

*Naples City Council
January 10, 2002
Minutes*

The regularly scheduled meeting of the Naples City Council was held January 10, 2002 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

Date, Time & Place of Meeting

Council members attending were Mayor Niles W. Mott, Councilmen Anthony Byron, Lowell Long Dean Baker, and Everett Coon. Dan Olsen was absent. Others attending were Nikki Kay, Craig Blunt, Janie Higgins, Kimberli Shirk, Aaron Roberston, and Robert Foley.

*Council Members in Attendance
Others Attending*

It was **moved** by Everett Coon to approve the agenda with the addition to #8 of an update on a grant for the park. The second was by Dean Baker and passed with all voting in the affirmative.

Agenda Approved

It was **moved** by Lowell Long to approve the minutes of December 13, 2001 with corrections. The second was by Everett Coon and passed with all voting in the affirmative.

Minutes Approved

Following a brief discussion it was **moved** by Everett Coon to approve the bills in the amount of \$31,288.36. The second was by Lowell Long and passed with a roll call vote as follows:

Bills Approved for Payment

Dan Olsen	Absent
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

It was **moved** by Everett Coon to accept the meeting schedule for the year 2002. The second was by Lowell Long and passed with all voting in the affirmative.

Meeting Schedule for 2002

In the Council Meeting on December 13, 2001, it was agreed to amend Ordinance 01-89 (salary schedules for elected and appointed officials). It was **moved** by Lowell Long to adopt ordinance 01-90. The second was by Anthony Byron and passed with the following roll call vote.

Adopt Ordinance 01-90

Dan Olsen	Absent
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

The business license of Kimberli's Day Care was brought before the Council for review. The owner, Kimberli Shirk wanted the license updated to read 12 children maximum. The Council was given a copy of her State License. It was **moved** by Everett Coon to approved the business license with the second by Dean Baker. It passed with all voting aye.

*Business License
Approval*

Craig brought before the Council the plans of Zander McIntyre to expand his business to ZJ Boating & RV Storage. The plans included open parking for boats & RV's and also storage buildings. The business does fall under the correct zoning regulations. Dean's concern was the weeds and the spraying of the weeds. Mayor Mott wanted to know if there was a way to keep this from becoming a junk yard. Everett explained that that with a conditional use permit the Council would have some control in this matter. After some discussion it was **moved** by Everett Coon to approve the expansion under the conditions set by the Zoning Council. It was seconded by Lowell Long with an affirmative passing voting.

*Expansion of Business
ZJ McIntyre*

Raptor Industries met with the Planning Commission and they have agreed to go with the plot plan that was originally presented to the City. They are trying to move ahead with those plans and would like to build a shed to store purified water. Raptor has new owners and they have agreed to add the landscaping, from the original plot plan, in the future. Craig asked the Council for their approval to allow Raptor Industries to build the new shed. It was **moved** by Everett Coon to accept the placement of a new shed at Raptor Industries. The second was by Dean Baker with all voting in the affirmative.

*Raptor Industries
Business Expansion*

Craig let the Council know that Cudd Pressure Control had approached the Zoning Commission about adding an acid storage tank. The City would make sure that this business would meet the State and Federal Government guidelines.

*Cudd Pressure Storage
Tank Addition*

There were a few conditions added by the Zoning Committee, they wanted clarifiers and vacuum scrubbers to be added to the tank. Everett Coon **moved** to go with the Zoning's recommendation and allow this addition. It was seconded by Lowell Long and passed with an affirmative vote.

It was **moved** by Lowell Long to approve the Zoning Membership List as follows: Holt Harrison - Chairman, Robin Bemis - Vice Chairman, and members Jim Richards, Charles Arnold Baker, Brent Cooper and Loa Kay Bowthorpe. Everett Coon is the Council representative. It was seconded by Anthony Byron and passed with all voting affirmative.

Zoning Membership List

Craig Blunt requested approval to proceed with the Grant application for the Land & Water Conservation Fund Matching Grant. After some discussion it was **moved** by Lowell Long and seconded by Everett Coon to proceed with the grant application but to exclude the pond and ice skating from the project description. The motion passed with all voting in the affirmative.

Land & Water Conservation Fund Grant

Mayor Mott handed out a list with new assignments for the Council members to consider. He asked that the Council members look it over and consider the changes. Everett Coon asked if they could have some time to think about the changes and discuss them at the next meeting. It was decided to table the item until the next Council meeting.

Council Department Assignments

Bob Foley gave the Council a preliminary Audit report. He gave the Council a combined balance sheet and a combined statement of fund balances. The Audit shows an excess of funds in what the City is legally allowed to carry over. Those funds will have to be spent within the next two years. Mr Foley explained some of the areas that still need to be worked on. One was the timely deposit of funds, another was training the staff on reading (and fixing) balance sheets, the past audit done in the Court was also discussed and Mr. Foley reported how those problems were being addressed. Mr. Foley told the Council that he would have the Audit completed and to the City in the next week.

Bob Foley gave preliminary Audit report.

It was **moved** by Everett Coon to adjourn the meeting at 9:45 p.m. The second was by Lowell Long and passed with all voting aye.

Meeting Adjourned

APPROVED BY COUNCIL ON THE 24th DAY OF JANUARY, 2002.

BY: *Nile W. Moto*

ATTEST: *Nile W. Kay*

*Naples City Council
January 24, 2002
Minutes*

The regularly scheduled meeting of the Naples City Council was held January 24, 2002 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:45 p.m.

Date, Time & Place of Meeting

Council members attending were Mayor Niles W. Mott, Councilmen Dan Olsen, Dean Baker, Lowell Long, Anthony Byron, and Everett Coon. Others attending were Nikki Kay, Craig Blunt, Vance King, and Steve Howe.

*Council Members in Attendance
Others Attending*

It was **moved** by Dan Olsen to approve the agenda with the addition of Other Matters after #13. The second was by Dean Baker and passed with all voting in the affirmative.

Agenda Approved

It was **moved** by Lowell Long to approve the minutes of January 10, 2002 with minor corrections. The second was by Everett Coon and passed with all voting in the affirmative.

Minutes Approved

Following a brief discussion it was **moved** by Everett Coon to approve the business license of Superior Lube and Oil, with a reminder on the license to do some landscaping in the spring. The second was by Dan Olsen and passed with all voting in the affirmative.

Business License Approved

Craig Blunt handed the Council three different lists for Capital Improvements. He would like to give the members time to consider how they would like to prioritize them. This matter will be put on the agenda for February so the Council can decide how they would like the projects listed, or if they would like to add any.

Capital Improvement List

The Animal Shelter Interlocal Agreement was given to the Council. This agreement would be between Vernal City, Uintah County, and Naples City. It would be an agreement for the cost share of the operation and maintenance of the new animal shelter. The Council would like Craig Blunt to talk to Dennis Judd about certain wording in the agreement about ownership and also about when our costs would be due to the Vernal City Municipal Building Authority. The Council would like to discuss this at the next meeting.

Animal Shelter Agreement

Craig Blunt gave the Council members a copy of Park City's invitation to come to their hospitality center during the Olympics. The letter had been given to the Council before but no one had responded. Dean Baker asked Nikki to check and see if it was too late to be put on the list of visitors. Mayor Mott and Dan Olsen also expressed an interest in attending. Nikki will get back to the Council members.

*Olympic Hospitality
Center*

Craig Blunt told the Council that a proposal was presented to the CDBG board for sidewalk on 1900 So. Following the rating and ranking by the CDBG, half of the money that was proposed was set aside for this project (about \$23,500). The next step will be to make application for this funding.

CDBG Sidewalk Update

Craig Blunt let the Council know that the attorneys working on the High Country SID have asked if the 9 property owners would be willing to waive their equalization hearings, this would be a savings to the owners on the final cost of the project. The owners that have been located so far seem to be in favor of that. There has been some difficulty in locating one owner and that is keeping things on hold for right now.

*High Country SID
Update*

Craig Blunt let the Council know that four times per year the City can request funding from the CIB. The City could go before the board in March to qualify for money in July. Mr. Blunt would like to see the Council go for money to expand the East Park. Craig asked the Council if they would like him to proceed with the presentation to the CIB board concerning the East Park expansion. Dean Baker **moved** that the Council authorize Craig Blunt to proceed with the application to the CIB to obtain money for the East Park expansion. The second was by Everett Coon and passed with all voting aye.

CIB Grant Applications

Steve Howe requested approval to expend \$300.00 to paint the '94 Taurus (car currently driven by Chief Guibord) with the blue stripe down the side. This would put the car out on the road more often to be driven by the officers. The Paint Pros had the quote of \$300.00. It was **moved** by Dean Baker to approve the expense and seconded by Everett Coon. The motion passed with a roll call vote as follows:

*Police Department -
Approval to Expend
Funds*

Dan Olsen

Aye

Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

Craig Blunt asked the Council about forming a Volunteer Committee to help with the City newsletter. Craig has been impressed with the work done on the Neighborhood Watch newsletter and felt there would be people willing to help with this. Some suggestions were made about those who would do well on this Committee. It was **moved** by Dan Olsen to have Craig set up a volunteer group to work on the City newsletter and to only print the newsletter three times per year. The second was by Lowell Long and passed with all voting in the affirmative.

Public Assistance with Newsletter

Craig Blunt informed the Council that Bruce Lee would be having surgery on his neck January 28th. Bruce will be gone from work for at least three weeks. Craig asked the Council for approval to get some temporary help until Bruce is able to return to work. Dan Olsen **moved** to allow Craig to hire some temporary help. The second was by Everett Coon with the following vote:

Temporary help in the Road Department

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

The Council members expressed their feelings about taking different department assignments. Dean would like to have a change from the Parks & Rec but was willing to do whatever was decided. The Mayor pointed out that at his recent training he was told that a member of the City Council could not sit on the Zoning Commission as a member of the board, so there would need to be a change with Everett Coon. After some discussion it was decided to make the following Council assignments:

Council Assignments for Departments.

Dan Olsen	Recorder, Treasurer, Justice Court
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Anthony Byron	Fire Department and Youth Council
Dean Baker	Police Department and Parks & Recreation
Everett Coon	Roads, Building, City Manager
Lowell Long	Planning & Zoning and Economic Development

Everett Coon **moved** to make Dean Baker the assistant Mayor Pro-tem. Lowell Long seconded the motion and it passed with all voting aye.

Assistant Mayor Pro Tem

Lowell Long wanted to let the Council know that some of the young people in the City have approached him about serving on the Youth Council. Lowell would pass that information along to Anthony Byron, who is now assigned to Youth Council.

*Other Matters
Youth Council*

It was **moved** by Dan Olsen to cancel the City Council meeting on February 14, 2002. The second was by Lowell Long and passed with all voting affirmative.

*Cancel February 14th
Meeting*

Rise, Inc., which was previously located in Naples City, has been requesting the use of the Council room quite regularly. In the past there has been no charge to them to use the Council room. Nikki asked the Council how they felt about this and if there should be a charge for the use of the room. It was decided to charge \$10.00 for the rental of the Council room during the day and \$25.00 for use of the room in the evening.

Charge for Council Room

Mayor Mott had the renewal for Basin Industries business license. He asked Craig if Mr. Bingham had been before the Council for any kind of review on his conditional use permit. Craig said he had not. Mayor Mott asked Craig if he would contact Mr. Bingham about attending the next council meeting.

*Business License
Renewal for Basin
Industries.*

It was **moved** by Everett Coon to move into Executive Session at 9:00 p.m. The second was by Dan Olsen with all voting aye. The reason was for personnel matters.

Executive Session

It was **moved** by Dan Olsen to move out of Executive Session at 9:30 p.m. The second was by Everett Coon. It passed with all voting affirmative.

Move Out of Executive Session

Dan Olsen **moved** to grant a six week maternity leave for Leesa Cramer and to allow Leesa to bring the twins to work until June 1st, 2002. The second was by Everett Coon and passed with all voting aye.

Maternity Leave for Leesa

Having no other matters before the Council it was **moved** by Everett Coon to adjourn at 9:30 p.m. The second was by Dean Baker and passed with all voting in the affirmative.

Meeting Adjourned

APPROVED BY COUNCIL ON THE 28th DAY OF FEBRUARY, 2002.

BY: *Mils W. Matt*

ATTEST: *Phil W. Kay*

*Naples City Council
February 28, 2002
Minutes*

The regularly scheduled meeting of the Naples City Council was held February 28, 2002 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:35 p.m.

Date, Time & Place of Meeting

Council members attending were Mayor Niles W. Mott, Councilmen Dan Olsen, Dean Baker, and Anthony Byron. Others attending were Nikki Kay, Craig Blunt, Vance King, Steve Howe, Steve Guibord, Rod Withee, Kelly Olsen, Wally Gale, Tim Gale, and Troy Ostler.

*Council Members in Attendance
Others Attending*

It was **moved** by Dan Olsen to approve the agenda. The second was by Anthony Byron and passed with all voting in the affirmative.

Agenda Approved

It was **moved** by Dan Olsen to approve the minutes of January 24, 2002 with minor corrections. The second was by Dean Baker and passed with all voting in the affirmative.

Minutes Approved

Following a brief discussion it was **moved** by Dan Olsen to approve the business license of Shantel's Hot Tans, conditioned upon the City receiving a copy of the certificate from the Health Department. The second was by Dean Baker and passed with all voting in the affirmative.

Business License Approved

Craig Blunt requested permission to travel to a grant workshop in Provo. FEMA is granting funds for Fire Departments and they are holding a workshop to help fill out the applications. There is money available for fire trucks and fire equipment. Dan Olsen **moved** to approve \$25.00 for meals for one day for Craig to attend the FEMA grant workshop in Provo. Anthony Byron seconded the motion and it passed with the following vote:

Travel Authorization

Dan Olsen	aye
Dean Baker	aye
Anthony Byron	aye
Lowell Long	absent
Everett Coon	absent

Chief Steve Guibord came before the Council to request funds to attend training provided by the Laboratory for

Police Department Travel Request

Scientific Investigation. The cost of the class is \$600.00 plus \$25.00 per day for three days. Dan Olsen **moved** to approve \$675.00 for Chief Guibord to attend the LSI school on April 29 - May 1st . The second was by Dean Baker with the following roll call vote:

Dan Olsen	aye
Dean Baker	aye
Anthony Byron	aye
Lowell Long	absent
Everett Coon	absent

Nikki Kay asked for the Council's approval to send in the registration for the Court Clerk's Conference that will be held in April in Park City. The registration fee is \$40.00 and the motel room would be \$68.00 per night. Dan Olsen **moved** to approve the registration for the Conference and to bring back a travel request for the mileage and per diem. The second was by Anthony Byron with the roll call vote as follows:

*Approval for
Registration at Court
Clerks Conference*

Dan Olsen	aye
Dean Baker	aye
Anthony Byron	aye
Lowell Long	absent
Everett Coon	absent

Craig Blunt asked the Council for approval to purchase new Building Code manuals. The cost would be approximately \$350.00. Dan Olsen **moved** to approve \$350.00 for the purchase of new Building Code manuals. The second was by Anthony Byron with the following roll call vote:

*Expenditure - Building
Official*

Dan Olsen	aye
Dean Baker	aye
Anthony Byron	aye
Lowell Long	absent
Everett Coon	absent

Craig Blunt also requested approval to purchase aerosol paint to touch up the parking lot markings. Dean Baker **moved** to approve up to \$220.00 for the purchase of the paint. The second was by Dan Olsen with the following vote:

*Expenditure -
Buildings & Grounds*

Dan Olsen	aye
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Dean Baker	aye
Anthony Byron	aye
Lowell Long	absent
Everett Coon	absent

Craig Blunt and Shane Slaugh asked the Council for approval to spend money to repair the Fire Department doors and replace the weather seal around them. Anthony Byron **moved** to approve \$522.00 for repairs on the Fire Department doors. Dan Olsen seconded the motion and it passed with the following vote.

Fire Department Expenditure

Dan Olsen	aye
Dean Baker	aye
Anthony Byron	aye
Lowell Long	absent
Everett Coon	absent

Shane Slaugh asked the Council for approval to have Engine 100 serviced. IMI had agreed to schedule a time when they could get three mechanics to work on the truck, so it could be in and out in one day. Shane did not have a cost on the service. Dan Olsen **moved** to approve up to \$1,500.00 for the service and repairs and to have someone from the Fire Department or the City at IMI while the service is being done. It was seconded by Anthony Byron and passed with the following vote:

Fire Department Request

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Absent
Lowell Long	Absent

Shane was also asked by the Council to make a list of repairs that need to be done at the Fire Station. Anthony Byron expressed his appreciation to the Department for helping at the recent Bike Safety Program and thanked Shane for his and the Departments help.

Craig Blunt wanted to keep the Council informed on where things were with the Animal Shelter Agreement. Craig has been talking with the County Commissioners and with the County Attorneys to make the changes in the agreement. County Attorney Glen Vernon was the individual working on the agreement and he is currently out of town. Dan Olsen

Animal Shelter Agreement

moved to table this matter until a later date. Dean Baker seconded the motion and it passed with all voting aye.

Craig Blunt received a letter from UDOT requesting that the City have a Statewide Utility Line Agreement in place. As the City does not place the utilities and they are handled by separate companies, Craig asked the Council about writing a letter to UDOT explaining this and waiting for their (UDOT) reply. The Mayor told Craig to go ahead and write the letter.

*U D O T u t i l i t y
A g r e e m e n t*

Chief Steve Guibord presented the Council members with two policies for their review. The first was a Code of Ethics policy. The second was a Sexual Harassment policy. These were accepted by the Council as a first reading.

P o l i c i e s P r e s e n t e d

Craig Blunt also gave the Council members a Building Official Administration & Procedures Ordinance for their consideration. It also was accepted as a first reading.

The use of City vehicles from the Policies & Procedures Manual was discussed. It was felt by the Council and Craig that this section of the Policies needed to be updated. Dan Olsen recommended that Dean Baker and the Department heads review the City vehicle use policy and come back to the Council with some recommendations.

U s e o f C i t y V e h i c l e s

Craig Blunt presented the Council with Resolution 2002-146, which amends Ordinance 2000-87 (Nuisance Ordinance). The original ordinance does not have a fee listed and it was thereby recommended to the Council that this resolution be adopted. Craig explained that having a bail schedule for nuisances would allow him to proceed with certain properties that are a problem now. Dean Baker did not feel that a fee scheduled was needed. The original ordinance stated that a nuisance would be considered a Class B misdemeanor. After some discussion it was **moved** by Dan Olsen to adopt Resolution 2002-146. The second was by Anthony Byron and passed with the following vote:

R e s o l u t i o n 2 0 0 2 - 1 4 6

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Absent
Lowell Long	Absent

The PCIB one and five year updates for each entities capital improvement list are due. The Council was asked by Craig what projects they would like to list as the top three. After some discussion it was **moved** by Dean Baker to list them as follows:

1. 1700 South Street Project
2. 1300 So/1300 E Street Project
3. Naples East Park Improvements

The second was by Dan Olsen and passed with all voting in the affirmative.

Craig asked the Council how they would like to proceed when a draw for money is requested on the 1500 South Bridge project . The Council would like to see the requests for each draw.

Troy Ostler also gave the Engineers report on the Bridge. The archeologists are scheduled to come in the next two weeks, a study by the Fish & Game on rare and endangered species is also waiting to be completed, and Ashley Valley Water & Sewer has met with the Engineers to determine where all the water line are. After some questions and answers by the Council and Engineer it was **moved** by Dan Olsen to approve payment of the first two amounts from the Engineer on the the 1500 So. Bridge project. The second was by Dean Baker and passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Absent
Lowell Long	Absent

Anthony Byron let the Council know that he had received a complaint about the animal control problem in High Country subdivision. The complainant also wanted to know when the City would have an animal control officer. Steve Howe informed the Council that he would be trying to work with Vernal City about a mutual aid agreement for animal control.

The Council received a Rehab Grant application to request \$600.00 to purchase a door and widen the door frame at the

Prioritize Capital Improvement List

1500 South Bridge Replacement

Animal Control Complaint

Rehab Grant Application

home of Lorin Merrell. The door needs to be widened to make it wheelchair accessible. The labor to install the door would be donated by friends and neighbors of Mr. Merrell's. It was **moved** by Dan Olsen to approve the grant application for \$600.00. The second was by Anthony Byron and passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Absent
Lowell Long	Absent

Former Mayor Mathis was at the council meeting in support of the grant application and expressed his appreciation to the Council and being able to serve with them as Mayor.

Craig Blunt let the Council know that radio station KXRQ would be holding another Easter Egg hunt this year and had requested the use of the park. Dan Olsen **moved** to approve the use of the park, with approval from the Rec District, and also to expend money to help purchase the candy for the same amount as last year. (\$250.00) The second was by Dean Baker and passed with the following roll call vote:

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Absent
Lowell Long	Absent

Easter Egg Hunt

Naples School called Craig and asked if the Crossing Guard could start on March 18th. Dan Olsen **moved** to hire a Crossing Guard to start March 18th. The second was by Dean Baker and passed with all voting in the affirmative.

Naples Crossing Guard

The Council was given a Conference Room Contract for those wishing to rent the Council room. There was a discussion about how much to charge and who would be responsible for unlocking and locking the building. The Council asked Craig to draft up another contract based on their recommendations and bring it back to the Council

Conference Room Contract

Chief Guibord came before the Council with Blue Book prices on the Crown Vic and to let them know that he had received

Bids on the Crown Vic

a bid of \$1,300 on the Vic. The Council felt that was a little low and would feel good with a price of \$1,800 - \$2,000 when he was ready to sell the car.

Police Car

Mayor Mott received a letter from Attorney Dennis Judd stating that the Mayor needed to officially appoint the Treasurer and Recorder by February. The Mayor was not sure that had been done so at this meeting the Mayor officially appointed Janie Higgins as the Treasurer of Naples City and Nikki Kay as the City Recorder.

*Appointment of
Treasurer and
Recorder*

Having no other matters before the Council it was **moved** by Dan Olsen to adjourn at 10:10 p.m. The second was by Anthony Byron and passed with all voting in the affirmative.

Meeting Adjourned

APPROVED BY COUNCIL ON THE 14th DAY OF MARCH, 2002.

BY: *Mike W. Mott*

ATTEST: *Nikki W. Kay*

*Naples City Council
March 14, 2002
Minutes*

The regularly scheduled meeting of the Naples City Council was held March 14, 2002 at 7:30 p.m. in the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah.

Date, Time & Place of Meeting

Council members attending were, Mayor Niles Mott, Dan Olsen, Anthony Byron, Everett Coon, Dean Baker and Lowell Long. The meeting was called to order at 7:30 p.m.

Council Members Attending

Others attending were Craig Blunt, Nikki Kay, Janie Higgins, Vance King, Scott Bingham and Steve Howe.

Others Attending

The **motion** was made by Everett Coon to approve the agenda. The second was by Dan Olsen and passed with all voting in the affirmative.

Agenda Approved

It was **moved** by Dan Olsen to approve the minutes of February 28, 2002 as corrected. The second was by Everett Coon and passed with all voting in the affirmative.

Minutes Approved

Following a brief discussion it was **moved** by Dan Olsen to approve the bills for payment in the amount of \$17,954.27. The second was by Dean Baker and passed with a roll call vote as follows:

Bills Approved For Payment

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Aye
Dean Baker	Aye

One business license was presented for approval from Johnson Cleaning. The owners are Mike & Traci Johnson. Following a brief discussion, it was **moved** by Everett Coon to approve the business license for Johnson Cleaning. The second was by Dan Olsen and passed with all voting in the affirmative.

Business License Approved

Steve Howe came before the Council to get approval for the payment of the new police car. The check to Young Automotive will be \$20,482.07. He also requested \$50.00 per

Final Approval for Payment of Police

diem money for he and Steve Guibord to travel to Salt Lake City and pick up the car. The **motion** was made by Dan Olsen to approve the payment of \$20,482.07 for the purchase of the police car and \$50.00 for travel. The second was by Dean Baker with the following roll call vote:

Car

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Aye
Dean Baker	Aye

Craig Blunt came before the Council requesting to purchase a cell phone for the Mayor. Craig obtained two bids from UBET Cellular. One was for a Motorola phone and one was for a Nokia. Either phone would be \$199.00, each comes with different features. The Council asked Craig to check with Cellular One and see what packages they offered. Dan Olsen **moved** to approve the purchase of a cell phone for the Mayor with the best financial deal Craig can obtain from either company. Lowell Long seconded the motion and it passed with the following vote:

Purchase of Cell Phone for Mayor

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Aye
Dean Baker	Aye

The Animal Shelter Agreement was once again brought before the Council. No changes have been made in the original agreement. The County Commissioners and Attorneys decided they did not want to pursue making the changes. The recommendation by Dean Baker was to sign the agreement. It was **moved** by Dan Olsen to execute the signing of the Animal Shelter Agreement and to **adopt** and sign Resolution 02-147. Dean Baker seconded the motion and it passed as follows:

Animal Shelter Agreement Signed

Resolution 02-147

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Aye

Dean Baker

Aye

Nikki Kay asked the Council for approval to travel to Spanish Fork to attend some training with Caselle. The request was for \$278.50 for motel, mileage and per diem. It was **moved** by Everett Coon to approve the travel expenditure of \$278.50. The second was by Dan Olsen with a roll call vote as follows:

Dan Olsen	Aye
Anthoney Byron	Aye
Everett Coon	Aye
Lowell Long	Aye
Dean Baker	Aye

*Request for Travel to
Caselle Training*

Scott Bingham came before the Council to discuss his compliance with his Conditional Use Business License. Craig Blunt explained to the Council that part of the conditions of the permit were for Mr. Bingham to place an obscure fence around his property and to not park or work in the street easements. There have been complaints received about Mr. Bingham having machinery and materials left out on the streets. Mr. Bingham felt that he was being discriminated against because his competition has a trailer parked on the side of the road and other equipment by the road. Craig asked Mr. Bingham if we could concentrate on his compliance and not other issues. Everett Coon explained to Mr. Bingham that the Council was not trying to cause a hardship to him but that he had agreed to certain conditions under the conditional use permit. Mr. Bingham needs to find a way to keep his operation inside the fence of his property and to place an obscure fence around his property. After some discussion Mr. Bingham was willing to commit to trying to keep the easements free of material and equipment and to work on placing the obscure fence. Dan Olsen **moved** to renew the Conditional Use Permit for Basin Industries with the understanding that equipment and material be kept within business boundaries, to allow for temporary parking of equipment outside of fence during business hours, and with the understanding that Mr. Bingham have obscure fence in place by September 1, 2002. The second was by Everett Coon and passed with all voting aye.

*Basin Industries
Conditional Use
Permit Reevaluated*

Craig Blunt informed the Council that the CDBG requires two public hearings, the first one is to choose the projects that will be applied for with the CDBG and the second one is to receive public opinion on the projects selected. The first public hearing has been held, now the second one needs to be scheduled. Dan Olsen **moved** to set the 28th of March at 8:00 p.m. for the second hearing of the CDBG and immediately following that to hold the public hearing for the CIB to solidify the projects that have been chosen for the year. The second was by Lowell Long and passed with all voting in the affirmative.

*Public Hearing Set for
CDBG and CIB*

Craig Blunt presented the Council with a first draft of the change to the section of the Policies and Procedures Manual concerning the 'Use of City Vehicles'. Craig gave it to the Council for their consideration and would still like to receive Chief Guibord's opinion about it. It was accepted by the Council for their consideration.

*Use of City Vehicle
Policy*

Craig Blunt again presented the Building Official Ordinance for Council's consideration. He explained to the Council that this ordinance would give the Building Official the authority and guidelines to enforce building codes. The City also needs to adopt as part of our City Ordinances, as a minimum, the codes used by the State (which were recently redone). This Ordinance would adopt those State Codes. The Council asked Craig to place this matter on the next agenda for adoption of an Ordinance and a fee schedule Resolution.

*Building Official
Administration &
Procedure Ordinance*

Craig asked the Council for approval to appoint Jim Richards to the board that is making the decisions about moving the airport. Craig was given the approval to make that appointment.

Other Matters

Having no other matters before the Council it was **moved** by Lowell Long to adjourn at 9:45 p.m. The second was by Everett Coon and passed with all voting in the affirmative.

Meeting Adjourns

APPROVED BY COUNCIL ON THE 28th DAY OF MARCH, 2002.

BY: *Nick W. Mott*

ATTEST: *Deborah W. Kay*

*Naples City Council
March 28, 2002
Minutes*

The regularly scheduled meeting of the Naples City Council was held March 28, 2002 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

Date, Time & Place of Meeting

Council members attending were Mayor Niles W. Mott, Councilmen Dan Olsen, Dean Baker, Everett Coon, Lowell Long with Anthony Byron arriving later. Others attending were Nikki Kay, Craig Blunt, Vance King, Dale Harrison, Dwayne Gardiner, George Laub, Logan Harrison and Jacob Percival.

*Council Members in Attendance
Others Attending*

It was **moved** by Dan Olsen to approve the agenda. The second was by Everett Coon and passed with all voting in the affirmative.

Agenda Approved

It was **moved** by Dan Olsen to approve the minutes of March 14, 2002 with minor corrections. The second was by Dean Baker and passed with all voting in the affirmative.

Minutes Approved

There were no business licenses to approve.

Business License Approved

Mayor Mott read a letter to the Council that he received from Mr. Butch Grammer. It was a letter written in response to a certified letter Mr. Grammer had received from Naples City regarding property he owns in Naples City that has been deemed a nuisance. The letter from Mr. Grammer asked the City for extra time to remove the cars and clean up the property. Mayor Mott asked the Council how they would like to proceed in this matter. It was decided to give Mr. Grammer 45 days to remove the cars and clean up the property.

Nuisance Ordinance Letter received from Mr. Butch Grammer

Dan Olsen **moved** to table items 5 & 6 (public hearings) until 8:00 p.m. Lowell Long seconded the motion and it passed with all voting in the affirmative.

Public Hearing

Mayor Mott wanted to let the Council know that he has received comments concerning the fee charged for the use of the Council Room. Some of the comments from the public

Use of Public Building

have been, it is a public building and the charge should not be so high for the use of the building. One of the comments from the Council was that it is a public building but it was built for a specific purpose. Dale Harrison expressed the same opinion, in that the building should be used for the purpose of City business. Dan Olsen **moved** to table this matter until Craig could check with Vernal City and Uintah County to see about the use of their public buildings. Dean Baker seconded the motion and it passed with all voting aye.

Dan Olsen **moved** to open the public hearing for the CDBG at 8:00 p.m. Dean Baker seconded the motion and it passed with all voting aye. Craig Blunt, the project manager, explained that the purpose of the hearing was to allow citizens of Naples City to provide their input on projects awarded under the 2002-2003 Community Development Block Program. The City referred to its capital improvement list and decided to apply for funds to construct an ADA sidewalk on 1900 South. The 5' wide sidewalk is planned to go from 1500 E (Hwy 40) to 2000 E on the north side of 1900 S. Craig Blunt also explained that the application was successful in the regional rating and ranking process and the 1900 S ADA sidewalk project was awarded \$23,632. Mayor Mott asked for any comments, questions, or concerns from the public. Mr. Dale Harrison said he would like to see a sidewalk along that side of the street going east towards the park. Mr. Harrison felt it would improve some of the parking problems and also be a safety factor for those who used the ball diamonds and the park. Councilman Dean Baker would like to have a "no parking" area along the driveway into the parking lot with a marked crosswalk across the street to the school, this would allow safer access from the park to the school grounds across the street. Following the comments, questions and answers, Craig Blunt stated that copies of the capital improvements plans were available if anyone would like a copy. With no other comments from the public it was **moved** by Dan Olsen to close the public hearing at 8:15. The second was by Everett Coon with all voting aye.

*Public Hearing for
CDBG*

Dan Olsen **moved** to open the second public hearing for the CIB at 8:15 p.m. The second was by Dean Baker with all voting aye. Craig Blunt explained that the purpose of this public hearing was to solicit comments from the public on

Public Hearing for CIB

the projects to be applied for in the 2002-2003 CIB program and their effects on residents. Those projects being considered were the 1700 South Road Project, a new Fire Truck, the Naples Park expansion, and the 1300 South/1300 East Road Project. The Council felt the 1300 South project would not be an issue until the property owners and businesses located in that area were ready to pursue the project. Dale Harrison expressed his opinion and felt that the Council should make the Fire Truck a priority and thought the public's safety was more important than a road project. Craig's recommendation to the Council would be to go with the East Park development application and wait until we knew if funding for the Fire truck would be received through a different grant. With no other comments Dan Olsen **moved** to close the public hearing at 8:40 p.m. Everett Coon seconded the motion and it passed with all voting aye.

Dean Baker **moved** to re-prioritize the CIB priority list to read as follows: 1) East Park Expansion 2) new Fire Truck and 3) 1700 So Road Project. The second was by Everett Coon and passed with all voting in the affirmative.

Re-prioritize CIB priority list.

Dan Olsen **moved** to have the Mayor execute the application to the CIB. Everett Coon seconded the motion and it passed with the following roll call vote:

Mayor to execute the CIB application

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

Craig Blunt explained to the Council that he was still waiting for information from the City Attorney and was not ready to proceed with this item. Everett Coon **moved** to table item 9 (Building Official Ordinance) until a later date. The second was by Dean Baker and passed with all voting affirmative.

Building Official Ordinance

Craig Blunt wanted to let the Council know about the information and package prices he had received from Cellular One and UBET. When it came down to a comparison on cell phone packages and charge for air time minutes, UBET did not want to lose any of the City's business and offered a free phone and a better cost on air time minutes. Craig

Cell Phone/Mayor

acknowledged that he had been given the go ahead but he wanted to let Council make the final decision after they had been given all the information. Dan Olsen **moved** to have the City purchase the UBET package. Everett Coon seconded the motion and it passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

Janie Higgins and Nikki Kay spoke with the Council regarding the budget and financial matters. Dan Olsen **moved** to spend money to advertise to open the budget on April 25, 2002. It was seconded by Dean Baker and passed with the following vote:

Financial/Budget

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

Everett Coon **moved** to allow Craig to hire some temporary help from SOS Staffing. The second was by Dan Olsen and passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

Craig Blunt also wanted the Council to know that he has been checking on prices for completing some crack sealing and one of the cost estimates received so far was for \$7,800. He would keep them informed.

Craig Blunt wanted to let the Council know that he would be attending two grant application workshops. He would like to use the City truck and requested the \$25.00 per day for meals. It was **moved** by Dan Olsen to approve the use of the City vehicle for travel and the expenditure of \$50.00. The second was by Everett Coon and passed with the following

Travel Request

vote:

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

The third request for payment on the 1500 South Bridge replacement was brought before the Council for approval and a signature. Everett Coon made the motion to approve the payment request in the amount of \$6,832.14. The second was by Anthony Byron and passed with the following roll call vote:

*Payment Request for
1500 South Bridge*

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

Having no other matters before the Council it was **moved** by Everett Coon to adjourn at 9:30 p.m. The second was by Dan Olsen and passed with all voting in the affirmative.

Meeting Adjourned

APPROVED BY COUNCIL ON THE 11th DAY OF APRIL, 2002.

BY: *Nick W. Matt*

ATTEST: *Dick W. Kay*

*Naples City Council
April 11, 2002
Minutes*

The regularly scheduled meeting of the Naples City Council was held April 11, 2002 at 7:30 p.m. at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah.

*Date, Time & Place
of Meeting*

Council members attending were Mayor Niles W. Mott, Dan Olsen, Anthoney Byron, Lowell Long and Dean Baker. Everett Coon was absent

*Council Members
Attending*

Others attending were Nikki Kay, Craig Blunt, Janie Higgins, Vance King, Bruce Lee, Tammy Lee, Ron & Beverly Pierce, Shane Slaugh and Cindy Snyder.

Others Attending

Dan Olsen **moved** to approve the Agenda with the deletion of item #10, as John Kay would not be coming and to add under other matters the use of the Council Room. The second was by Lowell Long and passed with all voting in the affirmative.

Agenda Approved

Dan Olsen **moved** to approve the minutes of March 28, 2002 with minor corrections. The second was by Lowell Long and passed with all voting in the affirmative.

Minutes Approved

Janie Higgins presented bills to the Council for approval in the amount of \$31,261.17. She also reported that the road bond payment in the amount of \$19,000.00 was due and would be paid before May 1st. Dan Olsen **moved** to approve the bills in the amount of \$31,261.17 for payment. The second was by Anthoney Byron and passed with a roll call vote as follows:

*Bills Approved for
Payment*

Anthoney Byron	Aye
Dean Baker	Aye
Everett Coon	Absent
Lowell Long	Aye
Dan Olsen	Aye

Two business licenses were presented to the Council. The first one was for Naples Country Café and Gift Gallery. Dan Olsen **moved** to approve the license for Naples Country Café with the stipulation that they have their occupancy permit signed before they open for business. The second was by

*Business License
Approval*

Lowell Long and passed with all voting in the affirmative. The second license presented for approval was for Polar Completions. After some discussion about the location of the business it was **moved** by Dan Olsen to approve the business license for Polar Completions. The second was by Anthony Byron and passed with all voting aye.

Dan Olsen **moved** to table item 5 to allow Bruce Lee to address the Council. Mr. Lee came in just after Council started and asked if he could have a few minutes of their time. Mr. Lee apologized to the Council and to Craig for the way he looked. Mr. Lee explained that he had spent all afternoon trying to repair the loader in order to be able to finish his work. Mr. Lee told the Council that he understands that items like this should come through Craig first but he wanted the Council to see and understand what it took to fix the loader. Bruce explained that the loader is getting too old to find replacement parts to fix it. It requires a great deal of time and energy to try and fix it without being able to obtain the right parts. Mr. Lee asked the Council to consider spending the money to purchase a new backhoe. He thanked them for their time and the Council thanked him for all that he does for the City.

*Bruce Lee addresses
the Council*

Janie Higgins gave the Council a current balance sheet and financial statement, this was given to allow the Council some time to look at it before the public hearing to open the budget on April 25, 2002. Dan Olsen would like Bob Foley to come to the next Council meeting and help explain some of the figures on the budget. Janie or Nikki was asked to schedule a time to meet with Mr. Foley.

*Discussion about the
Budget*

Craig Blunt requested approval to expend money for the striping of the city's streets. He asked if they would like to continue striping the walk stripes on the side of the streets or just stay with the center striping. Craig also explained to the Council that he would like to try a different paint for the striping, one that would hopefully last a little longer. After some discussion it was **moved** by Dean Baker to approve up to \$7,000 for the striping of the streets. The second was by Lowell Long and passed with the following roll call vote:

Striping of Streets

Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Absent

Lowell Long Aye
Dan Olsen Aye

Craig Blunt explained to the Council about the increased amount of traffic on 1000 South and the increased amount of dust because of the traffic. Craig would like to see a speed sign placed on 1000 South and would also like to place a salt solution on the road to help keep the dust down. Dan Olsen **moved** to approve the expenditure of \$2,450.00 for the maintenance on 1000 South. Lowell Long seconded the motion and it passed with the following vote:

Anthony Byron Aye
Dean Baker Aye
Everett Coon Absent
Lowell Long Aye
Dan Olsen Aye

*Request for Dirt Road
Maintenance
Expenditure*

Dan Olsen **moved** to table the travel request for the Court Clerk's conference until after executive session. The second was by Dean Baker and passed with all voting aye.

*Travel Request for
Court Clerk*

Subdivision plats for Richard Ingram and Ron & Beverly Pierce were given to the Council for their approval. Mr. Ingram would like to divide his property from his fathers. Mr. & Mrs. Pierce were present at Council and they would like to subdivide their property on 2000 E and 1000 S. They have sold the house and property they own on 2000 E and want to build on property they still own to the west of the home on 2000 E. Dan Olsen **moved** to approve the subdividing of Pierce's lot and to execute the signing of the plat. Lowell Long seconded the motion and it passed with all voting aye. Dan Olsen also **moved** to approve the subdivision of Richard Ingram's property and to execute the signing of the plat. The second was by Dean Baker and passed with all voting in the affirmative.

*Subdivision Plats for
Ingram & Pierce*

Craig once again presented the Council with the Building Official Ordinance for adoption. After some discussion it was **moved** by Dean Baker to have Craig ask Attorney Dennis Judd to re-word the ordinance to read that the City would adopt the State Code for Building standards and that the ordinance would be updated automatically as the State

*Building Official
Ordinance*

Code changes. The second was by Dan Olsen and passed with all voting aye.

Dean Baker made the **motion** to table the adoption of Resolution 02-148 until some changes were made in the wording. Dan Olsen seconded the motion and it passed with all voting in the affirmative.

Resolution 02-148

The Council was presented with an updated list of Planning & Zoning members. The new list reads as follows:

*Zoning Membership
List Approved*

Chairman	Holt Harrison
Vice Chair	Robin Bemis
Members	Jim Richards
	Arnold Baker
	Brent Cooper
	Loa Kay Bowthorpe
	Michael Nash
	Bruce Cook
	Ron Pierce

Dan Olsen **moved** to accept the list with the additions of Bruce Cook and Ron Pierce. The second was by Anthony Byron and passed with all voting aye.

Craig Blunt informed the Council that there would be a County wide clean-up on April 27th - May 4th. Craig requested the use of City equipment to help with the clean-up. Dean Baker made the **motion** to allow the use of City equipment and to prepare a Resolution in support of the clean-up. Dan Olsen seconded the motion and it passed with all voting aye.

Valley Wide Clean-Up

Craig explained to the Council that the rocks have been removed from the old tube slide hill and some will be used to build a retaining wall in the east park. The dirt is also being removed and part of it is being used to fill in the swell next to the hill. Dean Baker also wanted to let the Council know that the Grand Opening for the Splash Park would be held on May 17th. The blue building used for the old tube slide has been removed and the plan is to place a pavilion in its place. There was a discussion about selling some material from the old blue building and also selling the water slide. The Council saw no problem with selling those items and a price of \$5.00 per foot was agreed upon for portions of the water slide.

*Update on Tube
Slide Hill and Splash
Park*

Craig Blunt let the Council know that the City had been awarded \$117,000 from the CIB for the purchase of a new dump truck and snowplow. Dan Olsen **moved** to accept the CIB grant and to execute the signing of the contract. The second was by Dean Baker and passed with the following vote:

Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Absent
Lowell Long	Aye
Dan Olsen	Aye

Cindy Snyder came before the Council to request that her son, Wes Snyder, be placed back on her health insurance policy. He was taken off for a short period of time while he was insured with his employer. He has since quit that job and is going to school full time. Dan Olsen **moved** to accept Cindy's son back on the health insurance with Cindy paying the extra premium for family coverage. The second was by Anthony Byron and passed with all voting in the affirmative.

After some discussion about the use of the Council Room it was decided to place this item on the agenda for the meeting on April 25th.

Dan Olsen made the **motion** to move into Executive Session at 9:30 p.m. to discuss personnel and possible litigation. The second was by Lowell Long. Those attending executive session were Niles W. Mott, Anthony Byron, Lowell Long, Dean Baker, Dan Olsen, Craig Blunt, and Nikki Kay.

It was **moved** by Dan Olsen and seconded by Lowell Long to move out of Executive Session at 9:45 p.m. The motion passed with all voting aye.

Dan Olsen **moved** to accept the resignation of Leesa Cramer as Court Clerk and to leave her on the health insurance until the end of April 2002. Anthony Byron seconded the motion and it passed with all voting aye.

Dan Olsen **moved** to hire Julie Cordova as the new Court Clerk with a starting salary of \$9.00/hr and full benefits beginning on April 15th, 2002. The second was by Anthony Byron and passed with the following vote:

CIB Grant Awarded

Cindy Snyder health insurance request

Public Use of the Council Room

Executive Session

Out of Executive Session

Resignation of Court Clerk

Hiring of New Court Clerk

Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Absent
Lowell Long	Aye
Dan Olsen	Aye

Dan Olsen **moved** to approve the travel expense of \$268.50 for Julie Cordova to travel to the Court Clerk's conference in Park City, UT. The second was by Dean Baker and passed with the following vote:

*Travel Request for
Court Clerks
Conference*

Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Absent
Lowell Long	Aye
Dan Olsen	Aye

Dan Olsen **moved** to proceed with the nuisance letter to Mr. Butch Grammer. The second was by Lowell Long and passed with the following vote:

*Nuisance letter to Mr.
Butch Grammer*

Anthony Byron	Aye
Dean Baker	Nay
Everett Coon	Absent
Lowell Long	Aye
Dan Olsen	Aye

Having no other matters before the Council Dan Olsen made the **motion** to adjourn at 9:50 p.m. The second was by Lowell Long and passed with all voting in the affirmative.

Meeting Adjourns

APPROVED BY THE COUNCIL ON THE 25TH DAY OF APRIL 2002.

BY: *Willis Mott*

ATTEST: *Debbie W. Kay*

*Naples City Council
April 25, 2002
Minutes*

The regularly scheduled meeting of the Naples City Council was held April 25, 2002 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

Date, Time & Place of Meeting

Council members attending were Mayor Pro-tem Dan Olsen, Lowell Long, Dean Baker, Everett Coon, and Anthony Byron. Mayor Mott was out of town.

Council Members Attending

Others attending were Craig Blunt, Nikki Kay, Janie Higgins, Colette Kremin, Raquel Kremin, Ryan Dearth, Jordan Hadlock and Vance King.

Others Attending

It was **moved** by Lowell Long to approve the agenda. The second was by Everett Coon and passed with all voting in the affirmative.

Agenda Approved

It was **moved** by Dean Baker to approve the minutes of April 11, 2002. The second was by Lowell Long and passed with all voting in the affirmative.

Minutes Approved

The business license of Intermountain Enterprises was presented to the Council for approval. Everett Coon **moved** to approve the license. The second was by Lowell Long and passed with all voting aye.

Business License Approved

Steve Guibord came before the Council requesting approval for Steve Howe to attend a White Collar Crime conference in Moab, UT. The cost for meals, lodging, and the conference would be \$214.90. It was **moved** by Dean Baker to approve the travel expense in the amount of \$214.90. The second was by Everett Coon and passed with the following roll call vote.

Request for Travel

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

Park Update

Councilman Dean Baker gave the following report to the Council about the tube slide hill and the Splash Park. The Recreation District had designated \$4,000 to spend on leveling the dirt at the tube slide hill. The dirt had not all been removed when the \$4,000 was expended. Councilman Baker contacted Brownie Tomlinson to see what the cost would be to finish removing the dirt, fill in the swell to the west of the splash pad, and to move the rest of the dirt to the East Park. Mr. Tomlinson's estimate was for \$6,547.00. Anthony Byron **moved** to accept the proposed cost of \$6,547 to complete the job. The second was by Lowell Long and passed with the following roll call vote:

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

The Council also asked Dean to check with the Recreation District about sharing the cost for a sprinkling system.

Councilman Baker also expressed his desire to have all of the rocks removed from the area to help make things look presentable for the Splash Park grand opening. After some discussion about the use of the rocks it was **moved** by Dean Baker to have Craig Blunt move the rocks to the north boundary of the East Park, this would provided a natural boundary line for that end of the park. It was also **moved** by Dean Baker to expend \$1,500 for landscaping felt to place under the rocks and to rent the machinery needed to move the rocks. The second was by Anthony Byron and passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

The City office has received requests recently about scheduling or renting the Council room. After some discussion about the purpose of the building and the use of the Council room it was **moved** by Everett Coon that it be adopted by policy that the Council room not be used for any commercial, business, or private use and that all requests to

*Use of Council Room
and Building*

use the building would come before the Council. The cost to use the building, with Council approval, would be \$10.00 per day or \$25.00 at night. The Council reserved the right to waive the fee. The second to the motion was made by Lowell Long and passed with all voting aye.

Craig came before the Council requesting the following expenditures: \$379.00 for the purchase of a tool box in the GMC truck that Bruce drives. Everett Coon **moved** to approve the \$379 and Dean Baker seconded the motion with the following vote:

Expenditure of Funds

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

\$1450.00 for 2 tons of hot mix to do crack sealing. Dan Olsen **moved** to approve the expenditure. Lowell Long seconded the motion and it passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

Dean Baker **moved** to approve the request of \$1,800.00 for the purchase of a broom replacement for the street sweeper. Dan Olsen seconded the motion and it passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

For grounds maintenance Craig asked for approval to purchase a new weedeater with an edger attachment. Anthony Byron **moved** to approve \$350.00 for the weed eater and \$90.00 for the edger attachment. Everett Coon seconded the motion with the roll call vote as follows:

Dan Olsen	Aye
-----------	-----

Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

Craig also requested money to purchase a storage shed to be placed in back of the office. The shed would be used to park the mower and for other miscellaneous tools. Lowell Long **moved** to approve the expenditure of \$1,299 for the purchase of the shed. Dean Baker seconded the motion and it passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

There was a request from the office personnel for the purchase of a new typewriter, as the other one was broke and could no longer be repaired, The other request was for a new laptop computer to be used by the Court and the Recorder. Dan Olsen **moved** to approve up to \$1,000 for the purchase of a new typewriter. Everett Coon seconded the motion and it passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

Dean Baker **moved** to approve the expenditure of \$2,200 for the purchase of a laptop computer with a docking station. The second was by Dan Olsen and passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

Craig requested approval to purchase cedar chips to place around the trees at the office. The request was for \$1,152. It was **moved** by Dan Olsen to approve the expenditure

with the second by Anthony Byron and passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

Everett Coon made the **motion** to open the budget hearing at 8:25 p.m. The second was by Lowell Long and passed with all voting aye. A workshop was held at the Naples City office on April 23, 2002 to discuss the amendments that need to be made to the budget for FY 2001-2002. Those attending the workshop were Dan Olsen, Lowell Long, Dean Baker, Everett Coon, Bob Foley, Craig Blunt, Janie Higgins, and Nikki Kay. The changes that were discussed at the workshop were discussed this night in Council. Having no input from the public it was **moved** by Dan Olsen to close the public hearing at 8:30. The second was by Anthony Byron and passed with all voting aye.

Hearing to Open and Amend Budget for FY 2001-2002

It was **moved** by Dan Olsen to open and amend the FY 2001-2002 and make the proposed changes, for a list of the changes see the attachment to minutes. The second was by Anthony Byron and passed with the following roll call vote:

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

Motion to Open and Amend Budget for FY 2001-2002

The Council was once again presented the Building Official Ordinance containing the requested changes. After some discussion it was **moved** by Dan Olsen to adopt Chapter 10 of the Building Official Ordinance, amending the Building Officials Ordinance title 10-000. The second was by Anthony Byron and passed with the following roll call vote:

Building Official Ordinance

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

It was **moved** by Dan Olsen to adopt Resolution 02-148, amending the fee schedule for building ordinance 10-05. The second was by Anthony Byron and passed with the following roll call vote:

Resolution 02-148

Dan Olsen	Aye
Anthony Byron	Aye
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

Having no other matters before the Council it was **moved** by Everett Coon to adjourn at 8:50 p.m. The second was by Lowell Long and passed with all voting in the affirmative.

Meeting Adjourned

APPROVED BY COUNCIL ON THE 9th DAY OF MAY, 2002.

BY: *Nick Mott*

ATTEST: *Nell W. Kay*

*Naples City Council
May 9, 2002
Minutes*

The regularly scheduled meeting of the Naples City Council was held May 9, 2002 at 7:30 p.m. at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah.

Date, Time & Place of Meeting

Council members attending were Mayor Niles W. Mott, Dan Olsen, Anthony Byron Everett Coon, and Dean Baker. Lowell Long was absent.

Council Members Attending

Others attending were Craig Blunt, Nikki Kay, Janie Higgins, Vance King, Shane Slaugh, Levi Pummell and Liz Reynolds.

Others Attending

It was **moved** by Dan Olsen to approve the agenda with the change of Ideal Engineering under item #5. The second was by Everett Coon and passed with all voting in the affirmative.

Agenda Approved

It was **moved** by Dan Olsen to approve the minutes of April 25, 2002 with corrections. The second was by Everett Coon and passed with all voting in the affirmative.

Minutes Approved

Janie Higgins presented the bills for approval. Following a brief discussion it was **moved** by Dan Olsen to approve the bills for payment in the amount of \$23,667.24. The second was by Dean Baker and passed with a roll call vote as follows:

Bills Approved For Payment

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

It was **moved** by Everett Coon to approve the license of Franks Westates Services, they have bought out Westates Casing. The second was by Dean Baker and passed with all voting aye. The second license for approval was for Ferguson Beauregard, it was **moved** by Dan Olsen to approve the license. The second was by Anthony Byron and passed with all voting aye.

Business License Approval

Vance King with Ideal Engineering came before the Council to update them on the 2850 South Road Project. Mr. King

2850 South Road Project

brought in the Design Engineering for the 2850 So. street improvement. Plans for the road were given to the Council to review so that it could be brought before Redevelopment to make the decisions. The Council asked Mr. King to figure in the cost of a driveway on the west side of the parking lot and to add in the cost of lights for both sides of the street. Vance estimated the cost for the additions to the project would be approximately \$12,000. The Council asked Mr. King to have the designs ready for the Redevelopment meeting on May 23, 2002.

Vance King was representing Civco Engineering as Troy Ostler was out of town. Troy had prepared a written report for the progress on the bridge and had copies of that for the Council. Progress on the bridge is proceeding as scheduled. A request for payment was also given to the Council in the amount of \$6,832.14. It was **moved** by Anthony Byron to approve the draw to UDOT in the amount of \$6,832.14, the second was by Dan Olsen and passed with the following roll call vote:

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

Craig Blunt gave the Council the letter he had received from UDOT regarding a traffic signal study conducted at 1500 E 2500 S. The letter stated that from the results of the study the location does not meet the required MUTCD warrant criteria for a new traffic signal. There was some discussion about petitioning for a light on 500 south. The Council would like Craig, at some future time, to try again for the signal light.

The Council was given a proposal for changes in withholdings on health insurance. PEHP has recently made changes so that employees on the health insurance plan could decide which plan they would like to be on. The employees presented a proposal to the Council for different amounts of withholdings depending upon which health plan they choose to be on. If the employee chose to stay with the preferred plan, they would pay 20% of the difference between family coverage and single coverage. If the employee opts for Comp Care I, they would pay \$40 per

*Ashley Creek Bridge
Update - Approval of
Payment*

*UDOT Traffic Signal
Update*

*Health Insurance
Proposal for changes*

month and have a \$250 deductible. If an employee opts for Comp Care II the City would pay the full amount of the premium and the employee would have a \$500 deductible. It was **moved** by Dan Olsen and seconded by Everett Coon to allow the employees the choice of medical coverage as presented and to lower the percentage the employee pays for preferred care from 30% to 20%. The motion passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

It was **moved** by Dan Olsen to accept the tentative budget as presented. Dean Baker seconded the motion and it passed with all voting aye.

*Tentative budget for
FY 2002-2003 given to
Council*

It was **moved** by Anthony Byron to set June 20, 2002 as the date for a public hearing to adopt the final budget for FY 2002-2003. The second was by Everett Coon and passed with all voting in the affirmative. Dan Olsen also **moved** to publish a notice in the paper to open and amend the budgets for FY 2001-2002 and to adopt the final for 2002-2003. The second was by Dean Baker and passed with the following roll call vote:

*Public Hearing Set
for Adoption of Final
Budget.*

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

Dean Baker read a letter he had received from the students at Naples Elementary. The letter was from students that are learning how to juggle, they requested a donation to purchase t-shirts to be worn for a juggling performance. The Council discussed using public funds for such a request. After some discussion it was decided that some of the Council and employees would personally like to donate to the students. Nikki Kay received the money from those wanting to participate, it will be given to Chief Guibord to take to the

Donation

school.

Shane Slaugh and Levi Pummell came before the Council to request purchases for the Fire Department. Shane asked the Council for approval to purchase turnout gear for Brett Reynolds. The gear the Department already has does not fit Brett. Dan Olsen **moved** to approve up to \$980.50 for the turnout gear. Anthony Byron seconded the motion and it passed with the following roll call vote:

Request to Purchase

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

Chief Slaugh also asked the Council about purchasing new pagers. The pagers the department now have are no longer being made and they are in need of new ones. The Council asked Shane if the department could wait until the beginning of the new fiscal year and also asked him if he would check into the cost of leasing the pagers.

The manuals for state testing and certifying as firefighters has been updated, the new books are called Evolution testing. Chief Slaugh asked the Council for approval to purchase the new manuals. Anthony Byron **moved** to approve up to \$315.00 for the purchase of 7 new manuals with the rest to be purchased at a later date. Dean Baker seconded the motion and it passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

Shane and Levi were thanked for coming and for the good work they do for the Department.

Craig Blunt came before the Council to request an additional \$3,000 for the salt shed that was approved. The added expense was for a greater snow load in the roof of the shed and for the cost of the foundation. Dean Baker **moved** to approve the additional amount, the second was by Anthony

*Approval of Expenditure
for Roads*

Byron and passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

Craig also requested \$248.90 to purchase assorted shovels and handles that are of a higher quality. Dan Olsen **moved** to approve the request for the purchase, Dean Baker seconded the motion and it passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

The ceiling fans in the Fire Department needed to be replaced and repaired it was requested to expended \$390.34 for the purchase and repair. It was **moved** by Dan Olsen to approve the expenditure, the second was by Dean Baker and passed with the following roll call vote.

*Approval of Expenditure
for Government Bldg*

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

Nikki Kay requested approval to expend funds to purchase office supplies before the budget freeze in June. Dan Olsen **moved** to approve up to \$500.00 for the purchase of office supplies. The second was by Anthony Byron and passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

It was **moved** by Dan Olsen to have the Mayor execute the signing of a contract with Brownie's Excavation for the

*Execute Signing of
Contract and plat*

removal of the tube slide hill. The second was by Anthony Byron and passed with all voting aye.

It was **moved** by Dan Olsen to have the Mayor sign the plat for the Ron & Beverly Pierce minor subdivision, the second was by Anthony Byron and passed with all voting aye.

Dean Baker brought before the Council the prices for the new Splash Park. These prices were discussed at the Recreation meeting, it was decided to charge \$1.00 for entrance to the Splash Park. After some discussion the Council asked Dean if he would take back to the Recreation District the request to have Monday night as a free admission night to the Splash Park. Dean said he would take that recommendation back to the Recreation board.

Other Matters

Dean Baker and Craig Blunt also gave the Council an idea for a sign and planting area next to the driveway into the ball diamonds. There is a low area next to the driveway that could be used to plant some flowers or shrubs and place a rock with "Naples Park" engraved in the rock. Craig obtained some drawings and cost from D-Vice Manufacturing for the purchase of the rock sign. The Council was given these for their consideration.

Having no other matters of business it was **moved** by Dan Olsen to adjourn at 10:05 p.m. The second was by Dean Baker and passed with all voting in the affirmative.

Meeting Adjourns

APPROVED BY COUNCIL ON THE 23rd DAY OF MAY, 2002.

BY: *Nick W. Mott*

ATTEST: *Dell W. Kay*

*Naples City Council
May 23, 2002
Minutes*

The regularly scheduled meeting of the Naples City Council was held May 23, 2002 at 7:45 p.m. at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah.

Date, Time & Place of Meeting

Council members attending were Mayor Niles W. Mott, Dan Olsen, Anthony Byron, Lowell Long, and Dean Baker. Everett Coon was absent.

Council Members Attending

Others attending were Nikki Kay, Craig Blunt, Janie Higgins, Steve Howe, Steve Guibord, Barton Sloan, and Vance King.

Others Attending

It was **moved** by Dan Olsen to approve the Agenda. The second was by Lowell Long and passed with all voting in favor.

Agenda Approved

It was **moved** by Dan Olsen to approve the minutes of May 9, 2002 with the changes. The second was by Anthony Byron and passed with all voting aye.

Approval of Minutes

There were no business licenses to approve.

Business License Approved

Craig Blunt presented the Council with information he had received on cable modem franchise fees. The letter was from an attorney asking for funds to help fight for municipalities on obtaining cable modem franchise fees. Craig explained to the Council that Dennis Judd was looking into the matter and other entities were aware of this letter also. All of this was given as information for the Council.

Cable Modem Franchise Fees

It was **moved** by Dan Olsen to allow UDOT to use the Council room in June for their meetings regarding the widening of Hwy 40 at the bottle neck. Lowell Long seconded the motion and it passed with all voting aye.

Use of Council Room for UDOT meetings

Nikki Kay explained to the Council that there was a need to open a trust account at Zions bank to hold money for building permit bonds. The money would be in a non-interest bearing account and would be refunded back to the individuals upon compliance with their building permit. It was **moved** by Dan Olsen to open a trust account at Zions Bank for the holding of building permit bonds. The second was Dean Baker and

Opening of Trust Account for Bldg Permit Bonds

passed with the following roll call vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

It was **moved** by Dan Olsen to open the public hearing for the CDBG at 8:05 p.m. Lowell Long seconded the motion and it passed with all voting aye. Craig Blunt, the project manager, explained to the public that the purpose of the hearing was to allow citizens of Naples City to provide their input on projects under the 2002-2003 Community Development Block Grant program. The city referred to its capital improvement list and decided to apply for funds to construct and ADA sidewalk on 1900 South. The 5' sidewalk is planned to go from 1500 E (Hwy 40) to 2000 E on the north side of 1900 S. Craig Blunt also explained that the application was successful in the regional rating and ranking process and the 1900 S ADA sidewalk project was awarded \$23,632, this is half the cost to complete the sidewalk from Hwy 40 to 2000 E. Mayor Mott asked for any comments, questions, or concerns from the public. Councilman Dan Olsen thought that with the expansion of the park it would be beneficial to have the sidewalk go west from 2000 E. to the driveway of the Splash Park. Councilman Dean Baker would like to see the improvement in front of the Fire Department, with the sidewalk beginning at Hwy 40 and moving east to the driveway of the Splash Park. Having no comments from the public it was **moved** by Dan Olsen to close the public hearing at 8:15 p.m. The second was by Dean Baker and passed with all voting affirmative.

*Public Hearing for
CDBG*

It was **moved** by Dean Baker to proceed with the 1900 S. sidewalk project. The motion was to begin the sidewalk at the east end of the Fire Department moving east to approximately the other side of the Splash Park driveway. The second was by Dan Olsen and passed with the following roll call vote:

*Motion to Proceed
with CDBG sidewalk
project*

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Steve Guibord approached the Council about replacing one of the older radar guns. He asked for approval to purchase a new radar gun for approximately \$2,000. It was **moved** by Dan Olsen to approve up to \$2,000 for the purchase of a new radar gun. The second was by Lowell Long and it passed with the following roll call vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

*Police Department
Purchases*

Steve Howe asked the Council for approval to purchase four new tires for the GMC Jimmy, the cost would be \$444.00 for the tires and to mount and balance them. It was **moved** by Dan Olsen to approve the expenditure of \$444.00. The second was by Lowell Long and passed with the following roll call vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Steve Guibord also asked the Council for approval to purchase a new printer. The Laser Jet printer in the Police Department is not working. The price of a new Laser Jet 1000 from Swain's would be \$334.00. Dan Olsen **moved** to approve the purchase of a new printer for that amount. The second was by Lowell Long and passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt explained to the Council the need to set up a Board of Equalization for the High Country SID. Nikki Kay explained that there has been prepared the assessment rolls for Naples, UT Special Improvement District No. 2000-1 for action and consideration by the Board of Equalization and Review and by the City Council, which assessment rolls are on file in the office of the City Recorder and available for inspection by any

*High Country SID
Equalization Board.*

interested property owner. There was a **motion** by Dan Olsen and seconded by Dean Baker that a Board of Equalization and Review, as required by law, for the district (the "Board") be appointed, consisting of the Mayor and the following members of the City Council of the City, any three members of who can act at the hearings of the Board:

Niles W. Mott	Mayor
Dean A Baker	Councilmember
Anthony Byron	Councilmember
Everett E. Coon	Councilmember
Lowell D. Long	Councilmember
Dan E. Olsen	Councilmember

The Board shall sit as a Board of Equalization and Review on the special assessment proposed to be levied and assessed on the property within the district at the City Council Chambers, 1420 E 2850 S, Naples, UT, on June 18, 2002, between the hours of 7:00 p.m. and 8:00 p.m., on June 19, 2002 between the hours of 7:00 p.m. and 8:00 p.m. and on June 20, 2002 between the hours of 7:00 p.m. and 8:00 p.m. to hear and consider any objections to and make corrections of any proposed assessments which the Board may deem unequal or unjust. The City Recorder is hereby authorized and directed to publish and mail, as provided by law and the ordinances of the city, a notice of meeting of the Board. The motion passed with the following roll call vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt received a request from Civco Engineering for a draw on the Ashley Bridge project. The request was in the amount of \$5,551.12. Dan Olsen **moved** to approve the request, Lowell Long seconded the motion and it passed with the following roll call vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye

*Ashley Bridge
Request for Draw*

*Naples City Council
May 29, 2002
Minutes*

This is a continuation of the regularly scheduled meeting of the Naples City Council that was held May 23, 2002 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah. The meeting was called to order at 7:05 p.m. by Mayor Niles W. Mott.

*Date, Time & Place
of Meeting*

Council members attending were Dan Olsen, Anthony Byron, Lowell Long and Dean Baker.

*Council Members
Attending*

Others attending the meeting were Craig Blunt, Janie Higgins, Steve Guibord, and Nikki Kay.

Others Attending

Council was presented a letter from UDOT regarding the cross gutters along Hwy 40. Craig's recommendation to the Council was to write up a proposal concerning the gutters and present that to UDOT. Councilman Baker recommended having pictures or a video that shows how the water runs down the highway. Craig was asked to follow up on this matter.

*UDOT letter
regarding cross
gutters*

Craig Blunt asked the Council for approval to travel to the CIB meeting in Salt Lake City. Dan Olsen **moved** to authorize the travel and the use of the City vehicle. Lowell Long seconded the motion and it passed with the following roll call vote:

*Travel request to CIB
meeting*

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Absent
Lowell Long	Aye
Dean Baker	Aye

Due to graduation being held early on Friday and the desire of most of the office staff to attend graduation, it was **moved** by Dan Olsen to close the office at 2:30 on Friday afternoon. The second was by Lowell Long and passed with all voting in the affirmative.

*Office to close early on
Friday*

It was **moved** by Dan Olsen to increase the budget for the City Attorney/City Prosecutor to cover the increase in the

Increase in budget for

health insurance for the year. The second was by Dean Baker and passed with the following roll call vote:

City Attorney

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Absent
Lowell Long	Aye
Dean Baker	Aye

Janie presented the Council with some recommendations on cutting the budget for FY 2002-2003 and also some suggestions on bringing the current FY budget into compliance. The Council went through the budget page by page and discussed the needed changes. These will be presented at the public hearing for the budgets on June 20, 2002. The budget for FY 2001/02 will be open and amended and the final budget of FY 2002/03 will be adopted.

Discussion of Budget

Having no other matters before the Council it was **moved** by Dan Olsen to adjourn at 10:00 p.m. Anthony Byron seconded the motion which passed with all voting in the affirmative.

Meeting Adjourns

APPROVED BY COUNCIL ON THE 13TH DAY OF JUNE, 2002.

BY: *Nick W. Math*

ATTEST: *Nick W. Kay*

Dean Baker

Aye

Janie Higgins provided copies of the budget to the Council. Janie had met with Bob Foley earlier in the week and Mr. Foley had some suggestions about cutting some of the budget in order to be in compliance with the State auditor. After a lengthy discussion about budget cuts and getting the budget to balance there was a motion made to continue the Council meeting to May 29, 2002 at 7:00 p.m.

*Budget Matters
Discussed*

The **motion** was made by Dean Baker to continue City Council meeting on May 29, 2002 at 7:00 p.m. The second was by Lowell Long and passed with all voting in the affirmative.

Motion To Continue

APPROVED BY COUNCIL ON THE 13TH DAY OF JUNE, 2002.

BY: *Niles W. Matt*

ATTEST: *Lowell W. Kay*

Naples City Council
June 13, 2002
Minutes

The regularly scheduled meeting of the Naples City Council was held June 13, 2002 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 8:00 p.m.

Date, Time & Place of Meeting

Council attending were Mayor Niles W. Mott, Dan Olsen, Everett Coon, and Dean Baker. Anthoney Byron and Lowell Long were absent.

Council Attending

Others attending were Craig Blunt, Brad Grammer, Aubri Bonner, Vance King, Troy Ostler, Pryor Harrell, Brownie Tomlinson, Steve Howe and Nikki Kay.

Others Attending

Everett Coon **moved** that the Council approve the Agenda with the addition of Executive Session after item #13. The second was by Dan Olsen and passed with all voting in the affirmative.

Agenda Approved

It was **moved** by Dan Olsen and seconded by Everett Coon to approve the minutes of May 23, 2002 and May 29, 2002 with corrections. The motion passed with all voting in the affirmative.

Minutes Approved

Brad Grammer asked to address the Council. Brad's father, Butch Grammer has been given notice that his property has been deemed a nuisance. Brad is in the process of trying to buy the property from his father and he wants to know where he would stand with the Council if he bought the property. He asked the Council how many cars he could keep without violating the City's ordinance. Brad asked the Council for three years to have the property cleaned up. The Council felt this was unacceptable. The Council was not attempting to deny Mr. Grammer the right to keep some cars to restore but they would like them to be out of sight, either in a garage or behind an obscure fence. As Mr. Grammer was not on the agenda, the Council could not make any decisions. The Council asked Mr. Grammer to set a time and date to be on the agenda and to present a plan to the Council on a time frame for the clean up and on how many cars would be kept and where they would be stored.

Brad Grammer asks to address Council

The bills were reviewed by Council. Following a discussion it was **moved** by Dan Olsen to approve the bills for payment in the amount of \$33,072.04. The second was by Everett Coon and passed with a roll call vote as follows:

Dan Olsen	Aye
Anthony Byron	Absent
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

Bills Approved For Payment

Dan Olsen **moved** to table items 4 & 5 and proceed with item #6 which was the opening of the bids for the 2850 S Street Project.

Table items 4 & 5

Dean Baker made the **motion** to have Craig review the bids for the 2850 South Road Project and to have his recommendation at the next Council meeting. Dan Olsen seconded the motion and it passed with all voting aye.

Bid Opening for 2850 So Road Project

Dan Olsen made the **motion** and Everett Coon gave the second to move back to item #4. The motion passed with all voting aye.

Motion to move back to item 4

Everett Coon **moved** to approve the business license of L&D, Inc. The second was by Dan Olsen and passed with all voting in the affirmative.

Business licenses

Dan Olsen **moved** to renew the contract with Central Dispatch and to have the Mayor sign the contract. The second was by Dean Baker and passed with the following roll call vote:

Central Dispatch Contract

Dan Olsen	Aye
Anthony Byron	Absent
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

Dan Olsen made the **motion** to approve the payment of \$3,750 to Ideal Engineering for the Design Engineering portion of the 2850 So Road Project. The second was by

Payment to Ideal Engineering for

Everett Coon and passed with the following roll call vote:

Dan Olsen	Aye
Anthony Byron	Absent
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

2850 So Project

The Council was presented with bids from three different companies; Burdick Paving, Allred Paving, and Hacking Paving, to lay asphalt at four different locations for the City, the office parking lot, the rear parking lot at the City office, Naples shop parking lot, and the Fire station parking lot. Dan Olsen **moved** to table this matter until the Council could receive clarification of Burdick Paving's bid. Everett Coon seconded the motion and it passed with all voting aye.

Bids for Asphalt of Parking Lots

Pryor Harrell with the Ashley Valley Sewer Board approached the Council about the sewer line they are replacing down 1500 South. The Sewer Board will be replacing the line from the top of 1500 South down past the Sadlier's place. The request from the Sewer Board was to attach their new line to the bottom of the bridge. Troy Ostler was also present and said UDOT did not allow others to hang anything from their bridges but in this case it was a matter for the City Council to decide. Troy informed the Council that there were provisions made in the bridge to allow for this type of thing. The bridge would have hangers built into the concrete that would allow the sewer line to hang from it. The Council asked Mr. Harrell to have an agreement drawn up specifying that the Sewer Board would comply with our time table (be ready to go when that phase of construction is reached) and that the agreement would include a hold harmless clause. Mr. Harrell was asked to come back when the agreement was ready and present it to the Council.

Request for sewer line to hang from new bridge.

Craig Blunt presented the Council with the Geo-Technical study concerning the Ashley Bridge. It was given to them for their review.

Geo-Technical Study given to Council

Craig showed the Council a map which highlights the current location of street lights throughout the City. Craig asked the Council if they would like to place more lights this year. Dean Baker **moved** to approve the placing of six more lights in the City. It was moved to place them along 500 East, 2500

New Street Lights

South and 2000 East. The second was by Everett Coon and passed with the following roll call vote:

Dan Olsen	Aye
Anthony Byron	Absent
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

Steve Howe came before the Council with prices from Basin Sports for the purchase of two gun safes. Each safe would be \$1199.99 with \$100 for the cost of shipping. Steve also asked to purchase a locked shot gun rack for the Jimmy. The cost of the rack would be \$280.00. It was **moved** by Dean Baker to approve up to \$2,800 for the purchase of the safes and the gun rack. The second was by Everett Coon. The motion passed with the following roll call vote:

Dan Olsen	Aye
Anthony Byron	Absent
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

*Approval to Purchase
Police Department*

Craig Blunt asked the Council for approval to purchase computer software for the Building Official. The software would help in tracking building permits and also help with zoning. The request was for \$2,600. Dean Baker asked Craig to find out if the software would be compatible with the new Windows XP coming out. Dean sees the Windows 98 as being phased out in the near future. Craig was asked to check into that and get back to the Council with the information.

*Approval to Purchase
Building Official*

Dean Baker was asked by Council to approach the Recreation District on obtaining matching funds to put a sprinkling system in at the West park. Dean reported back to the Council that the Rec District currently has a 45 day freeze on all spending. The Rec District asked if the City would consider putting the sprinkling system in and the District would be willing to help fund the sprinkling system for the East park when the freeze is lifted.

*Sprinkling System for
the West park.*

Craig asked the Council for permission to rent a backhoe to

Rental of Backhoe

complete the project of moving the rocks at the East park. Dan Olsen **moved** to approve the rental of the backhoe, Dean Baker seconded the motion and it passed with the following vote:

Dan Olsen	Aye
Anthony Byron	Absent
Everett Coon	Aye
Lowell Long	Absent
Dean Baker	Aye

Dan Olsen made the **motion** to move into Executive Session at 9:20 for personnel matters. The second was by Everett Coon and passed with all voting aye. Those attending Executive Session were Dean Baker, Dan Olsen, Niles Mott, Everett Coon and Nikki Kay.

Executive Session

Dan Olsen made the **motion** to move out of Executive Session at 9:25. The second was by Dean Baker. It passed with all voting aye.

Out of Executive Session

Dan Olsen **moved** to accept the employee evaluations that were presented and to have the Mayor sign them. The second was by Dean Baker. The motion passed with all voting in the affirmative.

Acceptance of Employee Evaluations

Having no other matters of business it was **moved** by Everett Coon to adjourn at 9:25 p.m. The second was by Dean Baker and passed with all voting in the affirmative.

Meeting Adjourns

APPROVED BY COUNCIL ON THE 20TH DAY OF JUNE, 2002.

By: *Niles W. Mott*

ATTEST: *Nikki W. Kay*

*Naples City Council
June 20, 2002
Minutes*

The regularly scheduled meeting of the Naples City Council was held June 20, 2002 at 8:40 p.m. at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah.

*Date, Time & Place
of Meeting*

Council members attending were Dan Olsen, Dean Baker, Everett Coon and Anthony Byron. Lowell Long and Niles Mott were absent. Others attending were Beth Rushton, Kim Weber, Hillary Searle, Troy Ostler, Vance King, Melissa Fullmer, Cheryl Grammer, Toni Lee, Loa Kay Bowthorpe, Janie Higgins, and Nikki Kay.

*Council Members
and others
attending*

Dean Baker **moved** to approve the agenda with the following changes, Cheryl Grammer to be added after item #4, item #10 to be after Mrs. Grammer addresses the Council, and Dan Olsen requested Executive Session to be after item #12. Everett Coon seconded the motion which passed with all voting in the affirmative.

Agenda approved

It was **moved** by Everett Coon to approve the minutes of June 13, 2002 with minor corrections. The second was by Anthony Byron and passed with all voting in the affirmative.

Minutes approved

Everett Coon **moved** to open the public hearing for the purpose of opening and amending the FY 2001-2002 budget at 8:45 p.m. The second was Anthony Byron and passed with all voting aye.

*Public Hearing to
Open & Amend
Budget*

After some discussion about the changes to the budget the public was asked for any comments or questions. One of the students from school asked for the totals on the budget. With no other comments or question it was **moved** by Everett Coon to close the public hearing at 9:00 p.m. The second was by Anthony Byron. The

Public Input

motion passed with all voting in the affirmative.

Anthony Byron **moved** to open and amend the budget for FY 2001-2002 and to make the following changes. Move \$1,000 from the Animal Control budget to the City Auditor budget, move \$1,500 from the Animal Control budget to the Building Officials budget, appropriate \$7,000 to next years budget for street striping, move \$1,500 from the Animal Control budget to the parks and to accept the transfers listed on the sheet given to the Council. The list will be included as an attachment to minutes. Dean Baker seconded the motion and it passed with the following roll call vote:

Dan Olsen	Aye
Dean Baker	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent

*Motion to Open &
Amend Budget FY
2001-2002*

The **motion** was made by Dean Baker to adopt the budget for General Fund in the amount of \$933,824 the second was by Anthony Byron. The **motion** was made by Dean Baker to adopt the budget for Debt Service in the amount of \$23,224 the second was by Anthony Byron. Everett Coon **moved** to adopt the budget for Asset Acquisition in the amount of \$371,000 the second was by Anthony Byron. Dean Baker **moved** to adopt the budget for Capital Project Roads in the amount of \$972,899 the second was by Anthony Byron. Everett Coon made the **motion** to adopt the budget for Capital Project Parks in the amount of \$189,910 the second was by Dean Baker. Dean Baker made the **motion** to adopt the budget for the Special Improvement District in the amount of \$3,800 the second was by Dan Olsen. All motions passed with all voting the following:

Dan Olsen	Aye
Dean Baker	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent

*Motion to Adopt FY
2002-2003 Budget*

Cheryl Grammer presented the Council with a letter of the progress that has been made on cleaning up their property on 1500 So. The letter also listed action to be taken in the future to further the clean up efforts. Mrs. Grammer really feels like they need a year to complete what has been asked of them. Mrs. Grammer told the Council that the health of her husband is not the best and they do not always have someone to help them. Dan Olsen explained to Mrs. Grammer that the Council had drafted a Resolution that would extend the time frame to October 31, 2002 and that no further citations would be issued if the conditions of the Resolution were met. Resolution 02-149 was presented to the Council for their approval. Anthoney Byron **moved** to adopt Resolution 02-149. The second was by Everett Coon. The motion passed with the following roll call vote:

*Cheryl Grammer
addresses Council*

Dan Olsen	Aye
Dean Baker	Abstain
Anthoney Byron	Aye
Everett Coon	Aye
Lowell Long	Absent

Janie Higgins presented the bills to the Council, after some discussion it was **moved** by Dean Baker to approve the bills in the amount of \$12,115.23. The second was by Dan Olsen and passed with the following roll call vote:

Approval of Bills

Dan Olsen	Aye
Dean Baker	Aye
Anthoney Byron	Aye
Everett Coon	Aye
Lowell Long	Absent

Janie also asked the Council if there was any reason why bills could not be presented for payment twice a month. There was no opposition from any of the Council members. Anthoney Byron **moved** to have the bills

presented to Council for approval twice a month. The second was by Dan Olsen and passed with all voting aye.

A business license application from Butch Dennis was given to the Council for approval. The name of the business will be Skinny Dog. Mr. Dennis' business will be for designing and engraving of belt buckles. The license was approved contingent upon Craig completing an inspection of the business location. Anthony Byron made the **motion**, Everett Coon seconded the motion and it passed with all voting aye.

*Business license
approve*

Troy Ostler with Civco Engineering gave the Council an update on the Ashley Creek Bridge. The studies that have been completed so far have been approved on a region level but they must be sent to Federal Highways. Part of the grant funding that is being provided for the bridge project is coming from Federal Highway money so everything also has to be approved at that level. Plans should be ready for review around the first of August which would allow for bidding of the project around the first part of September. Troy felt like the project should still be able to be completed in the Fall.

*Update on Ashley
Bridge*

Mr. Ostler also pointed out that the Council might want to consider the possibility of receiving some compensation from the Sewer Board for hanging the sewer line from the bottom of the bridge.

Civco Engineering presented the Council with a request for pay. The amount was for \$7,259.15. Dan Olsen **moved** to approve the pay request. Dean Baker seconded the motion and it passed with the following roll call vote:

*Pay request
approval for Bridge
project*

Dan Olsen	Aye
Dean Baker	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent

The Council once again reviewed the bids for laying asphalt at the City Office, City Shop, and Fire Department. It was **moved** by Dan Olsen to award the bid for the front area of the City Office parking lot in the amount of \$8,500 to Burdick Paving, the bid for the Fire Department parking lot in the amount of \$12,850 to Burdick Paving and to award the bid for the City Shop parking lot in the amount of \$12,200 to Allred Paving. The second was by Everett Coon. The motion passed with the following vote:

Dan Olsen	Aye
Dean Baker	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent

The **motion** was made by Dean Baker to approve the purchase of PT Win permitting software in the amount of \$2,600. The second was by Dan Olsen and passed with the following roll call vote:

Dan Olsen	Aye
Dean Baker	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent

Loa Kay Bowthorpe with the Park Committee was present at the meeting. Dean Baker asked Loa Kay to give her opinion on the Park Committees vision for the East Park. Loa Kay said they would like to see the North end of the park left fairly close to the way it is now. Loa Kay expressed her desire to use the natural swells in that end of the park as part of the walking path, she felt there was too much backfill going in there now. Councilman Dean Baker wanted to know how others on the Council felt about the idea of a pond in the East Park and to have placed in the minutes the consensus

*Asphalt Bids
awarded*

*Approval to
Purchase Software
for Building
Official*

*Discussion of East
Park and Pond*

on the pond. After some discussion it was **moved** by Dean Baker to do away with the concept of a pond in the East Park and to abandoned the permit for water right extensions for the pond. The second was by Everett Coon and it passed with all voting aye.

It was **moved** by Dean Baker to move into Executive Session for personnel matters at 10:30 p.m. The second was by Anthony Byron and passed with a roll call vote as follows:

Dan Olsen	Aye
Dean Baker	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent

*Executive Session for
Personnel matters*

It was **moved** by Anthony Byron that the Council move out of executive session at 10:35 p.m. The second was by Everett Coon and passed with a roll call vote as follows:

Dan Olsen	Aye
Dean Baker	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Absent

It was **moved** by Everett Coon to accept the Employee Performance Evaluations for Dan Fredette and Brett Roth. The second was by Anthony Byron and the motion passed with all voting aye.

*E m p l o y e e
P e r f o r m a n c e
E v a l u a t i o n*

Nikki Kay presented Ordinance 02-91 which sets the salaries of elected and appointed officials. The ordinance includes a 5% cost of living adjustment for appointed officials. Following a discussion it was **moved** by Anthony Byron to adopt Ordinance #02-91. The second was by Dan Olsen and passed with a roll call vote as follows:

*Ordinance #02-91
Adopted*

Dan Olsen	Aye
-----------	-----

Dean Baker Aye
Anthony Byron Aye
Everett Coon Aye
Lowell Long Absent

Having no other matters for discussion it was **moved** by Everett Coon to adjourn at 10:45 p.m. The second was by Dan Olsen and passed with all voting in the affirmative.

Meeting Adjourns

APPROVED BY COUNCIL ON THE 11TH DAY OF JULY, 2002.

BY: *Nelson Matt*

ATTEST: *Nell W. Kay*

*Naples City Council
July 11, 2002
Minutes*

The regularly scheduled meeting of the Naples City Council was held July 11, 2002, at 1420 East 2850 South, Naples, Uintah County, Utah. The meeting was called to order at 7:35 p.m.

Date, Time & Place of Meeting

Council attending were Mayor Niles W. Mott, Dan Olsen, Everett Coon, and Lowell Long. Anthony Byron and Dean Baker were absent.

Council Attending

Others attending were Craig Blunt, Janie Higgins, John Kay, Shane Slauch and Levi Pummell.

Others Attending

Craig Blunt and Everett Coon asked to be added under "other matters". Dan Olsen **moved** that the Council approve the Agenda. The second was by Lowell Long. The motion passed with all voting in the affirmative.

Agenda Approved

It was **moved** by Lowell Long and seconded by Everett Coon to approve the minutes of June 20, 2002, with changes. The motion passed with all voting in the affirmative.

Minutes Approved

The bills were reviewed by Council. Following a discussion it was **moved** by Dan Olsen to approve the bills for payment in the amount of \$53,634.68. The second was by Lowell Long and passed with a roll call vote as follows:

Bills Approved For Payment

Dan Olsen	Aye
Anthony Byron	Absent
Everett Coon	Aye
Lowell Long	Aye
Dean Baker	Absent

Craig Blunt stated that Zoning Commission met in June and completed updating the Zoning Ordinances. Mr. Blunt then read the statement the Planning and Zoning Commission had entered into their June minutes.

Zoning - Downtown Development Plan

The Commission will now be concentrating on the master plan, in particular the development of a downtown plan. The three items they will be concentrating on are: 1) Redefining

the commercial zone, keeping the downtown for retail only;
2) add a budget line item to fund master plan development;
and 3) work with AOG/Economic Development to study
business types that would benefit the area.

The line item amount requested by the Commission is
\$5,000.00. The Council requested that the Zoning
Commission present the matter before the council, giving
further details on the direction they plan to move. Everett
Coon **moved** to table the matter until the next council
meeting. Dan Olsen seconded the motion. It passed with all
voting aye.

Craig Blunt presented a plat showing 1000 South. The
request presented to the council was to allow Mr. Davies to
write up the easements for the road, place these on a plat
for owners signature, ready for recording, and to place
property markers. The cost for this to be completed is \$500.
Dan Olsen **moved** that Naples City expend \$500 to have the
work completed on 1000 South easements and property
markers. Everett Coon seconded the motion. The roll call
vote was as follows:

Lowell Long	aye
Everett Coon	aye
Dan Olsen	aye
Anthony Byron	absent
Dean Baker	absent

1000 South Easements

Mr. Blunt reported that the road on 1500 South, in front of
Wildwood subdivision has an area that needs repaired. A bid
has been received from Allred paving in the amount of
\$7,000. This will repair a strip ten feet wide, 700 feet long
and 2 ½ inches deep. Craig is still waiting for a bid from
Burdick Paving. There is funding budgeted for B roads
maintenance which will cover these repairs. Dan Olsen
moved that the city expend up to \$7,000 to make the
necessary repairs to 1500 South in front of Wildwood
Subdivision. Lowell Long seconded the motion. The roll call
vote passed as follows:

Lowell Long	aye
Everett Coon	aye
Dan Olsen	aye
Anthony Byron	absent
Dean Baker	absent

Sidewalk & Asphalt Repairs

Craig Blunt reported that there were areas of sidewalk within the city that need to be repaired. Any deflection of 1/2 inch or greater makes the area a liability to the city. The areas of concern are located on Highway 40. He will ask UDOT to replace the damaged curb, but Naples is responsible for the sidewalk repairs.

After discussion and review of pictures of damaged areas, Dan Olsen **moved** to expend up to \$4,630 to have the areas repaired by Stearns Construction. Lowell Long seconded the motion. A roll call vote was as follows:

Lowell Long	aye
Everett Coon	aye
Dan Olsen	aye
Anthoney Byron	absent
Dean Baker	absent

The funding will be transferred from another line item in the road department budget.

Kenneth Hullinger, a Naples City resident at 2614 South 500 East, called the mayor with two complaints. One was regarding the damage to roots of his cottonwood tree, causing runners to come up. The second involved the drainage in front of his home.

*500 East - Property
Owner Complaint*

Mayor Mott called Bob Harris, an agronomist in Idaho, regarding the trees. He was told that cutting the roots would most likely not cause them to produce runners. The best way to handle is either shave them off or treat with chemicals - to desiccate the trees.

Mr. Blunt told the council that he would have to check into the drainage problem. There is no way to see what the problem is until there is water in the drainage area.

The council will send a letter to Mr. Hullinger, stating that we will spray the necessary chemicals to treat the runners from the cottonwood tree, for this season only, if this is what he desires. We will explain that our Street Department will look into the drainage problem, when water permits. The city will ask for a response to the letter.

John Kay made a presentation regarding the mapping of the city. At this point in time, Naples City does not have an official city map, with all points correctly shown. With the city having to come in compliance with GASB34 by June 15, 2004, there is a need for this type of information, with the infrastructure kept track of for reporting requirements.

Presentation on mapping

Mr. Kay gave a list of his credentials. He stated that to do this job would normally cost the city between \$75,000 to \$80,000 dollars. He is willing to do it for half this amount. This will include training Naples City personnel to use the ArcView GIS software, allowing us to keep the maps updated after the original job is completed.

The council will take the matter under advisement. Craig Blunt will look into possible funding for this need.

Dan Olsen **moved** to authorize Mayor Mott to sign Resolution #02-150, adopting the 2002/2003 budget. Everett Coon seconded the motion. It passed with all voting aye.

*Resolution 02-150
Adopting Budget*

Dan Olsen **moved** to authorize Mayor Mott to sign Resolution #02-151, setting the property tax rate for 2002. Everett Coon seconded the motion. It passed with all voting aye.

*Resolution 02-151
Setting Property Tax
Rate*

Craig Blunt requested permission to purchase the Bobcat skid-steer loader. He has researched equipment to find the best all around machine. Wheeler tried to match, but their program is a lease for \$6900 per year, and we never have ownership.

*Request to Purchase
Road Department*

The machine with all attachments will have a cost of \$47,394. The machine will be owned by the city. It will be replaced on a yearly basis, with the exception of the attachments, tires and wheels.

The council was not ready to make a decision at this time. Mr. Blunt will bring it back for approval on the next council meeting held July 25, 2002.

Shane Slaugh and Levi Pummell reported that the Naples City Fire Department was called up under the mutual aid agreement, to fight the fire in Dutch John. The Fire Department will receive some additional training and then be certified to fight wildland fires. Our department volunteers were there for 32 hours. Any damage to the trucks will be paid for, and the firefighters will receive reimbursement.

*Request for Travel
and Purchase
Fire Department*

Chief Slaugh requested an expenditure of \$1,216.00 to send seven members to training in Provo, Utah. Everett Coon **moved** and Lowell Long seconded to approve the expenditure of \$1,216.00. A roll call vote was taken and was as follows:

Lowell Long	aye
Everett Coon	aye
Dan Olsen	aye
Anthony Byron	absent
Dean Baker	absent

A request was made for purchase of 440 feet of 1 1/2 inch hose. Lowell Long **moved** to approve the expenditure of \$352 plus freight for the purchase of the hose. Dan Olsen seconded the motion. A roll call vote was taken, as follows:

Lowell Long	aye
Everett Coon	aye
Dan Olsen	aye
Anthony Byron	absent
Dean Baker	absent

The old fire truck sitting behind the Fire Station was discussed. The consensus was that we would not restore the truck. There has been an offer of \$500 from an individual wishing to purchase it. There is another party also interested. The offer will be brought back to the council at a later time.

There was discussion regarding having a car set up to take to the schools and to drive in the parades. It was the council's feeling that we will not pursue this at this time.

Shane Slauch will get the remote control car from the city shop and get it working.

Everett Coon asked the Fire Chief about the liability when our department was fighting the fire at Dutch John. Chief Slauch stated that all liability for both personnel and equipment was covered by the entity in charge of the fire fighting effort.

Council member Coon asked when the wreck would be removed from the City Shop property. Chief Slauch stated that it should have already been removed. He will look in to the matter.

The Council was reminded that the court clerk's position did not receive the 5% raise approved in the budget. This will not go into effect until after the six month's probation time is over and the raise is approved. The council asked that Jude Petry be reminded of the need for the review at the proper time.

Craig had a discussion with Al Stone at the Recreation Department regarding the sprinkling system for the West park. Mr. Stone stated that if Naples would purchase the materials, the Recreation Department would install it. The parts come to a cost of \$8,500. The council wants to get bids on having the entire system installed. There are three local companies interested in doing the project. Craig should have the bids by the next council meeting.

At this time there is not a working water fountain at the Naples City Park. Craig has contacted six people, but has been unable to find someone to complete the necessary work at this time. Craig Blunt asked the council if any of them were willing to spend a day helping him complete the project. The Mayor volunteered.

The park will not have irrigation water after this week and Craig has been looking into options. One option is to tie into the culinary water. The estimated cost to do this is \$9,800. Craig is working with Boyd Workman to try and find a solution.

Other matters:

Fire Department

Court Clerk Salary

West Park Sprinkling System

Park Water Fountain

Park Irrigation

Al Stone told Craig Blunt that if Naples City will take care of the installation of necessary lines, the recreation district will pay for the water.

There was discussion by the council regarding the different options. The council felt that if it comes to it, the park will be closed until irrigation water is available again.

Everett Coon **moved** to adjourn. The motion was seconded by Dan Olsen. All were in favor. The motion carried.

Meeting Adjourns

APPROVED BY COUNCIL ON THE 25TH DAY OF JULY, 2002.

By: *Nils W. Matt*

ATTEST: *Nell W. Kay*

*Naples City Council
August 08, 2002
Minutes*

The regularly scheduled meeting of the Naples City Council was held August 8, 2002 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

Date, Time & Place of Meeting

Council members attending were Mayor Niles W. Mott, Councilmen Dan Olsen, Everett Coon, Lowell Long and Dean Baker. Anthony Byron was absent. Others attending were Nikki Kay, Craig Blunt, Vance King, Holt Harrison and Steve Howe.

*Council Members in Attendance
Others Attending*

It was **moved** by Dan Olsen to approve the agenda with changes. John Kay called and would be unable to attend, he asked to be removed from the agenda. Holt Harrison needed to address the Council about emergency temporary housing and he was added to the agenda as Item #5. The second was by Dean Baker and passed with all voting in the affirmative.

Agenda Approved

It was **moved** by Dan Olsen to approve the minutes of July 25, 2002 with minor corrections. The second was by Lowell Long and passed with all voting in the affirmative.

Minutes Approved

Following a brief discussion it was **moved** by Dan Olsen to approve the bills in the amount of \$24, 692.47. The second was by Lowell Long and passed with a roll call vote as follows:

Bills Approved for Payment

Dan Olsen	Aye
Anthony Byron	Absent
Dean Baker	Aye
Everett Coon	Aye
Lowell Long	Aye

The Council asked for someone to check on the bill from Ashley Valley Water & Sewer. The amount was very high for one month of service.

The business license for S & S Welding was presented to the Council. Dean Baker **moved** to approve the license for

Business license Approval

S & S Welding with the stipulation that the owner, Scott Sims, bring in an exemption form stating that he is exempt from charging Utah Sales Tax. Everett Coon seconded the motion and it passed with all voting in the affirmative. The Council would also like it to be part of the Business License application process that those applying for a business license produce proof of their State Sales Tax number and if they are exempt to produce proof of that.

Holt Harrison asked to address the Council about obtaining an emergency temporary housing permit for his daughter and son-in-law. Mr. Harrison will be placing a small trailer next to his home and would connect the trailer to their sewer and power. Everett Coon **moved** to approve a 6 month temporary housing permit and also asked Mr. Harrison to provide the City with a letter from Ashley Valley Water stating that they have approved the temporary hook up of the trailer. The motion was seconded by Lowell Long and it passed with all voting aye.

Councilman Dean Baker addressed the Council about the discussion he had with Chief Guibord. Chief Guibord did not feel comfortable with the police officers delivering warning letters to citizens about zoning violations. The Chief did not have a problem with issuing citations for violations but did not think the officers should be delivering letters. Craig Blunt told the Council that he asked the Chief to issue warning citations and was told the police did not issue warning citations. After speaking with Dennis Judd, it was decided to write the warning letters and have them delivered. After some discussion it was recommended that Craig obtain a Building Official citation book that could be used to issue warning citations for zoning violations.

Councilman Baker wanted to update the Council on some park matters. The Recreation District is working on correcting the problem with the tiles in the dressing rooms at the Splash Park. Mr. Baker also explained that the control box at the Splash Park was flooded and the computer chip was damaged, a replacement has been ordered and the Splash Park should be back in operation within a few days.

Craig wanted the Council to know that October 15, 2002 was the deadline for USSD road improvement applications. The applications will be given to the County, they will prioritize

*Emergency Temporary
Housing Permit -
Harrison*

*Discussion about Police
delivering zoning
violation notices*

Park Matters

*Road Improvements
List due*

them and then give them to the USSD. Craig Blunt recommended placing the 1700 South rebuild and 1900 South and 1500 South chip seals on the applications. Dan Olsen **moved** to make application to the USSD for 1700 South rebuild and 1900 South and 1500 South chip seal. Everett Coon seconded the motion and it passed with all voting in the affirmative.

The Council was presented with a request for a draw on the Ashley Creek Bridge. The amount was for \$8,540.18. Dan Olsen **moved** to approve the draw, Lowell Long seconded the motion and it passed with the following vote:

Dan Olsen	Aye
Lowell Long	Aye
Dean Baker	Aye
Everett Coon	Aye
Anthony Byron	Absent

Request for draw on Ashley Bridge

Craig Blunt updated the Council on the following projects:

Project Updates

The Salt Shed at the Shop has been completed.

A complaint from a resident living on 1500 South was received by the City. The complaint was about a chip seal project that had been completed by the County. 1500 South is a share road and the County chip sealed it, the chip seal was placed over pot holes that had not been properly filled in and there was also a mess left on the sidewalk and in the gutters. Craig explained to the Council that Larry Allred (Allred Paving) not only re-paved where the pot holes were but he also cleaned the gutters and yards of those who had been left with a mess. Craig also reported that the paving of the Shop parking lot is complete.

Craig has been meeting with officials from UDOT about the drainage along the highway, the sidewalk problems were mainly caused by the catch boxes not draining properly. UDOT also agreed to fill in the gutters at certain intersections along the Highway.

The City was awarded a Block Grant in the amount of \$10,000 from UDOT to help with fixing the curb, gutter and catch boxes at the intersections on the Highway. The City would need to sign the agreement stating that we are the Contractors and we would need to make sure the work is

Block Grant Agreement

completed, then the City would be reimbursed for the expense up to the \$10,000. Dan Olsen **moved** to accept the Grant and to have the Mayor sign the agreement. The second was by Lowell Long and passed with the following roll call vote:

Anthony Byron	Absent
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Four bids were received by the City on the old fire truck that was donated to the City from the Artesia Fire Department. The bids for the fire truck were opened and read by Mayor Mott. John Dusbabek \$500.00, IMI \$255.75, Connie Mott \$255.00 and Marion Mott \$533.00. There were two bids received for the Crown Vic police car. Daniel John \$1,020.00 and John H. Graham II \$755.00. Dan Olsen made the **motion** to accept the bid of \$533.00 from Marion Mott for the fire truck and the bid from Daniel John of \$1,020 for the police car. The second was by Lowell Long and passed with all voting in the affirmative.

Opening of Bids on Fire truck and Crown Vic

A letter was received by the Council from Mr. Butch Grammer about the tasks accomplished last month on the clean-up of his property.

Other Matters

Dan Olsen wanted Craig to see about patching a low spot next to the road on 2500 South near the Naples 7-11. The hole is a hazard for anyone walking along the side of the road.

Dan Olsen made the motion to cancel the Council meeting scheduled for August 22, 2002. The City employee party is being held that night. Everett Coon seconded the motion and it passed with all voting aye.

Cancel meeting for August 22.

Craig Blunt obtained bids for purchasing material to install the sprinkling system at the Naples Park in the area near the Splash Park. The bids were \$8,990 from Grand Junction pipe, \$9,600 from TC Landscape and \$9,350 from Vernal Winnelson.

Bids on Sprinkling System at the Park

Having no other matters before the Council it was **moved** by Everett Coon to adjourn at 8:55 p.m. The second was by Lowell Long and passed with all voting in the affirmative.

Meeting Adjourned

APPROVED BY COUNCIL ON THE 12th DAY OF SEPTEMBER, 2002.

BY: *Miles W. Math*

ATTEST: *Nell W. Kay*

*Naples City Council
September 12, 2002
Minutes*

The regularly scheduled meeting of the Naples City Council was held September 12, 2002, at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah.

Date & Place of Meeting

Council members attending were Mayor Niles W. Mott, Dan Olsen, Anthony Byron, Everett Coon, Lowell Long and Dean Baker.

Council Attending

Others attending were Janie Higgins, Craig Blunt, Nikki Kay, Troy Ostler, Vance King, Holt Harrison, John Kay, Deelor Jones, David Sadlier, Heidi Sadlier, Bruce Cook, Norman Merrell Brad Grammer, Evelyn Grammer, Kay Baker, Arnold Baker, Ken Reynolds, Travis Baker, Red Hatch, Dwaine Grammer, Cheryl Grammer, Clair Miller, and Cindy Snyder.

Others Attending

Dan Olsen **moved** to approve the agenda, Lowell Long seconded the motion which passed with all voting in the affirmative.

Agenda Approved

Dan Olsen **moved** to approve the minutes of August 08, 2002 with minor corrections. The second was by Dean Baker and passed with all voting in the affirmative.

Minutes Approved

Janie Higgins presented the bills for payment approval. There were three bills that were not entered on the payment approval sheet, they were Auto Works \$72.78, Terry's Welding \$450.00 and IFA \$76.34. This brought the total amount for approval to \$37,091.55. Dan Olsen **moved** to approve the bills in the amount of \$37,091.55. The second was by Anthony Byron and passed with a roll call vote as follows:

Bills Approved For Payment

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Aye
Dean Baker	Aye

Two business licenses were presented to the Council for approval. The first one was Wave Home Maintenance, a home repair service for small jobs. Everett Coon **moved** to approve the business license of Wave Home Maintenance, the second was by Lowell Long and passed with all voting aye. The next business license for approval was for McConkie

Business License Approval

Sales, an oilfield sales and service business being conducted out of a home. The Council asked Craig to do a little more checking on this business. Dan Olsen moved to table the approval of the business license for McConkie Sales until receiving further information from Craig. Anthony Byron seconded the motion and it passed with all voting aye.

John Kay presented the Council with a proposed plan for surveys of Naples City. Mr. Kay explained to the Council the need for a City-wide survey. One of the problems for the City is section control. There are several section corners throughout the City that have more than one control point. The problem arises with different surveyors using different section corners. In Mr. Kay's proposal, they would physically establish every section corner and see that a plat would be filed with Uintah County. The Council thanked Mr. Kay for coming and said they would look at the proposal.

Dean Baker gave to the Council a copy of the budget on the Splash Park. The water bill for the Splash Park averaged about \$1,800 per month. The Recreation District was hoping to break even on the Splash Park, they are currently operating in the red. The District would probably look at opening for certain session during the day rather than being open all day. Dean also let the Council know that Bart Mecham and his crew from the Recreation District would be starting on the sprinkling system very soon.

Everett Coon addressed the Council about the Nuisance Ordinance. Councilman Coon's feeling is that the City is approaching the enforcement of the Ordinance in the wrong way. His feeling is that we are being discriminatory and too heavy handed. He would like to see the City take a more positive approach and invite the community to participate, he expressed that the citizens don't know what our Ordinance is or what our intent is. Councilman Coon would like to see the City review the Nuisance Abatement Ordinance. Councilman Dean Baker concurred with Councilman Coon's sentiments. He felt we did need to clean up around the city but would like the Council to approach it in a more positive way. Councilman Baker would like to have the Council's approval in each situation and would like it discussed in Council before any action is taken.

Many members of the public were present at the meeting and the Mayor asked if any would like to express their opinion in this matter. Norman Merrell addressed the Council and told them he was hearing the rumblings of

*Survey Information -
John Kay*

Park Matters

*Discussion about
Nuisance Ordinance*

disincorporation again because of the manner in which the enforcement of the Ordinance is being handled.

Red Hatch was next to address the Council. He thinks the City is being too heavy handed in getting people to clean up their property. He would like to see us remain the same neighborly community we have always been. Mr. Hatch would like to see a different approach to the matter and to not expect people to be in compliance in such a short period of time.

The Mayor said time was running out on the discussion of this matter but asked if there were any other comments.

Arnold Baker then asked to address the Council. Mr. Baker had pictures of Naples Park and said the park was one of the worst offenders of the Ordinance. He felt the City was imposing on citizens property right and their civil rights.

Mrs. DeeLoris Jones was the next to address the Council. Mrs. Jones was very lighthearted in her reaction to receiving an abatement notice. Mrs. Jones said maybe it was the incentive she needed to do a little cleaning. Mrs. Jones thanked Craig Blunt for the use of City equipment to be able to move some of the material from her property.

David Sadlier was the next one to address the Council. Mr. Sadlier said he came in support of some of his neighbors who he feels an injustice is being perpetrated against them. He felt we should be more neighborly and offer to help rather than impose our will on others, also expressed was the idea that if it's your property you should be able to do what you want with it.

Dwaine Grammer then asked to address the Council. He disagreed with the statement about being able to do anything you wanted with your property, he said we should be considerate of our neighbors and try to keep our property clean. Mr. Grammer stated that he had placed a fence around his abandoned cars, but apparently that was not enough.

Mayor Mott then addressed those present and read two letters received that were in favor of a Nuisance Ordinance and wanted to see the City take steps to clean things up. Mayor Mott also explained that the Ordinance had been adopted and that it is his responsibility, as Mayor, to see that the Ordinance is enforced. He asked those present not to blame Craig Blunt, he was doing his job at the request of the Mayor.

After some more discussion about how things need to proceed it was **moved** by Dean Baker to place Ordinance 2000-87 on the next Council agenda to either revise, modify, maintain or do away with it and to hold any further action in abeyance until a decision is made. The second was by Everett Coon and passed with all voting aye.

Craig Blunt explained to the Council about the need for replacing some windows at the Fire Station. Craig obtained two estimates on replacing four of the windows. Dan Olsen **moved** to accept the lower estimate from S & H Glass and to expend \$930.00 to replace the windows at the Fire Station. The second was by Anthony Byron and passed with the following roll call vote:

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Aye
Dean Baker	Aye

Craig also let the Council know that the Fire Station needed to be painted and that would cost approximately \$2,000. No action was taken at this time.

Craig Blunt asked the Council if the Fire Department could use the funds generated from the sale of the old fire truck to purchase a new fire hose. Anthony Byron **moved** to have the Fire Department use the \$533.00 received from the sale of the old fire truck (donated from Artesia Fire Dept) to purchase new fire hose. The second was by Lowell Long and passed with the following roll call vote:

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Aye
Dean Baker	Aye

Troy Ostler with CIVCO Engineering came before the Council with the Design Study Report for the Ashley Bridge. Troy briefly explained the report to the Council and gave them an idea of the time frame for beginning construction on the bridge. The Report required the Mayor's signature. Dan Olsen **moved** to accept the report and authorize the Mayor to sign it. Everett Coon seconded the motion and it passed with all voting aye.

Troy Ostler also presented the Council with a draw request for work completed so far on the Bridge project. The request was for \$2,562.05. Dan Olsen **moved** to approve the request with Dean Baker seconding the motion. The motion passed with the following vote:

Dan Olsen	Aye
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Maintenance at Fire Department

Purchase of Fire Hose

Ashley Bridge Design Update & Request for Draw

Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Aye
Dean Baker	Aye

Vance King with Ideal Engineering gave the Council an itemized listing of cost and work completed so far on the 2850 South Road. Most of the work has been completed, the street lights still need to be installed, the Contractor is still waiting on shipment of the lights. Vance explained to the Council that he would present a change order at the next Redevelopment meeting. The Contractor would like to receive some compensation for extra work that was done when a man hole, that was not detected, was damaged. Request for payment to the Contractor would be presented at the next Redevelopment meeting. The Council thanked Mr. King for coming and expressed their approval of the project.

*2850 South Road
Update*

Planning & Zoning Chairman, Holt Harrison, addressed the Council about the recent meeting held by the P & Z Committee. The Committee would like to proceed with some ideas they have about developing a "Downtown" plan. Some of the items discussed by the Committee were 1) Where should the downtown be 2) Change the zoning to retail and place some zoning restrictions 3) Hire a professional planner or consultant 4) Develop an architectural style for the downtown 5) Review recruitment packages 6) Have a mock site visit to allow for suggestions 7) Zoning Committee willing to put forth the effort.

*P & Z Chairman
addresses Council*

Bruce Cook from the P & Z Committee was also there and thinks the Council needs to have some control over the growth of the City and they need to look at establishing a retail tax base instead of relying on just an industrial tax base. Bruce feels the Committee needs to know how to proceed and what needs to be done to be able to attract new businesses.

Councilman Baker suggested involving the property owners of those who might be impacted or those who would benefit from a downtown expansion.

The P & Z Committee would like to hire a professional planner to guide them to know how to proceed. Dan Olsen made the **motion** to have Chairman Harrison present the request and ideas of Planning & Zoning to the Redevelopment Agency and see if funds are available there. Dean Baker seconded the motion and it passed with all

voting aye.

Craig Blunt let the Council know that there would be a joint meeting held on September 18, 2002 at 3:00 p.m. The meeting will be about the future of the Airport. Craig encouraged any of the Councilmembers that could, to attend the meeting.

Joint Meeting concerning the Airport

The Council was presented with a consolidated fee schedule for their review. This fee schedule would combine almost all of the fees charged by the City into one document. The Council will review the Schedule and it will be placed on the next Council agenda for a first reading.

Consolidated Fee Schedule

The City received an offer from Mr. Terry Stanley on the tube slide. The offer was for \$15,000. Mr. Stanley's only request was if he could pay for the slide over a two year period. Dan Olsen **moved** to accept the offer of \$15,000 for the tube slide and allow Mr. Stanley to pay for the slide in two payments. After a cashiers check for half of the \$15,000 was received by the City then Mr. Stanley could make arrangements to pick up the tube slide. Lowell Long seconded the motion and it passed with the following roll call vote:

Offer on Tube Slide

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Aye
Dean Baker	Aye

Nikki Kay asked the Council's approval to order more receipts for the Court. Dean Baker **moved** to approve up to \$250.00 for the purchase of more court receipts. Lowell Long seconded the motion and it passed with the following roll call vote:

Request to Purchase Court Receipts

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Aye
Lowell Long	Aye
Dean Baker	Aye

Dean Baker wanted the Council to know that there would be a public meeting held on the 19th of September, sponsored by the Recreation District, to receive public input on what should be done with the old Wal-Mart building. The meeting will be held at 7:00 p.m. at the old Wal-Mart.

Other Matters

Craig explained to the Council what he found out when he contacted Ashley Valley Water & Sewer about the high water bill that was received by the City last month. Ashley Valley Water apologized and said there had been a mistake made and they would give the City back a credit for the amount that was over charged.

Having no other matters of business it was **moved** by Everet Coon to adjourn at 10:00 p.m. The second was by Lowell Long and passed with all voting in the affirmative.

Meeting Adjourned

APPROVED BY COUNCIL ON THE 26TH DAY OF SEPTEMBER, 2002.

BY: *Niles W. Mott*

ATTEST: *Derek W. Kay*

Naples City Council

September 26, 2002

Minutes

The regularly scheduled meeting of the Naples City Council was held September 26, 2002, at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah, at 7:40 p.m.

Date, Time & Place of Meeting

Council members attending were Mayor Niles W. Mott, Dan Olsen, Anthony Byron, Dean Baker, and Lowell Long. Everett Coon came later in the evening.

Council Attending

Others attending were Craig Blunt, Nikki Kay, Janie Higgins, Vance King, Brad Grammer, David & Heidi Sadlier, Cliff Grua, Rod Withee, Butch & Cheryl Grammer, Prior Harrell, Steve Guibord, John Kay, Jeff Humphries, Connie Mott, Robert & Judy Roth, and Everett Lemons.

Others Attending

Dan Olsen **moved** to approve the agenda with the following additions. Police Department purchases needed to be added under item #9 and the Mayor reserved the right to call Executive Session after item #10. Lowell Long seconded the motion which passed with all voting in the affirmative.

Agenda Approved

Dan Olsen **moved** to approve the minutes of September 12, 2002 with minor corrections. The second was by Lowell Long and passed with all voting in the affirmative.

Minutes Approved

Janie Higgins presented the bills to be paid. Dean Baker **moved** to approve the payment of the bills in the amount of \$15,326.34. Dan Olsen seconded the motion and it passed with the following roll call vote:

Approval of Bills

Dan Olsen	Aye
Anthony Byron	Aye
Everett Coon	Absent
Lowell Long	Aye
Dean Baker	Aye

The business license of McConkie Sales & Service was again presented to the Council. Craig Blunt spoke with Mr. McConkie on the phone and received some clarification on the nature of the business and where Mr. McConkie would be storing the equipment he would be selling. The business is mostly the sale of drill bits, most of the bits and equipment is

Approval of Business License

sold will be stock piled at Spidle Sales & Service. Mr. McConkie will be using his home as an office, with a few items stored at his home. Dan Olsen **moved** to approve the license contingent upon receiving a letter from Mr. McConkie stating the purpose of the use of his home as an office for his business. Lowell Long seconded the motion and it passed with all voting aye.

Cliff Grua came before the Council and asked for a release of bond. The second phase for the development of the roads in the subdivision has been completed and everything is in place. Dan Olsen **moved** to release the surety bond for Ironwood Subdivision. The second was by Lowell Long. The motion passed with all voting aye.

Dan Olsen **moved** to table items 6 & 7 until 8:00 p.m. Dean Baker seconded the motion. The motion passed with all voting aye.

Dan Olsen explained to the Council that he was approached by a resident of the City and asked about the difference in speed limits throughout the City. There seems confusion about the change in speed limits as you go from one side of the highway to the other. Mr. Olsen asked Chief Guibord to take a poll of residents along 2000 E, 500 So and 2500 So and get their input on raising the speed limits within the City.

Prior Harrell, from the Sewer Management Board, came before the Council to explain the replacement of the sewer line on 1500 So from the lift station down to Ray Sadlier's place. The Sewer Board has opted to go underground with the sewer pipe rather than hang it from the bottom of Ashley Bridge because the pipe would require special fittings to accommodate the movement of the bridge. Dean Baker wanted to know why the Board was not by passing the lift station and why they were not using larger pipe. Prior stated that the lift station was maintained and kept in case of any back flow problems in the sewer line, on the issue of using a larger pipe to eliminate the back flow problem he did not have an answer. Dan Olsen asked where this would impact Naples City. John Kay, who was representing Rocky Mtn Surveyors, told the Council that the sewer line would cut across two sections of street as it came down the hill towards 3500 E. After some discussion Dan Olsen **moved** to approve the road cut construction permit to SCI, Inc. Anthony Byron seconded the motion. The motion passed with the following vote:

*Ironwood Subdivision -
Phase II*

Motion to Table Items

Speed Limit Signs

Replacement of Sewer Line

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Nay

Craig Blunt explained to the Council that three (3) bid packets were picked up for the 1900 South Sidewalk project, of those three only one company returned a bid. Mayor Mott opened the bid from Eric Hartle Concrete which was \$19,048.90. Dan Olsen **moved** to accept the bid of \$19,048.90 from Eric Hartle Concrete for the 1900 So sidewalk. Lowell Long seconded the motion which passed with the following vote:

1900 South Sidewalk Bid Opening

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt asked the Council for approval to purchase road salt and sand in the amount of \$1,800. Dan Olsen **moved** to approve the purchase. Anthony Byron seconded the motion and it passed with the following roll call vote:

Road Department Purchase

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Shane Slaugh and Levi Pummell came before the Council to request funds to purchase new air packs for the Fire Department. The Fire Department has received a match grant for \$5,000. The Department would also receive a new computer with the match grant. Anthony Byron **moved** to approve \$5,000 for the matching share of the grant to purchase new air packs. Dean Baker seconded the motion. The motion passed with the following vote:

Fire Department Purchase

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

The Fire Department also requested to purchase three (3) new pagers. Shane explained that it is not possible to lease the pagers and so they would like to buy. The cost for each pager is approximately \$533.00. Anthony Byron **moved** to approve up to \$1,600 for the purchase of new pagers. Lowell Long seconded the motion. The motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Shane also requested \$2,260 for the purchase of two new turnouts, the Department has two new firefighters. Dan Olsen **moved** to approve the expenditure of \$2,260 for turnouts. Lowell Long seconded the motion. The motion passed with the following roll call vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Steve Guibord came before the Council to request the purchase of a new police vehicle. The transmission in the 1994 Ford Taurus is almost gone and the '96 Taurus has required a lot of expense in upkeep. Chief Guibord would like to purchase another Impala and is checking to see who has the State Contract. Dan Olsen **moved** to approve the purchase of a new police car and asked Chief Guibord to get back to the Council members with a price. Lowell Long seconded the motion and it passed with the following roll call vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

*Police Department
Purchase*

Dan Olsen **moved** to table item 10 and discuss any other matters before moving into the discussion about the Nuisance Ordinance. Lowell Long seconded the motion. The motion passed with all voting aye.

Motion to Table Item 10

Nikki Kay wanted to ask the Council about placing surplus items on consignment with ZJ Auction. Dan Olsen **moved** to approve the sale of surplus items. Anthoney Byron seconded the motion, the motion passed with all voting affirmative.

Other Matters

Nikki wanted the Council to know that contact was made with Attorney Lance Dean concerning his interest in serving as a Public Defender for the City. Attorney Dean stated that he would be interested in doing the work on a retainer basis. Dan Olsen **moved** to table the matter until an amount was obtained from Mr. Dean. Dean Baker seconded the motion. The motion passed with all voting aye.

Mayor Mott explained to those attending that time had been given at the last Council meeting to those who were opposed to Ordinance 2000-87, he opened the floor to any in attendance that would like to speak in favor of the Ordinance. Jeff Humphries asked to address the Council. Mr. Humphries explained that he recently had his home appraised and was told his property value was low because of the poor condition of property in the neighborhood. Mr. Humphries complained that property values suffer when others don't take care of their property.

Discussion of Nuisance Ordinance 2000-87

Vance King told the Council that he had attended the past meeting when the Ordinance was discussed and wanted to say something then but wanted the time to write something down so that he felt more comfortable saying it. He would like to see the Council keep some "teeth" in the Ordinance so that it can be used to have some compliance. Mr. King also wanted to point out that there was nothing in the Ordinance that kept people from helping their neighbor clean their property. Vance also read a short statement in favor of keeping the Nuisance Ordinance which was signed by others living in High Country.

Cliff Grua also spoke up in favor of keeping a nuisance Ordinance in place. Mr. Grua stated that in Ironwood Subdivision they have restrictive covenants in place that prohibit certain things within the subdivision, he feels the City needs to keep a Nuisance Ordinance in order to protect those who don't live in an area with restrictive covenants.

Connie Mott presented the Council with a petition signed by residents of the City, these residents were in favor of keeping the Nuisance Ordinance and in seeing that it was enforced.

Those attending were informed that the Council would be moving into Executive Session in order to discuss some legal aspects of enforcing or changing the Ordinance. Before a motion was made, David Sadlier asked the Council to think of a couple of things before they made any decisions. Mr. Sadlier wanted the Council to keep in mind the law of freedom and also asked them to consider if they were using “unrighteous dominion” in enforcing the Nuisance Ordinance.

Dan Olsen made the **motion** to move into Executive Session to discuss legal matters pertaining to the Nuisance Ordinance. Anthony Byron seconded the motion. The motion passed with all voting aye.

Executive Session

Anthony Byron made the **motion** to move out of Executive Session at 9:40 p.m. Dan Olsen seconded the motion. The motion passed with all voting affirmative.

Out of Executive Session

Councilman Dean Baker did not want to take any further action on making a decision regarding the Nuisance Ordinance at this time. Councilman Baker was in favor of cleaning things up but not in the approach that has been taken so far. Councilman Anthony Byron was in favor of keeping the Ordinance but understood that maybe some changes could be made. Councilman Lowell Long stated that the City needed an Ordinance in order to protect all of the residents of the City. Councilman Everett Coon was not in favor of the Ordinance as it presently is. Councilman Coon would like more time to discuss the direction the Council would like to take regarding the Ordinance. Councilman Dan Olsen stated that the City chose, at the time the Ordinance was adopted, to allow residents to come before the Council to make an appeal or ask for extensions of time if they were issued a citation for being in violation of the Nuisance ordinance. Councilman Olsen also explained that one of the things that could be changed in the Ordinance would be to take out that appeal process and citizens who were found in violation of the Ordinance would be issued a citation and they would go directly into the Court system. Council Olsen also felt extra time was needed to discuss the issue more fully. Anthony Byron **moved** to hold in abeyance any further action pertaining to the Nuisance Ordinance and to allow Council time to discuss modifications in the Ordinance. Dan Olsen seconded the motion. The motion passed with all voting aye.

Discussion of Nuisance Ordinance

Having no other matters of business it was **moved** by Lowell Long to adjourn the meeting at 10:15 p.m. The second was by Dan Olsen and passed with all voting in the affirmative.

Meeting Adjourned

APPROVED BY COUNCIL ON THE 10TH DAY OF OCTOBER, 2002.

BY: *Wilson Mott*

ATTEST: *Debra W. Kay*
City Recorder

*Naples City Council
October 10, 2002
Minutes*

The regularly scheduled meeting of the Naples City Council was held October 10, 2002 at 7:40 p.m. at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah.

Date, Time & Place of Meeting

Council members attending were Mayor Niles W. Mott, Councilmen Dan Olsen, Anthony Byron, Lowell Long, Dean Baker and Everett Coon. Others attending were Nikki Kay, Janie Higgins, Jolene and Rachael Baker, David and Heidi Sadlier, Dale and JoAnn Merrell, Norman Merrell, Brad and Evelyn Grammer, Butch and Cheryl Grammer, Jeff Merrell, Ashley Smuin, Tiffany Ivie, Lisa Reese, Lincoln Brown, Marjorie and Craig Martin, Kathy and Mike Brixey, Jeff and Rhonda Humphries, Eric Hartle, John Mathis and Steve Guibord.

*Council Members in Attendance
Others Attending*

It was **moved** by Dan Olsen to approve the agenda with the changes of deleting Executive Session and to add Other Matters after item #12. The second was by Everett Coon and passed with all voting in the affirmative.

Agenda Approved

It was **moved** by Everett Coon to approve the minutes of September 26, 2002 with minor corrections. The second was by Dean Baker and passed with all voting in the affirmative.

Minutes Approved

It was **moved** by Dan Olsen to approve the bills in the amount of \$4,298.51. The second was by Dean Baker with a roll call vote as follows:

Approval of the Bills

Lowell Long	Aye
Anthony Byron	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Janie Higgins came before the Council for approval to attend Utah Municipal Treasurers training in Provo. The training would be for classes held at BYU for 5 days. The amount requested for both travel and training was \$845.75. Dan Olsen **moved** to approve the travel request. Everett Coon seconded the motion. The motion passed with the following roll call vote:

Approval for Training

Lowell Long	Aye
Anthony Byron	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Discussion of Nuisance

The Council once again heard comments from the public in regards to the Nuisance Ordinance. John Mathis, former Mayor for Naples, addressed the Council. He explained that when the Council first discussed adopting the Ordinance that they really struggled with it. Mr. Mathis said there was a need to have an Ordinance in place and the problem came when they tried to define a nuisance and to cover all areas in case a problem were to ever arise. Mr. Mathis recommended using restraint in enforcing the Ordinance and suggested advertising clean up days with help from the City.

Brad Grammer also asked to speak and asked the Council to consider providing free landfill days and involving the citizens in a City wide clean-up effort.

Norman Merrell reminded the Council that some of the reasons people in this area wanted to become a City was so as not to be taken over by Vernal City, to maintain a rural lifestyle, and to not have higher taxes. Mr. Merrell thought the Ordinance should focus on public safety and public health and not beautification.

As the Council discussed which direction to move in, Lowell Long said concern for the citizens (all of the citizens) should be the Council's #1 priority. Anthony Byron stated that either way the Council moved they were going to have problems, when defining a nuisance you will always have someone that will disagree with it.

After some discussion it was **moved** by Dean Baker to notify all property owners that have received a notice of abatement from the City that 1) The Council appreciates their efforts in cleaning up their property and acknowledges their willingness to comply with the abatement notice; 2) encourage each property owner to continue cleaning up their property; 3) offer any help the City can give in their clean-up efforts. Dean also **moved** to suspend the enforcement of Ordinance of 2000-87 until the Council can modify and approve the modifications of the Ordinance and to drop all

existing complaints pertaining to Ordinance 2000-87. Everett Coon seconded the motion. The motion passed with the following vote:

Lowell Long	Aye
Anthony Byron	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

After some discussion about the time frame regarding changes to the Ordinance it was **moved** by Dean Baker to have Mayor Mott and City Attorney Dennis Judd meet together to discuss changes to the Ordinance, to tailor those changes to meet the needs of the City and to have the suggested changes back to the Council by November 14, 2002. The second was by Anthony Byron and passed with all voting aye.

Dean Baker **moved** to table the discussion about the Consolidated Fee schedule until such a time as Craig could be in attendance. The second was by Lowell Long and passed with all voting aye.

*Consolidated Fee
Schedule*

Dan Olsen **moved** to approve a change order for the 1900 South sidewalk project in the amount of \$1,600. The change would include a cut for another driveway entrance to the park. Anthony Byron seconded the motion. The motion passed with the following vote:

*1900 South Sidewalk
change order*

Lowell Long	Aye
Anthony Byron	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Eric Hartle, contractor for the sidewalk, was in attendance at the meeting. Craig Blunt also wanted the Council to consider changing the contract to include extra sidewalk in order to expend all of the sidewalk Grant. The Council asked Mr. Hartle to bring back a change order that would include the amount for extra sidewalk.

Nikki Kay asked the Council for approval to purchase an Excel software package. Craig Blunt had checked on the State Contract and was given a quote of \$399. Dan Olsen **moved** to approve the purchase of the software in the amount of \$399 plus any shipping charges. The second was by Dean Baker and passed with the following roll call vote:

Software Purchase

Lowell Long Aye
Anthony Byron Aye
Everett Coon Aye
Dan Olsen Aye
Dean Baker Aye

Dan Olsen **moved** to approve a request for a draw from CIVCO Engineering on the Ashley Creek bridge in the amount of \$9778.12. The second was by Dean Baker, the motion passed with the following vote:

Request for draw on Ashley Bridge

Lowell Long Aye
Anthony Byron Aye
Everett Coon Aye
Dan Olsen Aye
Dean Baker Aye

Dean Baker **moved** to table items 10, 11, & 12 until Steve Guibord arrived. Anthony Byron seconded the motion, the motion passed with all voting aye.

Table Items

Dean Baker **moved** to have Craig Blunt obtain price quotes from three (3) different sources for a tractor with a 3 point hitch and to have them for the next Council meeting. Everett Coon seconded the motion. The motion passed with all voting aye.

Request for information on a front end loader

Dan Olsen **moved** to cancel the November 28th and December 26th meeting of City Council, to allow the employees to close the office at noon on Nov. 27th and at noon on Dec. 24th, and to close the office all day on Jan. 31st. Everett Coon seconded the motion. The motion passed with all voting aye.

Discussion of Holiday schedule

It was **moved** by Dan Olsen and seconded by Dean Baker to accept the 6 month employee evaluation for Julie Cordova and to approve a 5% pay increase. The motion passed with the following vote:

Court Clerk performance evaluation

Lowell Long Aye
Anthony Byron Aye
Everett Coon Aye
Dan Olsen Aye
Dean Baker Aye

Steve Guibord came before the Council to request permission

Police Chief training

to attend training in Rock Springs, WY, the training would be in Criminal Investigative Analysis. The classes would be for three (3) days. It was **moved** by Dean Baker to approve up to \$650 for the travel and training for Chief Guibord. The motion was seconded by Everett Coon and passed with the following vote:

approval

Lowell Long	Aye
Anthoney Byron	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Chief Guibord gave the Council the results of surveys conducted along 2500 S, 2000 E, and 500 S for increasing the speed limits along these streets. A majority of those surveyed along 500 S were in favor of increasing the speed limit, a majority of those surveyed along 2500 S and 2000 E were in favor of keeping the speed limit at 25 mph. After some discussion it was **moved** by Anthoney Byron to leave the speed limits along these streets at 25 mph. Dean Baker seconded the motion, the motion passed with all voting aye.

Speed Limit survey

Chief Steve Guibord presented some special recognition awards to Lt. Steve Howe, Officer Jeff Humphries, Kathy Brixey, and Marjorie Martin. Lt. Howe was presented an award for excellence in a homicide investigation, Officer Humphries was given an award for arrests made. Kathy Brixey and Marjorie Martin were both given awards for their participation and help with the Neighborhood Watch program. Chief Guibord highly praised each individual and thanked them for their efforts. The Council also expressed their appreciation for the Officers and thanked Mrs. Brixey and Mrs. Martin for their hard work.

Special Recognition and Awards

Having no other matters before the Council it was **moved** by Lowell Long to adjourn at 9:40 p.m. The second was by Anthoney Byron and passed with all voting in the affirmative.

Meeting Adjourned

APPROVED BY COUNCIL ON THE 24th DAY OF OCTOBER, 2002.

BY: *Milo W. Matt*

ATTEST: *Debbie W. Kay*

Naples City Council October 24, 2002 Minutes

The regularly scheduled meeting of the Naples City Council was held October 24, 2002 at 7:30 p.m. at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah.

Date, Time & Place of Meeting

Council members attending were Mayor Niles W. Mott, Councilmen Dan Olsen, Anthony Byron, Dean Baker and Everett Coon. Lowell Long was absent. Others attending were Nikki Kay, Craig Blunt, Samantha Wagner, Jennifer Batty, Amanda Crabtree, Samantha Weeks, Megan Mecham, Carrie Reynolds, Vince Richins, Danni Anderton, Patrick Reynolds, Derrick Crow, David Dwight, Julie Slaugh, Jessica Batty, Lacey Harrop, Kyle Guymon, Samberlee Parker, Kinsey Goodwin, Andrew Hullinger, Riker Goodrich, Juan Morales, Ashlee Felton, Jamie Cook, Tarrin Hemstreet, Daniel Baker, and Tyson Lawson.

Council Members & Others in Attendance

It was **moved** by Everett Coon to approve the agenda. The second was by Dan Olsen and passed with all voting in the affirmative.

Agenda Approved

It was **moved** by Everett Coon to approve the minutes of October 10, 2002 with minor corrections. The second was by Dan Olsen and passed with all voting in the affirmative.

Minutes Approved

It was **moved** by Dan Olsen to approve the bills in the amount of \$221,834.85. The second was by Dean Baker with a roll call vote as follows:

Approval of the Bills

Lowell Long	Absent
Anthony Byron	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Nikki Kay asked the Council for approval to travel to Salt Lake City and to Provo to attend a conference for Utah State Retirement and a Records Management Training class on GRAMA rules. The cost of travel and meals would be \$209.25. Dan Olsen **moved** to approve the travel request.

Approval for Travel

Everett Coon seconded the motion. The motion passed with the following roll call vote:

Lowell Long	Absent
Anthony Byron	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt also asked for approval to travel to Salt Lake City to attend a meeting with the Community Impact Fund Board. Craig would be approaching the Board about a grant for the East Park. Dan Olsen **moved** to approve \$25 for Craig to travel to Salt Lake for one (1) day. Everett Coon seconded the motion. The motion passed with the following roll call vote:

Lowell Long	Absent
Anthony Byron	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

The Council discussed the Consolidate Fee Schedule again. Councilman Dean Baker asked if a Fee Schedule was really needed, he wanted to know why the schedule could not be used as a reference or "working copy" and still use the Ordinance to refer back to. Craig Blunt explained to the Council that the Fee Schedule would consolidate all fees, adopted by Resolution, into one Resolution. The Council then went through the Fee Schedule page by page to note any changes. Dan Olsen then **moved** to table the Fee Schedule, to make the changes that were discussed and to place it on the next agenda. Anthony Byron seconded the motion and it passed with all voting aye.

Discussion of Fee Schedule

Eric Hartle, the contractor for the 1900 S Sidewalk, completed the project and submitted a bill for approval in the amount of \$23,632.00. Dan Olsen **moved** to approve the payment to Eric Hartle Concrete in the amount of \$23,632. The second was by Dean Baker. The motion passed with the following roll call vote:

Payment Approval for 1900 Sidewalk

Lowell Long	Absent
Anthony Byron	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt presented the Council with plans and cost to do some remodeling in the Police Department. The plans included adding an interview room, an office, and a closet in the southwest corner room of the Police Department. Most of the labor would be done in house. The estimated cost for materials would be \$3,055.97. Anthony Byron **moved** to approve the remodel project and to expend \$3,055.97 for materials. Dan Olsen seconded the motion. The motion passed with the following vote:

*Police Department
Remodeling*

Lowell Long	Absent
Anthony Byron	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Plans for a new Pavilion in the East Park were given to the Council. All material to construct the Pavilion is being donated to the City by a Naples resident. Dan Olsen **moved** to approve the design and construction for the new Pavilion. Everett Coon seconded the motion. The motion passed with all voting aye.

*New Pavilion Plan for
Park*

Craig Blunt presented the Council with cost comparisons on a new loader or tractor for the City. Councilman Coon gave his opinion concerning the purchase of a tractor, he believes the tractor would work for the City's needs and they are practical. Mayor Mott asked Craig Blunt for his opinion on what would be most useful based on usage of the loader. Craig felt the skid steer loader would be the best. After some discussion of PTO's vs hydraulic system it was **moved** by Dean Baker to table item until the beginning of the next fiscal year when more money could be budgeted to purchase of a loader. The second was by Everett Coon and passed with all voting aye.

*Discussion on new
Loader*

Craig Blunt informed the Council that UDOT had granted more money to the City for repairs to the sidewalks along Highway 40. The original contract for repairs was awarded to Sterns Construction in the amount of \$4,150, UDOT has now allowed \$21,000 for sidewalk and drainage system repairs. Craig asked the Council if they wanted to bid the project or to allow Sterns Construction to complete all of the project. After some discussion it was **moved** by Dan Olsen to approve up to \$22,310 for the repairs along Hwy 40 to the sidewalks and drainage boxes and to have Sterns Construction begin the project. Anthony Byron seconded the motion and it passed with the following vote:

*UDOT contracts for
Hwy 40 repairs*

Lowell Long	Absent
Anthony Byron	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Resolution 02-152 was introduced to the Council for their approval. Resolution 02-152 authorizes the issuance and provides for the sale of \$25,690.16 Naples City, Utah special assessment bonds, series 2002 for special improvement district no. 2000-1 (The "Bonds"), fixing the interest rates to be borne thereby, prescribing the form of bond and interest rates, maturity redemption and denomination of said bonds; creating a debt service reserve fund as provided by statute; approving the form and authorizing the execution of a bond purchase agreement and related matters. After discussion and review of the Resolution it was **moved** by Dan Olsen to adopt resolution 02-152. The motion was seconded by Anthony Byron and was unanimously carried by the affirmative vote of all members present, the vote being as follows:

Resolution 02-152

Lowell Long	Absent
Anthony Byron	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

A business license application for Taylor Transmission was given to the Council for their approval. The application was for transmission repair work to be conducted from the residence of the applicant, the place of business would be in a residential area. After some discussion it was **moved** by Everett Coon to **not** approve the business license application for Taylor Transmission. The second was by Anthony Byron and passed with all voting aye.

Business License for Taylor Transmission

Included in the information given to the Council was a sample letter addressed to the Utah State Director for the Bureau of Land Management. The letter was from the Uintah Basin Association of Governments asking the BLM for an extension of time in order for the local government officials to be able to review the draft on the Vernal Field Office Resource Management Plan (RMS). It was recommended by UBAG to have all local agencies write a similar letter. Everett Coon **moved** to have a letter drafted and sent to the BLM and to have the Mayor sign the letter. Dean Baker seconded the motion. The motion passed with all voting aye.

Letter to the BLM

It was the recommendation of Councilman Dean Baker to draft a letter to Ashley Valley Water & Sewer requiring them to flush the 2500 East sewer line, running from 3500 South to 1500 South, weekly. The letter should also request some form of documentation showing their compliance. After some discussion it was so **moved** by Dean Baker to have a letter drafted and sent. The second was by Anthoney Byron with all voting aye.

Letter to Ashley Valley Water & Sewer requesting Line to be flushed

Nikki Kay reported to the Council what she had found out from the Retirement Office concerning the payment request received from them regarding Robert Hatch. After some discussion it was **moved** by Anthoney Byron to pay \$1,373.66 to Utah State Retirement for six (6) months of police retirement benefits not paid for Robert Hatch from 6/21/91 to 11/22/91. The second to the motion was made by Dan Olsen. The motion passed with the following vote:

Payment of Retirement Benefits for Robert Hatch

Lowell Long	Absent
Anthoney Byron	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Two complaints were presented to the Council. The first complaint was from Carl Cobbs asking what could be done about trash that was blowing into his yard from a vacant rental trailer next to his property. Mr. Cobbs had contacted the owners about the garbage and had, on more than one occasion, cleaned up the garbage himself. Mr. Cobbs was contacting the City to see what could be done. The second complaint received was from Cindy Christensen (1700 So) about the junk cars being stockpiled by her neighbor (Jeff Nowak) and those being parked along side the street. The Council asked Craig Blunt if he would contact RDT about picking up the trash in their container next to Mr. Cobb's home. The Council discussed any regulations prohibiting the parking of vehicles along the streets. After some discussion Councilman Byron agreed to talk with Mr. Nowak to see what could be done about removing the cars from in front of his place and across from his home on 1700 So.

Complaints Received

Having no other matters before the Council it was **moved** by Everett Coon to adjourn at 9:40 p.m. The second was by Dan Olsen and passed with all voting in the affirmative.

Meeting Adjourned

APPROVED BY COUNCIL ON THE 14th DAY OF NOVEMBER, 2002.

BY: *Nick W. Matt*

ATTEST: *Dell W. Kay*

Naples City Council Minutes November 14, 2002

This regularly scheduled meeting of the Naples City Council was held November 14, 2002 at the Naples City office, 1420 East 2850 South, Naples, Uintah County, Utah. The meeting was called to order at 7:30 p.m.

**Date, time and
place of meeting**

Council members attending were Mayor Niles W. Mott, Councilmen Dan Olsen, Anthony Byron, and Dean Baker.

**Council
members in
attendance**

Council members absent were: Everett Coon and Lowell Long.

Others attending were Craig Blunt, Janie Higgins, Troy Ostler, Vance King, Holt Harrison, Thad Taylor, Scott Bingham, Becky Bingham, Thayne Stoddard, Stephan Sticht, Tyle Sticht, and Bryce Sprosty.

Others attending

Dan Olsen **moved** to approve the agenda as presented. Anthony Byron **seconded**. The motion passed with all voting aye.

**Agenda
Approval**

Dan Olsen **moved** to approve the minutes of October 24, 2002, with two changes. Dean Baker **seconded**. The motion passed with all voting aye.

**October 24, 2002
minutes
approved**

Janie Higgins presented bills for approval in the amount of \$16,758.62. There was an additional bill added for insurance in the amount of \$12,261.55. Dan Olsen **moved** to approve bills in the amount of \$29,020.17. Dean Baker **seconded**. Roll call vote as follows:

Approval of bills

Anthony Byron	Aye
Dean Baker	Aye
Dan Olsen	Aye

The motion passed.

Janie Higgins presented a travel request for Nikki Kay, to attend BCI baseline training on November 21 and 22. This training will enable the city to use the statewide warrant program. The travel request was for the amount of \$217.00. Dan Olsen **moved** to approve the request. Anthony Byron **seconded**.

**Travel request -
Nikki Kay to
BCI baseline
training**

There was a roll call vote as follows:

Anthony Byron	Aye
Dean Baker	Aye
Dan Olsen	Aye

The motion passed.

Thad Taylor appeared before the council to appeal the denial of a business license application. The license had been denied due to zoning restrictions. The location of the home based business is 1115 East 2500 South. The proposed business is vehicle repair.

**Taylor business
license appeal**

After reviewing pictures and discussing various items, Dan Olsen **moved** to authorize the conditional use business license, with the following stipulations:

1. There will be no more than two customer vehicles at any one time on the location.
2. All business related parts, cores, junk, etc. will be enclosed in either a shed or a garage, out of view of the general public, in an orderly manner.
3. The location will be kept clean and visually pleasing.
4. All rules and regulations pertaining to the business will be abided by.
5. In the event that compliance becomes impossible, Mr. Taylor will pursue commercial zoning or move the business to another location;
6. The renewal of the license/conditional use will be reviewed on a yearly basis.

Dean Baker **seconded** the motion. It passed with all voting aye.

The garage which will house the business will be inspected for safety before the license is issued.

Craig Blunt reported that the city has hired Engineering Services to survey and prepare the project for the bidding process. A problem involving draining needs to be addressed. Mr. Blunt showed pictures of the problem.

**1700 South
easement**

The proposed solution involves installing a catch basin and moving the water underground. Mr. George McKinney has offered to give the city a free easement to install the pipe and other necessary items.

This part of the project was not part of the original bid items. Engineering Services has requested an additional \$500 to hire Tri State Land Surveying to survey the 1700 South water drainage project and obtain the easement for the additional work.

Dean Baker **moved** to approve \$500 to hire Tri-State for the additional work. Anthony Byron **seconded** the motion.

The roll call vote was as follows:

Anthony Byron	Aye
Dean Baker	Aye
Dan Olsen	Aye

The motion passed.

Dan Olsen **moved** to open the public hearing for the Community Development Block Grant and Community Impact Board, at 8:06 p.m. Dean Baker **seconded** the motion. It passed with all voting aye.

**Public Hearing
Opened - CDBG
and CIB**

The City of Naples Mayor, Niles Mott, opened the public hearing for the CDBG and CIB programs. Mayor Mott stated that the hearing is being called to consider potential projects for which funding may be applied for under the 2003/2004 Community Development Block Grant program and the 2003/2004 CIB Grant program. Craig Blunt explained that the grant money must be spent on projects benefitting primarily low and moderate-income persons. The UAOG, in which Naples City is a member, was expecting to receive approximately \$450,000 in this new program year. All eligible activities that can be accomplished under this program are identified in the CDBG and CIB application guides and interested persons can review it at any time. Some of the eligible projects could include public works infrastructure, low/moderate housing, and property acquisition. Mr. Blunt indicated that in the past, Naples City has received grants for housing

rehabilitation, a fire truck, fire station, fire hydrants, new sidewalk, and bathrooms in the park, from these entities.

The city handed out its capital investment plan as part of the regional "Consolidated Plan". This list showed which projects the city has identified as being needed in the community. Mr. Blunt then read several of the eligible activities listed on the capital project lists, including the 1700 South road project, new fire truck, park expansion, and the 1300 South road project. An additional project added as a suggestion was the expansion of the fire station, which would give 1,970 more square feet, enlarging both parking bay and meeting areas.

The meeting was opened to suggestions and comments from the audience. It was asked that anyone with questions, comments or suggestions during the hearing please identify themselves by name before they speak. The recorder will include your names in the minutes and we would like to specifically respond to your questions and suggestions during the hearing.

Holt Harrison suggested installing decorative lights along Highway 40, the same type that is already in place at the roadside park. Mr. Harrison felt that this lighting would benefit the entire community. Mr. Harrison also would like to see additional banners purchased to go along the highway.

Bruce Brown questioned what would be considered a qualifying project. He would like to see the city cleaned up. He also asked what had happened to the fish pond planned for the park. Mr. Blunt explained that clean-up of the city did not fall under the qualified projects list, and that the pond had been removed from the park plans.

Councilman Olsen suggested applying for sidewalk in the park and also the sprinkling system. Mr. Blunt explained that we have received another grant to help with the cost of the sprinkling system. We have also sent in another application to state recreation, requesting another \$50,000.

The council discussed the need for additional fire hydrants within the city. Mr. Blunt stated that there are some areas that need to be filled in, but that the homes within our limits have access to fire hydrants.

Mayor Mott brought up the road down the dugway to the new bridge. This would be a good project to apply to CIB for.

After the discussion Dan Olsen **moved** that the following priorities be set for the CDBG application:

CDBG Priority List

- 1 - Fire station expansion
- 2 - Fire hydrants
- 3 - Sidewalk
- 4 - Illumination along Hwy. 40

Anthony Byron **seconded** the motion. It passed with all voting aye.

Dan Olsen **moved** to set the following priorities for the CIB project list:

CIB Priority List

- 1 - 1700 South road
- 2 - 1000 South road
- 3 - 1500 South dugway road

Anthony Byron **seconded**. The motion passed with all voting aye.

Dan Olsen **moved** to close the public hearing at 8:32 p.m. Dean Baker **seconded**. The motion passed with all voting aye.

Public Hearing Close

Troy Ostler appeared before the council to give an update on the 1500 South Ashley Bridge Project. He is scheduled to meet with UDOT on December 9, 2002, at 10:30 a.m. The project should be ready to advertise for bid by the end of December or first of January, with an anticipated spring construction.

1500 South Ashley Bridge Update

The projected costs at this point are above the original projected budget. The engineers are addressing ways to bring costs back into line. At this point they are looking at changing the foundation, using larger and fewer supports.

Mr. Ostler presented a partial payment request for work done on this project. Dan Olsen moved that the city authorize a partial payment in the amount of \$12,810.27. Anthony Byron seconded. The roll call vote was as follows:

Payment Request - Troy Ostler

Dean Baker	Aye
Anthony Byron	Aye
Dan Olsen	Aye

The motion passed with all voting aye

Craig Blunt requested the following purchases for the road department:

Palette fork	\$950
Grader front tires	\$900
Loader front tires	\$240

**Road
Department
purchase request**

Dan Olsen **moved** to approve the purchases in the amount of \$2,090. Dean Baker **seconded** the motion. A roll call vote was taken as follows:

Dean Baker	Aye
Anthony Byron	Aye
Dan Olsen	Aye

The motion passed with all voting aye.

Craig Blunt presented a purchase request in the amount of \$470, to place a seal around the shop doors, to prevent air leakage.

**Purchase request
- government
buildings
maintenance**

Dan Olsen **moved** to approved the purchase of \$470. Anthony Byron **seconded**. A roll call was taken as follows:

Dean Baker	Aye
Anthony Byron	Aye
Dan Olsen	Aye

The motion passed with all voting aye.

Craig Blunt requested funds to place grating on the catch box at the park. It was approved in last year's budget, but the work did not get completed.

**Purchase request
- parks**

Dan Olsen **moved** to approve an expenditure of \$758 to place grating on the catch box. Dean Baker **seconded**. The roll call vote was as follows:

Dean Baker	Aye
Anthony Byron	Aye
Dan Olsen	Aye

The motion passed.

A request from Craig Martin for privacy slats and privacy fence was tabled until further costs were obtained.

Craig Blunt requested funds to purchase additional Christmas wreaths for the new poles to be placed on 2850 South. After discussion, the council decided that they would rather see decorations placed on the Highway.

**Roads purchase
request for
Christmas
Lights**

Dan Olsen moved to authorize purchase of Christmas decorations for the poles on Highway 40, with an expenditure up to \$2,000.

Anthony Byron seconded. The roll call vote was as follows:

Dean Baker	Aye
Anthony Byron	Aye
Dan Olsen	Aye

The motion passed.

Mr. Bingham, owner of Basin Industries, is requesting approval to build a building. The site plan allows fencing and scales to be placed five feet into the easement.

**Basin Industries
site plan
approval**

Holt Harrison, Chairman of the Planning and Zoning Commission, presented the proposed site plan for Basin Industries. It has been presented and approved by the Planning and Zoning Commission.

After a lengthy discussion, Dan Olsen **moved** to approve the site plan, on the basis that the following conditions are in writing, signed and met:

1. Provide an eight foot obscure fence along both 1000 South and 1300 East.
2. All surface drainage will remain on the lot. It will not spill onto neighboring properties.
3. The lot will be provided with security lighting.
4. The easement on 1000 South, as illustrated on the ownership plat (north side of lot) will be dedicated to the City for road, utility and infrastructure use.
5. The fencing and scales within the easement will be moved at the owners expense upon the following conditions:

- A. Widening of the road
 - B. Utility upgrade and/or relocation
 - C. Request by the city.
6. All storage, parking of trailers, trucks and equipment will be parked on the business property. The business will not use the road or bar ditches for the storage, overnight parking of equipment, trailers, trucks and vehicles.
 7. The shop will be thirty feet from property lines.
 8. The green space requirements are waived.

Anthony Byron **seconded**. The vote was as follows:

Dean Baker	Nay
Anthony Byron	Aye
Dan Olsen	Aye

The motion passed.

A request to approve the Percival lot division in the High Country Subdivision was presented to the council. Dan Olsen **moved** to approve the subdivision of the lot. Anthony Byron **seconded**. The motion passed with all voting aye.

**Percival
subdivison**

After discussion, Dan Olsen moved to approve the first reading of the Consolidated Fee Schedule. Anthony Byron seconded. The vote was as follows:

**Consolidation
Fee Schedule -
first reading**

Dean Baker	Nay
Anthony Byron	Aye
Dan Olsen	Aye

The motion passed.

Members of the council reviewed the Nuisance Ordinance, section by section. Following the review, Anthony Byron **moved** to accept this first reading of the ordinance, to amend the ordinance with the changes discussed tonight, and to have the ordinance ready for final adoption at the December 12, 2002, council meeting. Dan Olsen **seconded**. The vote was as follows:

**Review of
Nuisance
Ordinance 2000-
87**

Dean Baker Nay
Anthony Byron Aye
Dan Olsen Aye

The motion passed.

The health insurance agreement that was presented for signature had been reviewed by the city attorney, Dennis Judd. Dan Olsen **moved** to authorize Mayor Mott to sign the agreement. Dean Baker **seconded**. The motion passed with all voting aye.

Health insurance agreement

After discussion, Dan Olsen **moved** to authorize Craig Blunt to sell the 1973 dump truck, plow and sander. Anthony Byron **seconded**. The motion passed with all voting aye.

Authorization to sell 1973 dump truck

Craig Blunt reported that CIB had awarded the city \$63,000 toward park improvements. We are also waiting to hear the results of another application, which would give us the remainder of the money needed for the park expansion.

CIB update

Craig Blunt attended a meeting of the LEPC, where he learned that there is money available in the area of emergency management. He covered the various sections that are covered.

Pre-disaster mitigation update

The LEPC accepted our drainage plan for consideration. We were the only city that had this type of information available.

Our area has been upgraded to an earthquake rating of 1-2.

A letter was presented for signature, which will be sent to the health department. Dan Olsen moved to authorize Mayor Mott to sign the letter. Anthony Byron seconded. The motion passed with all voting aye.

Approval to sign letter

Dan Olsen reported that the court collected \$7,246.03 in the month of October.

Other matters:

Court

Judge Petry notified council member Olsen that the court clerk is pregnant and will be leaving her position in February. The judge is requesting that the new person hired be allowed to train with Julie before she leaves.

Dan Olsen stated that when the revised nuisance ordinance is completed, that he would like to see a copy mailed to each resident of the city.

Nuisance ordinance suggestion

Mayor Mott reported that he had attended a UDOT meeting on the widening of Hwy. 40. UDOT is moving ahead with the project. The four lanes are going to end at the same place, but there will be a turn lane into Pebble Acres. They plan to start the project in March.

Update on Hwy 40 project

Dan Olsen moved to adjourn the meeting at 11:20 p.m. Anthony Byron seconded. The motion passed with all voting aye.

Adjourn

APPROVED BY COUNCIL ON THE 12TH DAY OF DECEMBER, 2002.

By: *Niles W. Mott*

ATTEST: *Phillip W. Kay*

*Naples City Council
December 12, 2002
Minutes*

The regularly scheduled meeting of the Naples City Council was held December 12, 2002 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

Date, Time & Place of Meeting

Council attending were Mayor Niles W. Mott, Dan Olsen, Everett Coon, Dean Baker, Anthony Byron and Lowell Long.

Council Attending

Others attending were Nikki Kay, Janie Higgins, Steve Guibord, Holt Harrison, Shane Slaugh, Levi Pummell, Caren Melancon, MaryAnn Spainhower, Verdin & Peggy Goodrich, Dusty Morris, Jerry Morris, Mike Slaugh, Scott Hardman, Scott Atwood, Lydia Anders, Darwin & Bonnie Oaks, Rae Rasmussen, Norman Haslem, Arnold Baker, Mike Gudac, Brett Reynolds, Brian & Amy Gorum, Robert Ufford, Cindy Snyder, Jack Ruppe, Becky & Rick York, Keith Campbell Jr, Lance Williamson, Dan Menuey, Rod Powell, D. Harrison, Wayne Hansen, Sheldon Kinney, Rory Atwood, Holly Kenney, Darshel Atwood, Deb Cross, Dave Morton, Gary Rhoades, Kenneth Goodrich, L. Goodrich, Diana Goodrich, Cody Ames, Torie Williamson, Bryon Getchell, Mike Kenney, Terry Simper, Angie Simper, Matt Simper, Josh Cross, Danica Cross, Adam Cross, John Prion, Jeff Haslem, Mike Henley, and Vance King.

Others Attending

Everett Coon **moved** that the Council approve the Agenda with the change of moving items 12, 13, and 14 after item 7. The second was by Dan Olsen and passed with all voting in the affirmative.

Agenda Approved

It was **moved** by Anthony Byron and seconded by Everett Coon to approve the minutes of November 14, 2002. The motion passed with all voting in the affirmative.

Minutes Approved

Dan Olsen **moved** to approve the bills in the amount of \$27,950.61. Dean Baker seconded the motion and the motion passed with the following roll call vote.

Approval of Bills

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

The business license of SRF, Inc. dba QED Electrical was presented to the Council. The business would be moving into the Vernal Winnelson building after the first of the year. Dan Olsen **moved** to approve the license if everything had been checked by Craig Blunt. Everett Coon seconded the motion. The motion passed with all voting aye.

*Business License
Approval*

The police department received a bid on the Ford Taurus from Brandon Cottam, the bid was for \$500. Councilman Everett Coon felt more money could be obtained by salvaging the car. Everett Coon made the **motion** to reject the bid from Mr. Cottam. Anthony Byron seconded the motion. The motion passed with all voting aye.

Bid on Police Car

Steve Guibord came before the Council to report that the new police car was ready to be picked up. Steve asked for approval to have the check cut for the new car and to travel to pick it up. Dean Baker **moved** to have the check for the new car in the amount of \$19,323.48 prepared for Steve. The second was by Dan Olsen. The motion passed with the following vote:

*Approval to pay for
new Police car*

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

The Council was presented a letter that was received from the Utah State Retirement Office. The letter stated that through the passing of House Bill 230 the State Legislature would authorize the opening of a window in which Participating Employers of the Public Safety Contributory Retirement System may enroll in the Public Safety Noncontributory Retirement System. This bill allows an appointed chief of police to retire within the Public Safety Noncontributory Retirement System and to continue in the office with a retirement exemption. After some discussion by the Council it was decided to have a hearing with the other public safety employees to be heard on this matter and then to have a phone poll of the Council after the hearing. The meeting with the other public safety employees was scheduled for December 16, 2002 at 7:00 p.m.

*R e t i r e m e n t
Conversion for Police
Chief.*

*Request for a
Motocross Track*

Mike Slaugh with the Uintah Basin MotorSports Association addressed the Council regarding the proposal for a motorcycle racetrack to be placed in the City. The proposal was presented to the Naples Planning & Zoning Commission and was approved with certain restrictions (See attachment to minutes for list of conditions). Mike Slaugh went over each condition that was agreed upon by the Zoning Commission and the UBMA. Mr. Slaugh also told the Councilmembers that Ms. Rae Rasmussen had agreed to let the UBMA conduct a noise level test from her property. The test results were explained and given to the Council. Mr. Slaugh stated that no complaints from neighbors were received when the races were recently held at the Western Park. Mr. Slaugh asked the Fire Department for their opinion of the races (the Fire Department helped with security and safety on the races at the Western Park). Shane Slaugh stated that his only problem with the races came from the parents wanting to be too close to the fences around the track.

Mike Slaugh wanted the Council to know that sanctioned races would not be unorganized like the races at the Western Park. Mr. Slaugh said the Association understands the concerns of the citizens living close to the track but did not feel that noise would be a factor. It was stated that 240 children from the basin came to the races held at the Western Park. At a meeting held in Salt Lake the USRA presented the local Association with a fact sheet regarding the Economic Impact on the Community. Mike Slaugh told the Council he felt there would be a very positive economic impact for the City.

MaryAnn Spainhower requested to address the Council and present her findings and opinions regarding a race track being placed so close to residents. Ms. Spainhower stated that she did not object to a motocross track, she did object to the location of the track. Ms. Spainhower stated that the motocross people said they would only place the track here temporarily while they tried to obtain state lands property. When Ms. Spainhower checked with the BLM she found that no application had yet been submitted by the UBMA. One person that she spoke with recommended the UBMA apply for an event permit. Ms. Spainhower did not feel as if much effort had been put into finding a permanent location. Ms. Spainhower also expressed her concerns about the chemical used to water the track to keep the dust down, if the track would be watered daily, what the noise would be with not

just the bikes but the people and their vehicles and generators.

Verdin Goodrich asked to address the Council in behalf of his son and as a resident of the City. Mr. Goodrich owns the property adjacent to the proposed track. Mr. Goodrich asked the Council to listen to the concerns of the residents, he felt the location of the track would lower the property values in the area, the placement of the track would expose the nearby residents to high noise levels and a lot of dust. Verdin wondered if the group was really serious about finding an alternative site for the track and he wanted the Council to know that he had a petition with 100 signatures of people that were opposed to the location of the track.

One member of the Association spoke up and wanted to know if 100 signatures on a petition said as much as the people in attendance at the meeting who were in support of the motocross. Scott Hardman told the Council that the Association was only asking for two years, they needed the two years to generate funds to purchase another piece of property.

Mayor Mott asked Ms. Rae Rasmussen what her feelings were about having the track so close to her home. Ms. Rasmussen was not totally opposed to the idea, she thought there could be worse things that could be placed there and she would be glad to see some of the weeds eliminated.

After more discussion from those in attendance both for and against the idea, Mayor Mott suggested to the Council that they should consider allowing the track to be placed with the conditions set by the Zoning Commission. Councilman Everett Coon stated he would not be in favor of the track because of opposition of local citizens. Councilman Olsen wanted the time to confer with the City Attorney and Councilman Byron concurred, he wanted to make sure it met the Zoning requirements.

Dusty Morris pushed for a decision from the Council, he did not want to be put off any more. Jerry Morris promised the Council that things would be done right.

Lowell Long **moved** to accept the placement of the motocross track and to review the conditions in 1 year. Dan Olsen seconded the motion. The motion was defeated with

the following vote:

Anthony Byron	Nay
Lowell Long	Aye
Everett Coon	Nay
Dan Olsen	Aye
Dean Baker	Nay

The Council was made aware that an Engineering Construction Consultant needed to be selected for the Ashley Creek Bridge. The Council needed to decide if they would choose the consultant from a list provided by UDOT (which is mostly Engineering firms from the Wasatch Front) or if they would prefer to go with the streamline method which would allow them to receive statements of qualifications from local Engineering firms and then have those statements evaluated and scored. Dean Baker **moved** to have the Council go with the streamline option. Dan Olsen seconded the motion, which passed with all voting aye.

*Engineering
Construction
Consultant for Ashley
Bridge*

Lowell Long **moved** to table item 9 and to move ahead to the next item. Anthony Byron seconded the motion. The motion passed with all voting in favor.

Table Item 9

Dan Menuey and Rick Green came before the Council requesting help for the "Toys for Tots". They explained that the funds generated by "Toys for Tots" went towards buying Christmas gifts for about 350-400 children in the Basin. The gentlemen asked the Council if they could help support this cause in any way. After some discussion it was **moved** by Dan Olsen to donate \$300 to the "Toys for Tots". The second was made by Dean Baker and the motion passed with the following vote:

Toys for Tots Request

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

After some more discussion regarding the need of adopting the fee schedule as an Ordinance or resolution it was **moved** by Dan Olsen to accept this as a second reading of the Consolidated Fee Schedule and to contact Dennis Judd for clarification. Anthony Byron seconded the motion which passed with a majority vote.

*Second reading of
Fee Schedule*

A discussion of the Nuisance Ordinance was held. Dan Olsen and Anthony Byron were in favor of striking the two paragraphs in the middle of the preamble and adopting the Ordinance with those deletions. After several attempts to come to some form of agreement regarding the Ordinance it was **moved** by Dean Baker to abolish the Nuisance Ordinance. Everett Coon seconded the motion. The motion passed with the following vote:

Anthony Byron	Nay
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Nay
Dean Baker	Aye

Robert Ufford asked the Council for any help they could give in filling in or fixing the dip at the intersection of 1750 South and Hwy 40. Mr. Ufford explained to the Council that the intersection posed quite a safety issue for those trying to enter onto the Highway. Dean Baker **moved** to have UDOT approve what could be done to fix the dip and to use what monies are available in the road fund to held fix the problem. Dan Olsen seconded the motion and the motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

*Citizen Request to
Repair dip on 1750
South*

Having no other matters of business it was **moved** by Anthony Byron to adjourn at 10:30 p.m. The second was by Lowell Long and passed with all voting in the affirmative.

Meeting Adjourns

APPROVED BY COUNCIL ON THE 9TH DAY OF JANUARY, 2003.

By: *Niles W. Math*

ATTEST: *Dan W. Kay*

*Naples City Council
January 9, 2003
Minutes*

The regularly scheduled meeting of the Naples City Council was held January 9, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

Date, Time & Place of Meeting

Council members attending were Mayor Niles W. Mott, Councilmen Anthony Byron, Lowell Long, Everett Coon, and Dan Olsen. Dean Baker came later. Others attending were Nikki Kay, Craig Blunt, Janie Higgins, Andrea Stringham, Robert Foley and Cordell Hendricks.

*Council Members in Attendance
Others Attending*

It was **moved** by Dan Olsen to approve the agenda with the change of moving items 5 & 9 to be placed after item #2. The second was by Lowell Long and passed with all voting in the affirmative.

Agenda Approved

It was **moved** by Everett Coon to approve the minutes of December 12, 2002. The second was by Dan Olsen and passed with all voting in the affirmative.

Minutes Approved

Mayor Mott asked the Council to consider approving the purchase of four (4) new bullet proof vests for the police department. The vests the department have now are outdated and inadequate. It was **moved** by Everett Coon to approve up to \$4,000 for the purchase of new vests for the police department. The second was by Lowell Long. The motion passed with the following roll call vote:

Request to Purchase

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Absent

Mayor Mott received the contract from the CIB for \$63,000. The grant money is for the east park expansion. Dan Olsen **moved** to have the Mayor sign the contract from the CIB. Lowell Long seconded the motion, the motion passed with all voting aye.

*Signing of CIB
Contract for park*

Following a brief discussion it was **moved** by Dan Olsen to approve the bills in the amount of \$10,944.06. The second

*Bills Approved for
Payment*

was by Lowell Long and passed with a roll call vote as follows:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Absent

The business license application for Rocky Mountain Overhead Doors was presented to the Council. The business will be located at 1350 S 1100 E. Everett Coon **moved** to approve the business license for Rocky Mountain Overhead Doors. Lowell Long seconded the motion. The motion passed with all voting affirmative.

Business License

It was **moved** by Dan Olsen to accept the meeting and holiday schedule for the year 2003. The second was by Lowell Long and passed with all voting in the affirmative.

*Meeting Schedule for
2003 and Holiday
Schedule*

Robert Foley of Caldwell, Coombs & Foley, came before the Council with the Audit report for the FY 2001-2002. Mr. Foley went through the audit page by page and explained to the Council his findings. Mr. Foley stated that overall things looked very good. The City had an excess general fund balance of \$33,107. Capital Project Roads and the High Country Special Improvement District expended funds in excess of the budget. The fixed assets also needed to be updated. Mr. Foley recommended ways to clear out the reserve amounts in the Fund Equity fund balances and also stated that the Council may want to consider increasing the amount of the capitalization for the fixed assets from \$200 to \$500 or \$1,000. Mr. Foley gave an overall favorable report. The Council thanked Mr. Foley for his work. Dan Olsen **moved** to receive the Annual Financial Report. Anthony Byron seconded the motion. The motion passed with all voting aye.

Audit Report

Shane Slaugh and Levi Pummell came before the Council with a proposal to purchase a new (used) fire truck. They gave the Council pictures of two fire trucks that were available to purchase and also a cost estimate for each truck. The trucks they are interested in would be able to hold all of their SCBA's and would be able to seat more firemen. Levi told the Council that the ISO ratings for the City would go

*Proposal for New Fire
Truck*

down if the City were to have two pumper trucks. The Fire Department asked the Council to consider purchasing the truck with money in the sinking fund and with loans. Craig Blunt explained to the Council that he felt the City would rate very favorably in obtaining money from the CIB, although the next cycle for applying for money would not be until March. After some discussion it was **moved** by Anthony Byron to earmark the excess fund balance of \$33, 107 to be added to the Fire Department sinking fund, to make an offer on one of the fire trucks and to allow Craig to move forward with an application to the CIB for funding. The second was by Lowell Long. The motion passed with the following roll call vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt gave the Council a draft copy of a letter written to the Sewer Board and to Ashley Valley Water & Sewer. The letter was asking the two entities to meet with the Council and to set some regulations and levels of standard in regards to the flushing of the sewer lines and the problems with the pump station on 1500 South. The Council asked Craig to re-write the letter and include the following requirements: The City wants the sewer line running from 3500 South to 1500 South flushed on a regular basis and to have that reported back to the City monthly and to have the necessary repairs made to the pump station on 1500 South.

Draft letter to Sewer Board and Ashley Valley Water.

It was **moved** by Everett Coon to adjourn the meeting at 9:15 p.m. The second was by Dan Olsen and passed with all voting aye.

Meeting Adjourned

APPROVED BY COUNCIL ON THE 23rd DAY OF JANUARY, 2003.

BY: *Niklas Matt*

ATTEST: *Dee W Kay*

Naples City Council

January 23, 2003

Minutes

The regularly scheduled meeting of the Naples City Council was held January 23, 2003, at 7:30 p.m., at the Naples City office, located at 1420 East 2850, Naples, Uintah County, Utah.

**Date, time and
place of meeting**

Council members attending were: Mayor Niles Mott, Dan Olsen, Dean Baker, Anthony Byron, Everett Coon and Lowell Long .

**Council members
attending**

Others attending: Craig Blunt, Janie Higgins, Vance King, Dale Bowden and members of the press.

Others attending

Everett Coon **moved** to approve the agenda with the following additions: three additions under other matters - two court matters and Dale Bowden. Lowell Long seconded the motion. It passed with all voting aye.

**Approval of
agenda**

Dan Olsen **moved** to approve the minutes of January 9, 2003. Dean Baker seconded. The motion passed with all voting aye.

**Approval of
January 9, 2003
minutes**

Dan Olsen **moved** to approve payment of bills in the amount of \$27,027.20. Everett Coon seconded the motion. The roll call vote was as follows:

**Bills approved for
payment**

Anthony Byron	aye
Lowell Long	aye
Everett Coon	aye
Dan Olsen	aye
Dean Baker	aye

The motion passed.

Police Chief Steve Guibord presented a request to purchase a console for the new police car, to fit between the bucket seats. Dean Baker **moved** to approve an expenditure of up to \$300 for the purchase of the console, to be taken out of traffic school funds. Anthony Byron seconded the motion. The motion passed with the following roll call vote:

**Police request to
purchase console**

Anthony Byron	aye
Lowell Long	aye
Everett Coon	aye
Dan Olsen	aye
Dean Baker	aye

Chief Guibord presented a request to purchase two new handheld radios for the use of the officers. Dean Baker **moved** to authorize the purchase of two new radios, with lapel microphone's, in the amount of \$1,856.00. Anthony Byron seconded the motion. The motion passed with the following roll call vote:

**Request to
purchase radios**

Anthony Byron	aye
Lowell Long	aye
Everett Coon	aye
Dan Olsen	aye
Dean Baker	aye

Chief Guibord requested approval for Lieutenant Howe to attend training at a command school in Montana. The school is put on by the FBI. The cost for the school, which includes training, accommodations and some meals, is \$630. Travel to get to the school was discussed and the council asked Chief Guibord to check into the cost of an airplane ticket, versus driving.

**Approval to
attend command
school**

After the discussion, Dean Baker **moved** to authorize expenditure of up to \$850 for Lieutenant Howe to attend the training. Everett Coon seconded the motion. The motion passed with the following roll call vote:

Anthony Byron	aye
Lowell Long	aye
Everett Coon	aye
Dan Olsen	aye
Dean Baker	aye

Craig Blunt presented the need to add authorization to place the surveying into the Scope of Work for the 1500 South Ashley Bridge project. He also reported that the council needs to appoint a member to represent the city on the streamline process. Mr. Blunt is filling one position, and we need an additional member from the council. After discussion, Dan Olsen **moved** to appoint Mayor Mott as the city representative in the streamline process, and to add the surveying to the Scope of Work on the 1500 South Bridge project. The motion was seconded by Dean Baker. The motion passed with all voting aye.

**Authorization to
add surveying**

**Appointment of
mayor to
streamline
process**

Craig Blunt reported that City Attorney Dennis Judd had met with Shane Baggs of Precis Communication, to figure out the chain of changes in ownership. Mr. Judd's recommendation to the council is to extend the existing franchise agreement until the requested date of December 31, 2003. At that time the company would be sold once again, and the city could then re-negotiate a new franchise agreement.

**Precis franchise
extension**

Following further discussion, Anthony Byron **moved** to extend the existing agreement until December 31, 2003, at which time the city would review it. Lowell Long seconded. The motion passed with all voting aye.

Dan Olsen moved to move agenda item number eight to a later time. Dean Baker seconded the motion. All voted aye.

**Agenda item
moved to later
time**

Council member Anthony Byron updated the other council members on the status of the CIB application for funds for a used fire truck. Council member Byron, City Manager Craig Blunt, Fire Chief Shane Slaugh and Assistant Fire Chief Levi Pummell traveled to Salt Lake to present the application to the administrative staff of the CIB, showing the need for a new truck as an emergency situation. It was a positive meeting. It was suggested that Naples City representatives meet with another CIB board member in Daggett County and with Ken Anderton of Vernal. The application will be presented to the CIB board meeting in the first week of March. It will be approximately 45 days after that meeting before we have an answer.

**Fire truck
application status**

Mr. Blunt requested approval to make arrangements for four people to travel to Moab, Utah, on March 5, 2003, in order to attend the CIB meeting. The trip would require overnight accommodations. Anthony Byron **moved** to authorize Craig Blunt to make arrangements for overnight accommodations, for four people, in Moab, on March 5, 2003. Lowell Long seconded the motion. It passed with the following roll call vote:

**Request to make
accommodation
arrangements**

Anthony Byron	aye
Lowell Long	aye
Everett Coon	aye
Dan Olsen	aye
Dean Baker	aye

The council reviewed a draft of the letter to be sent to Ashley Valley Water and Sewer. Mr. Blunt had also sent a copy of the drafted letter to the city attorney. The attorney wants to know how serious the council will be when the issue comes up again.

**Letter to AVWS
regarding odors**

After discussion, the council suggested changes to be made to the letter. After the letter is prepared it will be presented to the Mayor for his signature. The letter will be copied to the Ashley Sewer Management Board and the Ashley Valley Water and Sewer Board, and Pryor Harrell, with the original being addressed to Boyd Workman with Ashley Valley Water and Sewer.

After review of the list, Dan Olsen **moved** to approve the Planning and Zoning Commission member list for 2003. Everett Coon seconded. All voted aye.

2003 Planning and Zoning member list approved

The three bids for the 1994 Ford Taurus police car were opened. The bids were: Daniel John - \$625; Don Owen - \$1,005; Doris Brackfield - \$1,009.20.

Bid opening for 1994 Ford Taurus

Everett Coon **moved** to accept the bid for \$1,009.20, with no personal checks accepted. Lowell Long seconded the motion. The roll call vote was as follows:

Anthony Byron	aye
Lowell Long	aye
Everett Coon	aye
Dan Olsen	aye
Dean Baker	aye

The motion passed.

Dale Bowden presented pictures of the problem he is having with the drainage, and ice building up on his property. Various solutions were discussed. The council instructed Mr. Blunt to get the situation corrected as soon as weather permits.

Dale Bowden drainage

Dan Olsen presented the December report for the justice court. The total collections for the month were \$9,806.00. Money has been remitted to the state, and the city has received it's share.

Justice court monthly report

Councilmember Olsen reported that we would need to begin looking for a replacement for the court clerk, as she will be leaving to have her baby. The judge will be going to S.O.S. Staffing, or other hiring agencies, to seek a replacement. She wants the new staff member to train with Julie for at least two weeks.

Court clerk replacement

After some discussion, the council felt that we should soon begin the process of looking for a replacement, rather than waiting too late. The mayor made the suggestion that we start now.

Everett Coon **moved** that the meeting adjourn. Dan Olsen seconded. The motion passed with all voting aye. The meeting adjourned at 8:38 p.m.

Meeting adjourned

APPROVED BY COUNCIL ON THE 13TH OF FEBRUARY, 2003.

BY: *Niles W. Matt*

ATTEST: *Niles W. Kay*

NAPLES CITY COUNCIL
FEBRUARY 13, 2003
MINUTES

The regularly scheduled meeting of the Naples City Council was held February 13, 2003 at the Naples City Office, 1420 East 2850 South, Naples, UT 84078. The meeting was called to order at 7:30 p.m. by Dan Olsen Mayor Pro-Tem.

DATE, TIME & PLACE OF MEETING

Council members attending were Dan Olsen, Lowell Long and Dean Baker. Mayor Mott, Everett Coon and Anthony Byron were absent.

COUNCIL MEMBERS ATTENDING

Craig Blunt, Nikki Kay, Janie Higgins, Andrea Stringham, Ashley Brown, Matthew Coole, Zach Galloway, Randy Downing, Michelle Petersen, Tiffney Lance, Janie Jensen, and Autumn VanTassell.

OTHERS ATTENDING

Lowell Long **moved** to approve the agenda with the addition of adding court and police under Other Matters. The second was by Dean Baker and passed with all voting in the affirmative.

AGENDA APPROVED

Dan Olsen made the **motion** to approve the minutes of January 23, 2003 as presented. Lowell Long seconded the motion which passed with all voting in the affirmative.

MINUTES APPROVED

Janie Higgins presented the bills for payment in the amount of \$24,618.91. Dan Olsen **moved** to approve the bills as presented. Lowell Long seconded the motion, the motion passed with the following roll call vote:

APPROVAL OF BILLS

Dan Olsen	Aye
Dean Baker	Aye
Lowell Long	Aye
Anthony Byron	Absent
Everett Coon	Absent

The Business license of Matrix Cleaning was given to the Council for approval. After some discussion it was **moved** by Dean Baker to approve the business license contingent upon the business obtaining a sales tax number. The motion was seconded by Dan Olsen and passed with all voting aye.

BUSINESS LICENSE APPROVAL

Craig Blunt requested approval to purchase a new snow plow blade for the dump truck. Craig noticed that the poly snow blade that is now being used was wearing down very fast. Craig contacted International Trucks and they recommended placing a carbide blade in back of the rubber blade to make it last longer. The price of the carbide blade is \$882.20. Dean Baker **moved** to approve the expenditure of \$882.20 for the purchase of a new snow plow blade. The second was given by Dan Olsen, the motion passed with the following vote:

***APPROVAL TO PURCHASE
SNOW REMOVAL BLADE***

Dan Olsen	Aye
Dean Baker	Aye
Lowell Long	Aye
Anthony Byron	Absent
Everett Coon	Absent

Craig reported that he would be attending a FEMA grant workshop on February 25, 2003 and requested approval to travel and use of the city truck. Lowell Long **moved** to approve the travel request. Dean Baker seconded the motion. The motion passed with the following vote:

***REQUEST APPROVAL FOR
TRAVEL***

Dan Olsen	Aye
Dean Baker	Aye
Lowell Long	Aye
Anthony Byron	Absent
Everett Coon	Absent

Craig updated the Council regarding the streamline process for selecting a construction engineer for the Ashley Bridge. The request for applications from the engineers has been advertised and after the closing date the applications received would be narrowed down to 6 (six) or 7 (seven) and the selection of an engineer would be made from those 6 or 7.

***UPDATE ON STREAMLINE
PROCESS FOR ASHLEY
BRIDGE***

The Fire Department has obtained letters of support from UBAG and received very positive feedback from CDBG board members regarding the grant application for a new fire truck. Craig reported to the Council that everything should be lined up and ready to go for the meeting with the CDBG in March.

***U P D A T E O N
APPLICATION FOR NEW
FIRE TRUCK***

Craig presented the Council with a list of surplus items that he would like to place with ZJ Auction company. Dean Baker asked Craig to check with the Recreation District and make sure the pool cover listed did not belong to them. It was Dean's understanding that the cover was purchased by the Rec District. There was also a question raised about keeping the old dump truck. Craig believed it would cost too much money to maintain the truck. After the discussion it was **moved** by Lowell Long to approve the listed surplus items be taken to auction and sold. Dean Baker seconded the motion which passed with all voting aye.

***APPROVAL TO AUCTION
SURPLUS ITEMS***

Councilman Dean Baker requested that the funds from the recent sale of the '94 Ford Taurus be earmarked to go back into the Police Department sinking fund. After some discussion Dean Baker made the **motion** to place the funds from the sale of the police car back into the sinking fund, to place the funds from the sale of the dump truck and surplus items back into the road department and to do this done when the Council opens the budget again. Lowell Long seconded the motion. The motion passed with all voting aye.

***FUNDS FROM SALE OF
POLICE CAR***

Councilman Baker wanted the Council to consider having the City sponsor a free swim night at the public swimming pool. The Parks and Rec have been having local businesses sponsor the free swim night once a month.

***OTHER MATTERS
DISCUSSED***

Councilman Dan Olsen presented the Council with the monthly Justice Court report. The report has been filed with both the state and the city and the revenues have been dispersed.

Having no other matters before the Council, Lowell Long **moved** to adjourn at 8:10 p.m. Dean Baker seconded the motion which passed with all voting in the affirmative.

MEETING ADJOURNS

APPROVED BY COUNCIL ON THE 27th DAY OF FEBRUARY, 2003.

BY: *Mike W. Math*

ATTEST: *Mike W. Kay*

NAPLES CITY COUNCIL
FEBRUARY 27, 2003
MINUTES

The regularly scheduled meeting of the Naples City Council was held February 27, 2003 at the Naples City Office, 1420 East 2850 South, Naples, UT 84078. The meeting was called to order at 7:30 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Mayor Niles W. Mott, Dan Olsen, Lowell Long, Everett Coon, Anthony Byron and Dean Baker.

COUNCIL MEMBERS ATTENDING

Others attending were Craig Blunt, Nikki Kay, Janie Higgins, Josh Richards, Jordan Evans, Conrad Evans, Kevin Butler, Mike Butler, JannaRae Butler, Kyle Butler, Brad Funk, Dallas Smuin, Jordan Funk, Korbin King, Susan Bell, Jake Bell, Nan Bunderson, Rex Bunderson, Jordan Clark, Matt Craven, Tonya Craven, Nanette Hall, Allan Hall, Travis Smuin, Cody Smuin, Levi Pummell and Brett Reynolds.

OTHERS ATTENDING

Everett Coon **moved** to approve the agenda as presented. The second was by Lowell Long and passed with all voting in the affirmative.

AGENDA APPROVED

Dan Olsen made the **motion** to approve the minutes of February 13, 2003 with minor corrections. Anthony Byron seconded the motion which passed with all voting in the affirmative.

MINUTES APPROVED

Janie Higgins presented the bills for payment in the amount of \$2,414.84 with the addition of a bill from S & S Welding in the amount of \$250.00. Dan Olsen **moved** to approve the bills in the amount of \$2,664.84. Lowell Long seconded the motion, the motion passed with the following roll call vote:

APPROVAL OF BILLS

Dan Olsen	Aye
Dean Baker	Aye
Lowell Long	Aye
Anthony Byron	Aye
Everett Coon	Aye

Darren Jones from VTV6 came before the Council to update them on the changes and future goals of VTV6. VTV6 is a local television station that provides community information, advertising, television programs and local sports telecasts. Mr. Jones explained to the Council some of the upcoming goals for VTV6 and some of the technological advancements that are being made. After his presentation Mr. Jones asked if the Council members had any questions. Councilman Byron asked if there was anything the Council or City could do for them. Mr. Jones just wanted the Council to be aware of the services provided by them and to keep in mind the "Politically Speaking Forum" that the station hoped to be providing in the near future. Mr. Jones was thanked for coming and the Council appreciated the information that was shared.

*PRESENTATION FROM
VTV6*

Matt and Tonya Craven came before the Council for approval to place a softball equipment shed next to the existing shed at the east park. The shed that is there now is too small to hold the equipment for the girls softball and for the women's softball. The Rec league would fund the cost of the shed and volunteers would build it. The Council suggested making sure the shed was secure from vandals and asked that it be a finished project. Matt & Tonya assured them that it would be. Dan Olsen **moved** to approve the placement of the shed at the east park. Anthony Byron seconded the motion and it passed with all voting aye.

*REQUEST TO PLACE SOFT
BALL SHED*

Craig reported that the road department would like to start sweeping the roads and cleaning out the gutters in preparation for crack sealing the roads. He requested permission to hire two temporary helpers for at least two weeks. Everett Coon made the **motion** to approve hiring two workers from SOS Staffing to help with the sweeping of the roads and cleaning of the gutters. Dan Olsen seconded the motion. The motion passed with the following roll call vote:

*R E Q U E S T F O R
TEMPORARY ROAD HELP*

Dan Olsen	Aye
Dean Baker	Aye
Lowell Long	Aye
Anthony Byron	Aye
Everett Coon	Aye

Mayor Mott asked the Council for their input on changing the classification of 1500 South from a truck route to a city street. Trucks are no longer using the gravel pit of Don Holmes and it is no longer necessary to have 1500 South classified as a truck route. The Council was in agreement. Dan Olsen **moved** to declassify 1500 South from 2000 East to 2900 East as a truck route and to designate it as a city street. Everett Coon seconded the motion. The motion passed with all voting aye.

1500 SOUTH TRUCK ROUTE

The Council discussed the letter that was received from Pryor Harrell of the Ashley Valley Sewer Board. The Council approved of the suggestion made by Mr. Harrell in his letter and are still awaiting feedback from Boyd Workman of Ashley Valley Water & Sewer. The Council asked Craig if he would contact Mr. Workman regarding the letters and ask if he would be attending the March 13th Council meeting.

LETTER FROM ASHLEY VALLEY SEWER BOARD

Ordinance 03-93, an Ordinance repealing Ordinance 2000-87, was given to the Council for their adoption. After some discussion it was **moved** by Everett Coon to adopt Ordinance 03-93. The second was by Dean Baker the motion passed with the following roll call vote:

ORDINANCE 03-93

Anthony Byron	Nay
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Nay
Dean Baker	Aye

The City was approached by an individual representing the Relay for Life committee asking for money to sponsor a team in the Relay for Life. The Council would like to follow the recommendation of the City Attorney and refrain from using tax dollars in the form of donations.

DISCUSSION ON DONATIONS

Craig Blunt has been attending the meetings being held by the Local Emergency Preparedness Committee. The LEPC will be receiving a hazard response trailer with basic equipment and would like to put together a Tri-County Regional Hazard Response Team. Craig asked the Council how involved they would like the City to become in being a part of the training. Members of the Council would like training, at least at the 1st responder level, to be completed by all members of the Fire and Police Departments. Councilman Baker recommended

EMERGENCY HAZMAT RESPONSE DISCUSSION

starting now to phase in some type of plan to have all fire and police personnel trained at the 1st responder level and then as time and opportunity presents itself to have those who are interested move up to the next levels. Councilman Olsen recommended having the department heads come back to the Council with a plan of how they would like to implement the training and with input on an Emergency Management Plan. After some discussion it was **moved** by Dan Olsen to support the LEPC and to have Craig move forward with requests for funding regarding training and other items. Anthony Byron seconded the motion. The motion passed with all voting in the affirmative.

Levi Pummell came before the Council to update them on the Fire truck grant request. Shane Slaugh, Levi Pummell, Craig Blunt, and Anthony Byron have been meeting with different people and organizations involved with the PCIB and have received very favorable comments and letters of support. When meeting with Sharon Walters one of the questions that was asked was "what questions may come up at the meeting with the PCIB members that we would need to have answers for?" Mrs. Walters told them they might want to be prepared if any of the board members asked them if the City would be willing to take the funding in ½ grant - ½ loan. Levi came to the Council to ask what their response to that question would be. The Council would like to stay with their original request of the remainder of the funding coming in the form of a grant. The City is already bringing in a large sum of money to help purchase the truck. Anthony, Craig, Levi, and Shane will be traveling to Moab on March 6, 2003 to meet with the PCIB and will report at the next Council about that meeting.

***UPDATE ON FIRE TRUCK
GRANT REQUEST***

Craig Blunt reported to the Council that he had met with Commissioner Jim Abeglan and discussed the possibility of forming a Fire District. Craig recommended one Council member and a member from the fire department to be the representatives for Naples City, these representative would meet with other agencies in discussing and working out the political aspects of forming a Fire District. Dan Olsen **moved** to have Anthony Byron serve as the Council representative and to ask Shane Slaugh to choose someone from the Fire Department. The motion was seconded by Everett Coon and passed with all voting aye.

***FIRE DISTRICT
DISCUSSION***

With the recent ranking and rating at the CDBG meeting, the board decided that they could not meet the needs of all those who had applied for funding. Roosevelt City decided that because they would not receive enough money to complete their project they would like Naples City to received the balance of \$53,000 to go towards the expansion of the Naples Fire station. Craig met with the engineers and discussed plans for expanding the fire station, the estimate that was received from them was for \$96,330.75. Craig was requesting funding to have the engineer draw up plans for the expansion. After some discussion about an expansion vs. a new building the Council asked Craig to check into the cost for building a new building next to the existing fire station.

***CDBG UPDATE ON
BUILDING EXPANSION
OF FIRE STATION***

Dan Olsen presented the Council with the monthly Justice Court report. All funds have been distributed to the State and the City.

OTHER MATTERS

Applications for the Justice Court clerk position have been received. Judge Petry is reviewing them and will pick 5 to 6 applicants to interview. Councilman Olsen and Judge Petry will conduct the interviews.

Two complaints were received from businesses located along the road leading to Basin Industries. The complaints were about Basin Industries trucks losing scrap metal along the road. The material left in the road is causing damage to tires and a mess along the road. The complaints were given to the police department and Chief Guibord recommended that the City write a letter to Mr. Bingham informing him of the problem and the complaints. The suggestion was also made to notify UTEP and make them aware of the problem.

Having no other matters before the Council, Everett Coon **moved** to adjourn at 9:25 p.m. Lowell Long seconded the motion which passed with all voting in the affirmative.

MEETING ADJOURNS

APPROVED BY COUNCIL ON THE 13th DAY OF MARCH, 2003.

BY: *Nile W. Mott*

ATTEST: *Nile W. Kay*

Naples City Council
March 13, 2003
Minutes

The regularly scheduled meeting of the Naples City Council was held March 13, 2003 at 7:30 p.m. in the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah.

DATE, TIME & PLACE OF MEETING

Council members attending were, Mayor Niles Mott, Dan Olsen, Anthony Byron, Everett Coon, Dean Baker and Lowell Long. The meeting was called to order at 7:30 p.m.

COUNCIL MEMBERS ATTENDING

Others attending were Janie Higgins, Pryor Harrell, Darryl Lance, Bert Clark, Tom Wardell, Kathy Mashburn, Alan Mashburn, Dale Harrison, Mike McKee, Ralph Dart, and Nikki Kay.

OTHERS ATTENDING

The **motion** was made by Lowell Long to approve the agenda with one change, item 10 would be moved on the agenda to be heard after item 3. The second was by Dan Olsen and passed with all voting in the affirmative.

AGENDA APPROVED

It was **moved** by Dean Baker to approve the minutes of February 27, 2003 as presented. The second was by Everett Coon and passed with all voting in the affirmative.

MINUTES APPROVED

Following a brief discussion it was **moved** by Dan Olsen to approve the bills for payment in the amount of \$7,447.47. The second was by Lowell Long and passed with a roll call vote as follows:

BILLS APPROVED FOR PAYMENT

Dan Olsen	Aye
Everett Coon	Aye
Lowell Long	Aye
Dean Baker	Aye
Anthony Byron	Not Present

Bert Clark and Pryor Harrell, representing Ashley Valley Sewer Board and Darryl Lance and Jay Haslem, representing Ashley Valley Water and Sewer, met with the Council in response to a letter sent by Naples City Council regarding the sewer smell on 1500 South. Mr. Harrell reported that the lines had been cleaned on 1500 South. Utah Local Governments Trust had sent a group to video the siphon lines, they could not see much due to cloudy water. There

REPORT FROM ASHLEY VALLEY WATER & SEWER AND ASHLEY VALLEY SEWER BOARD

was a lot of sand removed, which was caused by flushing the lines with irrigation water. If this is done again the lines will need to be flushed with hydrant water. The Board feels that the answer is to vacuum the line rather than flush them. The lines are too big to get enough water volume to do any good. They feel that this should be done at least twice a year. The Council suggested that it be done more often than twice yearly. The sewer treatment plant has requested a schedule of maintenance on the lines. The Ashley Valley Water and Sewer board has agreed to clean the lines in their district. There will be two men cleaning the lines and they will document the cleaning.

Pryor Harrel stated that they plan to eliminate the siphon on 2500 East and run the lines on 2500 South, the delay is lack of funding. The project will take just under a million dollars.

There was a discussion regarding sealing the manhole covers on 1500 South and creating a vacuum to draw the vapors down the lines. The Board will have the engineers look at this possibility. There is a chemical scrubber, which was not used last year, they will get the scrubber going this year which should help with the vapors.

Mayor Mott stated that he appreciated their help and to not forget about this issue.

Darryl Lance told the Council that Ashley Valley Water & Sewer will be reporting to us as requested. Boyd Workman will submit the reports.

Ralph Dart was present at the meeting and asked Ashley Valley Water & Sewer to put as a priority placing a new line down 1500 South. He told them that it was a poor quality of life for those who live down there. Mr. Dart stated that if the two siphons are a problem then get a new line, help those who live down that street and have to deal with the problem all the time.

The Council requested that Ashley Valley Water & Sewer report back the later part of June and give any updates at that time.

The Business License application of Blue Mtn. Feed & Supply was given to the Council for their approval. After some discussion it was **moved** by Dan Olsen to table the approval

***BUSINESS LICENSE
APPROVAL***

of the application until Craig could check the location of the business and find out more information. Everett Coon seconded the motion, the motion passed with all voting in the affirmative.

Janie Higgins let the Council know that Craig had received a bid from Kenny Sutton on the old dump truck. The bid was for \$4,000. After some discussion it was **moved** by Everett Coon to accept the bid of \$4,000 and to place the funds back into the budget under capitol projects-roads. The second was by Dan Olsen and passed with the following roll call vote:

Dan Olsen	Aye
Everett Coon	Aye
Lowell Long	Aye
Dean Baker	Aye
Anthony Byron	Aye

OFFER ON OLD DUMP TRUCK

Levi Pummell reported to the Council that he and Shane Slaugh spoke with the people making the travel plans for them to view the new fire truck. The company they will be purchasing the truck from will pay for air fare, motel accommodations, and will pick them up from the airport. Levi was requesting mileage expense to and from Salt Lake City and meals for three days. Dan Olsen **moved** to approve mileage expense to Salt Lake City and three days per diem for Shane Slaugh and Levi Pummell. Anthony Byron seconded the motion. The motion passed with the following vote:

Dan Olsen	Aye
Everett Coon	Aye
Lowell Long	Aye
Dean Baker	Aye
Anthony Byron	Aye

TRAVEL REQUEST TO VIEW NEW FIRE TRUCK

Shane Slaugh wanted to keep the Council informed on where things were with the new fire station. Shane wanted to extend a thank-you to Roosevelt City for offering their grant funding to Naples City. The Fire Department is currently looking at the cost of a new building being placed next to the existing fire station. The size of the building would be 40x70 and would be connected to the old fire station. This would be more cost effective than adding on to the existing building.

FIRE DEPARTMENT BUILDING

Anthony Byron reported to the Council concerning the meeting that was held the previous night with Commissioner Abegglen regarding the formation of a Fire District. Most of the meeting was just to open the floor to ideas and to gain information as to what type of equipment each local agency has. The next meeting was scheduled for April 9th. Councilman Byron would keep the Council informed.

UPDATE ON FIRE DISTRICT

Janie Higgins presented a request from Craig regarding applying for two grants. The first would be a 90-10 match grant from FEMA to purchase a new chaise for the Fast Attack truck. Dan Olsen **moved** to have Craig proceed with the application for the FEMA grant. The motion was seconded by Everett Coon and passed with all voting aye. The second request was for a 50-50 match grant from the Department of State Land & Forestry for communication equipment, the grant amount is \$6,000. Dan Olsen **moved** to have Craig proceed with the grant application. Anthony Byron seconded the motion, the motion passed with all voting aye.

REQUEST TO APPLY FOR GRANTS

The Council discussed the loan request from Coby Horrocks again. After some discussion about the intent of the rehab loans it was **moved** by Dan Olsen to table the discussion until the next meeting when Craig could be there to answer some questions. Lowell Long seconded the motion. The motion passed with all voting aye.

REHAB LOAN REQUEST

Tom Wardell, Alan Mashburn, & Mike McKee came before the Council to explain the different options being considered regarding the move or the expansion of the Airport. Mr. Mashburn wanted to provide the Council with information because whether the Airport is moved or expanded it would affect Naples City. The Airport board will be holding public meetings to gather input and then on the 28th, Vernal City and Uintah County would be holding a joint meeting to make a final decision. The three options being considered for the airport are:

AIRPORT MOVE OR EXPANSION

1. Leaving the airport where it is and expanding the end of the runway.
2. McCoy flats
3. Sunshine Bench

Tom Wardell explained the the Airport is currently a B-2 airport and that with the amount of use and the type of aircraft utilizing the airport, it needs to be a C-2 type airport.

This needs to be done to meet the safety guidelines of the FAA. In order to be a C-2 airport, the airport needs to expand. Mr. Mashburn and Mr. Wardell explained the impact this would have on Naples City. Part of the impact would be to the industrial area east of the airport and also to some homes located south of the airport. One of the Council members asked if the Airport Board could make the expansion without the approval of Naples City. Mr. Mashburn stated that it would be possible because of the FAA's standards. Mr. Wardell and the others were thanked for coming and for the information that was provided.

Nikki provided the Council with the cost of Health Insurance for Kevin Pummell. If Kevin were to apply for and receive Cobra health insurance the premium would be \$946.33 for medical and dental. The question was raised as to whether the City would be willing to allow Kevin to stay on the City's health insurance plan and pay part of the cost. After some discussion it was **moved** by Anthony Byron to table the motion until Chief Guibord's opinion could be obtained. The motion was seconded by Everett Coon. The motion passed with all voting aye.

The City received another complaint against Basin Industries. The complaint was about debris scattered along the road. The debris is believed, by those complaining, to be causing flat tires to those who have to travel the same road as the Basin Industries trucks. Dan Olsen **moved** to refer this matter to the police and to have them issue a citation to Basin Industries based on the complaint that was received and to have the person issuing the complaint, sign as the complainant. Lowell Long seconded the motion. The motion passed with all voting aye.

Dan Olsen **moved** to hold a public meeting on March 27, 2003 to open and amend the 2002-2003 budget. The motion was seconded by Dean Baker. The motion passed with all voting aye.

Dan Olsen explained to the Council that the interviews for the new Justice Court clerk had been conducted and that Judge Petry had made the decision to hire Helen Brunelle. Helen would start to train with Julie on the 17th and would start full time when Julie left, her starting salary would be \$9.00/hr. Dan Olsen made the **motion** to hire Helen Brunelle as the Justice Court clerk with a starting salary of

*PUMMELL HEALTH
INSURANCE*

*BASIN INDUSTRIES
COMPLAINT*

*MOTION FOR PUBLIC
HEARING - OPEN
BUDGET*

JUSTICE COURT CLERK

\$9.00/hr. Everett Coon seconded the motion. The motion passed with the following roll call vote:

Dan Olsen	Aye
Everett Coon	Aye
Lowell Long	Aye
Dean Baker	Aye
Anthony Byron	Aye

Having no other matters before the Council it was **moved** by Anthony Byron to adjourn at 9:55 p.m. The second was by Everett Coon and passed with all voting in the affirmative.

MEETING ADJOURNS

APPROVED BY COUNCIL ON THE 27th DAY OF MARCH, 2003.

BY: *Will W. Kay*

ATTEST: *Will W. Kay*



*Naples City Council
March 27, 2003
Minutes*

The regularly scheduled meeting of the Naples City Council was held March 27, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Mayor Niles W. Mott, Councilmen Dan Olsen, Dean Baker, Everett Coon, Lowell Long and Anthony Byron. Others attending were Nikki Kay, Craig Blunt, Vance King, Troy Olstler, Don DeMille, Bill Caldwell, David Sadlier, Ray Sadlier, and Dale Harrison,

***COUNCIL MEMBERS IN ATTENDANCE
OTHERS ATTENDING***

It was **moved** by Dan Olsen to approve the agenda with two additions under other matters. Vance King was also added to the agenda to set a time for the final walk through on the 2850 So road project. The second was by Lowell Long and passed with all voting in the affirmative.

AGENDA APPROVED

It was **moved** by Dan Olsen to approve the minutes of March 13, 2003 with minor corrections. The second was by Everett Coon and passed with all voting in the affirmative.

MINUTES APPROVED

It was **moved** by Dan Olsen to approve the bills in the amount of \$16,410.66. The motion was seconded by Everett Coon. The motion passed with the following roll call vote:

APPROVAL OF THE BILLS

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Bill Caldwell with Uintah High School came before the Council with a presentation on the Connections Program offered through the School District. The Connections Program is an after school program that provides a safe and secure environment for those children who would normally be home alone after school. The program provides supervised activities and study time for students. Mr. Caldwell was not asking the Council for financial support but he did ask the Council to keep the program in mind if they were to hear of funding possibilities. Mr. Caldwell hoped that the presentation on the program would help create a positive image for the program in order to help in fund raising events. The Council thanked Mr. Caldwell for coming and

PRESENTATION ON THE CONNECTIONS PROGRAM

offered very positive comments about the program.

Anthony Byron **moved** to open the public hearing at 8:00 p.m. to discuss amendments to the 2002-2003 FY budget. Dan Olsen seconded the motion. The motion passed with all voting aye. The items discussed were the appropriation of last years excess funds to be transferred for the purchase of the new fire truck. The Fire Department had also received grants that needed to be added to the budget. The Mayor asked for any public input. With no comments or questions from the public it was **moved** by Dan Olsen to close the public hearing at 8:10 p.m. The motion was seconded by Lowell Long and passed with all voting in the affirmative.

PUBLIC HEARING

Dan Olsen **moved** to amend the FY 2002-2003 budget as discussed. (See attachment to minutes) The second was by Anthony Byron. The motion passed with the following roll call vote:

AMENDING 2002-2003 FY BUDGET.

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

A request of \$242.75 for Helen Brunelle to travel to the Justice Court Clerk Conference was given to the Council for their approval. Also a request by Nikki Kay, in the amount of \$618.95, to travel to the Municipal Clerks Conference was presented for approval. It was **moved** by Anthony Byron to approve the travel requests for \$242.75 and \$618.95. The motion was seconded by Lowell Long and passed with the following roll call vote:

REQUEST FOR TRAVEL APPROVAL

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Vance King asked to set a date and time for the final walk through on the 2850 So Road Project. After some discussion it was decided to meet on Tuesday, April 1, 2003 at 1:00 p.m. for the final walk through.

FINAL WALK THROUGH FOR THE 2850 SO ROAD PROJECT

Troy Ostler with CIVCO Engineering gave the Council an update on the Ashley Bridge. The Construction plans for the bridge are ready to be sent to UDOT, they needed the signatures of Mayor Mott and Craig Blunt. A letter was also prepared to send to the Highway funding committee requesting additional funds for the project. Dan Olsen **moved** to have the Mayor sign the letter requesting additional funds for the project. Anthony Byron seconded the motion. The motion passed with all voting aye. Dan Olsen also **moved** to have the Mayor and Craig sign the plans and specifications for the Construction phase of the bridge. Lowell Long seconded the motion which passed with all voting aye. Troy told the Council that the advertisement for bid of a Contractor would be ready the end of April and if everything went well the construction phase should be able to start the first part of August.

UPDATE ON ASHLEY BRIDGE AND REQUEST FOR DRAW.

Troy Ostler requested a draw of \$11,102.23 for work completed so far on the Ashley Bridge. Dan Olsen **moved** to approve the request for payment in the amount of \$11,102.23. Anthony Byron seconded the motion. The motion passed with the following roll call vote:

REQUEST FOR DRAW ON ASHLEY BRIDGE

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Troy also requested the Council's approval to have the Mayor sign a Date Extension and Modification letter, this letter would extend the contract date to June 30, 2003. Dan Olsen **moved** to have the Mayor sign the date extension letter. Lowell Long seconded the motion. The motion passed with all voting in favor.

DATE EXTENSION LETTER

Dale Harrison asked to address the Council in regards to a water drainage problem at his property in High Country. Dale explained that the problem he is experiencing, excessive drainage water accumulating on his property, is caused from residents along the street building driveways over the bar ditches without placing culverts. This is causing the bar ditch next to his house to overflow. The Council explained that High Country subdivision, at one time, had a Homeowners Association that was to help handle the problems in High Country. The Association had restrictive covenants in place

CITIZEN COMPLAINT

to help protect the homeowners. Craig was asked to set up a time to meet with Dale, look at the problem and to discuss possible solutions.

Don Demille with Burdick Paving came before the Council with a request to haul on 2500 South and 500 East. They requested that their trucks be able to travel these two roads with their loads from mid April to mid May. Dan Olsen **moved** to approve the use of the road with the option to stop the trucks from hauling if the road starts to deteriorate. Dean Baker seconded the motion. The motion passed with all voting aye.

***BURDICK PAVING
REQUEST TO HAUL ON
2500 S & 500 EAST***

Red Hatch contacted the Mayor and some of the Council members requesting that they consider granting the rehab loan request for Coby Horrocks. Red Hatch told Craig that they would make the home foundation permanent. As this was being discussed one of the Council members pointed out that if the foundation was made permanent then the home no longer meets the qualifications of the conditional use permit. After some discussion it was **moved** by Dan Olsen to table this matter until Red Hatch could meet with the Council to answer any questions they may have. Dean Baker seconded the motion, which passed with all voting aye.

REHAB LOAN REQUEST

The Police Department requested money to purchase two new 5 drawer lateral filing cabinets. Anthony suggested looking at a different type of cabinet where the drawers did not pull out. It was recommended by the Council to check the cost of the cabinets with the receding doors. Dan Olsen **moved** to approve up to \$1,500 for the purchase of two new filing cabinets for the police department. The motion was seconded by Dean Baker and passed with the following roll call vote:

***POLICE DEPARTMENT
PURCHASE REQUEST***

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

A request was made by Janie Higgins to update all the office computers to Microsoft XP professional. Most of the computers in the office are currently running Windows 98 and Microsoft is no longer supporting the Windows 98 software. Dean Baker expressed the opinion that Microsoft

***REQUEST TO PURCHASE
COMPUTER SOFTWARE***

Small Business would be sufficient for some of the computers. Dan Olsen wanted Janie to find out if the computers had enough memory to run the new software. After some discussion it was **moved** by Dan Olsen to table the matter until more information could be obtained. Dean Baker seconded the motion. The motion passed with all voting in the affirmative.

Craig Blunt explained to the Council the need he felt for the City to write a letter to the Airport Board expressing our concerns about the expansion of the airport and the economic impact on the City and some of the residents. Dan Olsen stated it would not hurt to have a letter on file and suggested that Craig write the letter.

LETTER CONCERNING AIRPORT

Craig Blunt approached the Council about their willingness to budget extra funds for the completion of the Fire Station if the requested grant funding did not come through. \$75,000 is needed for the new building, if the grant funding did not come through the Council would need to budget \$24,000 in FY 2003-2004 to complete the project. Anthony Byron **moved** to budget \$24,000 in the next FY budget if grant funding did not come through for the Fire Station. Dan Olsen seconded the motion, the motion passed with the following vote:

FUNDS FOR NEW FIRE STATION

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

David and Ray Sadlier came before the Council with a Criminal Complaint against Judge Petry. The claim was that Ray Sadlier did not receive a jury trial, to which he was entitled according to his Constitutional rights. Mr. Sadlier explained the circumstances to the Council and stating that Judge Petry had violated his constitutional rights. Mayor Mott explained to Mr. Sadlier that he believed this was a matter that should be brought to the attention of the Judicial Conduct Committee. David Sadlier stated that he believed the Judicial Conduct Committee was undergoing some changes in their agency and had not been of much help in the past. Mayor Mott explained that he still believed this was a matter for the Judicial Conduct Committee and he told David & Ray that the Council would have the City Attorney

CRIMINAL COMPLAINT

look at the complaint.

The Council was given an Ordinance that had to do with Constitutional Taking issues. The Ordinance would replace Ordinance 95-69 if it were adopted. Anthony Byron **moved** to accept the Ordinance as a first reading. Lowell Long seconded the motion, the motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Abstained
Dan Olsen	Aye
Dean Baker	Nay

The Council was reminded of the joint meeting being held by Vernal City and Uintah County in regards to the Airport. The meeting is March 28, 2003 at 1:00 p.m.

The Council discussed Basin Industries non-compliance with their conditional use permit. Mr. Bingham had agreed not to park or store his equipment along the roadside for extended lengths of time, he is not honoring this agreement. After some discussion, Councilman Byron stated that he would go by and visit with Mr. Bingham.

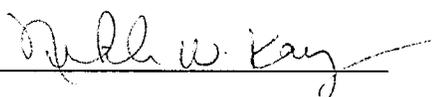
Dan Olsen submitted the February 2003 monthly court report to the Council. All court money has been receipted and dispersed.

Craig asked the Council about placing flags along highway 40. The Council instructed Craig to go ahead and place them.

Having no other matters before the Council it was **moved** by Everett Coon to adjourn at 10:00 p.m. The second was by Dan Olsen and passed with all voting in the affirmative.

APPROVED BY COUNCIL ON THE 10th DAY OF APRIL, 2003.

BY: 

ATTEST: 

ORDINANCE 95-69

OTHER MATTERS

BASIN INDUSTRIES

COURT REPORT

PLACEMENT OF FLAGS

Meeting Adjourned

Naples City Council
April 10, 2003
Minutes

The regularly scheduled meeting of the Naples City Council was held April 10, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Mayor Niles W. Mott, Councilmen Dan Olsen, Dean Baker, Everett Coon, Lowell Long and Anthoney Byron. Others attending were Nikki Kay, Craig Blunt, Janie Higgins, Troy Olstler, Susan & Brad Horrocks, Dave & Jeanie Chivers, John Allred, Phil Timothy, Scott Gross, Mike (UHS), Brad Turner, and Chelsea Rooney.

COUNCIL MEMBERS IN ATTENDANCE

OTHERS ATTENDING

It was **moved** by Dan Olsen to approve the agenda with the addition of setting a public hearing for the CDBG. The second was by Lowell Long and passed with all voting in the affirmative.

AGENDA APPROVED

It was **moved** by Dan Olsen to approve the minutes of March 13, 2003 with minor corrections. The second was by Everett Coon and passed with all voting in the affirmative.

MINUTES APPROVED

It was **moved** by Everett Coon to approve the bills in the amount of \$7,434.17. The motion was seconded by Lowell Long. The motion passed with the following roll call vote:

APPROVAL OF THE BILLS

Anthoney Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

The business license of Scott Murray LP Gas was given to the Council for their approval. Everett Coon **moved** to approve the application for Scott Murray. Anthoney Byron seconded the motion. The motion passed with all voting aye.

BUSINESS LICENSE APPROVAL

Dave Chivers with the Dinosaur Rodeo Committee came before the Council with a request for financial assistance from the City. Mr. Chivers explained to the Council the positive economic impact the rodeo has on the Uintah Basin. The rodeo is the largest single event in the Basin that draws people from outside the area. Mr. Chivers explained that for the past 22 years the Rodeo has been able to stand on its

RODEO COMMITTEE PRESENTATION

own with the help of volunteers, but with the recent changes from the PRCA and the loss of national sponsors, the local rodeos are no longer able to do that. The Rodeo Committee was asking the City for the sum of \$5,600 (1% economic impact). Everett Coon complimented the Committee on the tremendous job being done. The Council thanked the committee members for coming and asked for some time to discuss the matter.

Troy Ostler came before the Council to give them an update on the 1500 S Ashley Creek bridge. Mr. Ostler explained to the Council that two letters need to be submitted to the State, a right-of-way certification and the review scope of work and cost proposal letter. Dan Olsen **moved** to have the Mayor execute the scope of work and cost proposal letter. Anthony Byron seconded the motion, the motion passed with all voting in the affirmative.

***UPDATE ON 1500 SO
ASHLEY CREEK BRIDGE***

Dan Olsen **moved** to also have the Mayor sign the right-of-way certification letter. Anthony Byron seconded the motion which passed with all voting aye.

Craig came before the Council to request approval to purchase items for the Road Department. A request was made for \$480.00 to purchase bottom rods for the banner brackets that hold the flags along the highway. The second request was for \$275.51 to replace worn out safety cones. The third request was for \$250.00 to survey 1750 So. in order to locate the section lines for an easement of right-of-ways on 1750 So. The last request was for \$360.00 for top soil to be placed at Dale Harrison's residence. Dan Olsen **moved** to approve \$1,365.51 for the expenditures requested. Everett Coon seconded the motion. The motion passed with the following roll call vote:

***ROAD DEPARTMENT
PURCHASES***

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

The Council received a plat from Phil Timothy dividing a parcel of property. The property is located at the end of a private road. The City requested, in case of future development, that Mr. Timothy leave a 60' road easement. Dan Olsen **moved** to authorize the change in the plat with

***SUBDIVISION PLAT FOR
PHIL TIMOTHY***

the proper signatures and easement and to approve the plat on condition of obtaining a letter of commitment from Mr. Timothy. Anthony Byron seconded the motion. The motion passed with all voting aye.

In connection with the above matter, Dan Olsen **moved** to approve the issuances of a building permit to Scott Gross, contingent upon his adherence to follow all regulations. Lowell Long seconded the motion. The motion passed with all voting affirmatively.

Nikki Kay asked the Council to consider increasing the amounts for purchasing requests and also to increase the capitalization amounts for the fixed assets. The amounts requested were \$500 for the purchase approval and \$5,000 for the capitalization amounts. After some discussion it was **moved** by Dean Baker to raise the purchase approval amount to \$500. Everett Coon seconded the motion. The motion passed with all voting aye. It was also **moved** by Anthony Byron to raise the capitalization amount to \$5,000. The motion was seconded by Dan Olsen and passed with all voting aye.

*INCREASE PURCHASE &
CAPITALIZATION
AMOUNTS*

The annual Easter egg hunt that is co-sponsored with the radio station will be held on April 19, 2003. The Council was asked for approval to help with the purchase of the prizes. It was **moved** by Dan Olsen to approve \$300 for the egg hunt. The motion was seconded by Anthony Byron and passed with the following roll call vote:

EASTER EGG HUNT

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

As this was being discussed the Council addressed the request from the Rodeo Committee. It was suggested by Councilman Baker that he would like to see Naples City "step up to the plate" and help the Rodeo Committee if at all possible. The suggestion of having the money come from Redevelopment was brought up. The Council asked Craig if he would find out if it is possible to expend the money through Redevelopment. It was **moved** by Dean Baker to make a recommendation to the Redevelopment board to expend \$1,000 for the Dinosaur Rodeo if it falls under the

guidelines of Redevelopment. Anthony Byron seconded the motion. The motion passed with the following roll call vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

The Council wanted some clarification about Ordinance 95-69, Constitutional Taking issues, and wanted Dennis to discuss changing the original ordinance or adopting the new one. It was **moved** by Dan Olsen to table this item until Dennis Judd could meet with the Council to answer questions they have. The motion was seconded by Everett Coon and passed with all voting aye.

***UPDATE OF ORDINANCE
95-69***

Ordinance 03-94 was presented to the Council for their approval. The Ordinance states that it would be illegal for an interdicted person to purchase, possess, or consume alcohol in the City of Naples. After some discussion clarifying the definition of an interdicted person and the need for the Ordinance it was **moved** Everett Coon to adopt Ordinance 03-94. The motion was seconded by Dan Olsen. The motion passed with the following roll call vote:

***ORDINANCE 03-94
I L L E G A L F O R
I N T E R D I C T E D P E R S O N
T O P U R C H A S E , P O S S E S S ,
O R C O N S U M E A L C O H O L***

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt let the Council know that the Fire Department needs to purchase additional fire hose for the new fire truck and to replace existing worn out fire hose. The Department has additional money from the CIB grant that was received to purchase the fire hose. It was **moved** by Everett Coon to approve \$5,000 for the purchase of fire hose and additional turnouts. Lowell Long seconded the motion. The motion passed with the following roll call:

***FIRE DEPARTMENT
PURCHASE REQUEST***

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Nikki Kay also requested that a phone poll conducted by her be officially entered in the minutes. The poll was conducted on April 1, 2003 to have the Mayor sign the CDBG contracts for the new fire truck. The results of the phone poll are as follows:

Anthoney Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt explained to the Council the requirement to hold a 2nd CDBG public hearing to discuss the addition to the Fire Station. It was **moved** by Dan Olsen to set a public hearing for April 24, 2003 at 8:00 p.m. to receive public input regarding the addition to the Fire Station. The second was given by Dean Baker. The motion passed with all voting aye.

Craig asked the Council if the City would like to participate in a clean-up day and make use of the free dump days being offered at the County landfill. Dan Olsen **moved** to set May 21st as the Naples City clean-up day, to authorize the use of City equipment for the clean-up and to have Craig get some help through SOS staffing, if needed. Lowell Long seconded the motion. The motion passed with the following vote:

Anthoney Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Dixie Horrocks was present at the Council meeting. The Mayor asked if she needed to address the Council. Ms. Horrocks stated that Craig asked her to attend the meeting to answer any questions the Council may have regarding her daughter's (Cobi Horrocks) request for rehab loan money. The Council asked how much was still owing on the loan and Ms. Horrocks told them \$17,000. The Council also wanted to know how the loan would be secured. Dixie stated that the loan would be in her name and would be attached to her property. The Council thanked Ms. Horrocks for coming and stated they would get back with her.

Councilman Byron wanted the Council to know that he

***MAYOR TO SIGN CDBG
CONTRACTS FOR FIRE
TRUCK***

***MOTION TO HOLD 2ND CDBG
PUBLIC MEETING.***

***OTHER MATTERS - CLEAN
UP DAY***

***COBI HORROCKS REHAB
LOAN REQUEST***

REPORT ON BASIN

visited with Mr. Bingham regarding the complaints received about his business. Mr. Bingham assured Councilman Byron that he would make an effort to keep debris off the road and that he would move the dumpsters off of the road next week. Mr. Bingham stated that he had been very busy and short handed but he would try and make a greater effort to clean things up.

***INDUSTRIES - SCOTT
BINGHAM***

The Mayor explained to those not attending the final walk through on the 2850 S road project that there were a few items that were found not satisfactory. One item was damage caused by the landscaper to the sidewalk and curb, another was the asphalt at the end of the road and the last was having the holes around the base of the light poles filled in.

***REPORT ON 2850 S WALK
THROUGH***

Having no other matters before the Council it was **moved** by Everett Coon to adjourn at 10:00 p.m. The second was by Lowell Long and passed with all voting in the affirmative.

MEETING ADJOURNED

APPROVED BY COUNCIL ON THE 24th DAY OF APRIL, 2003.

BY: *Miles W. Motz*

ATTEST: *Debb W. Kay*

Naples City Council
April 24, 2003
Minutes

The regularly scheduled meeting of the Naples City Council was held April 10, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:45 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Mayor Niles W. Mott, Councilmen Dan Olsen, Dean Baker, and Lowell Long. Others attending were Nikki Kay, Craig Blunt, Janie Higgins, Daniel Turner, Eloise Turner, Dennis Judd, Luke Brixey, Brenton Cook, Matt Williams, and Corie Miller

COUNCIL MEMBERS IN ATTENDANCE

OTHERS ATTENDING

It was **moved** by Lowell Long to approve the agenda as presented. The second was by Dean Baker and passed with all voting in the affirmative.

AGENDA APPROVED

It was **moved** by Dan Olsen to approve the minutes of April 10, 2003 with minor corrections. The second was by Lowell Long and passed with all voting in the affirmative.

MINUTES APPROVED

Janie Higgins presented the bills for payment in the amount of \$20, 048.48. It was **moved** by Lowell Long to approve the bills for that amount. The motion was seconded by Dan Olsen. The motion passed with the following roll call vote:

APPROVAL OF THE BILLS

Anthoney Byron	Absent
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Dennis Judd came before the Council to explain and answer any questions regarding Ordinance 03-95 which deals with Constitutional Taking issues. Mr. Judd explained that the State statute requires local municipalities to have such an Ordinance in place and the State statute spells out what needs to be contained in the Ordinance. Ordinance 03-95 meets the requirements required by the State. Mr. Judd explained that situations exercising eminent domain and condemnation are excluded. Ordinance 03-95 provides a way to determine if an action, taken by the City, constitutes a constitutional taking. After some discussion it was **moved** by Dan Olsen to accept this as a first reading of Ordinance 03-95. Dean Baker seconded the motion. The motion passed with all voting aye.

DISCUSSION OF ORDINANCE 03-95

*2nd PUBLIC HEARING FOR
CDBG - FIRE STATION
ADDITION*

Councilman Dan Olsen made the **motion** to open the second public hearing for the Community Development Block Grant (CDBG) program at 8:15 p.m. Lowell Long seconded the motion. The motion passed with all voting aye. Mayor Mott explained that this hearing was being called to allow all citizens to provide input concerning the CDBG program. Mayor Mott asked Craig Blunt, project manager, to explain the program and project. Mr. Blunt stated that the City was awarded, under the 2003/2004 grant year CDBG program, \$49,789 to build an addition onto the Naples City fire station located at 1601 East 1900 South. The CDBG program has three national objectives, the City chose to apply under the low-moderate income objective. A survey was completed with a finding of 57.8% low and moderate incomes. Application was made and successfully went through the regional rating and ranking process. This project will add an additional 2,800 square feet of building to the existing fire station, this will serve to meet the need of a larger training area, extra storage for equipment and extra bays to park the fire vehicles. The CDBG funds will not completely cover the engineers estimated costs. The engineers cost estimate for the building addition

is \$84,378 (which includes engineering), CDBG covers 59% of this. The City has made application to the USDA Rural Development for \$30,000 (36%) and the City would pay \$4,589 (5%). A drawing, showing the front view of the existing fire station and a front view of the finished addition, were given to those present. After Mr. Blunt's explanation the Mayor asked for any comments or questions from those present at the hearing. Councilman Olsen asked when the funds would be available from the USDA. Mr. Blunt explained that he had received a favorable verbal response regarding the USDA grant request, but was not sure when the response would be received in writing or if the funding would be available in time to meet the CDBG timeline. Councilman Baker asked if the estimated cost of the project included the raising of the roof above the existing office. Craig stated that it did. With no additional comments from the public it was **moved** by Dan Olsen to close the public hearing at 8:25 p.m. The motion was seconded by Lowell Long and passed with all voting aye.

It was **moved** by Dean Baker to accept the environmental study, in connection with the CDBG grant, and to authorize the Mayor to sign the study. Dan Olsen seconded the motion. The motion passed with all voting in the affirmative.

*A P P R O V A L O F
E N V I R O N M E N T A L S T U D Y*

It was **moved** by Dean Baker to authorize the Mayor to sign the application to the CDBG with the budget figures stated. Dan Olsen seconded the motion. The motion passed with all voting aye.

MAYOR TO SIGN CDBG APPLICATION

David and Eloise Turner came before the Council with their request to proceed with the construction of a pavilion at the East park in honor of Robert Turner. The plans for the pavilion have been drawn up by an engineer and the Turners are ready to proceed. Mrs. Turner's request was to have the subcontractors bill Naples City and have those invoices forwarded to the Turners. Councilman Olsen suggested setting up a Capital outlay project specifically for the pavilion. Mr. Turner stated that Stearns Construction has been contacted to construct the pavilion. The pavilion will be 30'x70' with a painted metal roof. Mrs. Turner asked if the pavilion could have their cattle brand on the ends of the pavilion and in honor of Bob be referred to as the RT Family Pavilion. Dean Baker **moved** to waive the building permit fees for the pavilion. Lowell Long seconded the motion, which passed with all voting aye. Dan Olsen **moved** to accept the donation from the Turners and to set up a capital fund for the construction of the east park pavilion. Lowell Long seconded the motion. The motion passed with the following roll call vote:

PAVILION FOR EAST PARK

Anthony Byron	Absent
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

The Council expressed appreciation for the generosity of the Turners and all they do for the community.

Craig Blunt explained that in talking with the City Attorney, Dennis Judd, it would be in the best interest of the City to have Phil Timothy dedicate the 60' right-of-way on 1300 South to the City and to include on the plat the following paragraph:

CHANGE IN PLAT OF PHIL TIMOTHY

The City accepts this plat and dedication of right-of-way on the condition that the lot/property owners will willingly participate in the creation of a Special Improvement District to upgrade the road to Naples City standards. Until the road is brought up to City standards, the property owners will continue to be responsible to maintain and repair

the road.

Dean Baker **moved** to change the plat, showing the dedicated road on 1300 South from 1500 East to 1150 East and to include the above paragraph. Lowell Long seconded the motion, the motion passed with all voting aye.

Craig Blunt presented the USDA grant application to the Mayor and Council for approval. It was **moved** by Dan Olsen to proceed with the grant application to the USDA in the amount of \$30,000 for the fire station addition. The motion was seconded by Lowell Long and passed with all voting in the affirmative.

Craig Blunt informed the Council that a meeting would be held with the Uintah County Commissioners on April 28, 2003 to request additional funding for the shortage of funds on the 1500 So. Ashley Bridge. The request would be for \$28,743.20. A cooperative agreement for preconstruction and construction reimbursement was presented to the Council and Mayor for signatures. Dan Olsen **moved** to have the Mayor sign the cooperative agreement contingent upon the funds being received from other entities. Lowell Long seconded the motion. The motion passed with all voting aye.

Craig Blunt came before the Council for a request to purchase new construction signs. Craig stated the need to upgrade some of the rod construction signs, the signs need to be reflective. The cost of the signs would be \$924.25 which would include four (4) NO TRUCK symbol signs, one (1) made up sign, and four (4) roll up CONSTRUCTION signs. It was **moved** by Dan Olsen to approve the expenditure of \$924.25 for road signs. The motion was seconded by Dean Baker and passed with the following vote:

Anthoney Byron	Absent
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Craig also requested \$865.00 to cost share with the County in spraying the bar ditches for weed control. Dan Olsen **moved** to approve the expenditure of \$865.00. Dean Baker seconded the motion. The motion passed with the following vote:

USDA APPLICATION

1500 SOUTH ASHLEY BRIDGE DISCUSSION

ROAD DEPARTMENT PURCHASE REQUEST

Anthony Byron	Absent
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

The Council was given a draft copy of a letter to the Airport Board expressing the City's concerns regarding the location and expansion of the airport. The Council made a couple of suggestions for changes in the letter and asked Craig to have the City Attorney read the letter before it is sent.

***LETTER REGARDING
AIRPORT***

The Council discussed the request from the Rodeo Committee for donation of public funds. After a discussion regarding the economic benefit to the City it was **moved** by Lowell Long to approve the donation of \$1,000 to the Rodeo Committee from the Legislative budget. The second was given by Dan Olsen. The motion passed with the following vote:

***REQUEST FOR PUBLIC
FUNDS***

Anthony Byron	Absent
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Dean Baker **moved** to draft a policy regarding future donation requests for public funds. Those requesting public funds would need to fill out the "Request for Public Funds" form and the request would need to go through a public hearing. Lowell Long seconded the motion. The motion passed with all voting aye. It was also noted, to the Council, that the Redevelopment board could not make the requested donation to the Rodeo Committee.

***SET POLICY FOR FUTURE
REQUESTS OF PUBLIC
FUNDS***

Having no other matters before the Council it was **moved** by Lowell Long to adjourn at 9:20 p.m. The second was by Dan Olsen and passed with all voting in the affirmative.

MEETING ADJOURNED

APPROVED BY COUNCIL ON THE 8th DAY OF MAY, 2003.

BY: *Niles W. Mott*

ATTEST: *Niles W. Kay*

Naples City Council
May 8, 2003
Minutes

The regularly scheduled meeting of the Naples City Council was held May 8, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Mayor Niles W. Mott, Councilmen Dan Olsen, Dean Baker, Everett Coon, Anthonyey Byron and Lowell Long. Others attending were Nikki Kay, Craig Blunt, and Janie Higgins.

COUNCIL MEMBERS IN ATTENDANCE

OTHERS ATTENDING

It was **moved** by Dan Olsen to approve the agenda with one item added under other matters. The second was by Lowell Long and passed with all voting in the affirmative.

AGENDA APPROVED

It was **moved** by Dan Olsen to approve the minutes of April 24, 2003 with minor corrections. The second was by Everett Coon and passed with all voting in the affirmative.

MINUTES APPROVED

Janie Higgins presented the bills for payment in the amount of \$8,720.84. It was **moved** by Lowell Long to approve the bills for that amount. The motion was seconded by Dan Olsen. The motion passed with the following roll call vote:

APPROVAL OF THE BILLS

Anthonyey Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

The business license of Electrical Services Co. was given to the Council for their approval. The owner of the business is Glade Merkley. It was **moved** by Everett Coon to approve the license for Electrical Services and to hold the license until receipt of the sales tax number. Lowell Long seconded the motion which passed with all voting aye.

BUSINESS LICENSE APPROVAL

Nikki Kay asked for approval to travel to Cedar City for TAC training and then back to Provo for the Business License Association conference. The request was for \$535.95 which included mileage, per diem, and motel costs. Dan Olsen **moved** to approve the \$535.95. Lowell Long seconded the motion. The motion passed with the following roll call vote:

APPROVAL FOR TRAVEL

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Two bids were received by the Council for the job of public defender for the City. A bid from Attorney Brian Sidwell for \$50.00 per hour and a bid from Attorney Herbert Gillespie for \$40.00 per hour. After some discussion it was **moved** by Dean Baker to accept the bid from Herbert Gillespie for \$40.00 an hour. The second was given by Dan Olsen. The motion passed with the following vote:

PUBLIC DEFENDER BID

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

A letter received by Chief Guibord was given to the Council as a matter of information. The letter was from the Utah League of Cities and Towns in regards to municipalities losing their liquor tax distribution this year through action passed by the State Legislature. The League wanted Cities and Towns to be aware of the possibility of losing the funds again if liquor tax distributions were not used for alcohol prevention, detection, treatment, and prosecution. A line item was added in the budget under the police department for alcohol enforcement to help track the liquor funds more effectively.

ALCOHOL TAX DISTRIBUTION

UBTA-UBET contacted the City Office requesting a letter of support from the Council regarding their EAS calling plan. This would eliminate long distance charges within the Uintah Basin area. The cost for this service in the Naples area would be \$0.80 per line (the cost in Roosevelt and other areas would be higher). After some discussion it was **moved** by Dean Baker to write a letter of support for the EAS calling plan. Everett Coon seconded the motion. The motion passed with all voting aye.

UBTA - UBET EAS CALLING

Craig Blunt reported to the Council that the replacement of the catch boxes along Highway 40 was underway. Stearns Construction would try and have the project completed by the end of May, they will work one side of the street and

UPDATE ON HIGHWAY 40 CATCH BOXES AND PAVILION

them come back up the other. Twenty-three (23) catch basins and eight (8) sections of curb and gutter will be replaced.

Craig also updated the Council on the pavilion at the east park. The pavilion has been laid out and Badger will be drilling the holes for the corner posts. It was also noted that the Recreation District would be bringing a 6" line down to the pump house in order to tie into the sprinkling system to help with watering during the drought.

Craig Blunt asked the Council for approval to purchase a new fountain to replace the one that was vandalized and destroyed at the west park. The new fountain would be made of 8" pipe which would help decrease the degree of damage from vandalism. The fountain would be ADA accessible, have a hose bib and a bottle filler attachment. The cost for the fountain would be approximately \$3,000. Dan Olsen **moved** to approve the expenditure. Dean Baker seconded the motion which passed with the following roll call vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt asked the Council for approval to purchase flowers for the planters along Highway 40. The question was raised about asking the property owners to water the flowers after they were planted. It was decided that not all the businesses would keep the flowers watered and the purchase of the flowers would have been wasted. It was **moved** by Dan Olsen to approve up to \$560 for the purchase of the flowers and material needed to plant them. Anthony Byron seconded the motion. The motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

The Council was given a draft copy of a letter to the Airport

EXPENDITURE IN PARK

***APPROVAL TO PURCHASE
FLOWERS FOR HWY 40
PLANTERS***

LETTER TO AIRPORT

Board expressing the concerns of Naples City in regards to the expansion of the Airport. It was noted by Councilman Byron that Dr. Rod Anderson would like to be notified of any meetings concerning the expansion of the airport. Councilman Coon stated that he does not want to see the airport expand. Councilman Baker echoed that statement and wondered why the airport needs to be expanded at all. It has been expressed to some of the Council members, from property owners that would be affected, that they would just like to see the County make a decision so they would know what to do with their property. It was suggested two separate letters be written, one to the County requesting that they involve Naples City and Naples Planning & Zoning in any future discussions involving the expansion of the Airport and a second letter to the FAA stating the concerns of Naples City in regards to the expansion of the Airport.

Ordinance 03-95 which deals with the subject of Constitutional Taking Issues was discussed. It was recommended by Councilman Baker to add the phrasing of "The Council **may delegate** the mayor to hear and consider such petitions." under section 5.0 of the Ordinance. It was moved by Dean Baker to accept Ordinance 03-95 as a final reading with that one change. The second was by Dan Olsen and passed with all voting aye.

ORDINANCE 03-95

The tentative budget for FY 2003-2004 was presented to the Council. Councilman Olsen would like to have Bob Foley come to the next Council meeting and be available to answer any questions regarding the budget. Dan Olsen made the **motion** to adopt the tentative budget for FY 2003-2004. Anthony Byron seconded the motion. The motion passed with the following vote:

***ADOPT TENTATIVE
BUDGET FOR FY 2003-04***

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Dan Olsen made the **motion** to set a public hearing for June 19th, 2003 to adopt the final budget for FY 2003-2004 and to open and amend the budget for FY 2002-2003. Changing the date for the regularly scheduled council meeting in June from the 26th to the 19th was also included in the motion. The motion was seconded by Everett Coon and passed with all

***SET PUBLIC HEARING TO
ADOPT FINAL BUDGET &
OPEN AMEND FY 2002-
2003 BUDGET***

voting aye.

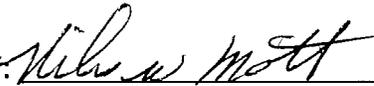
Councilman Olsen expressed his opinion that he feels there is a problem with the reserve and part time police officers being unfriendly. There has been such a big turn around with part time officers and the feeling is they are just putting in their time and are not really concerned about the residents. Councilman Baker said that he spoke with both Chief Guibord and Lieutenant Howe and expressed the same concerns. The police department is in the process of trying to hire a 3rd full time officer and that should help. Councilman Olsen said there is a great public service in acknowledging the residents and being friendly. Councilman Baker agreed that in our small community the residents expect that small town friendliness and that he would gladly take the Councils concerns back to Chief Guibord.

OTHER MATTERS

Having no other matters before the Council it was **moved** by Everett Coon and seconded by Lowell Long to adjourn the meeting at 9:30 p.m. The motion passed with all voting in the affirmative.

MEETING ADJOURNED

APPROVED BY COUNCIL ON THE 12TH DAY OF JUNE, 2003.

BY: 

ATTEST: _____

Naples City Council
May 22, 2003
Minutes

The regularly scheduled meeting of the Naples City Council was held May 22, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:45 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Mayor Niles W. Mott, Councilmen Dean Baker, Everett Coon, Lowell Long, and Anthony Byron. Others attending were Nikki Kay, Craig Blunt, Janie Higgins, Robert Foley, Shane Slaugh, Levi Pummell, Steve Guibord, Steve Howe, Jeff Humphries, Matt Stubblefield and Rhonda Humphries.

COUNCIL MEMBERS IN ATTENDANCE

OTHERS ATTENDING

It was **moved** by Everett Coon to approve the agenda with an addition under other matters. The second was by Lowell Long and passed with all voting in the affirmative.

AGENDA APPROVED

It was **moved** by Lowell Long to table the approval of the minutes of May 8, 2003 until some clarification could be obtained about striking certain comments from the minutes. The second was by Everett Coon and passed with all voting in the affirmative.

MINUTES APPROVED

Janie Higgins presented the bills for payment in the amount of \$18,099.66. It was **moved** by Dean Baker to approve the bills for that amount. The motion was seconded by Everett Coon. The motion passed with the following roll call vote:

APPROVAL OF THE BILLS

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Absent
Dean Baker	Aye

Craig Blunt explained to the Council that Vernal City had implemented a tax on cell phones. It was discussed that Naples residents and businesses would need to examine their cell phone bills and make sure they are not being taxed by Vernal City, this could be accomplished through the City newsletter.

CELL PHONE TAX

The letter of support to UBTA for their EAS calling plan was presented to the Council. Dean Baker **moved** to approve

LETTERS TO AIRPORT AND UBTA

and send the letter with the Mayor's signature. Everett Coon seconded the motion. The motion passed with all voting aye.

Letters to the FAA and Uintah County Airport Board were also given to the Council. It was **moved** by Anthony Byron to send the letters after making the minor corrections that were suggested. Everett Coon seconded the motion. The motion passed with all voting in the affirmative.

Craig Blunt presented to the Council a letter that was written to the Governors Partnership Office requesting that the City of Naples be designated a 21st Century Community. The development of the east park is the project being used to qualify for this designation. Anthony Byron **moved** to have Craig send the letter to the Governor Rural Partnership Office and to adopt the east park development as the project for the 21st Century Community. Lowell Long seconded the motion. The motion passed with all voting aye.

21st CENTURY LETTER

Craig Blunt presented the Council the estimate to repair the loader. The cost to rebuild the fuel pump and injectors and to have them re-installed and calibrated would be approximately \$2,290. Craig explained that the loader is temporarily working and that he does not feel comfortable expending that amount of money to repair the loader. No action was taken at this time.

*ESTIMATE TO REPAIR
LOADER*

The specified changes were made in Ordinance 03-95 (Constitutional Taking Issues) and it was **moved** by Dean Baker to repeal Ordinance 95-69 and to adopt Ordinance 03-95. The motion was seconded by Lowell Long and passed with the following roll call vote:

*ADOPT ORDINANCE 03-95
AND REPEAL ORDINANCE
95-69*

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Absent
Dean Baker	Aye

Craig Blunt explained to the Council that a letter of apology was received from the USDA denying the City's request for funding for the Fire station addition. The City does not qualify under the USDA's low and moderate income guideline. Craig would like to approach the CIB in December for the additional funding. It was **moved** by Dean Baker to proceed with the application to CIB for funding to complete

*CIB APPLICATION FOR FIRE
STATION ADDITION*

the addition to the fire station. Anthony Byron seconded the motion. The motion passed with all voting aye.

Chief Guibord came before the Council requesting approval to purchase more traffic citation books. It was **moved** by Dean Baker to approve up to \$900 for the purchase of the citation books. Anthony Byron seconded the motion. The motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Absent
Dean Baker	Aye

Chief Guibord also presented the Council with the police department 2002 Crime Statistics.

Chief Guibord told the Council that he was aware that questions or concerns were raised at the last Council meeting regarding the reserve or part time officers being unfriendly and also the question of him driving the police car to Salt Lake City. The Chief wanted to assure the Council that the issue of friendliness and service to the community had been addressed with all the officers through a memo from Lieutenant Howe. The issue of taking the patrol car to Salt Lake was also addressed by the Chief. He presented a letter to the Council from the State Crime Lab stating that they prefer evidence be submitted to their office in person rather than through the mail. The Chief stated this is the only time he uses the patrol car to go to Salt Lake. Delivery of the evidence in person protects the integrity of the evidence and also protects the City. Chief Guibord asked that if in the future any of the Council had questions would they please phone him or come by and see him and he would try and answer their questions or concerns. With no other questions from the Council the Mayor thanked Chief Guibord for coming.

Shane Slaugh and Levi Pummell came before the Council to request the purchase of a radio for the new fire truck and also new fittings for the hose. Anthony Byron **moved** to approve up to \$1,300 for the purchase of a radio and fittings. Dean Baker seconded the motion. The motion passed with the following vote:

***POLICE DEPARTMENT
PURCHASE***

***CHIEF ADDRESSES
CONCERNS OF COUNCIL***

***FIRE DEPARTMENT
PURCHASE***

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Absent
Dean Baker	Aye

The rest of the meeting was a discussion of the budget. Chief Guibord, Shane Slauch and Craig Blunt each gave recommendations as to where their department(s) could cut back on expenditures in order to balance the budget for FY 2003-2004. Bob Foley was also in attendance to answer any questions from the Council.

BUDGET DISCUSSION

It was noted by Councilman Coon that the crack sealing had not been completed and he wanted to know when it would be.

OTHER MATTERS

Having no other matters before the Council it was **moved** by Everett Coon to adjourn at 10:30 p.m. The second was by Lowell Long and passed with all voting in the affirmative.

MEETING ADJOURNED

APPROVED BY COUNCIL ON THE 12th DAY OF JUNE, 2003.

BY: *Richard W. Matt*

ATTEST: _____

Naples City Council
June 12, 2003
Minutes

The regularly scheduled meeting of the Naples City Council was held June 12, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Dan Olsen (Mayor Pro-tem), Dean Baker, Everett Coon, Lowell Long and Anthony Byron. Others attending were Nikki Kay, Craig Blunt, Janie Higgins, Troy Olstler, Andrea Stringham, Commissioner Jim Abegglen, and Mark Watkins.

COUNCIL MEMBERS IN ATTENDANCE

OTHERS ATTENDING

It was **moved** by Lowell Long to approve the agenda with the addition of approval of a business license after item #3, moving item #8 after item #10 and Executive Session for personnel reasons after item #11. The second was by Everett Coon and passed with all voting in the affirmative.

AGENDA APPROVED

Dean Baker made the **motion** to strike part of the comments, regarding the police department, on the last page of the minutes of May 8, 2003. The second was given by Everett Coon. The motion passed with a majority vote. Anthony Byron voted nay. It was **moved** by Everett Coon to approve the minutes of May 8, 2003 with those corrections. The second was by Lowell Long and passed with all voting in the affirmative. It was **moved** by Lowell Long and seconded by Anthony Byron to approve the minutes of May 22, 2003, with minor corrections. The motion passed with all voting aye.

MINUTES APPROVED

It was **moved** by Anthony Byron to approve the bills in the amount of \$55,607.31. The motion was seconded by Everett Coon. The motion passed with the following roll call vote:

APPROVAL OF THE BILLS

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

The business license of Industrial Fabrication, Inc. was given to the Council for their approval. Lowell Long **moved** to approve the application. Dean Baker seconded the motion. The motion passed with all voting aye.

BUSINESS LICENSE APPROVAL

Nikki Kay presented a request from the police department to apply for a Homeland Security overtime grant. It was **moved** by Dean Baker to make application for the police overtime grant. Anthony Byron seconded the motion. The motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dean Baker	Aye
Dan Olsen	Aye

***POLICE OVERTIME
GRANT APPLICATION***

Craig Blunt asked the Council for permission to purchase cement for an Eagle Scout project. The cement would be for sidewalk from the fountain at the west park to the pavilion and to the playground. The amount requested was an additional \$150.00 above the amount originally requested for installing the fountain at the west park. It was **moved** by Dean Baker to approve the purchase of the cement. Everett Coon seconded the motion. The motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dean Baker	Aye
Dan Olsen	Aye

***REQUEST TO PURCHASE
CEMENT FOR EAGLE
PROJECT***

Commissioner Jim Abegglen came before the Council asking if they would be interested in sharing in the cost to purchase an advertising sign that would display current county wide activities. The sign would be an LED read out sign similar to the sign in front of UBET, but it would have greater capabilities. The sign would allow the City to advertize our local events. The sign would be placed by the Dinosaur Gardens and the computer to control it would be housed at the County bldg. or at Western Park. The Commission has approached many entities in the County about helping to purchase the sign and wanted to give Naples City the same opportunity.

***PURCHASE OF
ADVERTISING SIGN***

While Commissioner Abegglen was addressing the Council he asked for a moment to clear up any misunderstandings concerning the expansion of the airport. He wanted to state that at the present time the County has no plans to expand the airport and if the time came to make that decision, the

County would go through the proper procedures required by Naples City. Within the next six (6) months a layout plan will be completed by the FAA and the County would have more information about how they will proceed. The Council thanked Commissioner Abegglen for coming.

Craig Blunt presented the Council with an updated list of Planning & Zoning members. The list included two new members, Dale Harrison and Lloyd Barton. Everett Coon **moved** to approve the membership list with the addition of the two new members. Anthony Byron seconded the motion. The motion passed with all voting aye.

***UPDATE PLANNING &
ZONING MEMBERSHIP
LIST***

Two (2) requests for draws from CIVCO Engineering were presented to the Council for approval. The first was for \$4,494.84 and the second was for \$1,708.03. These two draws would complete the engineering design phase of the 1500 S. Ashley Creek bridge. Lowell Long **moved** to approve the release of funds. Anthony Byron seconded the motion. The motion passed with the following roll call vote:

***APPROVAL OF DRAW FOR
1500 S ASHLEY CREEK
BRIDGE.***

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Troy Ostler also wanted the Council to know that the County had committed \$28,500 from their flood money to the bridge project. The co-operative agreement between Naples City and UDOT was prepared and required the signature of the Mayor. It was **moved** by Dean Baker to have Mayor pro-tem Dan Olsen sign the co-operative agreement. The second was by Lowell Long. The motion passed with all voting in the affirmative.

The tentative budget for FY2003-2004 was given to the Council for their review. Nikki Kay asked the Council about the request from City Attorney Dennis Judd for an increase in his budget. The Council did not choose to increase the City Attorney budget at this time due to the shortage of revenue. During the discussion of the budget Janie Higgins asked the Council for clarification on the procedure for department heads spending money during the budget freeze. The Council recommend sending a memo to all department heads outlining the proper procedures for purchases and for

DISCUSSION OF BUDGET

requests to purchase during a budget freeze. There were no motions made at this time concerning the budget.

Dean Baker updated the Council on the recent interviews held to hire a new police officer. The interviews were conducted by Dean Baker, Dave Christensen and Craig Blunt. After the interviews it was the recommendation of the interviewers to hire Mark Watkins. Because of the experience of Mr. Watkins it was the recommendation of Chief Guibord to try and offer Mr. Watkins \$15.00-\$16.00 per hour. After some discussion it was **moved** by Dean Baker to offer Mark Watkins \$15.60 per hour with a 5% increase after 6 months. Everett Coon seconded the motion. The motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

It was also noted that Chief Guibord would need to adjust the police salary budget to compensate for the higher pay of the new officer.

Just after a **motion** was made by Everett Coon and seconded by Dean Baker to move into Executive Session, Mark Watkins came into Council. The Council informed Mr. Watkins of the discussion to hire him with a starting salary of \$15.60 per hour and a 5% increase after 6 months. Mr. Watkins stated that he would like \$16.00 per hour but would like time to consult with his family, he would let the Chief know of his decision by the next morning. The Council thanked Mr. Watkins for coming.

At this time (8:55 p.m.) the Council excused all employees and moved into Executive Session for personnel reasons. Those present in Executive Session were Dan Olsen, Dean Baker, Everett Coon, Lowell Long, and Anthony Byron.

At 9:40 p.m. it was **moved** by Dean Baker to move out of Executive Session. The motion was seconded by Everett Coon. The motion passed with all voting aye.

Dan Olsen made the **motion** that performance evaluations be completed on all employees and submitted by June 30th

HIRING OF NEW POLICE OFFICER

EXECUTIVE SESSION

OUT OF EXECUTIVE SESSION

PERSONNEL EVALUATIONS

to Mayor Mott and that all employees with satisfactory evaluations receive the scheduled pay increases effective July 1st, 2003. The second was by Dean Baker with all voting aye.

Having no other matters before the Council it was **moved** by Everett Coon to adjourn at 9:53 p.m. The second was by Lowell Long and passed with all voting in the affirmative.

MEETING ADJOURNED

APPROVED BY COUNCIL ON THE 19th DAY OF JUNE, 2003.

BY: *Michael Mott*

ATTEST: _____

*Naples City Council
June 19, 2003
Minutes*

A specially scheduled meeting of the Naples City Council was held June 19, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

*DATE, TIME & PLACE OF
MEETING*

Council members attending were Mayor Niles Mott, Dan Olsen, Everett Coon, Lowell Long and Anthony Byron. Dean Baker was absent. Others attending were Nikki Kay, Craig Blunt, Janie Higgins, Bert Clark and Connie Mott.

*COUNCIL MEMBERS IN
ATTENDANCE*

OTHERS ATTENDING

It was **moved** by Everett Coon to approve the agenda with an addition by the Mayor after item #3. The second was by Lowell Long and passed with all voting in the affirmative.

AGENDA APPROVED

It was **moved** by Dan Olsen to approve the minutes of June 12, 2003 with minor corrections. The second was by Anthony Byron and passed with all voting in the affirmative.

MINUTES APPROVED

Bert Clark from the Ashley Valley Sewer Board came to give the Council an update on the cleaning of the sewer lines. Mr. Clark reported that Val Kotter was hired to clean the sewer lines from 1500 East down to the pump station. The lines were cleared of 2 ½ to 3 yards of sludge from manhole to manhole. The cleaning took place from May 19th to June 6th. Mr. Clark believed this would help solve most of the sewer odors on 1500 So. Mr. Clark asked if Naples City would report any problems to the Sewer Board so they could be dealt with right away. The Council thanked Mr. Clark for coming and for his report.

*REPORT FROM ASHLEY
VALLEY SEWER BOARD*

Mayor Mott wished to clarify personnel issues with the Council. Mayor Mott explained that it was his responsibility as the Mayor to prepare the employee evaluations of the department heads, with the Councils input. The Mayor also explained that he would like the Council members to offer council and advice to the heads of the departments they are assigned to, but he did not want them to manage the departments. The Mayor would like the Council members to bring any problems or concerns they have regarding a department head to him.

*CLARIFICATION FROM
MAYOR*

Craig Blunt explained to the Council that with the signing of the Co-operative agreement between UDOT and the City, the

*FUNDS TO UDOT FOR
BRIDGE PROJECT*

City would need to release their portion of the funds for the 1500 So. bridge project to UDOT. The City's share of the cost for the bridge is approximately \$120,000.00, a portion of that (\$19,224.00) has already been sent to UDOT, leaving a balance of \$100,000. It was **moved** by Dan Olsen to release the City's share of funds to UDOT. The motion was seconded by Anthoney Byron and passed with the following vote:

Anthoney Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dean Baker	Absent
Dan Olsen	Aye

It was the recommendation of the Council to send a letter of appreciation to Uintah County for their help in funding a portion of the bridge project.

It was **moved** by Dan Olsen to table item #5 until after the public hearing. Anthoney Byron seconded the motion. The motion passed with all voting aye.

MOTION TO TABLE ITEM

Dan Olsen **moved** to open the public hearing at 8:00 p.m. to receive comments from the public regarding the FY2003-2004 budget. Everett Coon seconded the motion. The motion passed with all voting aye. Connie Mott asked to have the totals for each fund as they did not print on the budget sheets. Having no other comments from the public it was **moved** by Dan Olsen to close the public hearing. The motion was seconded by Lowell Long and passed with all voting aye.

***PUBLIC HEARING TO
OPEN, AMEND, AND
ADOPT BUDGETS***

Dan Olsen **moved** to accept the adjustments to the FY 2002-2003 budgets that were presented by Janie Higgins. Two of the adjustments included bringing in the funds for the new pavilion and for the SID bonds. Anthoney Byron seconded the motion. The motion passed with the following vote:

Anthoney Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Absent

It was **moved** by Dan Olsen to approve the following budgets for FY 2003-2004. \$1,072,505 for General Fund, \$23,224 for Debt Service, \$928,167 for Capital Project Roads, \$220,500 for Capital Projects Parks, \$16,800 for Asset Acquisition, and \$3,000 for High Country SID. The motion was seconded by Anthony Byron and passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Absent

***FY 2003-2004 BUDGET
ADOPTED***

It was **moved** by Dan Olsen to adopt Ordinance 03-96, an Ordinance establishing the salaries for elected and statutory officers for the City of Naples. The motion was seconded by Anthony Byron and passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Absent

***ORDINANCE 03-96
AMENDING SALARIES***

Dan Olsen made the **motion** to move back to item #5, the discussion of the area advertising sign. Lowell Long seconded the motion and all voted aye. The Council discussed the benefits of having an area advertising sign. Commissioner Abegglen presented the idea to the Council at their last meeting. After some discussion it was **moved** by Dan Olsen to expend \$1,500 out of the public relations budget to help purchase the sign and to send a letter of appreciation to the County Commissioners for their financial support of the 1500 So. bridge. Everett Coon seconded the motion. The motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Absent

AREA ADVERTISING SIGN

Councilman Byron asked if the Fire Chief needed a performance evaluation. The Council stated that he did not.

OTHER MATTERS

Having no other matters before the Council it was **moved** by Everett Coon to adjourn at 8:25 p.m. The second was by Anthony Byron and passed with all voting in the affirmative.

MEETING ADJOURNED

APPROVED BY COUNCIL ON THE 10th DAY OF JULY, 2003.

BY: _____

ATTEST: _____

Naples City Council
July 10, 2003
Minutes

The regularly scheduled meeting of the Naples City Council was held July 10, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Mayor Niles Mott, Dan Olsen, Lowell Long, Dean Baker and Anthony Byron. Everett Coon was absent. Others attending were Nikki Kay, Craig Blunt, Janie Higgins, Vance King, Andrea Stringham, Cliff Grua and Troy Ostler.

COUNCIL MEMBERS IN ATTENDANCE

OTHERS ATTENDING

It was **moved** by Dan Olsen to approve the agenda with additions by the Mayor and Councilman Byron under Other Matters, a travel request after item #3 and Executive Session after Other Matters. The second was by Lowell Long and passed with all voting in the affirmative.

AGENDA APPROVED

It was **moved** by Anthony Byron to approve the minutes of June 19, 2003. The second was by Lowell Long and passed with all voting in the affirmative.

MINUTES APPROVED

Janie Higgins presented the bills in the amount of \$32,042.79 for approval. After some clarification regarding certain items it was **moved** by Dan Olsen to approve the payment of the bills for the amount presented. Anthony Byron seconded the motion. The motion passed with the following vote:

APPROVAL OF THE BILLS

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Nikki Kay presented the Council with a request to attend the Municipal Clerks conference in Ogden, Ut. The conference would be for five (5) days, August 4th - 8th. The registration fee is \$280 and the cost for travel and per diem is \$565.50 for a total request of \$845.50. Dan Olsen **moved** to approve the travel for the amount requested. Anthony Byron seconded the motion. The motion passed with the following roll call vote:

TRAVEL REQUEST FOR CITY RECORDER

Anthony Byron	Aye
---------------	-----

Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

The contracts for providing communications and dispatch services from UBCCC (Uintah Basin Consolidated Communications Center) were given to the Mayor for his signature. The amount for the service increased \$695 for the year. Dan Olsen **moved** to have the Mayor execute the agreement between Naples City and UBCCC. Lowell Long seconded the motion. The motion passed with the following vote:

***CENTRAL DISPATCH
CONTRACTS***

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

A **motion** was made by Dan Olsen to adopt Resolution 03-153 amending and adopting budgets. Lowell Long seconded the motion. The motion passed with the following roll call:

***RESOLUTION 03-153
AMENDING & ADOPTING
BUDGETS***

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Anthony Byron **moved** to adopt Resolution 03-154, setting the certified tax rate for FY 2003-2004. Dan Olsen seconded the motion. The motion passed with the following roll call:

***RESOLUTION 03-154
SETTING CERTIFIED TAX
RATE***

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Cliff Grua met with the Planning & Zoning Commission and is interested in starting with the 2nd phase of the Ironwood Subdivision. This would mean obtaining a surety bond or letter of credit from the bank to proceed with the infrastructure on Michael Street. Mr. Grua explained that he

***IRONWOOD SUBDIVISION
2^{N D} P H A S E
INFRASTRUCTURE***

would like to try and leave the last portion of the subdivision to be developed as his 5% green area, this would mean not having to re-evaluate the property taxes for the property owners each time a piece of property is sold. The Council asked Mr. Grua to check into the possibility and report back to the Planning & Zoning Commission. Dan Olsen **moved** to write a letter of approval for Mr. Grua/Blue Mtn. Construction to proceed with the development of Michael Street in the Ironwood Subdivision. Lowell Long seconded the motion. The motion passed with all voting aye.

An engineering service agreement was given the the Council. The agreement would be for engineering work for the construction of the Naples fire station addition. The cost for the engineering services would be \$3,440. Dan Olsen **moved** to have the Mayor execute the service agreement for the engineer. Anthony Byron seconded the motion, the motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Anthony Byron made the **motion** to place the advertisement for bid for the construction of the fire station addition in the paper to run on August 6th with a bid opening date of August 14th. Lowell Long seconded the motion. The motion passed with all voting aye.

Dan Olsen **moved** to have the Mayor execute the CDBG contracts for the fire station addition. Anthony Byron seconded the motion. The motion passed with all voting aye. Craig Blunt explained to the Council that in order to keep the funding from the CDBG the project for the fire station needed to be started within six (6) months of receiving the funding.

Additional funding is needed for the completion of the fire station addition. Craig Blunt asked for the Council's approval to make application to the CIB for the additional funding. Dan Olsen **moved** to have Craig proceed with the application to the CIB. Anthony Byron seconded the motion. The motion passed with all voting in the affirmative.

***CDBG ENGINEERING
CONTRACT FOR FIRE
STATION ADDITION.***

***APPLICATION TO CIB
FOR FIRE STATION
ADDITION***

Craig Blunt informed the Council that Jason Nelson had moved and taken a new job on the Wasatch Front. Jason has been contracting to do the building inspections for Naples City. Craig spoke with Dale Peterson at Uintah County and he agreed to contract to do the inspections for Naples City. Craig also spoke with Chuck Cunningham and would also like him to help do the inspections. Dan Olsen made the **motion** to have the Mayor sign the Memorandum Agreement to have Dale Peterson and Chuck Cunningham perform building inspections for Naples City. Lowell Long seconded the motion. The motion passed with all voting aye.

BUILDING INSPECTOR AGREEMENTS

Craig asked the Council for funds to purchase additional material for the crack sealing. The project is requiring more sealant than was expected. Lowell Long **moved** to approve \$2,500 for additional crack sealing material. Anthony Byron seconded the motion. The motion passed with the following vote:

PURCHASE FOR ROAD DEPARTMENT

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Craig explained to the Council that the high and low shifter on the loader broke off in the transmission and the loader was now stuck in low gear. Craig did not want to expend the money for a costly repair and asked the Council to consider purchasing a new loader. Craig presented the Council with prices for several different pieces of equipment. After some discussion it was **moved** by Dan Olsen to table the matter and come back to it later. Anthony Byron seconded the motion. The motion passed with all voting aye.

D I S C U S S I O N CONCERNING LOADER

A Fire Department Assistance Grant was received by the fire department from the State of Utah. The grant is a 50/50 match grant for \$5,000 to be used for air masks. The grant would allow the fire department to upgrade four(4) of the SCBA's. It costs approximately \$2,500 a piece to upgrade one of the air masks. Dan Olsen made the motion to expend \$5,052 to upgrade the SCBA's. Anthony Byron seconded the motion. The motion passed with the following vote:

FIRE DEPARTMENT GRANT

Anthony Byron	Aye
Lowell Long	Aye

Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Nikki Kay explained to the Council that the money sent to UDOT for the Cities share of the bridge project was \$243.20 above the original motion of \$100,000. Dan Olsen **moved** to amend the original motion to \$100,243.20 for the amount sent to UDOT. Anthoney Byron seconded the motion. The motion passed with all voting aye.

The next Council meeting for the City falls on the 24th of July, after some discussion it was **moved** by Lowell Long to change the meeting to July 30th. Dan Olsen seconded the motion. The motion passed with all voting in favor.

Chief Guibord gave a memo to the Council stating that he would be retiring in office and would therefore be exempting out of Utah State Retirement. The percentage currently paid to his police retirement would now be paid into a 401-K.

The Mayor wanted to clear up any misunderstandings of the comments made in the last Council meeting regarding personnel matters. The Mayor wanted Councilman Baker to know that what was said at the last meeting was regarding personnel issues and was not intended to mean that he did not want the Council members to keep their assignments over the different departments. The Mayor would like the Council members to offer help and advice to those departments they are assigned to but if there is any problems with department heads he would like those matters brought to him.

Councilman Byron wanted the Council to know that he drove down 1500 South over the weekend in the middle of the afternoon and the sewer smell was extremely bad. Bert Clark from Ashley Sewer Board told the Council at the last meeting that if there were any problems to please let them know. Councilman Byron suggested letting Mr. Clark know that the problem is still there.

Troy Ostler came to the Council with the contracts from UDOT. August 5th is the bid opening date for the construction of the bridge on 1500 South. August 14th would be the next Council meeting after the bid opening which would be nine (9) days after the opening. Troy suggested having a

OTHER MATTERS

ADDITIONAL MONEY TO UDOT FOR BRIDGE

CHANGE OF NEXT COUNCIL MEETING.

R E T I R E M E N T EXEMPTION FOR POLICE CHIEF

CLARIFICATION FROM MAYOR REGARDING COUNCIL ASSIGNMENTS

SMELL ON 1500 SOUTH

CONTRACTS FROM UDOT

representative of the City sign a letter of concurrence if the bid comes in at or under the engineers estimate. Lowell long made the **motion** to have Dan Olsen sign the letter if the Mayor is out of town. Anthony Byron seconded the motion. The motion passed with all voting aye.

Dan Olsen made the **motion** to move back to the discussion regarding the purchase of a loader. Anthony Byron seconded the motion. Janie Higgins gave the Council the figures for expenses paid out in the rental of a backhoe. On an average it is \$500 - \$1,000 per year. Councilman Olsen stated that certain jobs were not completed in a timely manner simply because the City did not have the equipment needed to complete the job. Councilman Long liked the versatility of the smaller bobcat vs. the big heavy equipment of a backhoe. Councilman Baker did not want to see the City purchase a backhoe or a bobcat, he said a loader with a hitch to hook on the mower would be used more than a backhoe would ever be needed. After some discussion it was **moved** by Anthony Byron to approve the expenditure of \$74,500 for the purchase of a combined loader backhoe and the purchase of a used tractor to operate the mower. The motion was seconded by Dan Olsen with the roll call vote as follows:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Nay

It was **moved** by Dan Olsen to move into Executive Session at 9:30 p.m. to discuss personnel issues. The motion was seconded by Anthony Byron and passed with all voting aye.

It was **moved** by Dan Olsen to move out of Executive Session at 10:10 p.m. The second was by Lowell Long. The motion passed with all voting aye.

It was **moved** by Dean Baker to raise the salaries of Janie Higgins (Treasurer) and Nikki Kay (Recorder) by \$2.00 per hour. The motion was seconded by Anthony Byron. The motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye

***READDRESS ITEM 14 -
LOADER***

***EXECUTIVE SESSION -
PERSONNEL ISSUES***

***OUT OF EXECUTIVE
SESSION***

SALARY INCREASE

Everett Coon Absent
Dan Olsen Aye
Dean Baker Aye

The Mayor submitted the employee performance evaluations to the Council for their acceptance. It was **moved** by Dan Olsen to accept the employee performance evaluations. The motion was seconded by Lowell Long. The motion passed with all voting aye.

*E M P L O Y E E
P E R F O R M A N C E
E V A L U A T I O N S*

The Council asked for an updated list of the priority road projects they would like to see completed; crack sealing completed, problem spot in front of Dale Bowdens', intersection dip at 1750 So., and the turn around at the end of 1750 So.

*P R I O R I T Y R O A D
P R O J E C T S*

Having no other matters before the Council it was **moved** by Dean Baker to adjourn at 10:25 p.m. The second was by Lowell Long and passed with all voting in the affirmative.

M E E T I N G A D J O U R N E D

APPROVED BY COUNCIL ON THE 30th DAY OF JULY, 2003.

BY: 

ATTEST: _____

Naples City Council
July 30, 2003
Minutes

The regularly scheduled meeting of the Naples City Council was held July 30, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Dan Olsen Mayor Pro-tem, Lowell Long, Dean Baker and Anthoney Byron. Mayor Niles Mott and Everett Coon were absent. Others attending were Craig Blunt, Janie Higgins, Nikki Kay, John Helco, Wendy Karren, Lyle Karren, Boyd Workman, Elouise Turner, Dale Harrison, Clifton Harrison, Elizabeth Harrison, and Vance King.

COUNCIL MEMBERS IN ATTENDANCE

OTHERS ATTENDING

It was **moved** by Lowell Long to approve the agenda with the addition of a discussion about the East park after item #4. The second was by Anthoney Byron and passed with all voting in the affirmative.

AGENDA APPROVED

It was **moved** by Dan Olsen to approve the minutes of July 10, 2003 with minor corrections. The second was by Lowell Long and passed with all voting in the affirmative.

MINUTES APPROVED

Janie Higgins presented the bills in the amount of \$25,691.15 for approval. It was **moved** by Lowell Long to approve the payment of the bills for the amount presented. Anthoney Byron seconded the motion. The motion passed with the following vote:

APPROVAL OF THE BILLS

Anthoney Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Nikki Kay presented the Council with two applications for business licenses. The applications were Brady Trucking and Brady Service & Repair. Both businesses would be located at 2600 South 1300 East. After some discussion it was **moved** by Anthoney Byron to approve the applications for Brady Trucking and Brady Service & Repair. The motion was seconded by Lowell Long and passed with all voting aye.

BUSINESS LICENSE APPROVAL

Councilman Dean Baker told the Council that Mrs. Elouise

EAST PARK PAVILION

Turner spoke with him about the name for the new pavilion at the East park. Mrs. Turner wanted to clarify that the pavilion was not to carry the name of Mr. Turner, only the Turner family cattle brand. The name of the pavilion would be the Naples Family Pavilion with the R/T brand on the sign. Dean Baker made the **motion** to name the new pavilion the Naples Family Pavilion and to include the R/T brand on the sign for the pavilion. Anthony Byron seconded the motion. The motion passed with all voting aye.

Dean Baker **moved** to table the other matter regarding the East park until Mrs. Turner arrived. Lowell Long seconded the motion. The motion passed with all voting aye.

Mr. Boyd Workman from Ashley Valley Water & Sewer came before the Council to give an update on sewer lines and the odor on 1500 South. Mr. Workman explained that AVWS had replaced the sewer line on 1750 South, this is the last of the old pipe, the paving on the road would begin on Monday. Mr. Workman also reported that two (2) full time employees were hired to work on and clean all the lines. The cleaning of the two lift stations on 3500 South and 1500 East would be completed monthly. The comment was made by the Council that the odor had not been as noticeable this year and that not as many complaints have been received. The Council thanked Mr. Workman for coming and for the effort being made to work with the City in trying to eliminate the sewer odor problem.

REPORT FROM AVWS

Anthony Byron made the **motion** to move back to the discussion regarding the East park. Dean Baker seconded the motion. Councilman Baker explained to the Council that it has always been the intent of the Turner family to have the control of the East park stay with Naples City. There was a discussion to have the City sign a quit claim deed, deeding the property back to the Turner Partnership, inserting a restrictive covenant in the deed which would state that control of the East park would always stay with Naples City, and then having the Turner Partnership quit claim the property back to the City of Naples. Dean Baker made the **motion** to change the deed for the east park with the restriction that the property and all improvements placed on or made to the property would stay under the jurisdiction and control of Naples City. Anthony Byron seconded the motion. The motion passed with the following roll call vote:

EAST PARK DISCUSSION

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

The low bid to repair the 1750 So. Hwy 40 intersection was received from Stearns Construction, the bid was \$4,950. It was **moved** by Dean Baker to accept the bid of \$4,950 from Stearns Construction to do the repair. The motion was seconded by Dan Olsen. The motion passed with the following vote:

1750 SOUTH HWY 40 INTERSECTION

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

A discussion was held concerning what would be needed to build a safety vehicle turn around at the end of 1750 South. The turn around would involve property owned by Mrs. Elizabeth Harrison and Mr. & Mrs. Lyle Karren. After some discussion about how much property each party would be willing to give in order to make a three (3) point turn around possible, it was agreed by Mrs. Harrison that she would be willing to give 35', with the condition of placing a restrictive covenant in the deed stating that if the airport ever moved and the 1750 So road went straight through the property would revert back to her family. Dan Olsen **moved** to have the project surveyed with the exact measurements and to expend \$2,140 for the survey. Lowell Long seconded the motion. The motion passed with the following vote:

1750 SOUTH CUL-DE-SAC

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt explained to the Council that the steps in approaching the USSD (Uintah Special Service District) for help in funding a road project have changed. In order to obtain funding from the USSD the project needs to be on their priority list. For an entity to be included on the list they have to go before the County Commissioners and request to

1700 SOUTH ROAD PROJECT

be placed on the list. Craig asked the Council for their help in lobbying the Commissioners to get the 1700 South road project on that list. Dan Olsen made the motion to send a letter to the County Commissioners asking them to consider placing 1700 South, 5th East, and the P&W subdivision on the USSD priority list in consideration for funding assistance. Lowell Long seconded the motion. The motion passed with all voting aye.

Craig Blunt asked the Council for approval to place recessed lighting in the new pavilion at the East park. Craig explained that the recessed lighting would be harder to vandalize. The electricity would be tied into the pump house. The cost for the electrical work and material would be \$3,450 and \$800 for a larger circuit box. The expense would come from the capital park fund (42-40-750). Dan Olsen made the **motion** to approve the expenditure. Dean Baker seconded the motion. The motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Craig also explained to the Council that Mrs. Elouise Turner asked if the City would consider purchasing picnic tables with any excess funds from their donation for the pavilion. Dan Olsen **moved** to approve the purchase of seven (7) picnic tables for the East park pavilion and to use funds from the capital park fund (42-40-750) if there was not enough of the donated funds left over after paying the expenses for the East park pavilion. Anthony Byron seconded the motion, the motion passed with the following roll call vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt gave the Council a break down of revenue and expenditures for the development of the East Park. The City currently has approximately \$80,000 budgeted for capital improvements to the East park. Craig explained to the Council that he obtained some of the millings from UDOT's

***ELECTRICAL EXPENSES
FOR EAST PARK
PAVILION***

***EAST PARK EXPANSION
EXPENSES***

road project to use for the walk path, Larry Allred would stock pile the millings and be ready to re-heat them and lay down the path when the City was ready. Craig also obtained a bid for installing the irrigation for the park. After some discussion Dean Baker **moved** to approve the go ahead for the irrigation system first and the walk path next spring. Dan Olsen seconded the motion. The motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Having no other matters before the Council it was **moved** by Lowell Long to adjourn at 9:15 p.m. The second was by Anthony Byron and passed with all voting in the affirmative.

MEETING ADJOURNED

APPROVED BY COUNCIL ON THE 14th DAY OF AUGUST, 2003.

BY: *W. W. Math*

ATTEST: _____

Naples City Council
August 14, 2003
Minutes

The regularly scheduled meeting of the Naples City Council was held August 14, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:40 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Mayor Niles Mott, Dean Baker, Anthony Byron, Everett Coon, Lowell Long, and Dan Olsen.

COUNCIL MEMBERS IN ATTENDANCE

Others attending were Craig Blunt, Janie Higgins, Nikki Kay, Wendy Karren, Lyle Karren, Dale Harrison, Logan Harrison, Elizabeth Harrison, Troy Ostler and Vance King.

OTHERS IN ATTENDANCE

Dan Olsen made the **motion** to approve the agenda. The second was by Lowell Long and passed with all voting in the affirmative.

AGENDA APPROVED

Dan Olsen made the **motion** to approve the minutes of July 30, 2003 with minor corrections. The second was by Anthony Byron and passed with all voting in the affirmative.

MINUTES APPROVED

Janie Higgins presented the bills in the amount of \$23,897.89 for approval. Anthony Byron made the **motion** to approve the payment of the bills for the amount presented. Lowell Long seconded the motion. The motion passed with the following vote:

APPROVAL OF THE BILLS

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Nikki Kay presented the Council with a business license application from Mark Cook for the business of refrigeration service, the name of the company will be **Coldtech Services**. The business would be located at 1599 E. Hwy 40. After some discussion Everett Coon **moved** to approve the application for Coldtech Services. The motion was seconded by Anthony Byron and passed with all voting aye.

BUSINESS LICENSE APPROVAL

Mr. Red Hatch approached the Council with a request for an emergency temporary housing permit. Mr. Hatch would like to build a home on his property for his mother who is

EMERGENCY TEMPORARY HOUSING

to build a home on his property for his mother who is handicapped. The plans for the home are ADA approved. The home would have separate utility connections. After some discussion it was **moved** by Everett Coon to approve the temporary permit with the understanding that when the permit expires or is no longer needed that Mr. Hatch would subdivide the property. Dan Olsen seconded the motion. The motion passed with all voting aye.

PERMIT

Craig Blunt explained to the Council that a section line survey was completed on 1750 South that showed the road does not run along the section line equally. The survey markers start out fairly close at the west end of the road and are at the edge of the road near the highway. A discussion was held regarding fence types, gates, approaches, and shape of the cul-de-sac. There were no motions made at this time as the Council needs to discuss the availability of funds for the project

1750 SOUTH CUL-DE-SAC

Craig Blunt explained that the City qualified to receive a \$748 Safety Assistance Grant. The grant money is expended and then reimbursed from Utah Local Governments Trust. Craig asked for approval to expend \$748 to purchase safety items for the road department. Anthony Byron made the **motion** to approve the expenditure of \$748 for safety items. Everett Coon seconded the motion. The motion passed with the following vote:

SAFETY ASSISTANCE GRANT

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

The low bid for the construction of the 1500 South Ashley Bridge was received from Flare Construction, the bid was \$443,000. Troy Ostler reported to the Council that he was very pleased with the results of the bid and also with the company that placed the low bid. Dan Olsen made the **motion** to have the Mayor sign the letter of concurrence awarding the bid to Flare Construction for the construction of the 1500 South Ashley Creek bridge. The motion was seconded by Lowell Long and passed with the following vote:

1500 SOUTH BRIDGE AWARD

Anthony Byron	Aye
Lowell Long	Aye

Everett Coon Aye
Dan Olsen Aye
Dean Baker Aye

Two of the companies that picked up bid packets for the fire station addition approached Craig about extending the deadline for the bids. No bids were received for the August 14th bid opening. Dan Olsen made the **motion** to re-advertize for bids for the Naples fire station addition with the bid opening to be held August 21st, 2003. Anthony Byron seconded the motion. The motion passed with all voting aye.

***FIRE STATION ADDITION
BID***

The Recreation District will be running a culinary water line at the Naples park. Craig Blunt asked the Council for approval to expend approximately \$1,600 to trench and stub out two (2) 2" lines off of the culinary water line. The stub outs would be for future drinking fountains and bathrooms at the east park. Dan Olsen made the **motion** to approve up to \$1,800 for materials to do the stub out and trench. Anthony Byron seconded the motion. The motion passed with the following roll call vote:

***E A S T P A R K
EXPENDITURE***

Anthony Byron Aye
Lowell Long Aye
Everett Coon Aye
Dan Olsen Aye
Dean Baker Aye

It was also noted by Nikki Kay that the quit claim deed between Elouise Turner and Naples City was not ready. In speaking with the City Attorney, Dennis Judd, he explained that the City can not legally give away property and that is what the quit claim deed would be doing. Mr. Judd is working on a proposal and should have it ready by the next Council meeting.

A letter of appreciation to the Turner family was given to the Council to sign. Dan Olsen **moved** to table signing the letter while Janie Higgins corrected part of the letter. Lowell Long seconded the motion.

Charlie Hall from KXRQ radio approached Craig about fixing the air conditioning in their part of the building. Craig Blunt checked the lease agreement between Bob Dearman and Naples City and found that the City is responsible to maintain the building. The air conditioning unit has been checked and

***AIR CONDITIONING IN
EAST WING***

found to be in working order. Part of the problem in the radio station is the amount of electrical equipment contained in each room. The Council asked Craig to check the insulation in the attic and report back.

Dan Olsen made the **motion** to move back to the letter of appreciation to the Turner family and to have the Council sign the letter. Dean Baker seconded the motion. The motion passed with all voting in the affirmative.

*L E T T E R O F
APPRECIATION TO THE
TURNER FAMILY*

Councilman Coon asked the status of the catch box near Dale Bowden's home. Craig Blunt explained that he met with Mr. Bowden to mark the location of the catch box and was waiting on Badger drilling to help place the catch box.

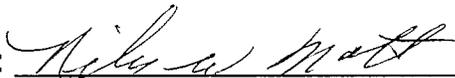
*R O A D D E P A R T M E N T
DISCUSSION*

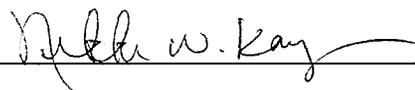
Councilman Coon also asked the Council to reconsider the action taken on the purchase of a loader/backhoe. Councilman Coon spoke with different businessmen in the area that can't see the need of the City owning a backhoe. Councilman Coon still maintains that a good tractor with a 3 point hitch would serve the needs of the City. Councilman Byron wanted the City to have the necessary equipment available when different projects came along, he stated that the Council needs to consider future expansion of the City and purchase equipment that would have multiple uses. After some discussion it was **moved** by Everett Coon to reconsider the action taken by the Council concerning the purchase of a backhoe/loader and to find a quality tractor with a 3-point hitch. Dean Baker seconded the motion. The motion passed with a majority vote.

Having no other matters before the Council it was **moved** by Anthony Byron to adjourn at 10:00 p.m. The second was by Lowell Long and passed with all voting in the affirmative.

M E E T I N G A D J O U R N E D

APPROVED BY COUNCIL ON THE 11th DAY OF SEPTEMBER, 2003.

BY: 

ATTEST: 

*Naples City Council
September 11, 2003
Minutes*

The regularly scheduled meeting of the Naples City Council was held September 11, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Mayor Niles Mott, Dean Baker, Everett Coon, Lowell Long, and Dan Olsen. Anthonyey Byron was absent

COUNCIL MEMBERS IN ATTENDANCE

Others attending were Nikki Kay, Wendy Karren, Lyle Karren, Dale Harrison, Elizabeth Harrison, Troy Ostler, Vance King, Scott Ferre, and Art Herrera.

OTHERS IN ATTENDANCE

Lowell Long made the **motion** to approve the agenda with the addition of a discussion regarding UBET phone before item #16. The second was by Dean Baker and passed with all voting in the affirmative.

AGENDA APPROVED

Dan Olsen made the **motion** to approve the minutes of August 14, 2003 with minor spelling corrections. The second was by Lowell Long and passed with all voting in the affirmative.

MINUTES APPROVED

Nikki Kay presented the bills in the amount of \$21,180.07 for approval. Dan Olsen made the **motion** to approve the payment of the bills for the amount presented. Lowell Long seconded the motion. The motion passed with the following vote:

APPROVAL OF THE BILLS

Anthonyey Byron	Absent
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Nikki Kay presented the Council with a business license application from Melanie Cook for the business of candle sales, the name of the company is **Millcreek Design Candle**. The business would be located at 1023 South 2000 East. After some discussion Everett Coon **moved** to approve the application for Millcreek Design Candle. The motion was seconded by Lowell Long and passed with all voting aye.

BUSINESS LICENSE APPROVAL

Steve Elgiar with Questar Gas requested permission to do a road cut at 1369 South 1100 East. The gas service would be for Blue Mtn. Log. Mr. Elgiar explained to the Council that old maps from Utah Gas show a stub out at that address but Questar was unable to locate one. A cut into the road of 1 - 1 1/2' would need to be made in order to reach the main line and connect service there. Dan Olsen **moved** to approve the road cut by Questar with the understanding that the road be compacted and repaired to City standards. Dean Baker gave the second on the motion. The motion passed with all voting in the affirmative.

ROAD CUT PERMIT FOR QUESTAR

Councilmen Baker and Coon discussed the different tractors being considered for purchase and concurred that the MT455 Challenger tractor from Wheeler's would be the best option. The cost of the tractor is \$41,477. Dean Baker made the **motion** to purchase the Challenger tractor and consider changing the tires to highway tires. Everett Coon seconded the motion. The motion passed with the following vote:

PURCHASE OF TRACTOR FOR THE ROAD DEPT.

Anthony Byron	Absent
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt left information for the Council to consider purchasing updated code books for the Building Official. The cost of the code books is \$589.89. Dan Olsen made the **motion** to approve the purchase of new code books for the stated amount. Dean Baker seconded the motion. The motion passed with the following vote:

PURCHASE OF CODE BOOKS

Anthony Byron	Absent
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Vance King came before the Council with a new drawing and costs for the cul-de-sac on 1750 South. The Council asked for a clarification of the engineers cost estimate for two (2) 20' gates, they wanted to make sure it would be for four (4) 10' gates. Mr. King stated it would be four (4) gates. The Council asked Mr. Karren if he approved of the engineers design, he stated that he did. The Council then asked Mrs.

1750 SOUTH CUL-DE-SAC

Elizabeth Harrison if she approved of the engineers design, she stated that she was seeing the design for the first time and would like time to discuss the drawing with her sons. Dan Olsen made the **motion** to approve the engineer's plans and specs for the 1750 South cul-de-sac and proceed with the project, contingent upon the approval from Mrs. Harrison. Lowell Long seconded the motion. The motion passed with all voting aye.

Nikki Kay brought a request to the Council from Chief Guibord to apply for a grant from the Criminal Justice Department. The grant would be used to purchase new laptop computers and evidence collection supplies. The grant request would be for \$7,500 with a 10% (\$833) match from the City. Dean Baker made the **motion** to approve the grant application. Dan Olsen seconded the motion. The motion passed with the following vote:

Anthony Byron	Absent
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Troy Ostler with CIVCO Engineering was present to give the Council an update on the 1500 South Ashley Bridge. Mr. Ostler explained to the Council that a notice of award was given to Flare Construction for the construction of the bridge, Flare Construction sent the required paper work to the State and is awaiting the go ahead from them. Troy explained that Flare Construction has a tentative project start date of late October or early November. The weather will determine if the deck of the bridge is poured this fall or next spring. A pre-construction conference for the project is scheduled for September 25, 2003 in Provo at UDOT's office. The Council authorized Craig to attend this meeting.

Only one bid was received for the addition to the Fire Station, the bid was from Angus Construction for \$157,276. Dan Olsen made the **motion** to reject the bid from Angus Construction and to re-advertise the Fire Station addition project. Everett Coon seconded the motion. The motion passed with all voting aye.

Council members were given two bids for irrigation supplies for the East Park irrigation system. The bids were from

***POLICE DEPARTMENT
GRANT APPLICATION***

***1500 SOUTH ASHLEY
BRIDGE UPDATE***

***REJECTION OF BID FOR
FIRE STATION ADDITION***

***COST ESTIMATES FOR
EAST PARK IRRIGATION***

Grand Junction Pipe and Vernal Winnelson. Dean Baker made the **motion** to accept the bid from Grand Junction Pipe in the amount of \$56,868.83 for irrigation materials for the East Park and to advertise in the Vernal Express the bid to install the irrigation system. Dan Olsen seconded the motion. The motion passed with all voting aye.

Holt Harrison from Naples Planning & Zoning, Art Herrera from Naples Auto, and Scott Ferre from Buddco Distributing came before the Council to ask for approval to place a Car Wash at the corner of 2250 South Hwy. 40. Mr. Harrison explained to the Council that Mr. Herrera has met with the Planning & Zoning Committee and received their approval for the Car Wash. As the Council looked over the drawings for the Car Wash, a question was raised about the height of the rock wall behind the car wash and about the drainage from the car wash onto 2250 South. Mr. Herrera explained that the wall behind the car wash would be a 4' rock wall with a vinyl fence on the top, this would cut down the intensity of the lights and noise from the car wash for those living on the street behind. The drawing of the car wash showed that drains would be placed at the corner of the property. These would direct the flow of the water to the catch basin at the corner. Mr. Harrison also explained that approaches onto the highway have been cleared with UDOT. With no further discussion it was **moved** by Everett Coon to support the recommendation of Naples Planning and Zoning and to approve the plans for Naples Auto Car Wash. The motion was seconded by Dan Olsen and passed with all voting aye.

NAPLES AUTO CAR WASH

Nikki Kay explained to the Council that election judges need to be appointed by the City Council. Marj Martin, Reita Ruppe, and Connie Cook had all been contacted and agreed to serve as election judges. Lowell Long made the **motion** to appoint Marj Martin, Reita Ruppe and Connie Cook as election judges and Billie Johnson as an alternate election judge. Everett Coon seconded the motion. The motion passed with a majority vote, Dan Olsen abstained from the voting as he will be a candidate in the election.

APPOINTMENT OF ELECTION JUDGES

Craig Blunt left information for the Council regarding the design of a sign at the Naples Family Pavilion. The sign would be constructed by D-Vice Manufacturing. Dean Baker made the **motion** to approve the expenditure of \$375 for the construction of the sign and to leave the approval of the design of the sign to Mrs. Elouise Turner. Everett Coon

SIGN FOR NAPLES FAMILY PAVILION

seconded the motion. The motion passed with the following vote:

Anthony Byron	Absent
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

The Council was given a quote from Utah Local Governments Trust on what it would cost to fully insure both the dump truck and the fire truck. The quote for the dump truck was \$1,285 and for the fire truck, \$2,285 annually. A suggestion was made by Councilman Baker to take what it would cost to insure the two trucks and place that amount into a sinking fund, that way if anything happened to either of the trucks there would money set aside to offset the cost of repairs. Dan Olsen made the **motion** to table the matter until Spring when the budget is being established and consider at that time whether or not to set up a sinking fund. Everett Coon seconded the motion. The motion passed with all voting aye.

***COMPREHENSIVE
INSURANCE COVERAGE
FOR DUMP TRUCK &
FIRE TRUCK***

Nikki Kay wanted the Council to know that Theresa Gonzalez was hired as the new Crossing Guard.

ITEMS FOR DISCUSSION

A meeting with the Uintah County Commissioners needs to be arranged to discuss placing Naples road projects on the USSD consideration for funding list. The Council asked Nikki to call and schedule a meeting with the Commissioners.

A CDBG workshop will be held September 23rd at 6:00 p.m. at the County Building. It is mandatory that an official representative of the City attend this workshop if we are applying for CDBG funds to do a project. The Council appointed Craig Blunt to attend the workshop.

Councilman Olsen reported to the Council that he received a letter of apology from UBET for their error in not accepting the 84078 zip code as a Naples zip code. Councilman Olsen would like to send a letter of acknowledgment to UBET.

LETTER TO UBET

A letter that was received by Uintah County was faxed to Naples City. The letter was a complaint against a property owner in High Country and was therefore forwarded to Naples City. The complaint was regarding the trash and junk

***LETTER OF COMPLAINT
AGAINST WADE
SOUTHAM PROPERTY***

kept on the property owned by Wade Southam. The complaint also stated that the additions made to the Southam home were unsightly and questioned whether or not building permits were ever obtained for the additions. The complaint came in anonymously. Two citizens that live in High Country were in attendance at the meeting and suggested maybe they could get at least three people to sign a complaint, and this would allow the Council to act on the complaint using State Code statutes.

Having no other matters before the Council, it was **moved** by Everett Coon to adjourn at 9:30 p.m. The second was by Lowell Long and passed with all voting in the affirmative.

MEETING ADJOURNED

APPROVED BY COUNCIL ON THE 25th DAY OF SEPTEMBER 2003.

BY: *Miles W. Matt*

ATTEST: *Nellie W. Kay*

*Naples City Council
September 25, 2003
Minutes*

The regularly scheduled meeting of the Naples City Council was held September 25, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Dean Baker, Dan Olsen, and Anthony Byron. Mayor Niles Mott, Everett Coon and Lowell Long were absent. Dan Olsen was Mayor Pro-Tem.

COUNCIL MEMBERS IN ATTENDANCE

Others attending were Craig Blunt, Janie Higgins, Nikki Kay, Ruth Winder, Jessica Madsen, Darlene Garrison, Levi Pummell and Shane Slaugh.

OTHERS IN ATTENDANCE

Anthony Byron made the **motion** to approve the agenda with changes. Pat Eden called and postponed his discussion of a paint ball tournament. Darlene Garrison with UBAG volunteer services was added in that place. Executive Session was added after item #13. The second was by Dean Baker and passed with all voting in the affirmative.

AGENDA APPROVED

Dean Baker made the **motion** to approve the minutes of August 28, 2003. The second was by Dan Olsen and passed with all voting in the affirmative.

MINUTES APPROVED

Nikki Kay presented the bills in the amount of \$23,964.69 for approval. Dan Olsen made the **motion** to approve the payment of the bills for the amount presented. Dean Baker seconded the motion. The motion passed with the following vote:

APPROVAL OF THE BILLS

Anthony Byron	Aye
Lowell Long	Absent
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Darlene Garrison with UBAG's volunteer services came before the Council to request approval to use office space in the south wing of the City office building. Ms. Garrison explained that she would use the office approximately three (3) days a week during regular business hours. Ms. Garrison also stated that all office furniture and machines would be provided by UBAG. Councilman Olsen asked Ms. Garrison if

REQUEST TO USE OFFICE SPACE

there were any funds available in Volunteer Services' budget to help off set the cost of utilities and maintenance. Ms. Garrison was not sure and stated that she would check. Ms. Garrison was asked to come back to the first Council meeting in October and report her findings.

Craig Blunt approached the Council with a request from Ashley Valley Water & Sewer for a road cut on 1500 S and approximately 1800 E. The road cut would come across 1500 So and be used to tie in a sewer line for property at 1525 S 1625 E. The sewer line would run across the back of Craig Caldwell's Hiko Bell property. Dean Baker made the **motion** to allow the road cut for Ashley Valley Water contingent upon obtaining a two (2) year road bond. Anthoney Byron seconded the motion. The motion passed with all voting aye.

ROAD CUT PERMIT FOR QUESTAR

Craig Blunt asked the Council for approval to expend \$1,260 for the purchase of road salt. Anthoney Byron made the **motion** to approve the expenditure. Dan Olsen seconded the motion. The motion passed with the following vote:

PURCHASE FOR THE ROAD DEPT.

Anthoney Byron	Aye
Lowell Long	Absent
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

The State requires that every four years a municipality re-certifies their Justice Courts. Part of the re-certification process requires the adoption of a resolution. Dan Olsen made the **motion** to adopt Resolution 03-155 re-certifying our Justice Court. Dean Baker seconded the motion. The motion passed with the following vote:

***RESOLUTION 03-155
RECERTIFICATION OF
JUSTICE COURT***

Anthoney Byron	Aye
Lowell Long	Absent
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Members of the Council were given a Weed Control Agreement sponsored by Uintah County. The Agreement would be between many agencies in Uintah County and would form a cooperative weed management program for the purpose of preventing the spread of noxious weeds within the management area. Dean Baker made the **motion**

***WEED CONTROL
AGREEMENT***

to table the discussion of the agreement until next Council meeting. Anthoney Byron seconded the motion. The motion passed with all voting in the affirmative.

Craig Blunt explained to the Council that Uintah County owns property in Naples City known as the Montgomery Subdivision. Uintah County approached Craig about gaining access the subdivision property. Craig explained to the County that it is not Naples City's responsibility. Uintah County asked Craig to approach the Council about sending letters to the property owners on each side of the subdivision informing them of the County's intention of roughing in the road to gain access to the property. This would include a survey and possible relocation of certain fence lines. After some discussion it was **moved** by Dan Olsen to refer the matter to the City Attorney for review. Anthoney Byron seconded the motion. The motion passed with all voting aye.

***M O N T G O M E R Y
SUBDIVISION***

Dean Baker also **moved** to send a letter to the County stating that any future developments to the road would need to meet City specifications. Dan Olsen seconded the motion which passed with all voting affirmatively.

Craig Blunt explained to the Council the need to hold at least two public hearings for the purpose of obtaining citizens' views and suggestions regarding possible projects that would require CDBG funds. The public hearing needs to be held in order to apply for CDBG funding. Dan Olsen made the **motion** to hold a public hearing to discuss projects for possible CDBG funding and to review the City's capital projects list on October 9th 2003 at 8:00 p.m. Dean Baker seconded the motion. The motion passed with all voting aye.

***PUBLIC HEARING DATE
SET FOR CDBG PROJECTS***

Two bids were received for the addition to the fire station. Jensen Construction submitted a bid of \$132,500. Angus Construction submitted a bid for \$165,409. After some discussion it was **moved** by Anthoney Byron to reject the bids received for the fire station addition, to purchase the building with the funds that are available, and to look at the possibility of hiring individuals to complete the work needed. Dan Olsen seconded the motion. The motion passed with all voting aye.

***REVIEW OF BID OPENING
FOR FIRE STATION
ADDITION***

Two bids were received for the installation of the East Park irrigation system. TC's Landscape submitted a bid for \$118,344.60. Jay Roberts & Sons submitted a bid for

PARK IRRIGATION BIDS

\$69,920.00. After some discussion it was **moved** by Anthony Byron to reject the bids received and to reopen the project for bid. Dan Olsen seconded the motion. The motion passed with all voting aye.

Janie Higgins submitted a travel request in the amount of \$855.75 to attend the UMT institute at BYU. Janie explained that the institute is five (5) days of seminars that will provide training to qualify to become a certified Municipal Financial Administrator. Anthony Byron made the **motion** to approve the \$855.75 travel request. Dan Olsen seconded the motion. The motion passed with the following roll call vote:

Anthony Byron	Aye
Lowell Long	Absent
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

***TRAVEL REQUEST FROM
CITY TREASURER***

Shane Slaugh and Levi Pummell from the Fire Department came before the Council requesting permission to apply for a \$500 grant sponsored by Tri-County Health. The grant would be used to help with fire safety education for school children. Anthony Byron made the **motion** to approve the application for the grant. Dean Baker seconded the motion. The motion passed with all voting in the affirmative.

***FIRE DEPT GRANT
APPLICATION***

Fire Chief Shane Slaugh also asked for permission to purchase five (5) tables and twenty (20) chairs to be used at the fire station in the training room. The purchase price would be \$1,115.13 and would be expended in the fire department budget in GL **10-57-741**. Anthony Byron made the **motion** to approve the expenditure. Dean Baker seconded the motion. The motion passed with the following vote:

***NAPLES FIRE REQUEST
TO PURCHASE***

Anthony Byron	Aye
Lowell Long	Absent
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Councilman Dan Olsen expressed his appreciation to Shane and to Levi for their excellent work with the fire department.

A date and time for the Naples Christmas party were discussed. It was the consensus of those present to hold the Christmas party on December 11th at 6:00 p.m. Dan Olsen also noted that only one Council meeting would be held in November and December as both second Council meetings would fall on holidays. Dan Olsen made the **motion** to close the office on November 27th & 28th, at noon on December 24th, all day on December 25th & 26th, and at noon on December 31st. Anthony Byron seconded the motion. The motion passed with all voting aye.

***DISCUSSION OF CITY
CHRISTMAS PARTY***

Anthony Byron made the **motion** to move into Executive Session at 9:05 p.m. to discuss personnel matters. The motion was seconded by Dean Baker. The motion passed with all voting aye. Present in Executive Session were Dan Olsen, Anthony Byron, Dean Baker, and Nikki Kay.

EXECUTIVE SESSION

A **motion** was made by Dean Baker to move out of Executive Session at 9:30 p.m. The motion was seconded by Anthony Byron and passed with all voting aye.

***OUT OF EXECUTIVE
SESSION***

Dean Baker made the **motion** to accept the six (6) month employee performance evaluation for Helen Brunelle as the court clerk and to offer a 2 1/2% pay increase with an additional 2 1/2% in three (3) months provided Helen works on improving her skills on the computer. Anthony Byron seconded the motion. The motion passed with the following roll call vote:

***E M P L O Y E E
P E R F O R M A N C E
E V A L U A T I O N F O R C O U R T
C L E R K***

Anthony Byron	Aye
Lowell Long	Absent
Everett Coon	Absent
Dan Olsen	Aye
Dean Baker	Aye

Having no other matters before the Council, Anthony Byron made the **motion** to adjourn at 9:45 p.m. The second was by Dan Olsen and passed with all voting in the affirmative.

MEETING ADJOURNED

APPROVED BY COUNCIL ON THE 9th DAY OF OCTOBER 2003.

BY: *Nikki W. Kay*

ATTEST: *Nikki W. Kay*

*Naples City Council
October 9, 2003
Minutes*

The regularly scheduled meeting of the Naples City Council was held October 9, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Mayor Niles Mott, Anthony Byron Everett Coon, Dan Olsen and Dean Baker. Lowell Long was absent.

COUNCIL MEMBERS IN ATTENDANCE

Others attending were Craig Blunt, Nikki Kay, Bryce and Brook Eden, Vance King, Wendy and Lyle Karren, Shirley Wilkins, Elizabeth Harrison, Dale Harrison, and Steve Guibord

OTHERS IN ATTENDANCE

Dan Olsen made the **motion** to approve the agenda with minor changes in the arrangement of the agenda. The motion was seconded by Anthony Byron and passed with all voting in the affirmative.

AGENDA APPROVED

Dan Olsen made the **motion** to approve the minutes of September 25, 2003 with minor corrections. The second was by Dean Baker and passed with all voting in the affirmative.

MINUTES APPROVED

Nikki Kay presented the bills for approval in the amount of \$9,016.99. Dean Baker made the **motion** to approve the payment of the bills for the amount presented. Everett Coon seconded the motion. The motion passed with the following vote:

APPROVAL OF THE BILLS

Anthony Byron	Aye
Lowell Long	Absent
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

A business license application from **Diamond P Consulting, Inc.** was given to the Council. Dean Baker requested that a call be made to the State Tax Commission verifying if consulting services were non taxable. Dan Olsen made the **motion** to approve the business license application contingent upon the verification of whether or not a sales tax number is needed. Everett Coon seconded the motion. The motion passed with all voting aye.

BUSINESS LICENSE APPLICATION

Bryce Eden addressed the Council asking for permission to use the Naples Park to hold paint ball tournaments. Millenium Paintball would help sponsor the tournaments. Mr. Eden explained that an entry fee would be charged to those participating in the tournaments. Those in charge of the tournaments would be responsible for providing all safety equipment, the netting for the play field, and all clean up afterwards. The tournaments would be held once a month from May to August. The Council asked Mr. Eden to contact the Recreation District and work out an agreeable schedule. They also requested that Mr. Eden come back to the next Council meeting with a contract stating who would be sponsoring the tournaments and what they will be responsible for. Dan Olsen made the **motion** to allow the use of the City Park for the paint ball tournaments contingent upon receiving an agreement from Mr. Eden at the next Council meeting. Anthoney Byron seconded the motion. The motion passed with all voting aye.

***REQUEST TO HOLD
PAINT BALL
TOURNAMENTS***

Vance King came before the Council with the latest easement agreement with the Karrens and the Harrisons regarding the 1750 South cul-de-sac. The presented agreement stated that for a portion of Mrs. Harrison's property the City would agree to place new fence lines around the perimeter of her property where the cul-de-sac would be. The City would also provide new gates and gate posts for both the Karrens and Harrisons. Mrs. Wilkins was also present at the meeting as a property owner that would be affected by the cul-de-sac. Mrs. Wilkins requested that the wording in her easement agreement be changed to read that 'if and when the cul-de-sac is ever vacated the property line or fence line would be brought back to the original placement of the fence line'. Mrs. Wilkins' fence line had already been moved back in anticipation of the cul-de-sac. Mr. King let the Council know that the easements would be signed within the next couple of days and asked if the Council wanted to proceed with the bid advertisements for the project. The Council gave permission to proceed with the advertisement of the project.

1750 SOUTH CUL-DE-SAC

Dan Olsen made the **motion** to open the public hearing at 8:15 p.m. to consider projects that may be applied for under the CDBG program and to update the Consolidated Plan for CDBG and Community Impact Board. Anthoney Byron seconded the motion. The motion passed with all voting aye. Craig Blunt explained that the hearing was being held to consider potential projects for which funding may be applied

***PUBLIC HEARING FOR
CDBG PROJECTS***

under the 2004-2005 CDBG program. It was explained that the grant money must be spent on projects benefitting primarily low and moderate income persons. Uintah Basin Association of Governments, of which Naples City is a member, was expecting to receive approximately \$300,000 in this new program year. All eligible activities such as: construction of public works, water and sewer lines, fire stations, fire hydrants, acquisition of real property, homeless shelters, food pantries, Rehab of low income homes, loans to businesses that hire low income persons etc., are projects that could be funded. An application guide is available for anyone interested in reviewing other possible activities.

In the past Naples City has received money for ADA sidewalks, a fire station addition, park rest rooms, and fire hydrants. Naples City Consolidated Plan was handed out for review. The plan lists projects the City has identified as needed in the community. Following the explanation by Mr. Blunt, the Mayor asked if anyone had any comments, questions or suggestions. Dale Harrison asked where additional fire hydrants were needed throughout the City. After some discussion Mr. Harrison expressed his desire to see the addition of fire hydrants placed on the top of the list.

With no additional comments from the public it was **moved** by Dan Olsen to close the public hearing at 8:30 p.m. The motion was seconded by Dean Baker. The motion passed with all voting aye.

Dan Olsen made the **motion** to adjust the projects list on the Consolidated Plan and to move additional fire hydrants to the top of the list, to place the East Park development to number four, move elderly housing to the one-year plan and pedestrian lighting on Hwy 40 to the five-year plan. Anthony Byron seconded the motion. The motion passed with all voting in the affirmative.

Dale Harrison reported to the Council that he spoke with others in his neighborhood about Wade Southam's home. No one was willing to sign a complaint out of fear of retaliation from Mr. Southam. Mr. Harrison explained that the privacy fence in front helps a little but with the amount of garbage and junk accumulating in the rear of the property it has turned into a breeding ground for rodents. Mr. Harrison explained to the Council that without a nuisance ordinance in place he felt like their hands were tied. The Council

*C H A N G E S T O
C O N S O L I D A T E D P L A N*

*H I G H C O U N T R Y
S U B D I V I S I O N
C O M P L A I N T*

recommended that Mr. Harrison contact the Health Department. Mayor Mott assured Mr. Harrison that he would do what he could to help and thanked him for coming.

Craig Blunt explained to the Council that UDOT approached him regarding the street lighting that would be needed when the highway widening project is complete. UDOT asked that a street lighting agreement be in place in order to continue with the project. The agreement would cover any future projects handled by UDOT along the highway. After some discussion it was **moved** by Everett Coon to authorize the Mayor to sign the agreement. Dan Olsen seconded the motion. The motion passed with all voting aye.

***UDOT STREET LIGHTING
AGREEMENT***

Craig Blunt explained to the Council that advertisements for bidding on the East Park irrigation were placed in the Salt Lake Tribune, the Vernal Express, and the Basin Standard. The project was re-bid because bids received were much higher than expected. Craig explained that if the bids received this time around were still too high the City could ask contractors to consider an hourly wage.

***UPDATE ON EAST PARK
IRRIGATION***

Craig Blunt explained to the Council that the Engineer for the fire station addition recommended sitting down with Mr. Jensen, who was the low bidder on the project, and discussing ways to save money on the project. One of the recommendations was to raise the roof on the new addition 4' higher than the existing building and to continue the roof over the office and tie into the new building. Craig explained that after speaking with Mr. Jensen, everything on his original bid, under the scope of work, would be the same except for the roof tie in and Naples City would purchase the building. After some discussion Dan Olsen made the **motion** to use the funds that are currently available and purchase the building. Anthoney Byron seconded the motion. The motion passed with the following roll call vote:

***FIRE STATION ADDITION
UPDATE***

Anthoney Byron	Aye
Lowell Long	Absent
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt updated the Council on the tentative start dates for construction of the 1500 South Ashley bridge. If the plant making the beams for the bridge can give the contractor a

***1500 SOUTH ASHLEY
BRIDGE UPDATE***

guarantee delivery date of January then the contractor will begin work in November. The contractors told Craig they were shooting for a completion date of April but they have until the first part of May to complete the project.

Craig Blunt wanted the Council to know that construction on Michael Street in Ironwood Subdivision is almost complete. All utilities are currently in place.

Chief Steve Guibord came before the Council to report that the Police Department received the \$7,500 LLEBG grant from the State of Utah. Chief Guibord asked for Council approval to expend the grant money for a desk top computer, two (2) laptop computers and evidence supplies. The Cities share of the grant would be \$833.34. Dan Olsen made the **motion** to approve the expenditure. Anthony Byron seconded the motion. The motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Absent
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Nikki Kay submitted a travel request to attend the annual Caselle users' conference in Salt Lake City. The amount of the travel request was \$304.25. Dan Olsen made the **motion** to approve the travel request. Anthony Byron seconded the motion. The motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Absent
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt brought a request from KXRQ radio station before the Council. The radio station asked if the City would be interested in participating in a trick-or-treat promotion. The cost would be \$175.00 and would give the City several public service announcements. The request died for lack of a motion.

Craig Blunt shared a letter with the Council from the USSD listing Naples road projects on their prioritized 2004 project

UPDATE ON MICHAEL STREET IN IRONWOOD

POLICE DEPARTMENT REQUEST TO PURCHASE

TRAVEL REQUEST FOR RECORDER

KXRQ REQUEST

USSD PROJECT LIST LETTER

list.

Having no other matters before the Council, Anthony Byron made the **motion** to adjourn at 9:30 p.m. The second was by Everett Coon and passed with all voting in the affirmative.

MEETING ADJOURNED

APPROVED BY COUNCIL ON THE 23rd DAY OF OCTOBER 2003.

BY: *Michael Mott*

ATTEST: *Nellie McKay*

Naples City Council
October 23, 2003
Minutes

The regularly scheduled meeting of the Naples City Council was held October 23, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Mayor Niles Mott, Anthony Byron, Everett Coon, Dan Olsen, Dean Baker, and Lowell Long.

COUNCIL MEMBERS IN ATTENDANCE

Others attending were Craig Blunt, Nikki Kay, Bryce and Brook Eden, Mike Wiley, Joe Bowden, Whitney Bonner, Shardai Lambert, Tori Walker, Marandy Batty, Brandon Murray, Cali Case, Nahomi Dixon, Katie Allred, Tiffany Emery, Codi Livingston, Sheena Wallace, Andie Cooper, Shawbarrie Miller, Cody Muir, Mindy Richens, Kenneth Murray, Chance Jackson, Aubri Fielding, James Brooks, Natalie Funk, and Troy Ostler.

OTHERS IN ATTENDANCE

Dan Olsen made the **motion** to approve the agenda with the addition of a business license approval. The motion was seconded by Dean Baker and passed with all voting in the affirmative.

AGENDA APPROVED

Anthony Byron made the **motion** to approve the minutes of October 9, 2003 with minor corrections. The second was by Lowell Long and passed with all voting in the affirmative.

MINUTES APPROVED

Nikki Kay presented the bills for approval in the amount of \$21,215.61. Dan Olsen made the **motion** to approve the payment of the bills for the amount presented. Anthony Byron seconded the motion. The motion passed with the following vote:

APPROVAL OF THE BILLS

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

A business license application from **L & S Trucking, Inc.** was given to the Council. Everett Coon made the **motion** to approve the business license application. Lowell Long seconded the motion. The motion passed with all voting aye.

BUSINESS LICENSE APPLICATION

Bryce Eden presented the Council with a contract for holding paintball tournaments at the Naples Park. Mr. Eden explained to the Council that the Parks & Recreation District were not prepared, at this time, to assign dates for the tournaments. The Council approved the contract and Dan Olsen made the **motion** to have the Mayor execute the contract agreement with Millennium Paintball of Vernal. Anthony Byron seconded the motion. The motion passed with all voting aye.

***P A I N T B A L L
T O U R N A M E N T S
C O N T R A C T***

Troy Ostler with CIVCO Engineering presented the 1750 South Cul-de-sac bid results to the Council. Mr. Ostler explained that one bid was received from Burdick Paving in the amount of \$12,735.75. This was \$2,775.25 over the project engineers estimate, most of which was in the price of the fencing. Mr. Ostler suggested awarding the bid to Burdick Paving with the elimination of the cost of the fencing and have the City purchase and be responsible for installing the fencing. If the Council decided to proceed in that direction Craig would like to use the savings to hire someone to trench and move the power pole. The Council asked Mr. Ostler to approach Burdick Paving with the possibility of moving the power pole. Anthony Byron made the **motion** to accept the bid from Burdick Paving as stated and ask if the contractor would consider doing the trenching for the power pole as part of the contract. Dean Baker seconded the motion. The motion passed with the following vote:

***1750 SOUTH CUL-DE-SAC
BID RESULTS***

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt explained to the Council that no bids were received with the latest bid advertisement for the East Park irrigation project. Bid packets were picked up by S.W. Plumbing and Bart Haslem. Craig explained that the City has met the obligation to bid the project at least twice and can now proceed to solicit hourly installation quotes from individuals if they so choose. Dan Olsen made the **motion** to table the matter until Spring. Lowell Long seconded the motion. The motion passed with all voting aye.

***UPDATE ON EAST PARK
IRRIGATION BIDS***

FIRE STATION ADDITION

The Council received price quotes from two companies for the steel building that would be the new fire station addition. The quotes were from HICorp Steel Buildings (\$18,432) and CO Bulding Systems (\$20,777). Lowell Long made the motion to purchase the building for the fire station addition from HICorp Steel Buildings for \$18,432 plus the tie over and insulation package for a total cost of \$28,062.81. Anthonyey Byron seconded the motion. The motion passed with the following roll call vote:

Anthonyey Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Craig also explained to the Council that he met with Jensen Construction, the low bidder on the fire station addition, and Mr. Jensen agreed to break down the contract into individual work orders. This would allow the City to proceed with the construction of the fire station in stages, as funding is available. Anthonyey Byron made the **motion** to proceed with the first item on the work order which would include the foundation for the new building and all work incidental to connecting the two buildings together. The cost of this portion of the work order would be \$35,909.39. Dan Olsen seconded the motion. The motion passed with the following roll call vote:

Anthonyey Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

SECURITY SYSTEM PURCHASE

The Council members were presented with a price quote for security cameras for the City office building. Chief Guibord and Craig Blunt met with Lamond Harrison of Swain's Computers to obtain the cost estimates. The system recommended by Chief Guibord and Craig would be a DVR system with 6 cameras. The cameras would be placed in the halls, the police department, and one at the court clerk's counter. There was some discussion about placing cameras in the parking lot and about installing silent alarm buttons. Chief Guibord told Craig he would check into a different recording system for the interrogation room which should

cost about \$800. After some discussion Anthony Byron made the **motion** to approve up to \$7,000 for the installation of the security system for the office (\$6,106.00) and the police interrogation room (\$800). Dan Olsen seconded the motion. The motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Mayor Mott asked the Council if they would consider allowing UBAG Volunteer Services the use of the back room at the City office without charge. Mayor Mott stated that the City has received assistance from UBAG in the past and would like to see the City offer the use of the room to Volunteer Services. After some discussion Everett Coon made the **motion** to approve the use of the room to UBVG. Anthony Byron seconded the motion. The motion passed with all voting aye.

***USE OF BACK ROOM FOR
VOLUNTEER SERVICES***

Craig Blunt presented the Council with a list of conditions agreed to between the Planning & Zoning Committee and Roger Brockbank. Mr. Brockbank would like to operate a motel on his property located at 1420 South 1500 East (Hwy 40). Craig explained to the Council that Mr. Brockbank would need to obtain occupancy permits from both the Health Department and Naples City. Mr. Brockbank would also need to obtain a business license. The following are a list of the conditions:

***ROGER BROCKBANK -
ZONING FOR MOTEL***

1. A no junk vehicle policy would be developed and maintained by the motel owner.
2. The white structure (house) on the property would be given one (1) year from Oct.14,2003 to meet building codes or it would need to be removed.
3. 5% landscaping would need to be complete on the Hwy 40 frontage.
4. The motel will need to meet current health regulations, with a copy of the certificate of occupancy from the Health Department provided to the City Building Official.
5. The motel will meet current building codes for

- a motel and receive an occupancy permit.
6. The parking area will meet outside lighting requirements.
 7. Surface drainage will be engineered and provided for on site plan.
 8. Parking area will be laid out according to site plan and maintain a hard surface such as asphalt.

After some discussion Everett Coon made the **motion** to approve the recommendation of the Planning & Zoning for Mr. Brockbank to operate a motel with the conditions stipulated by the Committee. Lowell Long seconded the motion. The motion passed with all voting in the affirmative.

It was noted, to the Council, that the Mosquito Abatement Board needs to advertise for a new Board of Trustees representative from the Naples area. Shirley Price has been serving in that position and is no longer eligible because he has moved out of the area. The Council suggested several names of people to contact about the position.

OTHER MATTERS

Nikki Kay reminded the Council that a canvass of votes for the recent election would need to be completed. The Council decided on November 10th at 6:30 p.m.

Councilman Byron wanted to bring the Council up to date on the local Fire Authority. He believes they are making progress on the things they want to accomplish and felt that in the very near future the planners would like to meet with the City officials and obtain any feedback the Council has regarding a Fire Authority.

Having no other matters before the Council, Everett Coon made the **motion** to adjourn at 9:10 p.m. The second was by Lowell Long and passed with all voting in the affirmative.

MEETING ADJOURNED

APPROVED BY COUNCIL ON THE 13th DAY OF NOVEMBER 2003.

BY: *Nik W. Mott*

ATTEST: *Nikki W. Kay*

*Naples City Council
November 13, 2003
Minutes*

The regularly scheduled meeting of the Naples City Council was held November 13, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Mayor Niles Mott, Anthony Byron, Everett Coon, Dan Olsen, Dean Baker, and Lowell Long.

COUNCIL MEMBERS IN ATTENDANCE

Others attending were Craig Blunt, Nikki Kay, Alicia MacLee, William Oostveen, Ken Reynolds, Levi Fullenwider, Kaydee Darnell, Nicole Storey, Gavin Kron, Cliften Batty, Jonathan Huebner, Dale Harrison, Dale Bowden and Janie Higgins.

OTHERS IN ATTENDANCE

Everett Coon made the **motion** to approve the agenda. The motion was seconded by Dean Baker and passed with all voting in the affirmative.

AGENDA APPROVED

Dan Olsen made the **motion** to approve the minutes of October 23, 2003 as presented. The second was by Everett Coon and passed with all voting in the affirmative.

MINUTES APPROVED

The business license application of **Logan Oil Tools, Inc.** was presented to the Council for approval. Craig Blunt explained that the company would be located across from Aztec Pipe in the new building of Mark Muth's. Everett Coon made the **motion** to approve the business license for Logan Oil Tools, Inc. Lowell Long seconded the motion. The motion passed with all voting aye.

BUSINESS LICENSE APPLICATION

A letter from the Chamber of Commerce was given to the Council. The Chamber would like area businesses to consider becoming a Chamber sponsor, with Gold, Silver, and Bronze membership levels. The different levels would provide different benefits to the sponsor. After some discussion Dean Baker made the **motion** to stay with the basic annual membership dues that the City currently pays. Everett Coon seconded the motion. The motion passed with all voting aye.

CHAMBER MEMBERSHIP

Utah Water Users Association sent a letter to the City requesting a payment for annual membership dues. The dues would include the quarterly newsletter from the Association. After some discussion it was the consensus of

UTAH WATER USERS DUES

the Council that Ashley Valley Water & Sewer would benefit more from the membership in the association. The Council did not make any motion on this item.

A travel request for Craig Blunt and Bruce Lee to attend an air brake certification clinic in Salt Lake City was presented to the Council for approval. The travel request was for \$50.00 per diem expense. Dan Olsen made the **motion** to approve the travel request for \$50. Lowell Long seconded the motion. The motion passed with the following vote:

***TRAVEL APPROVAL
REQUEST***

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Chief Steve Guibord submitted a travel request for approval. Chief Guibord would like to attend a School Violence seminar in Las Vegas, NV. The cost to attend the seminar is \$250 and the requested per diem and lodging expense were \$210.62 for a total expenditure of \$460.62. Dean Baker made the **motion** to approve the travel request for the amount stated. Dan Olsen seconded the motion. The motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt obtained a price quote from Swain's Security for an alarm system at the City office. The cost for the system would be \$1,096 with an additional \$72 per quarter to monitor the system. Dean Baker made the **motion** to approve the \$1,096 for the system and \$72 per quarter service fee for monitoring the system. Anthony Byron seconded the motion. The motion passed with the following roll call vote:

***SILENT ALARM SYSTEM
FOR BUILDING***

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Nikki Kay explained the need to hold a public hearing to open and amend the budget for FY 2003-2004. Dan Olsen made the **motion** to set a public hearing on December 18, 2003 at 8:00 p.m. to open and amend the FY2003-2004 budgets. Lowell Long seconded the motion. The motion passed with all voting aye.

DATE FOR PUBLIC HEARING SET

Craig Blunt gave the Council a cost estimate from Utah Power & Light for moving the power pole on 1750 South to accommodate the new cul-de-sac. The estimate for moving the pole would be \$2,900. The cost to remove the pole and install a junction box and run lines from another pole would be \$2,116, this would not include the trenching and backfill to run the lines. Craig explained to the Council that the airport offered to pay \$1,000 toward the cost of removing the pole and would supply the conduit. Dan Olsen made the **motion** to approve up to \$2,900 for the removal of the power pole on 1750 South. Lowell Long seconded the motion. The motion passed with the following roll call vote:

1750 SOUTH CUL-DE-SAC POWER POLE

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt explained to the Council that he met with Bart Haslem concerning the irrigation system for the east park. Mr. Haslem is interested in doing the project and offered the bid of \$59,300 to install the system. Mr. Haslem would be able to start the project right away and would only work on the installation of the pipe on those days that the temperature is 40° or above. After some discussion Anthony Byron made the **motion** to award the installation of the east park irrigation job to Bart Haslem and to extend the project completion date to May 30, 2004. Lowell Long seconded the motion. The motion passed with the following vote:

IRRIGATION OF EAST PARK

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt came before the Council to report on the meeting with the CIB members. Craig explained that the CIB reviewed the City's application for a \$74,000 grant to help finance the addition to the fire station. The grant was advanced to the *Prioritization List* and will be considered at the December 4, 2003 board meeting. Craig also explained that the CIB members asked for a cost estimate to add a wash-down shower facility, for the fire fighters, as part of the project. Craig presented the Council with revised floor plans for the fire station addition that include the showers. The Council asked Craig to have the engineer rework the plans to include restroom facilities. Dan Olsen made the **motion** to accept the revised floor plans with the addition of shower and toilet facilities for the fire station addition. Anthony Byron seconded the motion. The motion passed with all voting in the affirmative.

FIRE STATION ADDITION

Craig Blunt wanted the Council to know that a draw has been made against the 1500 South Ashley Bridge project for work completed so far. The draw was for \$3,332.55. Dan Olsen made the **motion** to approve the draw in the amount stated. Anthony Byron seconded the motion. The motion passed with the following vote:

***1500 SOUTH ASHLEY
BRIDGE UPDATE***

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Craig Blunt gave the Council an update on his conversations with different people regarding the airport. Mr. Blunt spoke with John Bauer, a Utah State Engineer for the FAA. Mr. Bauer stated to Craig that the airport does not follow Naples City land use regulations. Craig recommended that the Council have Attorney Dennis Judd write a letter to the FAA concerning Naples City land use rights. The Council asked Craig to have Mr. Judd check with the State to see if there have been any past rulings on similar issues.

***MEMO CONCERNING FFA
BOARD***

Craig Blunt asked the Council if they would like to give something to Charles Olsen and Shirley Price in recognition of their service to the Ashley Valley Sewer Board and trustee for the Mosquito Abatement board respectively. The Council recommended getting a gift card or gift certificate with a framed certificate of appreciation.

***RECOGNITION OF
SERVICE***

Dan Olsen made the **motion** to table items 15 & 16 until Jane Higgins and members of the fire department arrived. Dean Baker seconded the motion. The motion passed with all voting aye.

MOTION TO TABLE ITEM

In order to proceed with application for CDBG funding Craig asked the Council to select the project they would like to apply for. The Council reviewed the location of fire hydrants in the City and where additional ones are needed. After some discussion Dan Olsen made the **motion** to select the purchase of new fire hydrants as the project to make funding application for and to switch the order of the east park development and the 1700 South road project. Dean Baker seconded the motion. The motion passed with all voting aye. It was noted that with the funding for the fire station addition tentatively secured, the 1700 South road project would be moved to the number one position on the CIB capital projects list.

CDBG & CIB PROJECT SELECTION

Everett Coon made the **motion** to move back to item 16. Lowell Long seconded the motion. All voted in the affirmative.

RETURN TO ITEM 16

Janie Higgins presented the bills in the amount of \$77,662.46 for approval and also asked for approval to pay the liability insurance when the bill comes. Dan Olsen made the **motion** to approve the bills as presented and to pay the liability insurance. Everett Coon seconded the motion. The motion passed with the following roll call vote:

APPROVAL OF THE BILLS

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Dean Baker made the motion to move to item 18, the results of the canvass of the November 4, 2003 election. Lowell Long seconded the motion. All voted in the affirmative

MOTION TO MOVE TO ITEM 18

Mayor Mott gave the results of the canvass of election returns, held at the Naples City office on November 10, 2003. The number of persons voting were 255. The number of registered voters was 861. The number of absent voter ballots received was 12. Robin Bemis received 133 votes,

OFFICIAL RESULTS OF ELECTION CANVASS

Dale Bowden received 138 votes, Dan Olsen received 209 votes, Kenneth Reynolds received 220 votes and Rod Withee received 30 votes. Present at the canvass of election returns were: Mayor Niles Mott, Councilmen Dean Baker, Anthony Byron, Lowell Long, and Dan Olsen. Nikki Kay was also present. Dan Olsen made the **motion** to accept and record the canvass of the votes. Anthony Byron seconded the motion. The motion passed with all voting aye.

Craig Blunt wanted the Council to know that the Uintah Recreation District would like to hold a fun run in connection with the Health Fair on May 1, 2004. The District would like to start the run at the Naples Splash park, go east to 2000 East, south to 2500 South, east to Jim Richard's home and then back. The Council thought it was a very good idea and asked Craig to make sure the police department was made aware of the date and time..

The Fire Department is ready to burn the trash and tree pile behind Dean Baker's house, whenever it is convenient. Dean said he would try and give the department advanced notice as to when would be a good time.

Mayor Mott wanted the Council to know that Scott Bingham called and asked him to come and look at his property. Mr. Bingham wanted the Mayor and Council to see the strides made in the clean up of his property. The Mayor commended Mr. Bingham for his accomplishment. The Council suggested sending a letter of appreciation to Mr. Bingham for his efforts

Anthony Byron made the motion to move back to item 15, purchase by the fire department. Dean Baker seconded the motion. The motion passed with all voting aye.

Shane Slaugh and Levi Pummell of the Fire Department still had not arrived so Councilman Byron proceeded to explain what Chief Slaugh would like to purchase. In recognition and appreciation, Chief Slaugh would like to purchase jackets for each of the firefighters. The cost of each jacket would be approximately \$80. The funds would need to be transferred from line item **10-57-330** in the fire department budget. Anthony Byron made the **motion** to approve up to \$1,400 for the purchase of jackets for the fire department members and to transfer the funds from budget line item 10-57-330 to cover the expenditure. Lowell Long seconded the motion.

OTHER MATTERS FOR DISCUSSION

RECREATION DISTRICT FUN RUN

BURN TRASH PILE AT PARK

IMPROVEMENT IN BASIN INDUSTRIES PROPERTY

MOTION TO MOVE BACK TO ITEM 15

PURCHASE BY FIRE DEPARTMENT

The motion passed with the following vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Having no other matters before the Council, Everett Coon made the **motion** to adjourn at 8:45 p.m. The second was by Lowell Long and passed with all voting in the affirmative.

MEETING ADJOURNED

APPROVED BY COUNCIL ON THE 18th DAY OF DECEMBER 2003.

BY: *Nils W. Mott*

ATTEST: *Nelle W. Kay*

*Naples City Council
December 18, 2003
Minutes*

The regularly scheduled meeting of the Naples City Council was held December 18, 2003 at the Naples City Office, 1420 East 2850 South, Naples, Uintah County, Utah at 7:30 p.m.

DATE, TIME & PLACE OF MEETING

Council members attending were Mayor Niles Mott, Anthony Byron, Everett Coon, Dan Olsen, Dean Baker, and Lowell Long.

COUNCIL MEMBERS IN ATTENDANCE

Others attending were Nikki Kay, Dale Bowden, Kenneth Reynolds, Janie Higgins, Elouise Turner, David Turner, David Sadlier, Dana Hatch, Vance King, Chief Guibord, Levi Pummell, Arnold Baker, Brett Baker and Shane Slauch.

OTHERS IN ATTENDANCE

Everett Coon made the **motion** to approve the agenda with the addition of 11a, the signing of the CIB fire station contracts. The motion was seconded by Lowell Long and passed with all voting in the affirmative.

AGENDA APPROVED

Everett Coon made the **motion** to approve the minutes of November 13, 2003 as presented. The second was by Lowell Long and passed with all voting in the affirmative.

MINUTES APPROVED

Janie Higgins presented the bills in the amount of \$91,472.22 for approval. It was noted to the Council that the amount being paid to Grand Junction Pipe was a corrected amount for an invoice that was previously presented to the Council for approval. Anthony Byron made the **motion** to approve the bills as presented. Everett Coon seconded the motion. The motion passed with the following roll call vote:

APPROVAL OF THE BILLS

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

The business license application of **Pattie's Antiques** and **Water Jet Works** were presented to the Council for approval. The business of Pattie's Antiques would be located at 1786 So. Hwy. 40. Everett Coon made the **motion** to approve the business license for Pattie's Antiques. Lowell Long seconded the motion. The motion passed with all

BUSINESS LICENSE APPLICATION

voting aye. The business of Water Jet Works was formerly D-Vice Manufacturing. The business has a new owner and name but will be located at the same address. Dean Baker made the **motion** to approve the business license for Water Jet Works. Anthony Byron seconded the motion, the motion passed with all voting affirmatively.

Some residents of the community came before the Council requesting information on project start and completion dates for the 1500 South Ashley bridge. Dana Hatch asked why the bridge was taking so long and when will the work be completed. Vance King, representing CIVCO Engineering, was on hand to answer questions. Mr. King stated that he spoke with the contractor today and the expected project start date would be mid January with a completion date of mid May. The Council empathized with those who are affected by the project, but assured them that the finished project would be worth the inconvenience. Mrs. Elouise Turner asked the Council and Mr. King to please let the property owners know ahead of time if any part of the project would affect them or their property. Mr. King did not foresee any problems but assured Mrs. Turner that she would be notified if there were.

Dan Olsen made the **motion** to open a public hearing for any comments or suggestions on opening and amending the 2003/2004 budgets. It was explained that some of the amendments were to increase revenue in certain departments for grant money received and to reallocate funds for budget line items that were close to being over budget. With no comments from the public, Dan Olsen made the **motion** to close the public hearing. Everett Coon seconded the motion. The motion passed with all voting in the affirmative

Dan Olsen made the **motion** to open and amend the FY 2003/2004 budgets according to the list provided. (See Attachment to Minutes). Anthony Byron seconded the motion. The motion passed with the following roll call vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

***1500 SOUTH ASHLEY
BRIDGE DISCUSSION***

***PUBLIC HEARING TO
OPEN AND AMEND
2003/2004 BUDGET***

***MOTION TO OPEN AND
AMEND BUDGET***

Two letters of interest to serve as a Board of Trustee for the Mosquito Abatement District were received by the Council. The letters received were from Gary (Red) Hatch and A. Wayne Prokopetz. The Council felt both men would make excellent representatives. After some discussion the **motion** was made by Everett Coon to approve Gary (Red) Hatch to serve on the Board of Trustees for the Mosquito Abatement District. Lowell Long seconded the motion. The motion passed with all voting aye.

APPOINTMENT TO BOARD OF TRUSTEES - MOSQUITO ABATEMENT

The Administrative Office of the Courts sent a letter to the Mayor and Council re certifying the Naples Justice Court. The letter stipulated that a waiver would not be granted for the absence of a riser for the Judge. The AOC would grant a one (1) year time extension to have the riser in place. The Council discussed different ways to install the riser and made note to include the installation of the riser in next years budget.

RISER FOR COURTROOM

Utah Power & Light sent a letter of request to install three (3) regulators in the vicinity of 2640 South and 1500 East. After some discussion the **motion** was made by Everett Coon to approve the installation request. Dan Olsen seconded the motion. The motion passed with all voting in the affirmative.

UP&L REQUEST TO INSTALL REGULATORS

Chief Guibord came before the Council to request additional funds to purchase an audio/visual recording system for the police interrogation room. Prior approval was given for \$800 but a bid of \$1,588 was received from Swain's. The Chief requested and additional \$788 to purchase the system from Swain's and have them install it. Dan Olsen made the **motion** to approve the additional expense of \$788. Dean Baker seconded the motion. The motion passed with the following vote:

POLICE DEPARTMENT REQUEST TO PURCHASE

Anthoney Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

Many of the Fire Department members came to thank the Council for their support. The Council recently gave approval to purchase jackets for the Fire Department. The members

FIRE DEPARTMENT REQUEST TO PURCHASE

of the Fire Department came to the meeting wearing the jackets. The Department also extended an invitation to the Council members to join them in a Sub-for Santa night. Monday evening the Police & Fire Departments would be taking around clothing and gifts purchased for needy families in the area. The presents would be delivered using the fire trucks and police cars. Anyone wanting to attend should meet at the fire station at 6:00 p.m.

Shane Slaugh and Levi Pummell asked the Council for approval to expend \$1,894 to purchase two (2) new pairs of turnouts. Money is available in the budget **(10-57-320)**. Dan Olsen made the **motion** to approve the amount requested for the turnouts. Anthony Byron seconded the motion. The motion passed with the following roll call vote:

Anthony Byron	Aye
Lowell Long	Aye
Everett Coon	Aye
Dan Olsen	Aye
Dean Baker	Aye

The contracts from the CIB for the Fire Station addition were received and awaiting signatures. Dan Olsen made the **motion** to authorize the Mayor to sign the contracts from the CIB. Anthony Byron seconded the motion. The motion passed with all voting aye.

***CIB FIRE STATION
ADDITION CONTRACTS***

The Mayor and Council recognized Arnold Baker for his 6 ½ years of dedication and service to the Naples Planning & Zoning Commission. Plaques of appreciation were also given to Councilman Lowell Long and Councilman Everett Coon for their years of service. Councilman Long served for eight(8) years and Councilman Coon for thirteen (13) years.

SPECIAL RECOGNITION

Members of the Council were given information regarding new sales tax laws and a sales tax redistribution bill being presented to the legislature by Senator Bell. The Council discussed the possible impact the new law and the proposed legislation would have on Naples City. The Council recommended sending a letter to the Postmaster requesting a zip code for Naples. The Council also stated that they would try and speak with representative from this area and voice their concerns. Dennis Judd is to be contacted regarding this matter to receive his guidance and suggestions.

SALES TAX DISCUSSION

Having no other matters before the Council, Everett Coon made the **motion** to adjourn at 9:00 p.m. The second was by Lowell Long and passed with all voting in the affirmative.

MEETING ADJOURNED

APPROVED BY COUNCIL ON THE 8th DAY OF JANUARY 2004

BY: *Neil W. Metz*

ATTEST: *Neil W. Kay*

LIST OF BUDGET ADJUSTMENTS

12/18/03

G.L. Number	Amount	Reason for move
2003-2004 BUDGET		
10-33-401	-3,226.00 <i>ok</i>	BPV Grant revenue ✓
10-54- 740 760	10,726.00 <i>ok</i>	BPV exp., 7,500 laptop grant ✓
10-54-245	-416.67	Move to 10-54-740
10-55-333	-416.67	Move to 10-54-740
10-54-740	833.34	Naples share of grant purchase
10-33-420	-21,000.00 <i>Adj in audit - Bck</i>	UDOT drainage grant revenue ✓
10-60-264	21,000.00 <i>Adj in audit - Bck</i>	UDOT drainage expenditure ✓
10-33-401	-7,500.00 <i>ok</i>	Police laptop grant revenue ✓
10-33-423	-38,500.00 <i>ok</i>	Additional CIB grant received – fire station ✓
10-33-475	750.00 <i>ok</i>	ULGT safety grant revenue ✓
10-60-231	-750.00 <i>ok</i>	ULGT grant expenditure ✓
10-42-311	300.00 <i>ok</i>	Move from asset purchase, over budget ✓
10-42-740	-300.00 <i>ok</i>	Move to public defender ✓
10-43-240	-100.00 <i>ok</i>	Move to advertising ✓
10-43-220	500.00 <i>ok</i>	Move from office supplies, grant fees ✓ <i>to increase budget</i>
10-42-247	700.00 <i>ok</i>	Over budget, move from asset purchase ✓
10-42-740	-700.00 <i>ok</i>	Move to computer training ✓
10-43-290	-200.00 <i>ok</i>	Move to advertising ✓
10-43-350	-200.00 <i>ok</i>	Move to advertising ✓
10-50-260	-500.00 <i>ok</i>	Move to city hall maint ✓
10-50-250	500.00 <i>ok</i>	From grounds maintenance ✓
10-50-720	38,500.00 <i>ok</i>	Bring in fire addition extra expenditure ✓
10-54-134	-9,025.00 <i>ok</i>	Move from retirement to 401K – Guibord ✓
10-54-136	9,025.00 <i>ok</i>	Move Guibord from retirement ✓
10-57-134	6,000.00 <i>ok</i>	Annuity over budget ✓
10-57-766	-4,000.00 <i>ok</i>	To annuity ✓
10-57-281	-1,000.00 <i>ok</i>	To annuity ✓
10-57-330	-1,000.00 <i>ok</i>	To annuity ✓
10-57-310	-2,000.00 <i>ok</i>	To public relations – jackets ✓
10-57-331	2,000.00 <i>ok</i>	From air refills – for jackets ✓

10-70-271	-200.00	To pavilion maintenance ✓
10-70-263	200.00	From winterization to pavilion maint. ✓
40-33-400	-4,000.00	Remainder of dump truck grant ✓
40-40-269	4,000.00	Dump truck grant expenditure ✓
40-40-261	11,000.00	Move from 1750 cul de sac ✓
40-40-268	-11,000.00	Move to cul de sac ✓
40-38-800	-8,200.00	Appropriate for cul de sac ✓
40-40-261	8,200.00	Cul de sac expense ✓
42-33-402	-35,000.00	UDOT material donation ✓
42-40-750	35,000.00	UDOT material donation expenditure ✓
42-38-230	-4,000.00	Donation brought forward ✓
42-40-735	4,000.00	Donation expenditure ✓
42-38-800	-20,000.00	Appropriate for walk path ✓
42-40-750	20,000.00	Park expenditure – walk path ✓
42-40-740 750	-27,000.00	Adjust for non receipt of grant ✓
42-33-403	27,000.00	Non receipt of grant ✓

