Business License Applications

Craig submitted the following business license applications for approval.

Hacking Plumbing & Ditching
Tri Tek

Naples City Council
March 16, 1983
Page 3

Valhalla Pottery
Confidential Services
Bakers packers
Doug Brown CATV Specialists

Discussion followed. Rolene Smith moved that the Council approve the business licenses as presented. Lynn McCarrell seconded, the motion passed unanimously.

Dennis Judd turned the meeting over to Mayor Kay at 9:35 p.m.

Membership Renewals

Craig requested that the Council authorize renewal of membership in the Utah Chapter International conference of Building Officials and the Plumbing Chapter. Discussion followed. The Council approved the membership renewals.

Approval of Bills

Shirley Price submitted bills for approval for payment. Discussion followed. Donna Merrell moved that the Council approve the bills as reviewed. Dennis Judd seconded, the motion passed unanimously.

Bob Dearman - City Building Financing

Mr. Dearman was in attendance to discuss financing of the Naples city building. Mr. Dearman reported that he and Mayor Kay talked with Jim Fenton, Zions National Bank in Salt Lake City, and was informed that the City may be able to obtain a low interest loan through municipal bonding or may be able to obtain money through community impact monies.

Mayor Kay reported that Kimball Young, Boettcher & Company, informed him that it is legal for cities to enter into leases for buildings as long as they are renewable yearly.

Naples Park Road

Mayor Kay reported that Chevron Resources has a scraper that the recreation committee will run, free of charge, to help build the Naples Park road. They requested that Naples provide police escort to and from the pit for the scraper. Mayor Kay indicated that D.E. Casada agreed to provide a cat and patrol if Naples will pay for the fuel and labor costs. Discussion followed. The Council agreed to pay for fuel and labor for the cat and patrol from D.E. Casada and to provide police escort for the scraper.

Water & Sewer in the Park

Mayor Kay requested approval to advertise for bids on the water and sewer to be installed in the park, Mayor Kay estimated that it will cost \$40,000. Discussion followed. Donna Merrell moved that the Council authorize Mayor Kay to advertise for bids for the water and

Naples City Council
 March 16, 1983
 Page 4

sewer lines to be installed in the Naples City Park, and that bids be received four weeks from tonight. Dennis Judd seconded, the motion passed unanimously.

Approval of Minutes

Donna Merrell moved that the Council approve the minutes of the March 9, 1983 City Council meeting as corrected. Rolene Smith seconded, the motion passed, Lynn McCarrell abstained from voting.

Fire Equipment

The Council reviewed the bids submitted by the fire department, and discussed using the Community Development Block Grant to pay for the equipment. Discussion followed. Dennis Judd moved that the Council except the low bid from L.N. Curtis and Sons on the fire equipment and authorize the fire department to order the equipment. Donna Merrell seconded, the motion passed unanimously.

The meeting adjourned at 10:40 p.m. The Naples Redevelopment Agency meeting was held at this time. The City Council meeting reconvened at 10:45 p.m.

Police Investigation

The Council reviewed the report submitted by Chief Downard and Officer Parker of the Vernal Police Department regarding a complaint filed by Kent Montgomery. Discussion followed. The Council requested that Linda Cardwell write a letter to Chief Downard and Officer Parker thanking them for the professional manner and promptness in handling the report and requesting that Ray Nash write a letter to Kent Montgomery informing him that the incident has been investigated.

Moon Lake Electric

Rolene Smith reported that she talked with the office manager of Moon Lake Electric, Dave Glaim, about municipal power. Mr. Glaim indicated that if Naples is interested in obtaining information from them that the Council would have to approach Moon Lake. Discussion followed. The Council made no decision on this matter at this time.

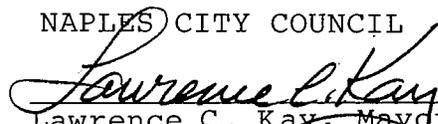
Office Help

Linda Cardwell proposed that the City Council consider hiring a secretary on a full-time basis and allow Linda to work on a part-time basis. Discussion followed. The Council requested that Mayor Kay check with Ray Nash about advertising for the position.

ATTEST


 City Recorder

NAPLES CITY COUNCIL


 Lawrence C. Kay, Mayor

NAPLES CITY COUNCIL

MARCH 23, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on March 23, 1983 at the Naples City Office. Mayor Kay called the meeting to order at 7:35 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Dennis Judd, Ralph Dart, Rolene Smith, Donna Merrell and Lynn McCarrell

Staff Present

Linda Cardwell, Recorder; Shirley Price, Treasurer; Craig Blunt Building Official; and Ray Nash, Attorney.

Others Present

Bob Dearman and Steve Christensen.

Bob Dearman - Rezone Request

Craig Blunt requested that the Council approve holding a public hearing to consider a rezone request of property located at 2846 South 1500 East. The property is currently owned by Kermit and Yvonne Harrison, the Harrisons and Mr. Dearman would like to rezone the property from Residential/Agriculture (RA1) to Commercial (C1). Craig indicated that the surrounding property owners have been notified. Discussion followed. Dennis Judd moved that the Council approve holding a public hearing on the rezoning of the Kermit and Yvonne Harrison property located at 2846 South 1500 East on April 13, 1983 at 7:30 p.m. Ralph Dart seconded, the motion passed. Rolene Smith abstained from voting.

Business Licenses

Craig submitted the following business license applications for approval:

K & P Plumbing	Halliburton
Triangle B. Rentals	OTI Inc.
Rocky Mountain Lube	

Ralph Dart moved that the Council approve the business licenses as presented. Dennis Judd seconded, the motion passed unanimously.

Contractors & Subcontractors - Business License

Craig asked the Council whether or not the contractors and subcontractors

Naples City Council
March 23, 1983
Page 2

working for Ashley Valley Water and Sewer Improvement District need to purchase a Naples business license. Discussion followed. The Council decided that all contractors and subcontractors working in the City of Naples need a Naples business license.

Animal Control

Craig indicated that the Animal Control Officer, Jack Lent, was concerned with dogs who are continually being picked up. The Naples ordinance doesn't impose any kind of penalty except for the impound fee which is \$15.00, and \$5.50 per day for taking care of the dog. Mr. Lent suggested that Naples double the impound fee each time the dog is picked up, after the first time, and after the third time the dog is picked up not return it to the owner. Discussion followed. The Council suggested that Jack Lent and Craig prepare a proposed amendment to the Animal Control Ordinance for the Council to consider.

Small Business License Fee

Craig indicated that there are a few businesses that are full time businesses which sell homeade craft items that don't make much money. The license fee for these types of businesses is \$60.00 per year. Craig requested that the Council consider charging these types of businesses a lesser fee. Discussion followed. The Council felt that something should be worked out for these small businesses and requested that Craig work out a proposal for the Council to consider.

Charlie Walker - Subdivision Plat

Mr. Walker requested that the Council reapprove his Wildwood Subdivision Plat so that he can get it recorded. Discussion followed. Ralph Dart moved that the Council reapprove the plat for recording. Donna Merrell seconded, the motion passed unanimously.

Approval of Bills

Shirley Price presented the bills for approval for payment. Discussion followed. Rolene Smith moved that the Council approve the bills as presented. Ralph Dart seconded, the motion passed unanimously.

Adding Machine

Shirley Price requested that the Council approve purchasing a new adding machine or approve getting his cleaned. Discussion followed. Donna Merrell moved that the Council authorize Shirley to purchase a new adding machine not over \$140. Ralph Dart seconded, the motion passed. Dennia Judd abstained from voting.

W-4 Brent Feltch

Shirley indicated that Naples City Attorney and Auditor advised him to get Judge Feltch to sign a letter releasing the City of

Naples City Council
 March 23, 1983
 Page 3

Naples of all responsibility to FICA and withholding from his salary. Discussion followed. The Council directed Shirley to ask Ray Nash to prepare the letter.

Attorney Ray Nash

Mr. Nash submitted a letter he received from Jim Fenton, Zions First National Bank, expressing interest in being a financial consultant to the City of Naples. Discussion followed. The Council directed the City Recorder to place him on the agenda at the March 30, 1983 meeting.

Trials

Dennis Judd moved that the Council direct Attorney Ray Nash to prepare a letter and that the Council authorize Mayor Kay to execute that on behalf of the City requesting that the County allow Attorney Ray Nash to serve as the Deputy County Attorney for the sole purpose of prosecuting those misdemeanor violations that occur within the city limits of Naples and which fall under the statutes of the State of Utah, until such time as the City of Naples adopts its complete set of criminal ordinances. Ralph Dart seconded, the motion passed unanimously.

Budget Review

Shirley submitted a detailed outline of the expenditures and revenues for the 1982-83 fiscal year. The Council reviewed the budget outline. Discussion followed. Dennis Judd moved that the Council direct the City Recorder to prepare a budget for the 1983-84 fiscal year for the Court system. Ralph Dart seconded, the motion passed unanimously.

The Council requested that Shirley revise the report to show the total budgeted amount and the percentage of the particular funds that have been spent through March, to include the total amount spent and the total amount of revenues in each fund.

Dennis Judd moved that the Council direct Linda Cardwell to prepare a proposed budget for the City Recorder for next year, Shirley Price to prepare a proposed budget for the Treasurer and Auditor for next year, John Ledkins to prepare a proposed budget for the Police Department for next year, Craig Blunt to prepare a proposed budget for building inspection and roads for next year, and Donna Merrell to prepare a proposed budget for parks for the next year to be reviewed by the Council in two weeks, April 6, 1983. Rolene Smith seconded, the motion passed unanimously.

The Council requested that Shirley prepare a simplified report similar to the one reviewed on a quarterly basis.

Adjournment

No other business having come before the Council the meeting adjourned at 10:10 p.m.

ATTEST

Linda Cardwell

NAPLES CITY COUNCIL

Lawrence E. Kay

see pg 20
 KB
 5/18/88
 Amended
 June H, 1986

AN ORDINANCE ADOPTING THE REDEVELOPMENT PROJECT AREA PLAN
 BE IT ORDAINED BY THE CITY COUNCIL OF NAPLES, UTAH, AS FOLLOWS:

SECTION I.

A. Adoption of Redevelopment Project Area Plan

The purpose of the Ordinance is to adopt a Redevelopment Project Area Plan as referenced herein, pursuant to the Utah Neighborhood Development Act.

B. Boundaries of the Project Area Plan

The legal description of the project area is as follows:

Sec. 25, T4S, R21E, S.L.B.&M.

BEGINNING at the East $\frac{1}{4}$ corner of Section 25, T4S, R21E, S.L.M.; thence North 990.0'; thence W. 1920'; thence South 290.0'; thence West 60.0'; then South 700.0'; thence East 710.0'; thence South 1100.0'; thence East 507.0'; thence South 325.0'; thence East 128.0' thence South 335.0' thence East 28.0'; thence South 660.0' to the South line of said Section 25; thence East 660.0' to the Southeast corner of said Section 25; thence North 2640' more or less to the point of beginning.

Sec. 36, T4S, R21E, S.L.B.&M.

BEGINNING at the Northeast corner of Section 36, T4S, R21E, S.L.M.; thence South 5280' more or less to the Southeast corner of said Section 36; thence West 455.4'; thence North 3.42 chains; thence West 258'; thence N 54°20'E. 68.72'; thence North 1060'; thence West 320' more or less; thence North 626.2'; thence East 320' more or less; thence North 95.18'; thence East 430' more or less; thence North 203'; thence West 231.81'; thence North 390' more or less to the East-West $\frac{1}{4}$ Section line of said Section 36; thence East 30' more or less; thence North 1320' more or less; thence West 226' more or less; thence North 660'; thence West 40 rods; thence North 660' more or less; thence East 1320' more or less to the point of beginning.

Sec. 1, T5S, R21E, S.L.B.&M.

BEGINNING at the Northeast corner of Section 1, T5S, R21E, S.L.M.; thence South 2640' more or less; thence West 2640' more or less; thence North 35 chains; thence East 902'; thence North 55' more or less; thence East 420' more or less; thence North 5' more or less; thence East 480' more or less; thence North 276' more or less to the North line of said Section 1; thence East 880' more or less to the point of beginning.

Sec. 30, T4S, R22E, S.L.B.&M.

BEGINNING at the Southwest corner of Section 30, T4S, R22E, S.L.M.; thence North 2640' more or less to the West $\frac{1}{4}$ corner of said Section 30; thence North 1745' more or less; thence East 400'; thence South 470.57'; thence West 46' more or less; thence South 30 rods; thence S 35°41'56" E 106.37'; thence South 860' more or less to the East-West $\frac{1}{4}$ Section line of said Section 30; thence East 900'; thence South 1339.56'; thence East 663.27'; thence South 672.45'; thence East 630.02' to the North-South $\frac{1}{4}$ Section line of said Section 30; thence South 590' more or less to the center line of 1500 South Street; thence Southwesterly 2000' more or less to a point on the east line of 1500 South Street;

NAPLES CITY COUNCIL

MARCH 25, 1983

MINUTES

This specially scheduled meeting of the Naples City Council was held March 25, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 9:26 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Donna Merrell, Dennis Judd, Ralph Dart, Rolene Smith and Lynn McCarrell.

Others Present

Gary Jones, Linda Cardwell, Bob Dearman, Steve Christensen, Niles Southam, Frances Southam, Amy Pope, Dorothy Merrell, Pat Brown, Nadine Davis, B.J. Davis, Vera Harrison, Heber Harrison, D.B. Brown, Ted Holder, Elizabeth Harrison, Ervin Harrison, Kerry Jones, D. Blayne Morrill, Edith Winn, Norman Merrell, Billie Kay, Myrna Cobbs, Carl Cobbs, Beth Koy, Byron Merrell, Mike Gooddard, Phil Ellis, Thomas F. Howell, Gary B. Taylor, LeAnn Allen, James R. Allen, Verlin Vincent, Merlin Norton, Gayla Norton, Randy Freestone, Neil Domgaard, Doris Goodrich and Everett Goodrich.

Ordinance Adopting Redevelopment Project Plan Area

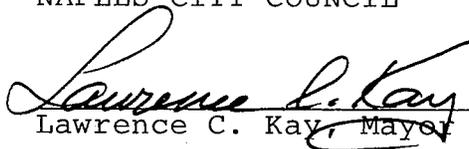
Following the conclusion of a public hearing on the proposed redevelopment project plan for the City of Naples, the Council read the Ordinance in its entirety. Mayor Kay called for discussion on the Ordinance. No further discussion being held on the Ordinance Rolene Smith moved the Council adopt Ordinance 83-16 adopting the Redevelopment Project Plan Area for the City of Naples. Donna merrell seconded, the motion passed with all members voting aye.

#82-16
KB
5/18/88

Adjournment

No further business having come before the Council, Ralph Dart moved the Council adjourn at 9:54 p.m. Donna Merrell seconded, the motion passed.

NAPLES CITY COUNCIL


Lawrence C. Kay, Mayor

ATTEST


Linda Cardwell
City Recorder

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NAPLES CITY COUNCIL

MARCH 30, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on March 30, 1983 at the Naples City Office. Mayor Kay called the meeting to order at 7:35 p.m. Those in attendance were:

Council

Lawrence C. Kay, Mayor; Lynn McCarrell, Ralph Dart and Dennis Judd. Donna Merrell arroved at 7:40 p.m. Rolene Smith was absent.

Staff

Linda Cardwell, Recorder; Shirley Price, Treasurer; Craig Blunt, Building Official; and Ray Nash, Attorney.

Others

Bob Dearman and Jim Fenton.

Prayer

Dennis Judd

Treasurer's Report - Approval of Bills

Shirley Price presented the bills for approval for payment. Discussion followed. Ralph Dart moved that the Council approve the bills as presented. Dennis Judd seconded, the motion passed unanimously.

Sales Tax Revenue

Shirley Price submitted a check in the amount of \$107,473.65 the City received from the State Tax Commission for sales tax earned during the months of October, November, and December. Discussion followed. Dennis Judd moved that the Council direct Shirley to pay off the existing loan with Basin State Bank and to deposit the rest of the money in the bank. Donna Merrell seconded, the motion passed unanimously.

Jim Fenton - Zions First National Bank

Mr. Fenton was in attendance to propose that the City of Naples retain the services of Zions First National Bank as financial consultants. Mr. Fenton submitted an agreement for the Council to review. Discussion followed. Donna Merrell moved that the Council accept the agreement with Mr. Fenton with the term of the agreement changed from two years to one year. Ralph Dart seconded, the motion passed unanimously.

Naples City Council
March 30, 1983
Page 2

Traffic Citation - Payment

Linda Cardwell reported that Judge Feltch requested approval to allow a person to work off traffic citation payments when they have no other means in which to pay. Judge Feltch indicated that the only people he would recommend for the work-payment program would be those who could not pay in any other way. Discussion followed. The Council agreed to allow people, recommended by Judge Feltch, to work for the City at minimum wage to pay for traffic citations.

Building Official's Report - Craig Blunt

Approval of Business Licenses

Craig submitted the following business license applications for approval:

Utah Well Service, Inc.
Todds Painting & Decorating
Quintana Drywall
Vernal Pool and Patio

Dennis Judd moved that the Council approve the business licenses as presented. Ralph Dart seconded, the motion passed unanimously.

Planning & Zoning Recommendations - Additions to Ordinance

Ordinance 02-11-019 (reserved)

The planning commission recommended that the Council provide them with a place to set additional recommendations pertaining to parks, schools, and churches within 500' of commercial and industrial properties. It was suggested that the additional requirements be placed in the supplementary regulations 02-11-019 (reserved) and could be headed schools, churches and parks within 500' of commercial and industrial lands. The addition should make it clear to property owners that restrictions would be placed on the type of building, yard, noise, and esthetics within 500' of parks, schools, churches, and commercial and industrial properties.

The second recommendation from the planning commission pertains to ordinance 02-28-995 - Design Standards and Requirements "L" Easements. The commission recommended that the option of front easements be put into the ordinance. Mayor Kay recommended that the option of having easement all the way around the yards be left in the ordinance. Discussion followed. Dennis Judd moved that the Council require all utilities to use front easement areas whenever possible. Ralph Dart seconded, the motion passed, Lynn McCarrell abstained from voting.

Mayor Kay turned the meeting over to Dennis Judd, Mayor Pro Tem, at 10:15 p.m.

Naples City Council
March 30, 1983
Page 3

Naples Park

The Council discussed getting the park ready for the water slide to be set up. The Council requested that Craig have the job service employees finish cleaning up the park and fill in the holes.

Approval of Minutes

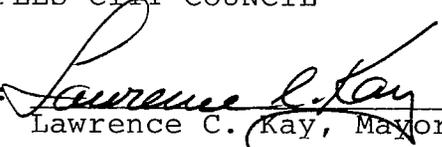
Donna Merrell moved that the Council approve the minutes of the March 23, 1983 City Council meeting as corrected. Lynn McCarrell seconded, the motion passed unanimously.

Adjournment

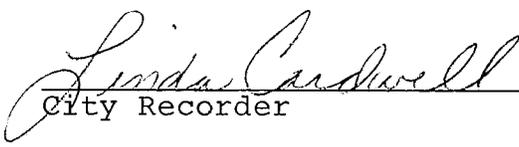
No other business having come before the Council the meeting adjourned at 11:20 p.m.

NAPLES CITY COUNCIL

BY:


Lawrence C. Kay, Mayor

ATTEST


City Recorder

~~SM~~

NAPLES CITY COUNCIL

APRIL 6, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on April 6, 1983 at the Naples City Office. Mayor Kay called the meeting to order at 7:32 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Donna Merrell, Lynn McCarrell, Ralph Dart and Dennis Judd. Rolene Smith arrived at 7:50 p.m.

Staff Present

Linda Cardwell, City Recorder; Shirley Price, Treasurer; and Craig Blunt, Building Official.

Others Present

Lance Wilkerson, Bob Dearman, and Randy Rye.

Prayer

Donna Merrell

Indigent Legal Defense

Lance Wilkerson reported that Judge Felch has appointed him to represent indigent persons being prosecuted by the City. The Court is obligated by State Law to appoint Counsel when there is a possibility of a jail sentence. The political subdivision has an obligation to provide and pay for Counsel. Mr. Wilkerson submitted a proposal requesting that the City pay a minimum retainer fee of \$100 per defendant (the minimum retainer charged in misdemeanors other than DUI's is at least \$250). The retainer fee would cover three to four hours of time spent on a case any additional time would be billed at \$30.00 per hour out of court and \$35.00 per hour in court. Discussion followed. The Council felt that they should get together with Judge Felch to set some standards on who gets appointed Counsel. Mr. Wilkerson indicated that if a fee is set the Judge could order the defendant to pay restitution for provided counsel as part of the fine and resolution of the case. The Council decided to postpone making a final decision on Mr. Wilkerson's proposal until the next week to allow the Council to visit with Judge Felch. The Council indicated that they would notify Mr. Wilkerson about their decision next week.

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Interviews

The Council conducted interviews for the City Recorder position.

Civic Betterment Committee

Betty Zeller and Joyce Williams were in attendance to have Mayor Kay sign a proclamation for the Spring Clean-up week scheduled for April 16-23 and to ask the Council for permission to use the City's dump truck for garbage disposal. Discussion followed. The Council agreed to allow the Committee to use the dump truck and with permission from Dr. Murphy, to park it at the Naples Elementary School parking lot on Saturday, April 23, 1983.

Approval of Air Fare

Mayor Kay requested that the Council approve a check for \$216 to Skywest for air fare to Salt Lake City for himself and Attorney Ray Nash to attend the Community Impact Board meeting. Discussion followed. Ralph Dart moved that the Council approve the \$216 to Skywest for air fare to Salt Lake City. Dennis Judd seconded, the motion passed unanimously.

Budget Hearing

Mayor Kay opened the hearing on the budget at 9:30 p.m. The purpose of the hearing was to reopen the 1982-83 budget to amend and increase funds. Discussion followed. Dennis Judd moved that the hearing be continued at the next City Council meeting, April 13, 1983, at 9:30 p.m. Ralph Dart seconded, the motion passed unanimously. The Council requested that Shirley prepare a report showing the amount of money budgeted, amount spent, amount left over, and the amount needed to carry to the end of the fiscal year.

Approval of Bills

Shirley presented the bills for approval for payment. Discussion followed. Donna Merrell moved that the Council pay the bills as presented. Rolene Smith seconded, the motion passed unanimously.

Service Contract for Copier

Linda Cardwell requested that the Council approve the payment of \$299 for a full service contract with American K & L for the Toshiba copier. The service contract would become effective April 6, 1983 and would cover the repairs made on that date. Discussion followed. Dennis Judd moved that the Council approve the service contract for the Toshiba Copier at \$299 per year. Donna Merrell seconded, the motion passed unanimously.

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Bill Paying Policy

Dennis Judd moved that the Council establish as policy that when there are bills to be approved that the budget category is indicated and how much money is left in the budget category for the year. Rolene Smith seconded, the motion passed unanimously.

Building Official's Report - Craig Blunt

Approval of Business Licenses

Craig submitted the following license applications for approval:

Overthrust Tool and Supply Company
 Young Electric Sign Company
 Brakey Drywall

The following game machine license application was also submitted:

Dinaland Country Club

Discussion followed. Donna Merrell moved that the Council approve the business licenses and the game machine license as presented. Dennis Judd seconded, the motion passed unanimously.

Ralph Dart left the meeting at 10:20 p.m.

CETA Job Program

Craig presented a summary of the CETA Program - a Federal Government sponsored program designed to help train people for jobs. The government will pay 50% of the trainees salary up to 500 hours. Randy Ryewho is currently working for the City through the Emergency Job Program is also on the CETA program and could be assigned to the city office. Discussion followed. The Council requested that Craig get more information on the CETA Program and discuss it at the next Council meeting.

Gary Warren - Horse Arena

Mayor Kay presented a letter from Ray Nash to Mr. Rand Web, Uintah County Health Department, regarding a nuisance which presently exists in Naples. The Council reviewed the letter.

Mosquito Abatement District

Dr. Steven V. Romney, Director, Uintah County Mosquito Abatement District, presented a letter stating that it is the request and recommendation of the Board of Trustees of the Uintah County Mosquito Abatement District that Mrs. Donna P. Merrell be appointed as a member of the Board of Trustees as a representative of the City of Naples, effective immediately, and extending through the first Monday in January, 1985. Discussion followed. Lynn McCarrell moved that the Council approve the appointment of Donna Merrell as

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a representative of the City of Naples. Dennis Judd seconded, the motion passed. Donna Merrell abstained from voting. The Council directed the City Recorder to write a letter to the Mosquito Abatement District informing them of the appointment.

Letter to Governor Matheson

Rolene Smith moved that the Council prepare a letter to the Utah State Governor from the Naples City Council urging him to put the \$3,000,000 back into the Community Impact fund for East Highway 40, and that a copy of the letter be sent to the Community Impact Board, Gayle McKeachnie, Glade Sowards, Department of Transportation in Provo, and to Uintah County. Dennis Judd seconded, the motion passed unanimously.

Approval of Minutes

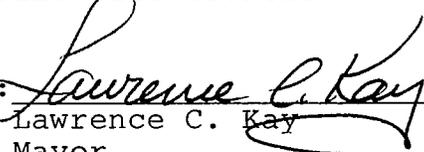
Donna Merrell moved that the Council approve the minutes of the March 30, 1983 meeting as corrected. Dennis Judd seconded, the motion passed unanimously.

Adjournment

No other business having come before the Council the meeting adjourned at 12:10 a.m.

NAPLES CITY COUNCIL

BY:


Lawrence C. Kay
Mayor

ATTEST


City Recorder

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CITY BUILDING FINANCING

Bob Dearman was in attendance to discuss city building financing. Jim Fenton* spoke to Bob Tomsick and Mr. Tomsick explained the situation about the building to him (Mr. Fenton).

Mr. Dearman will donate three (3) acres of land to the City free of charge and in exchange the City agrees to build the city building on the land. The City will apply for a low cost energy impact loan.

Mr. Tomsick feels the City can handle the loan and is in favor of sponsoring it. Mayor Kay is in agreement.

Jim Fenton will make the presentation with Bob Tomsick in attendance. Mr. Fenton discussed with it with Ray Nash, City Attorney and Mr. Nash foresees no difficulty.

The presentation will be made in May. Meanwhile, Mr. Fenton will fill out the application and other papers. Mr. Fenton would like to have the Council in attendance to provide support when he makes the presentation on May 4 to the Impact Board.

Mr. Fenton is presently negotiating with Bob Dearman for a construction loan to build the building.

The Energy Impact Board will determine by May if they will provide the loan. At that time, the City of Naples will be informed as to the conditions, if any, that are attached to it.

Mr. Fenton suggested the City enter into a lease agreement on the Building. He suggested a five year lease renewable annually with the option to purchase the building on the anniversary date of the original lease agreement.

Discussion followed. The Council requested Attorney Nash draw up a lease agreement with Bob Dearman.

*Mr. Fenton is the financial consultant on the building project.

NAPLES CITY COUNCIL

APRIL 11, 1983

MINUTES

This special meeting of the Naples City Council was held on April 11, 1983 at the Naples City Office. Mayor Kay called the meeting to order at 5:30 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Donna Merrell, Rolene Smith, Dennis Judd, Ralph Dart and Lynn McCarrell.

Others Present

Bob Gilbert and Jack Lyman, Representatives of White River Shale Oil Project.

Jack Lyman - White River has been having a series of meetings talking about the basic assumptions that went into preparation of the report. There have been some concerns expressed about the numbers that were used and the way they were applied. Naples is a different situation, as we discussed before, because we've been unable to construct a fiscal profile over a series of years to get some sense of how your budgets would be expected to proceed under a baseline condition without us and with us. And, as Bob and I talked about it today, we have some thoughts to the idea that perhaps you could provide some information for us the same kind of information that we develop for the other jurisdictions and run the same kind of analysis on Naples City as the others. Understanding that we may not have the same kind of level of confidence in those numbers because you haven't got a history and it may be difficult for you now to anticipate what it's going to cost you to run the police department on average over a five or six year period. You have an idea what it may cost you for a year but that may change when you look at it over a three or four year period. This is what we've been able to do with the other groups. But, those would be the kinds of numbers that we've developed on those other entities and if you were in a position to be able to provide that, I think we could run the numbers and at least have some sense of what kind of situation we would expect that you would face. What we generally had for the other entities for a breakout of non-salary costs for administration, law enforcement, fire protection, transportation, recreation, solid waste, non-salary costs per capita for personnel required for those functions per thousand population and the average costs per employee.

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- Jack Lyman - On the capital costs side, we add some costs in for a solid waste facility. In your case, you may want to put some capital costs estimates in for recreation and administration. On the revenue side, we have a per capita estimate multiplier for sales tax, other taxes, licenses and permits, charges, miscellaneous, state aid and federal aid. To the extent that you will be able to put information like that together. Then we could work with you to review and feel comfortable with. We'd be glad to put together the same kind of analysis for the City of Naples so that we would be working on the same basis we have for the other entities.
- Mayor Kay - I don't think that we're going to be any different than Vernal City as far as costs are on a population basis. I may be wrong but I don't think so.
- Jack Lyman - That's the kind of thing we look at, we could plug in the same kind of numbers. I guess the potential concern we might have for that is that it may underestimate some of the starter costs that you may have if you try to indicate some of these costs initially. As we get down ten of fifteen years, these projections go through the year 2000.
- Donna Merrell- Take the police costs, for example, I don't feel like we have an ample police force but its all we can afford at this time and certainly another officer or two would make it alot more pleasant for the police instead of having to work the kind of schedules they are now. And in addition, to give us better protection out here.
- Mayor Kay - The thing you have to understand with that, and especially with the police, is that we're going to be faced with the problem of regulating other people's traffic through our community. Whether it's Vernal City's or Uintah County's. Everyone that goes through to White River or Deseret or where ever, trave on our streets and so that means we have a traffic problem whether we have the residents or not. This is a real concern to me. We're shy one policeman and maybe two. What are you suggesting? That we come up with those figures or that you do?
- Jack Lyman - I'd come up with some that we could balance off of you and see if that seems to make sense. The fundamental problem we face is trying to come up with some kind of method that we feel fairly comfortable with for White River and the City of Naples. Then we run our population projections to see what

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- Jack Lyman - that incremental difference is of impact that we've caused because that's the kind of thing that we've always indicated that we would focus on in our discussions. We don't expect to be out here paying for impacts that existed before we came or for any that we didn't cause. Any assistance that we may provide may be used for those kinds of purposes as a trade off against some other need that we saw and that's going to be determined through the way that the Impact Council addresses those issues. In essence, we're probably going to be looking at a finite amount of assistance that we're going to want to provide and expect the Impact Council to speak, representing the community as a whole out here, as to where that money ought to be directed.
- Rolene Smith - That brings me to a point. Council has no authority. They made that point the other day, so how are you going to handle those entities that request the Council not make the final decision. Are you just going to go with the individual entities on that or are you just going to adhere to whatever that Council may say? These are the priorities, even though there's no authority there?
- Jack Lyman - I guess if it becomes a matter of whether or not we want to talk in legalistic terms or not. We recognize a governing agency, like the Council hasn't got authority in the sense of a governing agency, like the City Council. We wouldn't expect that your representative on the Impact Council would be in a position to bind the City of Naples to some agreement or decision that the Council may reach. But, we think it is a good point to begin that focus and whatever agreements are reached will have to go back in all cases to the governing bodies. I expect that I am probably going to have to take any agreement I might handle right back to my municipality to get some kind of ratification. But, I think the fundamental point we are making, and the State of Utah is making, is to divide and conquer: to deal with individual entities to handle that individual entity's problem alone without some kind of balancing of those priorities against other priorities and other needs in the community. It won't work and it won't solve the impact problem. And I'm not going to be in a position to say that the road improvement program in Naples is more important than the school program for Uintah School District. I don't think that's my position, I don't think I should be put in that kind of position because I don't think White River and three oil companies ought to dictate to the Ashley Valley where the money is spent. I think that the community ought to determine that.

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- Rolene Smith - Yes, I don't disagree with that necessarily, but you'll have some entity that will probably need to sign off with the Council before they agree, before actual monies are expended, if monies are to be expended in that area because they don't have final authority. The entities should sign off with the Council, but yes, these are the priorities that we've agreed to. You're very much aware of the problems that exist in the Valley and I guess my question is when are you going, rather to what entity are you going to let have the final say? Are you going to go to the Council (Community Impact Council) and say okay you have the final say and we're going to deal directly with you. I take it you're dealing with all of the entities and the Impact Council. That was the impression I got.
- Jack Lyman - We will conduct a discussion and the negotiations with the individual entities through the organization of the Impact Council. The expectation is now, that I will not be dealing directly with the City of Naples individually outside of the context of the Impact Council. Those entities that are not represented or chose not to be represented in the Impact Council stand to lose in those impact discussions. Because the State of Utah has, in no uncertain terms told me that that is what they expected us and that is the way they expect this first community impact.
- Mayor Kay - Tomsick is coming out here to meet with us next week. I talked to him Thursday (April 7, 1983) in Salt Lake, and had quite a little chat with him. He doesn't quite indicate that exactly.
- Rolene Smith - When we get down to brass tacks, I think that's going to have to be resolved.
- Jack Lyman - The clear question I got from the State, is that they want to deal collectively with the entities through the Impact Council.
- Rolene Smith - That's certainly going to be alot easier for everyone.
- Jack Lyman - I don't mean to underestimate the potential problems for the entities themselves. I know it's difficult for you, and what you think are very important projects up against what the sewer district thinks are important projects and what the County thinks are important projects and what the City of Vernal and the School District thinks are important. It's not going to be easy. But, I think that I'm not doing myself any good or my companies any good for

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- Jack Lyman - me to assume that arbitration role. To come out and say there's no way that Naples deserves this, we're going to give all our money to the school district. It's tough.
- Mayor Kay - I really don't trust the County to divide that money up for Naples. There's no way. And we'll fight you tooth and toenail on that. I don't want them telling Naples what they think is important down here.
- Jack Lyman - I would expect that he probably doesn't want Naples telling him what's important in the County.
- Mayor Kay - That's not the important thing.
- Jack Lyman - But, he isn't a sole voice on the Impact Council. Although admittedly he provides strong leadership.
- Mayor Kay - I talked to Steve Hoffman and he's going to visit with us. I don't appreciate Neils (??) comments. For example they asked us a year or six months ago what kind of problems we had out here and we said we needed another police officer for sure. That was prior to when we had the Police Department. But he know we'd have to have at least 4 Officers because of scheduling. Preferably five. And guess who they gave the extra police officer too? It wasn't Naples, it was as though we didn't even exist. They didn't even come back and talk to us about it. So we have a feeling that we're not going to be treated fairly without some hardnose bumping of heads.
- Jack Lyman - The system I envision, and it would be subject to some changes, as the discussions proceed, is say the Impact Council has determined education was a priority need and X amount of dollars should be provided to the School District as a form of prepaid quorm tax, with some specified repayments. But the 2nd priority was roads with the following amounts directed to the following entities, City of Naples, the County and Vernal. That would be specified, as I envision it, in the agreement so that there would be a dollar amount associated with the specific entity. The transfer of the dollars would come from White River to that individual entity. Right now, I wouldn't envision that we put it through the Impact Council and have the Council put together a bank account. There's a possibility that we may chose or may discuss or may resolve, during the negotiations, that there will be a filling agent, that would be the County for example, but they would not have decision making roles in that filing.

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- Jack Lyman - That it would be an automatic transfer agreed to. We may pay the money to the County for transfer to the City of Naples, but what I don't anticipate is giving the County \$100,000.00 and the County being the one to determine how that ought to be spent for roads. So in that sense, part of the problem that you face is the incorporation that took place after the law enforcement grant was made by Deseret. And so Neil was really under no obligation or had never anticipated the he'd necessarily have to send that officer out here.
- Rolene Smith - I think we've probably beat that to death, and I'll make one last statement and then I'd like to know if we provide the figures you requested, how soon we can get the information. But, this year law has made it feasible for other counties to divide money with the cities and we've been told in no uncertain terms that we won't see a penny of it. So we are wary of how this situation is being handled. I would like to know when we can expect some information back.
- Jack Lyman - Do you want to provide numbers or do you want me to, because the numbers we use are a guess or as a guideline.
- Rolene Smith - We'll work together on that.
- Rolene Smith - If you can get some numbers to Bob this week and we can look at them.....
- Bob Gilbert - Some of what you're going to need was already included in our estimated cost for the County. Because we treated this area as part of the incorporated part of the County. So for example, as a result of funding the law enforcement specifically for the City of Naples, we'd have to pull some out of the County's law enforcement needs that I projected previously. We don't think that's going to be a real serious problem, but that's something we're going to have to take a look at. And, work out with the County. But, I would think a week after, we could reach agreement on the kind of capital numbers. We can be cranking out some population estimates that we could use as a basis to come up with that difference and give you a chart very similar to what the other entities got.
- Rolene Smith - When you were including this main strip in the County, it's obvious the County, Glines, Davis and those areas are not going to have the impact

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- Rolene Smith - that Naples, this main road through here, is going to have. We did some research on some prior impact applications we put together and the building permits that we issued and so forth and based on that people were really flocking to the Naples boundry. So the impact is going to be greater in this part of the County than it is in the other parts. I think those figures are going to need quite a bit of adjusting.
- Jack Lyman - Yes, but for what I'm talking about, for example, for the County, we may say that law enforcement costs are 6 dollars per person and in Naples City we'll project it for 10 dollars per person. When I give you the 10 dollars per person, times the population, I'm going to have to take that 6 dollars out of the County because what I've done is reduced the law enforcement need of the County. I don't want to back out the 10 dollars, I'd back out whatever we had in there before. What I don't want to do is end up double counting that population and having them providing law enforcement to the same population that you're providing law enforcement to. Now there is some natural overlap that sometimes occures in the County and City.
- Donna Merrell - In other words, you would back out 6 and add 4.
- Jack Lyman - Out of the County and then take that and add 4 per person on yours. I just want some kind of adjustment so that I don't go to the County and say, and the same with revenues. I'm going to have to pull out some of their revenues because in their revenue base, we're counting sales tax which is actually going to acrue to the City of Naples. So, to some extent the numbers that we have in there for Naples, will become a trade off out of the County. But for our total, what it will do is increase the total costs that we've calculated in the area and the revenues will stay approximately the same, or so I expect.
- Rolene Smith - How did you include property tax? Didn't you assume that people coming in would add to the revenue because of property tax, the building in the area and those kinds of things. We don't have a property tax that needs adjusting.
- Jack Lyman - When we put it all together for you, we're going to have some direction from the Council as to how you want to deal with the issue of property tax. What

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Jack Lyman - we've done with the City of Vernal and for Cook County, for example is we've taken all the costs that they incurred and we take all the revenue that they get out of the property tax and then we figure out how close they are to balancing. Of course, they don't balance. They need some more revenue. And we just assume that they'll generate that much revenue from property taxes and the reason we did that is because we're trying to simulate what will happen in reality and yet to balance your budget. Now in fact, the Council if they wanted to provide direction could say under no circumstances will we ever levy a property tax in the City of Naples. Therefore any adjustment that we need to balance our budget will come out of charges and fees. We'll find some kind of way to increase dog licenses or whatever. We can adjust any of the costs, sales tax, but unless you have statutory authority to raise local options, just saying that you'll do it isn't going to make it so. Or we can say for planning, here's your estimate of costs, here's your estimate of revenues from sources other than property tax, and it may act as a planning tool for you. It may show that you can, in 1985 impose a very modest property tax that will take you through all of the growth that you anticipate. See right now you really don't know. We'll make whatever kind of assumption you want to put in there in terms of that property tax. The way that the model operates, is when people come into your area, we assume in the City of Vernal, we may want to make a difference here, that a certain amount of their purchasing power is expended in that City and in the case of Vernal, it's considered a major trade center, and so they're picking up sales taxes from people that might be living in Naples.

Donna Merrell- But that doesn't apply here or at least not at this point.

Jack Lyman - Right now you have several gas stations and some stores certainly not on the level of Vernal. If in fact you levy a property tax, then what we're saying is you'll get some revenue from property. You would be in the same situation, I expect as the City of Vernal and this is you would get some modest increase in sales tax because of new population. But your cost of services to that population is much greater than the revenues you're getting. You can't tax the project directly, so how do you make it all come together?

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- Mayor Kay - Is Vernal City going to raise their mill levy?
- Jack Lyman - Yes, up to 5 or 6. Also, Vernal has informed me that we way overestimated their sales tax revenue. But that projection was based on information provided through June of 1981. If we'd had more current information, we'd have projected even more revenue.
- Rolene Smith - Based on those kinds of "ifs", how do you write an agreement?
- Jack Lyman - It's hard, we'll have to come up with figures that use some kind of guidance to us. So as we have to change it based on different impacts. The kinds of things what we would want to modify the agreement for would be based on the kinds of things that you might change with our schedule if we can agree that you incurred certain amounts of cost because we're here and we estimate what that is going to be. We go through project construction on roughly the schedule we thought and things ought to be pretty much the same if you have a tremendous increase in oil/gas activity. I would hope that you don't come and knock on our door to take care of their impacts. We're not asking them to take care of ours. In fact, we make big changes in our schedules or it turns out that we underestimated the amount of people or the location of people. We need to be able to make those kinds of adjustments as well and it won't be easy. It will have to be flexible. It's going to have to be reasonable. I think that in terms of the flexibility we would like to be predictable. As I get indications of schedule changes or we have some idea of what kind of action we're going to take to deal with the problem. We're not going to sign blank checks. We're not going to fund everybody's wish list either. But we are certainly interested in dealing with those impacts we've caused. Eventually we're going to have 3500 people working out there. I don't want to bring them into communities that have Junior Highs with double sessions, or roads that are washboards, and inadequate park space. That's not how we attract a good stable permanent work force. But on the same token their not going to come out and be shown six 18 hole golf courses or expensive gymnasiums ect., just because someone thought there was a lot of free money available. And that's what this whole process of negotiation is going to be to find those solutions.
- Rolene Smith - It's our intent to deal as fairly as possible with each of the companies not just hit one.

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- Bob Gilbert - I hope that the folks on the Impact Council can assist us in getting a better understanding as to the needs and how the total community can use those needs. It's difficult because everyone will want to represent their own interest and it may be that that system won't work. If it doesn't, we're going to have to look at alternatives and I don't think any of the alternatives look better in the sense of the individual entities.
- Mayor Kay - Have you looked at the way that the Western Fuel Company handled Colorado? Have you been through their negotiations? Were you aware of how they did that?
- Jack Lyman - Did Western Fuel assign priorities?
- Mayor Kay - No the individual entities (taxing) did and they assigned their own power agent and they were funded through a deal that had the base of a population in an area and whatever.
- Jack Lyman - But who determined that the school districts priority was higher than the county's priority?
- Mayor Kay - Well the school district came in because they covered the whole. They first set their priorities then they got together and they ironed it all out without really stepping on too many toes.
- Jack Lyman - Well that's the kind of thing that I think some comments on the total lists of needs that will be emerging from the collective entities. I think it's the same kind of process operating perhaps a little differently.
- Rolene Smith - I don't know that we should trouble you with our political problems, but I think you are aware that there are some problems there that we're not willing to let the County Commissioners represent us. But we are willing to work with you to get this resolved.
- Mayor Kay - We would like to have our attorney, a firm in Denver, to represent us on a master plan for impact mitigations from other oil shale. We want them to work with us on this too so we are not going to leave them out in the cold either, and we want to have their input as they are the ones that actually negotiated the Western Fuel contract with the entities in Colorado.
- Dennis Judd - I think what I need is to maybe have you go back a couple of steps beyond where we were at least

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- Dennis Judd - before I came in and explain what you are planning to do as far as this impact council and just what your procedure is going to be or at least considering for handling this and for deciding who gets what and what things get funded and that kind of thing.
- Jack Lyman - We will be doing the study, a year long study, to try to qualify the impacts. Our study shows there is some permanent financing problems out here over the next three or four years and the costs to service the populations exceed the revenue that is generated by that population in our project that was expected. The main purpose of the projections was to make sure from our point of view that everybody was operating on some kind of information base so that as we began discussion we would reference them from some kind of starting point, until we reached some kind of tentative agreement or agreed to disagree on some of these numbers, and we'll be meeting with the Impact Council to discuss the way that that assistance ought to be, provided the timing of that assistance, and we'll be looking to the Impact Council as a collective entity as a collective body representing the interest of the Ashley Valley to give direction, insight as to how the impact money ought to be directed and for what purposes they should be used, they may be prioritized needs, they may be lumped together, maybe the council will decide that there are three items that are absolutely top priority.
- Dennis Judd - This is the Impact Council.
- Jack Lyman - Yes.
- Dennis Judd - Is that done just through a majority vote of the Impact Council that they decide what the priorities are?
- Jack Lyman - That has to be worked out with the Impact Council. I think what you're saying about this Impact Council is that whoever is able to by force or by whatever means obtain the most votes in the Impact Council, would get their projects funded fully and someone else that will sustain a considerable impact on roads and park facilities, etc., would get nothing, now is that it?
- Dennis Judd - That is what I see as being the practical possibility of doing it the way I think your saying your planning on doing it.
- Jack Lyman - It is a possibility, the alternative is unacceptable, and that is dealing with individual entities and

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- Jack Lyman - just having us pay for whatever is demanded, we're talking about a finite amount of assistance that is available, and someone has to make that decision as to where that money goes, it will be either the communities or it's going to be the companies and you may lose out just as easily on that or it may be an independant group like the Community Impact Board of the state, and I don't think that's any more acceptable. I don't think this community deserves to have someone outside the community make those decisions.
- Rolene Smith - How are you going to take that group a, and group b, group c, how are you going to pull from those 3 groups what you fund.
- Jack Lyman - We're going to have a discussion about the kinds of dollars that we are talking about. I think our focus is going to be in weaning out a wish list and turning it into a needs list and we, not as much as the Council will be looking at some kind of assignment or responsibility for the demands or impacts that your citing. I know that Highway 40 is a problem, it needs to be widened and increased traffic out to the White River project perhaps has caused a portion of that problem, but I'm not going to tell you that we ought pay for the widening of Highway 40.
- Mayor Kay - What total type of fees are you looking at, you must have some idea, know that your going to have 1 million or five million.
- Jack Lyman - I think that the kinds of things we're going to be looking at are mechanisms to try and transfer tax dollars in terms of time frame, it's not quite as important in the city as it is in the county, or in the school district. We're going to have big building permit fees, and big taxes to the county and the school district, we may be able to put more of those dollars forward in time by prepaying taxes and it's just a wild guess if I were to give you a figure. What this tells you even after we add Naples on is the total impact that it looks like our project is going to have out here in the community in the next five years, is in the neighborhood of a couple million bucks.
- Rolene Smith - But obviously on this so called wish list, you're going to take a priority item such as widening a portion of Highway 40 over someone putting a swimming pool in a park. So there is going to be some criteria that you use in coming up with what your going to pay for.

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- Jack Lyman - We'll be looking to the Impact Council to provide that.
- Rolene Smith - But at the same time, when the Council gives you that list you've got to have some criteria of how you're going to do it. Are you just going to go right down the list?
- Jack Lyman - That's something we're going to have handle in negotiations we had discussed that at one time. There is a possibility that we may want to take a stand that we don't care how you spend the money as long as we agree that the amount of money is based on our impact. We'll be looking to the Council to give us some sense of the prioritization, of some sense that road improvements in Naples right now is more important than in Vernal. I don't want to be in a position to make those decisions for the community, and I understand political pitfalls of trying to get various roads together that represent different constituents and all the jurisdictional court battles to go on to resolve differences. It has been my understanding that Gary Tomsick's view was that that was the way he was going to look for community impact problems.
- Rolene Smith - Well that may not be the most beneficial.
- Dennis Judd - Well I think there are some inherent problems in that, just by the fact that various entities while representing the same people have different duties, responsibilities, and while for the school district, the only thing in the world they care about is getting money for the schools while the cities and counties don't care about the schools, that's not their problem not that they don't care about schools, but our job down here isn't to worry about raising money for the school district, our job here and what were responsible to the people in this area is to see that the roads get fixed and to see that they have park facilities and to see that they have adequate fire protection and police protection and things like that. It concerns me very deeply, this idea of saying well we'll turn this over to some group made up of entities who all have very different responsibilities and say, all right now you decide whose going to get the money, and I think you may end up funding something simply because it was the item that was the least objectionable to the most people.
- Jack Lyman - Already that seems to me to be concentrated premises that you're proceeding on, and I guess that why I don't quite agree with what your saying, is how

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- Jack Lyman - can the school district get all the money if nobody worries about the school district.
- Dennis Judd - Well because I'm saying it may be that the County says, well I'll be damned if Naples is going to get any, and we're going to vote against Naples wants, and Vernal says we're going to vote against anything the County and Vernal wants, and it gets down to where well the only one that we all don't hate viciously is the school district so we'll give all the money to the school district.
- Jack Lyman - That's a possibility, I hope that the other possibility would be a more statesman like approach where everybody can put away their political differences and all the bad feelings that have existed out here for so long and say what we really need out here is a good educational system, and we need good roads in Naples and in Vernal, and we need a good recreational system and we need good law enforcement, and here is the way we ought to split up this pile so that Ashley Valley is a better place to live and Naples didn't get everything they asked for, but we got everything needed, and that is what I hope will happen.
- Dennis Judd - That's the thing that concerns me, is that that isn't what will happen.
- Jack Lyman - It isn't going to happen any better if I deal with the entities individually, that's the problem.
- Dennis Judd - Well I think that it might be because I think from your standpoint you've got certain things that are important to you and your company, and to your employees that are going to come in here. The schools are obviously important to people who are considering coming here to work for White River. Police protection, fire protection roads, parks, those kinds of things are going to be important to your employees, and I think that maybe what you ought to do is say look we want to establish some sort of internal priority list that's going to insure that these kinds of things receive funding and are taken care of and not that we give 2 million dollars to the school district and let the roads and everything else fall apart so that we have no policemen, we have no fire protection, we have roads that tear your car apart every month, but we have got top notch schools. I'm saying maybe what you need to do is say we're going to have a certain amount of impact on the schools and so we're going to work with the school district and with their

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- Dennis Judd - priorities, and you'll come up with a dollar figure and say this much is going towards improving education, we have x number of dollars of impact with the roads and there will be 3 entities that you deal with on the roads, and you say the same with water and sewer.
- Jack Lyman - But how do we resolve the difference on roads, I know that there is 150,000 dollars of impact on 3 entities roads, how do I decide who gets what.
- Dennis Judd - Then you come up with a formula. You're going to do it on a per mile basis or you can look at where the traffic flow is heaviest.
- Jack Lyman - But on the roads, you obviously can't fix all the roads because the whole valley has the worst roads I've ever seen.
- Dennis Judd - Well your not going to fix every road in the valley but there are some roads that your going to have more impact on than others. I'm concerned that everyone won't be able to put aside their differences, but I don't think that's practical in the real world because the different entities have different interests that they represent. Were each (entity) elected to take care of certain services and problems and there not the same, and for us to go to an impact council and say yes give the money to the school districts would be in my opinion a breach of our duty to the people that we represent because our duty isn't to raise money for the schools, our duty is to fix the roads, provide fire and police protection, and park facilities, and the same for Vernal City.
- Jack Lyman - The point is that anything other than that puts me in a position of determining community needs or priorities, and I think that's inappropriate.
- Mayor Kay - I think if you study what happened in Colorado then you'd have a better idea of how that worked, and it worked will. There are people who think they got too much money, but every entity over there was happy.
- Jack Lyman - But I'll go back to you Mayor and say how did they establish the master priority list, who made the determination?
- Mayor Kay - Western Fuel did, well the individual entity did.
- Jack Lyman - Such as the City of Naples came up with a list of 8 items that they needed because of the impact, is that how it was done? And where did that list go?

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- Mayor Kay - Then that list was put together with all the other lists and then Western Fuel called all the other entities together and said impact council was started, but they didn't take individual deals, they said well we know we've got 3 million too much, so we've got to pare it off.
- Jack Lyman - Why wouldn't that work here?
- Rolene Smith - What your saying is the entities still had the final say.
- Mayor Kay - No it won't the entities won't have the final say, it's going to be the impact board, and what we're trying to tell you is that seven or eight or nine votes, up on there you're going to have some entity in this valley left out and there is going to be some bad feelings.
- Jack Lyman - I'm saying, why can't you work it out the same way? Why doesn't Bob Nickleson request that each of the entities and individual businesses make a priority list for their entity. So now you've got your list, but I don't understand why you would be willing to give me a list and not him. What you're talking about is who is shuffling the paperwork. Bob Nickleson gets all those lists and he adds them all together just like they did over in Colorado, then it is presented to me at say a total of 38 million dollars, then your in the same situation that Western Fuel was. We would say that's too much money, cut it back. I want to know how they did it differently over there, and who made that decision of whose 3 million dollars got cut.
- Donna Merrell - I think the decision was made rather than having the community impact council make the final decision, the entities were involved in their final sign off offer.
- Jack Lyman - But who cut off the 3 million dollars?
- Rolene Smith - I don't know.
- Mayor Kay - They went back to each entity, the Western Fuel people. When Western Fuel went to the BLM for the permits and the BLM required them to tell them how much money they were going to have for impacts for mitigation and they stated 50 million dollars, they ended up spending 23 million, 19 million of it was in Colorado, direct assistance.

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- Jack Lyman - I suspected they spented a lot more than just direct assistance.
- Mayor Kay - Well I'm talking about direct assistance, what really aggravates me is that there is more employees here in Uintah County than in the Colorado part, and Utah got 3 and a half million and Colorado got 19 million, and the crux of that whole thing was the way that Western Fuel did it there and Deseret did it here.
- Jack Lyman - I have opinions as to why more of that impact, but there are others that may disagree with that opinion. My opinion is that it is in the economic interest of those two companies to not have people living in Rio Blanco County. Would you rather get up front cash payment from the entity or from an organization so that people won't live in your city.
- Rolene Smith - We're not being really serious here, but we have considered that because we're not getting funding to provide all the services and when things were booming around here, we could see all these hoards of people coming in that we had no way of handling it.
- Jack Lyman - When people and industry talk about economic activity in Rio Blanco County that's something that will always come up, and there are a lot of companies that will choose not to develop Rio Blanco County because of that (Western Fuels) and I think that's unfortunate. I think that those kinds of payments didn't need to be made and I think that experience has demonstrated that there was too much money paid.
- Rolene Smith - The bottom line on this is there is nothing as I understand it that you have, you haven't signed your John Q on, that says you cannot deal directly with the entities, it's just how people have gotten together and decided that it should be handled. Gary Tomsick has led you to believe that that's the way, that that's the way he prefers it to be handled. The community impact council said that's the way they prefer it to be handled, but there is nothing in black and white that says you can't deal with us individually.
- Jack Lyman - There is no law that says I've got to do that.
- Rolene Smith - Well I'm not talking about law, I'm talking with your organization, you have not said, we absolutely will not deal with the individual entities.
- Jack Lyman - No.

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- Rolene smith - Okay.
- Jack Lyman - I think our intent is to deal with the impact council and right now I'll state that we will not deal with the individual entities.
- Dennis Judd - Why not Jack? Do it the other way, deal with the individual entities?
- Jack Lyman - But that's the fundamental flaw it seems in that procedure, is agreement on what the impact is. Well I don't think it's fair for me to enter into unilatera discussions with Naples to determine what the impact is and then to go talk to Vernal and talk about their impact. I don't want them to be prisoners of agree-ments I've made with Naples. You and Vernal ought to be able to sit down and say they're going to impact us a million dollars and you about 80,000 dollars, then they'll ask you, does that look about right and you'll say yea that looks right, then you come to me jointly and say you've impacted on us 1 million 800,000 dollars.
- Rolene Smith - Why do you feel like you've got to use us one against each other.
- Jack Lyman - Well I don't, or don't want to.
- Rolene Smith - But why can't you just keep it as a separate individual negotiation entirely, why should one have any input on the other?
- Jack Lyman - What I'm saying is that there should be a discussion of the finite pie and have that divided up.
- Dennis Judd - Well why can't you divide it up?
- Jack Lyman - Because I don't want to come up to a situation where the last entity that I have to reach an agreement with becomes the entity that whips everybody around and says I'm not going to sign an agreement with you until we get 10 million dollars.
- Dennis Judd - That's not what I'm talking about Jack, I'm talking about you. Look through your projection and say all right, we estimate that of this 3500 people, 800 or 1000 people are going to live in Naples City, 200 are going to live in Vernal City, 1500 are going to live in the County or whatever, for all 3500 that's going to have an impact on the school district you ought to be able to take the numbers to the entities and just document it. So why can't you take that and apply the numbers to it and say alright,

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- Dennis Judd - our impact on Naples City is going to be X dollars, on Vernal City X dollars ect., then you've divided your money up on some sort of an objective basis, then you go to those entities and say all right, we have determined that our impact here is going to be X thousand dollars, now lets do something about deciding how we can best utilize what to do within this entity.
- Jack Lyman - Well I don't understand why it's so difficult the way you think it will be so difficult, maybe we shouldn't have gone to elected officials, maybe we should have at random picked citizens from each of the entities. I think it is possible, I think you do it every day when you deal in a political world, that is to make political compromises and to work cooperatively with other entities. You are concerned that there are good schools in Uintah County, and you are concerned that main street in Vernal should be a good highway, and I think that Vernal is concerned that you have good highways, and I don't think it has to be pitting one entity against the other. Well we've taken an awful lot of your time, so our decision right now has been that we will deal with the impact council. I expect that the impact council will schedule a meeting the last week of April and the issue will probably continue not only in that form, but in future meetings of the impact council, and we do not intend to enter into individual negotiations with the individual entities until that system proves unworkable after it's been given a good try, that's the way we intend to proceed.
- Dennis Judd - Yes and perhaps it will work that way. I think there are some fundamental flaws in it, I'd be skeptical that it's going to work, and I think that you've got to realize that there is a good chance that some entities are going to get gored and those entities are obviously going to raise all the hell they can of Naples, there is no doubt about it that everyone of those entities is going to experience some impact, know that impact mitigation money is directed towards widening Highway 40. It may be that they decide collectively that there are priority projects that deserve all of the funding eventhough that particular project is more than necessary to mitigate White Rivers impact, but that they want to channel money there because there are other monies available to do all the other projects. I don't know and as a community like you say, the simpilest way would be if there was a city or valley wide city with a water and sewer district and a county and school district that would be the easy way.

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- Rolene Smith - It will take effort with the impact council and if things aren't working the way that it should, don't think your going to turn a deaf ear if we call and we want to meet with you again. You're going to be involved with that, you'll be able to sense how things are going and if it's obvious that things aren't turning out the way we think they are going to or hope they don't, I don't think you'll turn down a meeting with us to get things going with us again. That's not to anyones advantage, but yet we're willing to work with that impact council and give it a try.
- Mayor Kay - We just don't feel comfortable with it and we want you to know that right off hand.
- Rolene Smith - We had a meeting with Maeser and Jensen commissioners and they all agreed about 2 weeks ago to send that impact council a letter saying we will not accept you representing us in this negotiation.
- Jack Lyman - Who do you mean when you say "you"?
- Rolene Smith - The community ^{impact} council, the community impact board. We don't want them making a final decision, what we requested is that the entity had the final write off on their decision.
- Jack Lyman - I am sorry if there was confusion that it would be done any other way.
- Rolene Smith - That's what we requested.
- Mayor Kay - Neil has already told us that.
- Jack Lyman - The impact council has no authority.
- Rolene Smith - We won't shoot that down at this time, we hope that
- Jack Lyman - I've never heard that come from Neil.
- Mayor Kay - Oh you bet it has, that's why we're up in arms.
- Jack Lyman - I would expect that any agreement that we have signed would have a signature block for every entity that's included in the agreement.
- Rolene Smith - Good, we have had a lot of bad experiences and hopefully this won't turn out the same way, but you can see why we're jumpy about it. We've become sensitive about it. Unfortunately he and another member of an entity went out and just shot us dead with the

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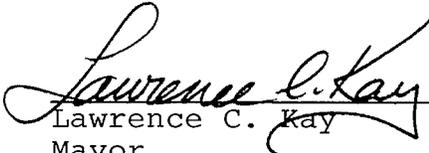
- Rolene Smith - community impact board, just out and out lies that were completely uncalled for, and we're still trying to resolve that and it's a matter of politics. Some people will never let go, and we'll have to work around that and overlook it, so we're sensitive about it and we want to be able to work with you and we want to be able to have our say too. We also understand that you have a certain way you'd like to work but if that doesn't happen we need to have another alternative.
- Jack Lyman - And it will be in our interests that every entity is treated in the mitigation agreement. You may not get exactly what you want, and we'll make some judgment as to whether we think that there has been a sense of fair play in the way that it has been determined. I don't think that we'll be in a position to say that you ought to suffer at the gain of another individual entity, just because we want to see you suffer, but there has to be some fairness, and like you say there may be those kinds of fundamental decisions you may choose money that comes to Naples to do roads, eventhough we think you need parks more.
- Rolene Smith - I don't think we've ever been unreasonable in assessing the situation and I think you'll find us very easy to work with in getting down to our so called wish list, I don't think were unreasonable at all.
- Jack Lyman - I'll get Bob to work with you through them and come up with some of those ranges of numbers that we might be able to apply the population projections to see if we can build some kind of fiscal projection to give you an idea of the kind of impact that you might see, it would be along the same lines as what we did for the other entities and we can roll all those in too so that we'll have some basis to begin with. I can assure you it is my experience that we would not sign an agreement that specifies assistance to a particular entity without that entities signature on it. Right now our plan when we sign the mitigation agreement that it will either be a series of separate agreements with individual entities so that it will be undertaken as separate agreements for simplicity purposes, but the frame work of that assistance will be determined by the council or that there will be a master agreement which was the way they did it in Western Fuels where it would be signed by the entities included in the agreement.

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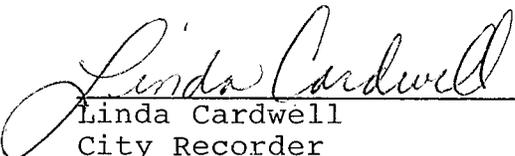
Adjournment

No further business having come before the Council, the City Council adjourned.

NAPLES CITY COUNCIL


Lawrence C. Kay
Mayor

ATTEST


Linda Cardwell
City Recorder

NAPLES CITY COUNCIL

APRIL 20, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on April 20, 1983 at the Naples City Office. Mayor Kay called the meeting to order at 7:30 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Donna Merrell; Lynn McCarrell; Ralph Dart and Rolene Smith. Dennis Judd arrived at 8:04 p.m.

Staff Present

Marlene Stidham, City Recorder; Shirley Price, Treasurer; Craig Blunt, Building Official; John Ledkins, Chief of Police; Lon Salmond, Officer; Ray Nash, Attorney; Linda Cardwell, Secretary and Brent A. Feltch, Justice of the Peace.

Others Present

Steve Christensen, Vernal Express; Scott Rasmussen and Bob Thompson.

Prayer

Judge Brent A. Feltch.

Court Appointed Attorneys

The Council informed Judge Feltch of the City's financial situation and counseled discretion in the area of court-appointed attorneys. Discussion followed.

Utah Power & Light

G. Robert Thompson and Scott Rasmussen of Utah Power and Light presented the Council a sample ordinance for franchise for service in the City of Naples. They requested the Council consider exercising it. Advantages are: The City would be able to charge up to a 6% franchise tax; a guaranty and warranty that Utah Power and Light will provide electrical service to meet the needs and growth of the community and a source of power would be guaranteed. The Council decided to postpone making a decision on granting a franchise to Utah Power and Light until the next Council meeting.

Ray Nash - City Attorney

Re: Ray Hunting. Mr. Nash was in attendnace to inform the Council of the results of the hearing involving Ray Hunting and the City of Naples. If Mr. Hunting complies, in all respects, with the rules and regulations of the Uintah County Planning and Zoning Commission then he would be granted approval of his establishment. The City

of Naples is to govern his compliance in this matter. The Council asked Mr. Nash to check on how long Mr. Hunting has to comply with the ordinance. Discussion followed.

Indigent Legal Defense. Mr. Nash informed the Council, the City is required by law to furnish indigents with legal counsel if there is a possibility that person may serve time in jail. He suggested an alternative that certain counties have adopted: A procedure where instead of paying a billing rate, they pay "X" amount of dollars per hour or so much per case, etc. (i.e., so much for misdemeanor cases, etc.) Discussion followed.

Mayor Kay turned the meeting over to Dennis Judd, Mayor Pro-Tem at 8:59 p.m.

Building Official's Report - Craig Blunt

Business License Applications. Mr. Blunt submitted the following business license applications for approval:

Systematic Builder's Inc. Phillip Murray Construction
B & R Heating

Discussion followed. Ralph Dart moved the Council approve the business licenses as presented. Rolene Smith seconded, the motion passed unanimously.

Fire Department By-Laws. Mr. Blunt presented the Naples Volunteer Fire Department By-Laws (attachment "A") to the Council for approval. Discussion followed. Ralph Dart moved the Council accept the By-Laws as amended and corrected. Rolene Smith seconded, the motion passed unanimously.

Fire Department Purchase Request. Discussion on the generator and radios for the Fire Department was tabled until the next Council meeting. Two additional items will be added to the list and will complete the department's equipment requirements.

Excavation Permit - Mountain Bell. Mr. Blunt presented a request from Mountain Bell for permission to excavate on 2500 South 1500 East. Discussion followed. A proposal was made that the Council grant Mountain Bell an excavation permit. Rolene Smith moved the Council accept the proposal. Donna Merrell seconded, the motion passed unanimously.

Road Impact Fee. Dennis Judd informed the Council the Planning and Zoning Commission, at their last meeting, discussed a road impact fee or just an impact fee as part of the cost of getting a building permit. The purpose of the impact fee would be to help offset, primarily, the cost of upgrading roads, and the deterioration of roads that results from increasing traffic upon them. However, the Commission did not determine the amount of the proposed fee. Discussion followed. Donna Merrell moved the Council set the road

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impact fee for residential and commercial/industrial the same at \$325.00. Lynn McCarrell seconded. Donna Merrell, Lynn McCarrell and Dennis Judd voted aye. Ralph Dart opposed on the grounds that there wasn't enough research done, and Rolene Smith abstained. The motion passed, the vote being 3-1-1 in favor of the fee. Additional discussion followed. It was the consensus of the Council that the City Attorney prepare an ordinance on the road impact fee along the same lines as the park impact fee ordinance. Said Road Impact Fee Ordinance to be presented at the next Council meeting. In addition, Craig Blunt is to more research to be presented along with the proposed ordinance.

Approval of Bills - Shirley Price

Treasurer Shirley Price presented the bills for approval for payment. Discussion followed. Rolene Smith moved the Council approve the bills as presented. Donna Merrell seconded, the motion passed unanimously.

Chief Ledkins - Overtime

Overtime. Chief Ledkins emphasized to the Council that certain overtime was unavaoidable (i.e., during the 48 hour period when there is no officer on duty. If a burglary occüres or an alarm goes off during this time, an officer must respond, therby accumulating overtime.) Discussion followed. The Council advised Chief Ledkins they were aware of his situation and urged him to make every effort to cut down unnecessary expenses.

Additional Manpower. Chief Ledkins presented a letter to the Council outlining the need for additional officers (attachment "B"). Discussion followed. In addition, he presented a graph from the Bureau of Crime, 1980 statistics (attachment "C").

Tentative Budget FY 1983/1984

Donna Merrell moved the Council table setting a tentative budget until the next Council meeting. Rolene Smith seconded, the motion passed unanimously.

Dennis Judd, Mayor Pro-Tem, turned the meeting over to Mayor Kay at 11:40 p.m.

Approval of Minutes - April 13, 1984

Ralph Dart moved the Council approve the minutes of the April 13, 1983 City Council meeting as amended and corrected. Donna Merrell seconded, the motion passed unanimously.

Letter to Governor Matheson

The Council discussed the letter being prepared to Governor Matheson urging him to put the \$3,000,000 back in the Community Impact Fund.

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Adjournment

No other business having come before the Council, the meeting adjourned at 11:52 p.m.

NAPLES CITY COUNCIL

By: Lawrence C. Kay
Lawrence C. Kay
Mayor

ATTEST

Marlene Stidham
Marlene Stidham
City Recorder

NAPLES CITY COUNCIL

APRIL 27, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on April 27, 1983 at the Naples City Office. Mayor Kay called the meeting to order at 7:30 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Donna Merrell; Lynn McCarrell and Ralph Dart. Rolene Smith arrived at 7:35 p.m. and Dennis Judd at 7:56 p.m.

Staff Present

Marlene Stidham, City Recorder; Shirley Price, Treasurer, Craig Blunt, Building Official; Ray Nash, Attorney; and Linda Cardwell, Secretary.

Others Present

Gary McGrath, Randall Rye, Steve Christensen, B.L. Cooper and Robert Thompson.

Prayer

Ralph Dart.

Linda Cardwell - Part-time Secretary

Linda Cardwell was in attendance to discuss insurance and wages in regards to her new status as part-time secretary. Discussion followed. The Council decided Mrs. Cardwell should check with the insurance company as to what their procedure was in this area.

Shirley Price - Approval of Bills

Treasurer Shirley Price presented the bills for approval for payment. Discussion followed. Donna Merrell moved the Council approve paying two of the bills presneted and to wait one more week on paying L.N. Curtis in anticipation of incoming grant money. Ralph Dart seconded, the motion passed unanimously.

Employee Time Sheets. Shirley Price indicated a need for employee time sheets. Discussion followed. Dennis Judd moved the employees be required to fill out time sheets and to have Shirley Price purchase them. Donna Merrell seconded, the motion passed unanimously.

Letter to Uintah County - Fire Protection

The Council discussed allegations by Uintah County that the City of Naples is delinquent in paying for County fire protection. The

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Council instructed the City Recorder to work in conjunction with the Treasurer to draft a letter to the County to refute the charges.

Utah Power and Light Franchise

#82-18
 KB
 6/8/88

The Council reviewed the sample ordinance granting a franchise to Utah Power and Light that had been presented at the April 20, 1983 City Council meeting. Discussion followed. Donna Merrell moved the City grant a franchise to Utah Power and Light and adopt the sample ordinance, as amended, for 25 years. Ralph Dart seconded. Donna Merrell, Rolene Smith, Ralph Dart and Lynn McCarrell voted aye. Dennis Judd opposed. The motion passed, the vote being 4 to 1 in favor of the motion.

Road Impact Fee Ordinance

#82-17
 KB
 5/18/88

Ray Nash was in attendance to present the Road Impact Fee Ordinance. Discussion followed. Dennis Judd moved the Council adopt the ordinance. Donna Merrell seconded. Rolene Smith, Donna Merrell, Dennis Judd and Ralph Dart voted aye. Lynn McCarrell abstained. The motion passed, the vote being 4-0-1 in favor of the motion.

Ray Hunting vs. the City of Naples

Ray Nash presented the Council with the Court's findings in the case of Ray Hunting vs the City of Naples. Based on the findings of the Court, it was ordered that the Zoning Ordinance of Uintah County would apply since the hearing was held before the City of Naples incorporated. But that Mr. Hunting has to comply with that ordinance and the City of Naples is to govern his compliance. Mr. Nash determined that Mr. Hunting has two (2) years from the date of the County hearing to comply. That date being November 10, 1983.

Fire Department Equipment

B.L. Cooper was in attendance to present the equipment needs for the Fire Department. Discussion followed. In addition, he presented the fire department's budget for fiscal year 1983/1984. Mr. Cooper informed the Council the Fire Department will be operational once the radio is installed in the Highway Patrol office. The department will vote on the \$10 fee for each man responding to a fire and Mr. Cooper will inform the Council of the results of that vote. Dennis Judd moved the Council approve ordering the equipment for the Fire Department from the grant money. Ralph Dart seconded, the motion passed unanimously.

Utah Power and Light Franchise

The Council informed Bob Thompson (representative of Utah Power and Light of their decision to adopt an ordinance granting a franchise to Utah Power and Light. Bob Thompson will make the changes in the ordinance as directed by the Council.

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Building Official's Report - Craig Blunt

Mr. Blunt submitted the following business license applications for approval:

Mehr Maid Pools Inc.

W.R. White Co.

Discussion followed. Rolene Smith moved the Council approve the business license applications as presented. Dennis Judd seconded, the motion passed unanimously.

Fire Station. The Council questioned the status of the Fire Station. Mr. Blunt informed the Council it would be three weeks before completion because the water, sewer and gas lines need to be brought out past the pad the fire department is going to use for their approach. Mr. Blunt will keep the Council advised of the situation.

Water Slide. Mr. Blunt informed the Council that World Entertainment Co. (building the water slide) questioned having to pay for the building permit for the slide. The Council determined that World Entertainment Co. was required to pay for the permit because it was a private enterprise with the City simply leasing them the land.

Randy Rye - Budget Proposal

Randy Rye was in attendance to present the council with a budget proposal for a part-time or full-time Building Department secretary. The proposal was made in conjunction with the On the Job Training Program sponsored by Job Service. Discussion followed.

Executive Session

Rolene Smith moved the Council go to a closed session to discuss Mr. Rye's budget proposal. Donna Merrell seconded, the motion passed unanimously. The Executive Session adjourned at 10:15 p.m.

Lance Wilkerson Proposal

The Council reviewed the proposal submitted by Attorney Wilkerson concerning his fees for defending indigent persons. Discussion followed. Dennis Judd moved the City pay him \$100 per DUI and \$25 dollars an hour for other cases he's appointed on. Rolene Smith seconded, the motion passed unanimously.

Letter to Governor Matheson

Rolene Smith presented a draft of the letter to Governor Matheson requesting the Department of Transportation's project for widening East Highway 40 through Naples, remain one of the priority projects in his consideration of the disbursement of UAUB funds. The Council approved sending the letter as corrected.

Naples City Council
April 27, 1983
Page -4-

Approval of Minutes - April 20, 1983

Dennis Judd moved the Council approve the minutes of the April 20, 1983 City Council meeting as corrected. Donna Merrell seconded, the motion passed unanimously.

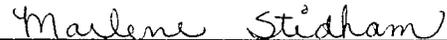
Adjournment

No other business having come before the Council, Dennis Judd moved the Council adjourn. Rolene Smith seconded, the motion passed unanimously. The meeting adjourned at 10:57 p.m.

NAPLES CITY COUNCIL

By: 
Lawrence C. Kay
Mayor

ATTEST



Marlene Stidham
City Recorder

ORDINANCE # 83-17

AN ORDINANCE CREATING AND ESTABLISHING A SPECIAL FUND FOR THE ACQUISITION, ESTABLISHMENT, AND MAINTENANCE OF STREETS AND ROADS WITHIN THE CITY OF NAPLES AND PROVIDING FOR THE COLLECTION AND PAYMENT OF A FEE FOR SAID FUND.

BE IT RESOLVED by the City Council of Naples, State of Utah, that:

WHEREAS, it is necessary and expedient that the streets and roadways within Naples be established and maintained; and,

WHEREAS, the streets and roads with Naples are constantly being molested and dug into at the site of new construction for the establishment of utilities and entrance ways to said new construction; and,

WHEREAS, it is appropriate and proper that the developers of the new construction pay a part of the cost of repair, maintenance, and establishment of the streets and roads within Naples, which theretofore has been borne by the local by the local residents;

NOW, THEREFORE, the City Council of Naples do hereby ordain as follows:

1. There is hereby established a special Street and Road Fund composed of general fund revenues as appropriated by the City of Naples from time to time in separate fiscal years together with such other funds as may be acquired by Naples from

see pg 246
KB
5/18/88

AN ORDINANCE GRANTING TO UTAH POWER & LIGHT COMPANY
ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC, LIGHT, HEAT,
AND POWER FRANCHISE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NAPLES, UTAH:

Section 1. That there is hereby granted to Utah Power & Light Company, its successors and assigns (herein called the "Grantee"), the right, privilege or franchise, until April 25, 2008, to construct, maintain and operate in the present and future streets, alleys and public places in the City of Naples, Utah, and its successors, electric light and power lines, together with all the necessary or desirable appurtenances (including underground conduits, poles, towers, wires, transmission lines, and telegraph and telephone lines for its own use), for the purpose of supplying electricity to said City, the inhabitants thereof, and persons and corporations beyond the limits thereof for light, heat, power and other purposes.

Section 2. Poles and towers shall be so erected as to interfere as little as possible with traffic over said streets and alleys.

Section 3. All lines constructed under this grant shall be constructed in accordance with established practices with respect to electrical construction.

Section 4. The city shall in no way be liable or responsible for any accident or damage that may occur in the construction, operation or maintenance by the Grantee of its lines and appurtenances hereunder, and the acceptance of this franchise shall be deemed an agreement on the part of said Grantee, its successors and assigns, to indemnify said city and hold it harmless against any and all liability, loss, cost, damage, or expense which may accrue to said city by reason of the neglect, default or misconduct of the Grantee in the construction, operation or maintenance of its lines and appurtenances hereunder.

Section 5. The city may adopt and assess a franchise tax subject to existing federal, state and local laws, rules and regulations but, city will notify Utah Power & Light Company, Southern Division, 51 East Main, American Fork, Utah, 84003 within 60 days written notice before the imposition of said tax.

Section 6. The Grantee shall file its written acceptance of this franchise with the Clerk of the City Council of the City within thirty (30) days after its passage.

NAPLES CITY COUNCIL

MAY 4, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on May 4, 1983 at the Naples City Office. Mayor Kay called the meeting to order at 7:37 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Donna Merrell, Lynn McCarrell, Ralph Dart and Rolene Smith. Dennis Judd arrived at 7:46 p.m.

Staff Present

Marlene Stidham, City Recorder; Shirley Price, Treasurer; Craig Blunt, Building Official; Ray Nash, Attorney; Linda Cardwell, Secretary; John Ledkins, Chief of Police; Lon Salmond, Officer and Bill Moody, Officer.

Others Present

Gail Salmond, Debbie Ledkins, Cindy Moody and Steve Christensen.

Prayer

Donna Merrell

Approval of Bills - Shirley Price

Shirley Price presented the bills for approval for payment. Discussion followed. Ralph Dart moved the Council approve payment of bills as presented. Donna Merrell seconded, the motion passed unanimously.

Tentative Budget for City Recorder and Justice Court

Linda Cardwell presented the Council with the tentative budgets for the City Recorder and the Justice Court. Discussion followed. Tentative budget for the City Recorder was set at \$19,489.00. Justice Court tentative budget was set at \$13,594.00.

Insurance Proposal for Part-time Employes

Linda Cardwell presented the Council with an insurance proposal for part-time employees. Discussion followed. The Council amended the proposal to include: "The City will pay full insurance coverage on the individual employee only. The part-time employee will pay half the cost of coverage if he/she requires two-party or family coverage." (See attached proposal).

Naples City Council
May 4, 1983
Page 2

Police Department Tentative Budget

Police Chief John Ledkins informed the Council of a federal grant to fund a police officer based on the number of DUI accidents related to DUI's, fatals, injuries, etc.

Police Department Budget

Chief Lekins presented a tentative budget for the remainder of fiscal year 1982/83. Discussion followed. The Council rebudgeted additional funds to cover the remainder of the fiscal year.

Chief Ledkins presented a tentative budget for fiscal year 1983/84. Discussion followed. It was the opinion of the Council that the police department had overbudgeted for fiscal year 83/84. In order to lower the police department budget, Chief Ledkins submitted the following proposal: "Members of the police department would be willing to accept a monthly salary slightly higher than their current wage according to the police pay scale. Said monthly salary would be paid for a period of one year unless the City receives mitigation or grant money to fund another officer. If this should occur, wages will revert to the pay scale previously in effect and would include overtime." Discussion followed. The Council tabled making a decision until other items on the agenda were dealt with.

Craig Blunt - Building Official's Report

Craig Blunt submitted the following business license applications for approval.

Quality Cement Services

Freestone Construction

Discussion followed. Donna Merrell moved the Council approve the business license applications as presented. Lynn McCarrell seconded, the motion passed unanimously.

Fire Department Tentaive Budget

B.L. Cooper was in attendance to present the tentative budget for the fire department. Discussion followed. The Council set the tentative budget for the fire department at \$12,700.00. Mr. Cooper informed the Council the fire department had decided to take the \$10 fee paid to each fireman present at a fire and turn it back into a departmental fund.

Loan to Fire Department

Mr. Cooper presented a request on behalf of the fire department for a loan from the City in the amount of \$300.00. The money will be used to purchase hats that the fire department will sell at the Home and Garden Show. The Council approved lending the fire department \$300.00 to purchase hats.

Naples City Council
May 4, 1983
Page 3

Holding Pen for Cattle

Craig Blunt inquired if the City had a holding pen that could be used for stray cattle. The Council determined the State Brand Inspector was responsible for large animals that are loose and instructed Mr. Blunt to contact him concerning loose livestock.

Robot to Promote Fire Department

Craig Blunt informed the Council that Sandy City has a robot they'd like to bring to the area to be used as a promotion for the Naples Volunteer Fire Department. The robot would be taken to all of the elementary schools in the valley to teach the children fire safety. The only cost to the City would be the hotel bill (one night only) for the robot's operator. The Council agreed to pay the operator's hotel bill for one night to have the robot promote the fire department at the elementary schools in the valley.

Utah Power and Light

Craig Blunt presented a list of rate changes from Utah Power and Light. The City's rate of payment will go down.

Water and Sewer Bids for Naples Park

Mayor Kay informed the Council Ed Souders was able and willing to meet his obligations as set forth in his water and sewer bid for Naples Park. Mayor Kay advised the Council it would be necessary to issue Mr. Souders a Notice to Proceed. Discussion followed. Ralph Dart moved the Council accept Ed Souder's bid and issue him a Notice to Proceed. In addition, Mr. Souders must deliver payment for a performance bond before he begins. Donna Merrell seconded. Dennis Judd abstained. The motion passed.

Seminars for Building Official

Craig Blunt informed the Council of three upcoming seminars. Discussion followed. Donna Merrell moved the Council approve sending Mr. Blunt to two of the seminars. Dennis Judd seconded, the motion passed unanimously.

Tentative Budget - Building Department & Planning and Zoning Board

Craig Blunt presented the tentative budget for the Building Department and the Planning and Zoning Board. Discussion on the budget followed. The Council set the tentative budget for the Building Department and the Planning and Zoning Board at \$28,036.00.

Tentative Budget - Road Maintenance

The tentative budget for Road Maintenance was presented by Craig Blunt. Discussion followed. The Council set the tentative budget for Road Maintenance at \$87,903.00

Naples City Council
May 4, 1983
Page 4

Police Department Wage Proposal

It was the decision of the Council to accept Chief Ledkins proposal concerning wages. The Police Department will be paid a monthly salary slightly higher than the current pay scale, instead of an hourly wage which normally would include overtime. The monthly salary will be paid for a period of one year unless the City receives mitigation or grant money to fund another officer. If this should occur, wages will revert to the pay scale previously in effect. \$1,900 for Bill Moody and Lon Salmond, \$2,450 for John Ledkins.

City of Naples Tentative Budget

The Council set the tentative budget for fiscal year 1983/84. The tentative budget will be reviewed and adopted at the next Council meeting. In addition, the public hearing date for the tentative budget will be set.

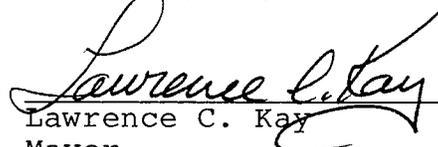
Approval of Minutes - April 27, 1983

Rolene Smith moved the Council approve the minutes as corrected. Lynn McCarrell seconded. The motion passed unanimously.

Adjournment

No further business having come before the Council, Dennis Judd moved the Council adjourn. Donna Merrell seconded. The Council adjourned at 1:42 a.m.

NAPLES CITY COUNCIL

BY: 

Lawrence C. Kay
Mayor

ATTEST:


Marlene Stidham
City Recorder

NAPLES CITY COUNCIL

MAY 11, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on May 11, 1983 at the Naples City Office. Dennis Judd, Mayor Pro-Tem, called the meeting to order at 8:10 p.m. Those in attendance were:

Council Present

Dennis Judd, Mayor Pro-Tem; Donna Merrell, Rolene Smith, Ralph Dart and Lynn McCarrell. Mayor Kay was absent.

Staff Present

Marlene Stidham, City Recorder; Shirley Price, Treasurer; Craig Blunt, Building Official; Ray Nash, City Attorney and John Ledkins, Chief of Police.

Others Present

Steve Christensen, Vernal Express.

Insurance Bids

City Attorney Ray Nash informed the Council of the differences between the bids from Fred A. Moreton & Company and Service Insurance Agency. Discussion followed. Ralph Dart moved the Council accept the bid of Service Insurance Agency in the amount of \$5,473.00 for liability insurance coverage for the City for the upcoming year. Donna Merrell seconded, the motion passed unanimously.

Ray Hunting vs. the City of Naples

Ray Nash produced a copy of a plat that had been filed in the County Recorder's office on behalf of Ray Hunting (re: trailer park). It had been signed by the County Commissioners and the State Health Department, but had not been presented to Naples for approval as was required by court order. Therefore, the plat now on file is invalid and must be redone and signed by Naples. The Council instructed Mr. Nash to work in conjunction with Craig Blunt to see if it complies with the ordinance. Then Mr. Blunt is to present it to the Planning and Zoning Commission for their review and approval. Mr. Nash will write a letter to Lowell Card asking if Mr. Card determined if there was adequate water available from Ashley Valley Water and Sewer and if the drain systems and waste disposal units are adequate to take care of the 14 units before he signed the plat. In addition, the Council determined Craig Blunt could not issue any building permits on the plat that had been filed because it had not been signed by Naples.

Naples City Council
May 11, 1983
Page -3-

Letter to the School District. The Council instructed Craig Blunt to draft a letter to the School District requesting \$20,000.00 which is the amount of their agreed participation for the water and sewer lines for Naples Park.

Letter on Fire Department Antenna. Craig Blunt discussed with the Council the letter he had prepared to the County Commission guaranteeing them that if our antenna interferes with their antenna on the same tower, then we would move our antenna to another location on the building at our own expense.

Fire Department Request for Funds. Craig Blunt presented a request on behalf of the Fire Department for funds to put the finishing touches on their equipment. The needed items include rivets, wire, hoses etc. The Council determined most of the items could be charged on account until the new fiscal year. Funds from the Building Dept. will be transferred to the Fire Dept. to cover the cost of items that must be paid on a cash only basis.

Letter on Road Specs Re: 7A Project

The Council discussed the conditions existing on 2000 South due to the 7A Sewerline Project. The Council decided the Mayor will write a letter to Ashley Valley Water and Sewer District informing them that Naples will require the road be restored to its former state and meet the required specifications. Anything less will be unacceptable. In addition, the Council discussed issuing a stop order on the project since the road was not in a condition to be traveled upon and it had not been graded within 1000 feet of the trench.

Elevations for Sewer Lines for Park Road

Mayor Kay will get the elevations for the Park road so the laterals can be run out and the rest of the cement work can be finished on the Fire Station.

Community Recreation Committee

Mayor Kay informed the Council the Community Recreation Committee would like Naples to be a member of their organization. The Council decided funds weren't available at this time to enable Naples to participate because the City is currently developing its own Park (to be utilized by the entire community). The Council will keep the offer open for future consideration.

Summer Road Crew

Craig Blunt discussed hiring the summer road crew for the City. The Council decided to let Craig Blunt do the hiring for the road crew since he knows exactly what the requirements are for that position.

Naples City Council
May 11, 1983
Page -4-

Redevelopment Agency

The Council determined that neither the City nor the Redevelopment Agency had been properly served with regards to the County lawsuit against the Redevelopment Agency. The Council further determined that Lawrence Kay was the only one served, but only as an individual and not as Naples City Mayor. Therefore, it is not necessary at this time to prepare an answer on behalf of the City of Naples or the Redevelopment Agency.

Naples Park Bathhouse

The Council discussed the proposed bathhouse for Naples Park. They will review the contract with World Entertainment to see who is responsible for construction of the building.

Approval of Minutes - May 4, 1983

Rolene Smith moved the Council approve the minutes of the May 4, 1983 City Council meeting as corrected. Dennis Judd seconded, the motion passed unanimously.

Open House

The Council decided to hold an Open House May 13, 1983 from 4:00 to 6:00 p.m. to celebrate the first anniversary of the City of Naples. The open house will be held in the new fire station. The Council and representatives of the fire and police department will be on hand to greet the public.

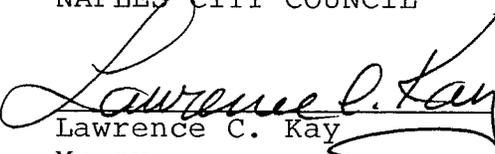
Randy Rye's Part-time Proposal

Randy Rye's proposal for part-time employment with the City was reviewed. The Council decided that funds were not available to cover the cost of employing Mr. Rye on a part-time basis. The City Recorder will draft a letter which the Mayor will sign and then present to Mr. Rye notifying him of the Council's decision.

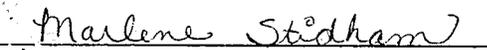
Adjournment

No further business having come before the Council, Donna Merrell moved the Council adjourn at 11:35 p.m. Ralph Dart seconded, the motion passed unanimously.

NAPLES CITY COUNCIL


Lawrence C. Kay
Mayor

ATTEST


City Recorder

NAPLES CITY COUNCIL**MAY 18, 1983****MINUTES**

This regularly scheduled meeting of the Naples City Council was held on May 18, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:30 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Rolene Smith, Donna Merrell and Lynn McCarrell. Dennis Judd arrived at 9:05 p.m., and Ralph Dart at 9:15 p.m.

Staff Present

Marlene Stidham, City Recorder; Shirley Price, Treasurer and Craig Blunt, Building Official.

Others Present

Bob Foley, CPA; Steve Christensen, Vernal Express; Ben Bridges; Joy Kay and Paul Kay.

Prayer

Donna Merrell.

Treasurer's Report - Shirley Price

Shirley Price presented bills for approval for payment. Discussion followed. Donna Merrell moved the Council approve the bills as presented. Rolene Smith seconded, the motion passed unanimously.

Ben Bridges

Ben Bridges, a Naples City resident, was in attendance to inform the Council of his concern regarding the condition of the road (2000 East) due to the 7A Sewerline Project. Discussion followed. The Council will discuss Mr. Bridges concerns and several of their own with the contractor and the engineer involved on the 7A Sewerline Project at the next Council meeting.

Bob Foley - Budget Review

Bob Foley was in attendance to advise the Council of changes that should be made in the tentative budget for FY 83/84. Discussion followed. The Council determined the \$64,000.00 Revenue Bond should be removed from the Tentative Budget for FY 83/84 and added to the budget for FY 82/83 because that money would be spent before the end of the current fiscal year.

Naples City Council
May 18, 1983
Page 2

Enterprise Funds

Mr. Foley recommended the City set up an Enterprise Fund to handle the water slide and swimming pool. The purpose of an enterprise fund is to show a profit and loss. When an enterprise fund is established, it is necessary to set up a cash budget for that fund to budget revenues and expenditures to operate it. The Council determined enterprise funds must be established for the park development fees and the road impact fees. Ray Nash will prepare the ordinances to establish enterprise funds for those fees.

General Fixed Assets Accounts

Mr. Foley informed the Council the City must have a set of accounts called General Fixed Assets. It is a list of all the fixed assets the City has acquired. This includes buildings, equipment, and vehicles. Discussion followed. Rolene Smith moved all department heads prepare an inventory for anything over \$500.00. The list will be permanent and will be used for auditing purposes. Each department head will prepare the list to be presented to the Council prior to July 1 and should be available to the auditor after July 1. Lynn McCarrell seconded the motion passed unanimously. The list should include the date the item was purchased, from whom it was purchased, the amount the item cost and the serial number. Anything the City acquires by grant should also be on the list.

Hearing for Federal Revenue Sharing

The Council was advised by Mr. Foley that the City must have a Proposed Use Hearing on federal shared revenue. Discussion followed. Rolene Smith moved the Council have the Proposed Use Hearing in conjunction with the public hearing on the tentative budget for FY 83/84 on June 1, 1983. Donna Merrell seconded, the motion passed unanimously.

Property Tax

Mr. Foley informed the Council it would be necessary to include the mill levy in the budget for FY 83/84. He further suggested that the City try to build up some surplus to carry over from one year to the next to cut down on tax anticipation borrowing. The limit to the amount of surplus that can be carried over is one year's budget.

Public Hearing to Increase Budget for FY 83/84

It was determined that the City must hold a public hearing to increase the current year's budget. The public hearing will be held on June 1. Unexpended appropriation may, by resolution, be transferred from one department to another within the same fund. If the City increases the budget in any fund, you must first hold a public hearing, and then increase it by resolution. Rolene

Naples City Council
May 18, 1983
Page 3

Smith amended her motion on public hearings to include a public hearing to increase the budget for FY 82/83 on June 1. The second was also amended, the amended motion passed unanimously. Final amendments on the current year's budget shall be adopted by the Council by the last day of the fiscal year, June 30.

Joy Kay

Mrs. Kay raised questions on behalf of several Naples City residents in regard to the proposed \$10,000.00 donation from Uintah County to Naples for the park. The question was raised as to the donation to Naples City when similar donations had been made to other entities without similar stipulations. The County Commissioners expressed (through a third party) a desire to meet with two members of the Naples City Council to discuss the Park donation. The Council would not condone a meeting extended through a third party. Rolene Smith proposed that Steve Christensen of the Vernal Express, attend the meeting with the County Commissioners and the citizens of Naples. The City will provide copies of the proposed park donation and the City's response to the proposal to be referred to during the meeting. The Council further suggested the citizens attend the meeting with the County Commissioners and then come to the next City Council meeting with a proposal the Council can act on. In addition, the Council prepared a response donation for the Naples Park.

Redevelopment Agency Lawsuit Update

Dennis Judd informed the Council that Kirk Bennett filed a Motion to Quash because there had been improper service with regards to the lawsuit filed against the Redevelopment Agency by Uintah County. Rolene Smith will call Jeff Thorn (retained by the Redevelopment Agency to work in conjunction with Kirk Bennett) and give him an update of the situation.

Building Official's Report

Craig Blunt presented a beer license application from John Moss on behalf of the Pro Shop at the golf course. Discussion followed. Rolene Smith moved the Council approve the beer license application. Lynn McCarrell seconded, the motion passed. The Council will consider an amendment to the beer ordinance to clarify exactly during what hours beer can be sold.

Notice of Nuisance and Abatement

Craig Blunt informed the Council of a complaint concerning chickens. A notice of Nuisance and Abatement was issued because three sections of the City's Animal Control Ordinance were not being complied with. The owners have fifteen days (to June 6, 1983) to move them. Or they may appeal this action within 30 days of the notice. The appeal must be in writing and an application fee must be paid.

Naples City Council
May 18, 1983
Page 4

Request to Move Utility Poles

The Council was advised by Craig Blunt that three power poles in Wildwood Subdivision must be moved because once the curb and gutter is put in, the poles will be in the curb or outside of it. If the City makes the request of UP & L to move the poles, they will do so at their own expense. However, if the City doesn't make the request, UP & L will move the poles and bill the developer. The Council approved making the request on behalf of the City.

Grant Money Workshop

The Council approved sending Craig Blunt to the workshop on grant money to be held in Salt Lake Tuesday, May 24, 1983.

Bob Gilbert - White River Shale Oil

Craig Blunt informed the Council that Bob Gilbert of White River Shale Oil would like to meet with the Council at their next Council meeting to discuss grant money that is available to the City and also what impacts the White River project is going to have in this area.

Chamber of Commerce

Rolene Smith informed the Council the Chamber of Commerce would like for Naples to be a participant at their meetings. Discussion followed. Rolene Smith moved the Council appoint Lynn McCarrell as the ex-officio member to the Chamber and that an alternate be appointed so that Naples is represented at all times. Donna Merrell seconded, the motion passed unanimously. Ralph Dart and Rolene Smith were appointed as alternates.

Approval of Minutes

Rolene Smith moved the Council approve the minutes as corrected. Donna Merrell seconded, the motion passed unanimously.

Police Overtime

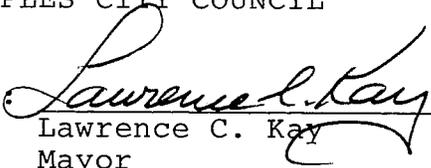
The Council will pay the Police Department overtime as long as the department can show they're making an effort to cutdown on overtime hours. The Council would like a report from Chief Ledkins indicating how the Police Department has been cutting back on overtime at the next Council meeting.

Naples City Council
May 18, 1983
Page 5

Adjournment

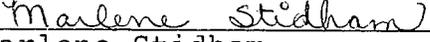
No further business having come before the Council, Donna Merrell moved the Council adjourn at 10:45 p.m. Dennis Judd seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

BY: 

Lawrence C. Kay
Mayor

ATTEST:


Marlene Stidham
City Recorder

~~K. B.~~



NAPLES CITY COUNCIL

MAY 25, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on May 25, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:00 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Rolene Smith, Lynn McCarrell, Ralph Dart and Dennis Judd. Donna Merrell was absent.

Staff Present

Marlene Stidham, City Recorder; John Ledkins, Chief of Police; Craig Blunt, Buidling Official and Ray Nash, City Attorney.

Others Present

Steve Christensen, Clarin Ashby, Ken Fisher, Randy Freston, Ted Martindale, Bob Dunsmore, Bob Thompson, Brownie Tomlinson, Bob Gilbert, Joy Kay and Paul Kay.

Police Pay Scale & Overtime

Chief Ledkins was in attendance to discuss the City's method of paying the Police Department. Discussion followed. The Council determined that each member of the police force had been overpaid five hours a piece for two pay periods. The Police Department will repay the City by deducting the amount of over payment from the comp time they've accumulated. The Council further determined the pay period for the Police Department would consist of 80 hours. They will be paid straight time for 80 to 85 hours and anything over 85 hours will be paid at time and a half. Rolene Smith moved the Council adopt the terms listed above in regards to paying the Police Department and that a copy be attached to the police pay scale. Lynn McCarrell seconded, the motion passed unanimously.

Overtime Cutback - Police Department

The Council discussed with Chief Ledkins the reasons for overtime in the Police Department. The Council determined the Police Department should attempt to seek restitution for overtime hours from the parties involved in the call out when an arrest is made. Restitution should be sought when the case is tried.

False Alarms. Chief Ledkins advised the Council much of the police overtime was accumulated from answering false alarms from businesses within the City. Discussion followed. The Council directed Chief Ledkins to check with Layton to get a copy of their ordin-

Naples City Council
May 25, 1983
Page 2

ance wherein they assess a \$10 charge to the place of business where there's been a false alarm.

Animal Control. The Council was advised that overtime was incurred when an officer was called out on a Sunday to respond to an animal control problem. The Council directed Chief Ledkins to write Jack Lent, Uintah County Animal Control Officer. He should be informed that Naples Officers are having to respond to calls on Sundays and that the Council was of the understanding that the City was under contract with Uintah County/Vernal City's Animal Control Officer to handle such problems.

Deseret G & T

Ken Fisher and Clarin Ashby were in attendance to discuss, with the Council, things that Deseret G & T should be doing in the community that they might not already be doing. In addition, they wanted to be sure that Deseret G & T was addressing all of the impacts in the area. Discussion followed. The Council emphasized that Deseret G & T was impacting Naples to a large extent because of the highway system. The Naples Police Department is directly impacted as is the City's roads/streets. The Council further informed the representatives of Deseret G & T that the City would have to consult with their attorneys before any agreement was made. Deseret G & T indicated they would look into the impacts to the Naples Police Department and the road system that might be incurred from their project.

Election Ordinance - Ray Nash

Ray Nash presented an Election Ordinance for the Council's approval. However, the Ordinance was referenced to the Code before the legislature amended it and therefore was incorrect. Mr. Nash will prepare a new Ordinance. The Council will continue the meeting to Tuesday, May 31, 1983 at 5:00 p.m., in Mr. Nash's office to adopt the ordinance in order to comply with the June 1 deadline.

Executive Session

Rolene Smith moved the Council adjourn into Executive Session to discuss the Revenue Bond with Ray Nash at 8:15 p.m., for 15 minutes. Dennis Judd seconded, the motion passed. The Executive Session was adjourned at 8:34 p.m. The Council then proceeded with the regularly scheduled items on the agenda.

7a Sewerline Project

Randy Freston, Brownie Tomlinson, Bob Dunsmore and Ted Martindale were in attendance to discuss with the Council the damage to 2000 East (from 1500 South to 2500 South) because of the 7A Sewerline Project. Discussion followed on who was responsible for repaving the road, how much money each entity would contribute towards

Naples City Council
 May 25, 1983
 Page 3

repaving and to what width the road would be repaved. Representatives of the project emphasized that through the Wash Crossing the road would be 24 feet wide because the right of way and prisms demand that 24 feet is all the width you can get out of it. Several proposals were put forth by the Council which Mr. Tomlinson and Mr. Freston will present to Ashley Valley Water & Sewer Improvement District Board at a meeting later this evening. They will contact the Council with the board's decision so that the Council can make a decision of their own at tonight's meeting. At this time, the Council also discussed placing a 5 year moratorium on 2000 East, from 1500 South to 2500 South for cuts to the road, to become effective once the sewer and water line project in that area was completed and the road was rebuilt and paved.

Bob Gilbert - White River Shale Oil Project

Bob Bilbert of the White River Shale Oil Project was in attendance to discuss with the Council the Emergency Jobs Partnership Act signed by President Reagan last month. The EJP Act puts 5 or 6 million dollars into different grant areas where it can be expended. Mr. Gilbert specifically outlined the grant that was given to the Economic Development Administration for grants to public projects.

Tour of White River Project. Mr. Gilbert extended an invitation to the Council and staff of Naples City to tour their project site June 2, 1983 from 9:30 to 1:30 p.m. Formal invitations will be forthcoming in the mail.

Impacts. Discussion followed on the list prepared by the Council of the City's needs as it continues to grow. The exercise was done to enable White River to give Naples the same type of fiscal impact data that was given to the other entities in the area. White River is currently waiting for information from the committees formed through the Community Impact Council before a decision is made about impact funding.

Randy Freston - AVW & S District

Fandy Freston returned to inform the Council of the decision of the board of Ashley Valley Water & Sewer District. The District will commit \$63,180.00 towards repaving 2000 East from 1500 South to 2500 South. The cost to the City will be \$9,820.00. Discussion followed. Ralph Dart moved the Council accept the proposal of Ashley Valley Water & Sewer to repave 2000 East to a width of 28 feet for a total cost to the City of \$9,820.00 to be paid out of the Road Fund in FY 83/84. Rolene Smith seconded. Dennis Judd opposed. The motion passed.

Building Officials Report - Craig Blunt

Business License Applications. Craig Blunt presented the following business license applications for approval of the Council:

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May 25, 1983
Page 4

Barton Electric Inc.
K & P Plumbing

Brownie's Excavation
B & B Tool & Supply Co., Inc.

Ralph Dart moved the Council accept the business license applications as presented. Rolene Smith seconded, the motion passed unanimously.

Fire Department. Craig Blunt informed the Council the Naples Fire Department was called out to their first fire May 24, 1983. Response time was 6 minutes, and the fire was under control in 9 minutes. The Fire Department had a question as to whether or not there would be a charge assessed for the call. The Council determined there would be no charge within the City limits. The Fire Department requested that a combination deadbolt lock be put on the fire station since many of the firemen misplace their keys. The Council decided to wait until the beginning of the new fiscal year to replace the lock on the fire station with a combination deadbolt.

Showers for Fire Station. According to the blueprints for the Fire Station, a spot was not designated for showers. Discussion followed. The City will add showers to the building during FY 83/84.

Annexation. The Council discussed annexing 5 acres of 1500 South and 5 acres on 500 South to eliminate the split road jurisdiction problem. Craig Blunt is to have a plat prepared for the annexation at the next Council meeting.

Mountain Bell. Mountain Bell submitted a request to dig up the asphalt that the 7-11 Store just put down, in order to correct a problem that Mountain Bell was aware of since December of 1982. Discussion followed. Dennis Judd moved that Mountain Bell be allowed to dig up the asphalt to correct their problem, but that they be required to redo anything they tear up (not just patch the area) according to the state specs. And, that they further be required to use a hot mix rather than native asphalt to do it. Ralph Dart seconded, the motion passed unanimously.

Moratorium on 2000 East. Dennis Judd proposed that Craig Blunt determine all of the real property owners along 2000 East from 1500 South to 2500 South and that they be notified that the road will be resurfaced. He should further inform the residents that the City will place a 5 year moratorium on any cuts in that road. If they now, or anytime within the next five years plan on doing any connections they should do so now. In addition all of the utilities should be notified. Dennis Judd moved that Ray Nash prepare an ordinance to that effect, but that people should be notified immediately. Rolene Smith seconded, the motion passed unanimously.

Wildwood Subdivision. Craig Blunt presented a request from Mountain Bell for a phone line in the Wildwood Subdivision on 5th East 1500 South. Discussion followed. Dennis Judd moved the Council approve the request. Ralph Dart seconded, the motion passed unanimously.

Naples City Council
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Placing People in Homes Without Electricity. Craig Blunt informed the Council of problems he is having with several developers who are putting people in homes without electricity. In addition, the roads leading to the homes in question are inadequate. Discussion followed. The Council determined the City would enforce its policy which states the roads must be able to be traveled upon to the homes where people are residing. A time schedule should be prepared by the developer in indicate when the roads will be completed. The road does not need to be paved, but it must be gravelled and the basic course should be laid in.

Park Lights. Craig Blunt informed the Council that Les from UP & L had a question as to where the line has to be run for the lights to the Naples Park. Discussion followed on what type of 3-phase power would be required. Craig will discuss with the contractor what type of power the City would like for the park.

Survey Results. Craig Blunt presented the Council with the results of the survey. Discussion followed. It was determined that only 1/6 of the people surveyed responded. The Council directed the results of the survey and several of the responses to the questions will be included in the next newsletter.

Grant Workshop. Craig Blunt informed the Council of the workshop he attended in Salt Lake City on grant money. He outlined the procedure to be followed before grant money would be given to the City. Discussion followed.

Items for Newsletter

The Council discussed items for the upcoming newsletter. The Council directed the Recorder to prepare an outline on the newsletter for their approval at the next Council meeting.

Approval of Minutes

Rolene Smith moved the Council approve the minutes as corrected. Lynn McCarrell seconded, the motion passed unanimously.

Other Business

Sales Tax Ordinance. The Council discussed the proposed sales tax ordinance. The Council expressed concern that Vernal City had voted not to pass the ordinance. If Naples should pass the ordinance, Vernal City would have the upper hand in attracting new businesses. Dennis Judd proposed the Council consider the ordinance a while longer and render a decision at the continued meeting to be held May 31, 1983 at 5:00 p.m. at Ray Nash's office.

Conflict of Interest Re: Kirk Bennett. Rolene Smith discussed with the Council the possibility of the City becoming involved in a conflict of interest lawsuit regarding Kirk Bennett. Mr. Bennett

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Naples City Council
May 25, 1983
Page 6

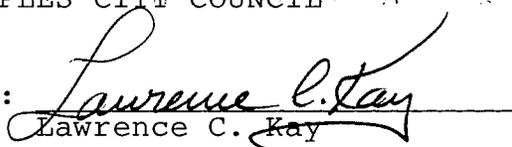
has been retained by the Redevelopment Agency to handle the County lawsuit. The possibility of a conflict of interest arises because Mr. Bennett is a partner of Dennis Judd, who is both a member of the City Council and the Redevelopment Agency. Discussion followed. Rolene Smith will discuss the matter with Kirk Bennett and have him check with the State Bar Association to see if any conflict of interest problems will arise out of the situation.

Adjournment

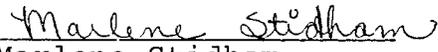
No further business coming before the Council, Lynn McCarrell moved the Council adjourn at 12:05 p.m. Ralph Dart seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

BY:


Lawrence C. Kay
Mayor

ATTEST:


Marlene Stidham
City Recorder

NAPLES CITY COUNCIL
MAY 31, 1983

MINUTES

This meeting of the Naples City Council was continued from the meeting held May 25, 1987. Mayor Lawrence C. Kay called the meeting to order at 5:15 P.M. at Ray Nash's office, 319 West 100 South, Vernal, Utah.

COUNCIL PRESENT

Lawrence C. Kay, Mayor; Dennis Judd, Rolene Smith, Lynn McCarrell, Ralph Dart and Donna P. Merrell.

STAFF PRESENT

Marlene Stidham, City Recorder and Ray Nash, City Attorney.

OTHERS PRESENT

None

ORDINANCE #83-19

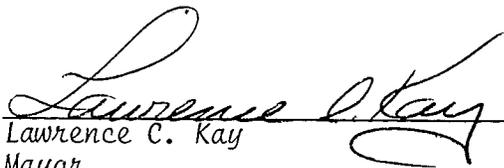
Ray Nash presented Ordinance #83-19: An ordinance establishing a non-partisan election without a primary in the City of Naples. Discussion followed.

Dennis Judd moved the Council adopt Ordinance #83-19: "An ordinance establishing a non-partisan election without a primary" as presented by City Attorney Ray Nash. Rolene Smith seconded, the motion passed with all members present voting aye.

ADJOURNMENT

No further business having come before the Council, Lynn McCarrell moved the Council adjourn the meeting at 5:45 P.M. Donna P. Merrell seconded, the meeting was adjourned.

NAPLES CITY COUNCIL


Lawrence C. Kay
Mayor

ATTEST:


Marlene Stidham
City Recorder

268-5
83-19
6/8/88
KB

ORDINANCE NO. 83-19

AN ORDINANCE ADOPTING AND PROVIDING FOR NO PRIMARY ELECTION AND ADOPTING A SYSTEM FOR NOMINATING AND ELECTING CANDIDATES FOR ELECTIVE OFFICE.

Be it ordained by the City Council of the City of Naples:

Section 1. Pursuant to Section 20-5-10(2) Utah Code Annotated, 1953 as amended, the City Council of Naples City hereby adopts and provides that there shall be no primary election for municipal offices in the City of Naples. It is further provided that all proceedings pertaining to city elections for the nomination and election of candidates for city offices shall be in conformity with the provisions of the Utah Municipal Elections Code (Title 20 Chapter 5, Utah Code Annotated, 1953 as amended) and particularly Section 20-5-11 Utah Code Annotated, 1953 as amended. It is further provided that there shall be no nomination of candidates by petition in the City of Naples.

Section 2. REPEALER. All ordinances of this city which are inconsistent with the provisions of this ordinance are hereby repealed.

Section 3. EFFECTIVE DATE. This ordinance shall become effective upon the date of first posting or publication.

Passed this 31ST day of MAY, 1983, with the approval of Mayor Lawrence C. Kay.

CITY OF NAPLES

Lawrence C. Kay
Lawrence C. Kay, Mayor

ATTEST:

Marlene Stidham
City Recorder

NAPLES CITY COUNCIL

June 1, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on June 1, 1983 at the Naples City Office. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Rolene Smith, Lynn McCarrell and Donna Merrell. Ralph Dart arrived at 7:45 p.m. and Dennis Judd at 7:50 p.m.

Staff Present

Marlene Stidham, City Recorder; Shirley Price, Treasurer; Ray Nash, City Attorney and Craig Blunt, Building Official.

Others Present

Steve Christensen, Vernal Express. The following individuals were present after the public hearings were held: Bob Dearman and Bill Morton.

Public Hearing - Tentative Budget FY 1983/84

Mayor Kay called the public hearing on the tentative budget for FY 1983/84 to order at 7:08 p.m. No members of the general public being present (with the exception of Steve Christensen, Vernal Express), the Council proceeded to review the tentative budget for FY 1983/84. Discussion followed.

The Council made two changes on the revenue side: They increased the amount of interest (T.A.N.) from \$5,000 to \$8,000; and \$1,200 was added under General Property Tax. Total anticipated revenue for FY 83/84 is **\$809,250.00**

Total anticipated expenditures are **\$636,679.00**. The City has an anticipated surplus in FY 83/84 of \$122,571.00.

Rolene Smith moved the Council adopt the tentative budget as amended at the public hearing. Lynn McCarrell seconded, the motion passed. (Ralph Dart and Dennis Judd were not present at the public hearing.) The public hearing on the tentative budget for FY83/84 was adjourned at 7:30 p.m.

Public Hearing to Increase Budget for FY 82/83

Mayor Kay called the public hearing to increase the budget for FY82/83 to order at 7:31 p.m. No members of the general public being present (with the exception of Steve Christensen, Vernal Express), the Council proceeded to review the budget transfers for FY 82/83 and to increase the budget for FY 82/83 in order

to balance the current year's budget. Discussion followed.

The council directed Ray Nash to prepare a resolution to show the transfer of funds between departments for FY 82/83. The transfers are as follows: \$36,488.00 transferred from Building & Equipment to Fire Department; \$6,756.00 transferred from Inspector to Parks; \$30,745.00 transferred from Streets to Parks; \$6,068.00 transferred from Fines to Police Department; \$2,778.00 transferred from Fines to Justice Court; \$1,688.00 transferred from Fines to Animal Control. In addition, the Council approved transferring funds from Building & Equipment to cover the expected shortfall in Education.

The Council also discussed increasing the budget for FY82/83. The budget for FY 82/83 was increased with a Revenue Bond for \$71,500.00 With the addition of the Revenue Bond, the total year revenue estimate is \$958,709.00. Total year expenditures are \$962,332.00 In order to balance the budget for FY 82/83, the Council backed out \$3,623.00 from the estimated expenditures from the Park budget. The budget for FY 82/83 was balanced at \$958,709.00

Donna Merrell moved the Council direct Ray Nash to prepare a resolution showing the transfer of funds between departments in the amounts listed above regarding balancing the budget for FY 82/83. Lynn McCarrell seconded, the motion passed. (Ralph Dart and Dennis Judd were not present at the public hearing.) The public hearing to increase the budget for FY 82/83 was adjourned at 7:44 p.m.

Public Hearing - Proposed Use for Federal Revenue Sharing

Mayor Kay called the proposed use hearing to order at 7:49 p.m. No members of the public being present (with the exception of Steve Christensen, Vernal Express) the Council proceeded to discuss uses for federal revenue sharing funds. the Office of Revenue Sharing determined the City is entitled to a total of \$51,283.00 Discussion followed. Ralph Dart moved the federal revenue sharing funds be split as follows: \$25,000.00 for Parks and \$26,283.00 for road improvement. Donna Merrell seconded, the motion passed unanimously. The proposed use hearing for federal revenue sharing was adjourned at 8:07 ;.m.

Shirley Price - Approval of Bills

Payment of Bills. Shirley price presented the bills for approval for payment. Discussion followed. The Council questioned the purchase of 20 sets of corporal stripes for the Police Department. Rolene Smith moved the Council approve the bills for payment with the exception of the bill for the corporal stripes, subject to Mr. Price checking with Chief Ledkins as to why the purchase was not covered by the Police Departments Uniform Allowance. Dennis Judd seconded, the motion passed.

Skerl Construction. Mr. Price presented a request from Skerl Construction for return of their bid bond. Discussion followed. Donna Merrell moved that Shirley Price return Skerl Construction's bid bond subject to Craig Blunt's review and approval. Lynn McCarrell seconded, the motion passed unanimously.

Naples City Council
June 1, 1983
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Newsletter

The Council reviewed the outline for the newsletter. Discussion followed. The Council approved the newsletter outline with the following additions under Naples Park: proposed ball diamond, road completion, soccer field and proposed fencing. A rough draft of the newsletter will be presented at the June 8, 1983 Council meeting for the Council's final approval. The Council further determined election information will not be included in the newsletter at this time.

Charging for Fires Outside City Limits

The Council discussed charges for responding to a fire outside of the City limits. The Council will review Vernal City and the County's policies concerning charges for fires before establishing a policy for Naples City.

Road Impact Fee

The Council directed Craig Blunt to write a letter to contractors and developers informing them of the Road Impact Fee. The amendment to that ordinance (83-17) should also be included.

Lighting for Naples Park

Bill Morton, electrical contractor for Naples Park, was in attendance to discuss lighting with the Council. Discussion followed on power requirements and metering. The Council requested that Les from UP & L meet with the Council June 8, 1983 to discuss a breakdown of costs for lighting the Naples Park.

Approval of Minutes - May 25, 1983

Dennis Judd moved the Council approve the minutes of the May 25, 1983 City Council meeting as corrected. Lynn McCarrell seconded, the motion passed unanimously.

Redevelopment Agency

Rolene Smith presented a letter of resignation from Dennis Judd, a Redevelopment Agency commissioner. Discussion followed. The letter will be reviewed and a decision made on accepting Mr. Judd's resignation at the next Redevelopment Agency meeting, June 15, 1983.

Building Official's Report

Bee License Applications. Craig Blunt presented two beer license applications for approval by the Council. They are for 7-11 and Valley Petroleum. Discussion followed. Rolene Smith moved the Council approve the beer license applications as presented. Ralph Dart seconded, the motion passed unanimously.

Game Machine License Applications. Craig Blunt presented two game machine licenses for approval by the Council. They are for 7-11 and

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Naples City Council

June 1, 1983

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Valley Petroleum. Discussion followed. Rolene Smith moved the Council approve the game machine licenses as presented. Ralph Dart seconded, the motion passed unanimously.

Business License Applications. Craig Blunt presented four business license applications for approval by the Council. There were: 7-11, Valley Petroleum, care Plumbing Co. of Utah and Discount House (transient). Discussion followed. Ralph Dart moved the Council approve the business license applications as presented. Donna Merrell seconded, the motion passed unanimously.

Summer Road Cres. Craig Blunt informed the Council he reviewed the applications submitted for summer road crew employment. He informed the Council that he decided to hire Robert Powell and Ray Hullinger. The Council approved Mr. Blunt's decision.

Asphalt. Mr. Blunt informed the Council, the City is on a credit basis with the County regarding asphalt purchases.

Fire Station - Grading for Parking. Craig Blunt informed the Council the County has fill available at a dollar a ton that could be used for grading at the fire station. The Council determined that big, heavy rock should be used instead, but decided to wait on hauling it in.

Parking for Naples Park. The Council determined the parking area for the Park should accommodate approximately 75 vehicles.

Easment. Mayor Kay presented a request for an easement for Mike Karren on the west side of the fire station for 20 feet. Discussion followed. Mayor Kay will inform Mike Karren that he should prepare a proposal on the easement for the Council's approval.

Procedures for Inspections. The Council reviewed with Craig Blunt his procedures for setting up inspections and following through on them. Discussion followed.

Amendment to Ordinance 83-17. Dennis Judd prepared an amendment to Ordinance 83-17 (Road Impact Fee Ordinance). Discussion followed. Lynn McCarrell moved the Council adopt the amendment to Ordinance 83-17. Rolene Smith seconded, the motion passed unanimously.

Purchases. Craig Blunt presented a request to purchase a weed burner, and an asphalt rake. In addition, he requested the Council approve welding ripper pieces on the tractor. Discussion followed. The Council approved the purchases and having the ripper pieces welded on the tractor.

Ray Nash & Bob Dearman

Lease Purchase Agreement - Naples City Offices. Ray Nash and Bob Dearman were in attendance to discuss with the Council a proposed Lease Agreement between Dearman & Associates and the City of Naples. The lease agreement is for the proposed City office building. Dis-

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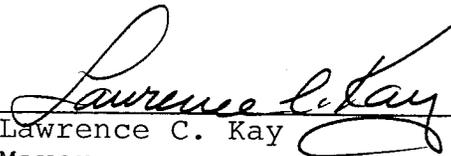
cussion followed. Dennis Judd moved the Council agree to enter into the proposed lease agreement on the terms that where there are blanks, they are filled to the mutual agreement of both parties and provided that the project is funded by the State Energy Impact Board. Ralph Dart seconded, the motion passed unanimously.

Adjournment

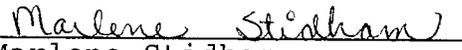
No further business having come before the Council, Donna Merrell moved the Council adjourn at 10:40 p.m. Rolene Smith seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

By:


Lawrence C. Kay
Mayor

ATTEST:


Marlene Stidham
City Recorder

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NAPLES CITY COUNCIL

June 8, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on June 8, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 8:00 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Lynn McCarrell, Donna Merrell, Ralph Dart and Dennis Judd. Rolene Smith was absent.

Staff Present

Marlene Stidham, City Recorder; Shirley Price, Treasurer; John Ledkins, Chief of Police and Criag Blunt, Building Official.

Others Present

Robert and Elouise Turner.

Fire Station

The City Council met at the Fire Station. Discussion followed on how the City offices would be set up in the fire station.

Building Official's Report

Business License Applications. Craig Blunt presented the following business license applications for approval:

Equipment Renewal Company Leo Karren Electric
Ashley Valley Plumbing & Heating

Discussion followed. Dennis Judd moved the Council approve the business license applications as presented. Ralph Dart seconded, the motion passed unanimously.

Proposal from UP & L for Lighting Naples Park. Craig Blunt presented a proposal from UP & L to light Naples Park. (See attachment A.) Discussion followed. Dennis Judd moved the Council approve the proposal from UP & L. Ralph Dart seconded, the motion passed unanimously.

International Association of Electrical Inspectors. Craig Blunt presented the membership fee for the International Association of Electrical and Plumbing Inspectors. Membership in the association will keep the inspectors abreast of all of the changes in inspection requirements. Discussion followed. Ralph Dart moved the Council approve membership in the International Association of Electrical and Plumbing Inspectors for Craig Blunt and that the City pay the membership fee. Donna Merrell seconded, the motion passed unanimously.

Naples City Council
June 8, 1983
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Road Impact Fee Re: Charlie Walker. Craig Blunt inquired if the City Council wanted to set a time limit for imposing the road impact fee so that contractors that have given bids out and had them approved will not have to pay the fee out of their own pockets. Charlie Walker has three agreements already set, and the road impact fee would have to be paid by him. Discussion followed. Mr. Blunt also inquired what the City's policy would be for other developers/contractors that might also have set agreements with buyers. The Council directed that, should any other developers/contractors have the same problem as Mr. Walker, that Craig Blunt must present them to the Council for approval. The Council further decided that the developers/contractors would not be required to pay the fee if it was not included in the bid given to the buyer until such time that they were notified of the road impact fee. Charlie Walker will not be required to pay the road impact fee on the three agreements that have been set (lots 14, 5 & 6).

Skerl Construction. Mayor Kay asked Craig Blunt why Skerl Construction's bid bond had not been returned in full. Discussion followed. The Council directed that all but 10% of the bid bond be returned. 10% will be held until the building is powered up.

Statistics Report for May - Chief Ledkins

Chief Ledkins presented the statistics report for May 1983 (see attachment B). Discussion followed. the Council approved the statistics report as presented.

Speeding Tickets. The Council inquired if the police department was ticketing people for under 10 miles an hour. Chief Ledkins informed the Council that tickets were not issued unless the speeder was going at least 10 miles over the posted limit. The actual speed is listed on the ticket, but the officers will issue the citation for a lower speed to allow for error in the radar gun. The Council directed that the police list the actual speed clocked and what the posted limit is, even though the citation might be issued for a lower speed.

Overtime RE: 7-11. Chief Ledkins informed the Council that the time spent at the 7-11 store when 7-11 was stocking shelves was donated to 7-11 and not charged to the City as overtime.

Robert & Elouise Turner

Mr. and Mrs. Robert Turner were in attendance to voice several of their concerns to the Council. These concerns were:

1. Status of Highway 40 widening project.
2. Status of swimming pool and slide.
3. Status of lighting the Naples Park.
4. Concerned about someone dumping fill on his lot next to 7-11.

Naples City Council
 June 8, 1983
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Approval of Bills - Shirley Price

Shirley Price presented the bills for approval for payment. Discussion followed. The Council questioned two bills: Uintah Engineering for \$24.00 regarding Ray Hunting's plat and the bill from Lance Wilkerson. The Council directed the bill from Uintah Engineering be given to Craig Blunt and he should be informed that the City will not pay the bill for revising Ray Hunting's plat. The bill from Lance Wilkerson is to be returned to him so that he can list what clients the charge is for. The Council further directed that Judge Feltch submit a list of whom he appoints counsel for so the City can verify the charges when we are billed. Donna Merrell moved the Council approve paying the bills with the above exceptions. Lynn McCarrell seconded. Dennis Judd and Ralph Dart opposed. Mayor voted aye, the motion passed.

Amendment to Ordinance 83-17

The Council discussed an amendment to Ordinance 83-17 (road Impact fee). Dennis Judd moved the Council amend Ordinance 83-17. Donna Merrell seconded, the motion passed unanimously.

Review of Regional Training Seminar

Marlene Stidham presented a review of the regional training seminar held by the State Auditor's office in Roosevelt on June 7, 1983.

Purchasing Procedures Ordinance/Resolution. The Council was asked if the City had passed a purchasing procedures ordinance or resolution and if so where that document was. The Council informed the Recorder they had passed a purchasing procedures resolution and that a copy could be obtained from Mark Nash's office.

Public Treasurer's Investment Fund. The Recorder presented the Council with information on the Public Treasurer's Investment fund. (See attachment C.) Discussion followed.

State Purchasing Contracts. The Recorder informed the Council of the State Purchasing Division. Use of state purchasing contracts would enable the City to cut the cost of its office supplies in half. The Council directed that the City use the state purchasing contracts instead of local office suppliers.

Enterprise Funds. The Council discussed setting up an Enterprise Fund for the swimming pool/slide. The Council decided that funds for the pool/slide would be included in the Park budget for FY 83/84, but that those funds would be kept separate. There was not enough time to hold the public hearing to establish the Enterprise Fund for FY 83/84 in order to meet the budget deadline of June 15.

Payment for Goods Received. The Recorder informed the Council that goods received must be paid for in the fiscal year that they were

Naples City Council
June 8, 1984-1983 CM
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purchased. According to 10-6-123 of the Uniform Fiscal Procedures Act, a City cannot order goods during one fiscal year and pay for them out of the next fiscal year's budget.

New Budget Forms from State Auditor's Office. The Recorder informed the Council the State Auditor's Office requested that the new budget forms be used this year when submitting the budget for FY 83/84 to their office.

Election Ordinance. The Recorder informed the Council that Vernon Carr of Carr Printing, had reviewed Ordinance 83-19 passed May 31, 1983 by the Naples City Council establishing a non-partisan election without a primary. According to Mr. Carr, the reference to section 20-5-11 of the Utah Code must be deleted from the ordinance because that section of the code refers to a partisan election without a primary. Discussion followed. The Council directed that the ordinance be amended by Ray Nash.

Discussion on Meeting of State Energy Impact Council

Mayor Kay informed the Council of the results of the meeting with the State Energy Impact Council. Financing for the Naples City Office building was discussed at the Impact Council meeting. The Impact Council passed a motion to put the Naples City Building on their priority list. Then once the governor unfreezes the funds, the Impact Council will decide what items on the priority list they will fund. Also on the Impact Council's priority list is the \$650,000.00 for roads in Naples and \$65,000.00 for the Naples Park area. Discussion followed.

Approval of Minutes - June 1, 1983

Donna Merrell moved the Council approve the minutes of the June 1, 1983 City Council meeting as corrected. Dennis Judd seconded, the motion passed unanimously.

Other Business

Status on County Donation for Naples Area Park. Donna Merrell inquired as to the status on the proposed \$10,000.00 donation from Uintah County for the Naples Park. The Council informed her the City is waiting for a response to our counter-proposal concerning the donation. Discussion followed. The Council directed a letter be written to the County to see what their decision is regarding the donation with respect to our counter-proposal.

Recreation District. The Council discussed the proposed recreation district suggested at a joint meeting of the Vernal City Council and the Uintah County Commissioners. The Council decided the city should meet with the Recreation Committee so Naples would be informed as to what the purpose of the committee is and how it would effect the City.

Committee to Attract New Businesses to Naples. The Council discussed forming a committee to provide new businesses coming into the area

Naples City Council
 June 8, 1984 1983 cm
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with information for locating in the City. The Council felt that the Vernal Area Chamber of Commerce might be short changing Naples with respect to attracting new businesses to Naples. The Council will meet with the Chamber Board of Directors to try to clear up the problem.

The Council also discussed putting together a packet of information for new businesses considering locating in Naples. The packet would include information showing the advantage of our location with regard to the new energy-related development, the flow of traffic through Naples and the anticipated population growth compared to other areas in the valley. The packet might also contain some statistics from 7-11 regarding amount of sales as compared to the 7-11 on west highway 40.

Traffic Survey. The Council discussed a traffic survey to get a talley of vehicles coming through Naples from the Deseret G & T plant.

Utah Code. The Council directed the City Recorder to order a set of the revised code for the City office from Code Company.

Adjournment

No further business having come before the Council, Dennis Judd moved the Council adjourn at 10:40 p.m. Donna Merrell seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

By: Lawrence C. Kay
 Lawrence C. Kay
 Mayor

ATTEST:

Marlene Stidham
 Marlene Stidham
 City Recorder

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