

*Naples City Council  
Minute Book  
#2*

*June 15, 1983 to October 3, 1984*



NAPLES CITY COUNCIL

June 15, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on June 15, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:32 p.m. Those in attendance were:

Council Present

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

Staff Present

Marlene Stidham, City Recorder; Shirley Price, Treasurer; Ray Nash, City Attorney.

Others Present

Steve Christensen, Vernal Express; Norman Merrell, Park Committee Chairman; and Mr. and Mrs. Jeff Merrell.

Norman Merrell - Naples Park Committee Chairman

Norman Merrell was in attendance to express concern that Naples had not been involved in discussions regarding the proposed recreation district. He suggested that Naples should meet with the Recreation Committee to find out what was involved in the proposed Recreation District. Mr. Merrell further suggested it might be to the advantage of the City of Naples to belong to the proposed district. Discussion followed. Several concerns expressed by the Council include: Who would control the parks in the boundries of the different entities; Who would do the scheduling; How would the Recreation District effect the parks owned in part by the LDS Church (since it is illegal to levy a tax against church-owned property). The Council also expressed concern that Naples had not been invited to participate in the Recreation Committee at the onset, but rather had been asked to join once the Committee had already been formed. Discussion followed. Rolene Smith moved the Council appoint Norman Merrell as Naples representative to the Recreation Committee. Mr. Merrell is to arrange for members of the Recreation Committee to meet with the Naples City Council. The purpose of the meeting will be to discuss the advantages and disadvantages of the proposed recreation district with respect to Naples City. Donna Merrell seconded, the motion passed unanimously.

Ray Nash - City Attorney

Ray Nash was in attendance to inform the Council that at this time the County does not have the assessed valuation for Naples. He

inquired as to how the Council would set the mil levy for Naples without it. The Council informed Mr. Nash that they would only assess 1/10th of a mil in property taxes. The Council does not want to assess a property tax at all; however, they must assess at least 1/10th of a mil to be in compliance with state statues. Discussion followed. Donna Merrell moved the Council direct Ray Nash to prepare a resolution setting the mil levy for Naples at 1/10 of a mil based on an estimated assessed valuation of twelve million dollars. The resolution is to be presented to the Council at the next Council meeting to be held June 22, 1983. Lynn McCarrell seconded, the motion passed unanimously.

Treasurer's Report - Shirley Price

Approval of Bills. Shirley Price presented the bills for approval for payment. Discussion followed. The Council will remit payment on the bill submitted by Lance Wilkerson (re: court appointed attorneys) when Judge Feltch verifies that he appointed Mr. Wilkerson to those cases. In addition, the Council directed a form be designed for Judge feltch to fill out whenever a court-attorney is provided. The form should be as follows:

I have found \_\_\_\_\_ is impecunious and is therefore entitled to appointment of counsel in the following matter. The charges are \_\_\_\_\_. I have appointed \_\_\_\_\_ to defend him in this matter.

Signed: \_\_\_\_\_  
Brent A. Feltch  
Judge

This form is to be attached to a form filled out by the defendant stating that he is impecunious. (form for the defendant to fill out is to be provided by Ray Nash.)

Donna Merrell moved the Council approve payment on the two other bills presented. Ed Souders of ESCO Construction in the amount of \$30,000.00 and \$11,207.00 to Art Ylincheta (built the mountain for the water-slide). Ralph Dart seconded, Dennis Judd abstained. The motion passed.

Transfer of funds. Shirley Price informed the Council he had transferred the following funds to balance out accounts in the red as of June 15, 1983: \$1,261.65 transferred from Streets to Parks; \$7,628.13 transferred from Building to Police and \$8,642.51 transferred from Building to Insurance. Discussion followed. The Council approved the transfer of funds and further directed that no checks be written after June 20, 1983 until the new fiscal year begins.

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June 15, 1983  
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Jeff Merrell - Residential Housing in an I-1 Zone

The Council reviewed the proposal from the Naples Planning and Zoning Commission regarding Jeff Merrell's proposal to place residential housing in an I-1 zone. Discussion followed. The options considered for dealing with Mr. Merrell's proposal were: 1) Amend the City Ordinance to allow residential dwellings in an I-1 Zone; 2) Rezone only that strip of land that Mr. Merrell would like to build on or 3) Issue a Conditional Use Permit which would allow residential housing in an I-1 Zone only in Mr. Merrell's case. Discussion followed. It was the decision of the Council that more information was needed before a decision could be made. The Council directed that Bob Nicholson be contacted to see if Earl Merrell (Jeff's father) signed the petition circulated by Player & Willyard 3-4 years ago to have that area rezoned to I-1. The Council further decided that a decision would then be made at the next Council meeting, June 22, 1983.

Approval of Minutes

Donna Merrell moved the Council approve the minutes as corrected. Lynn McCarrell seconded, the motion passed unanimously.

Other Business

CBDG. Dennis Judd moved the Council declare Naples a Community Development area as required by CBDG regulations. Rolene Smith seconded, the motion passed unanimously.

Temporary Typist. The Council directed the Recorder to call Job Service for recommendations for a part-time typist to fill in while Linda Cardwell is on maternity leave. The typist is to work 4 hours a day, 5 days a week at minimum wage and is to start Monday, June 20, 1983.

Letter to White River Shale Oil Corp. The Council directed a letter be sent to White River Shale Oil Corp., in appreciation for the recent tour of the White River Shale Project.

Adjournment

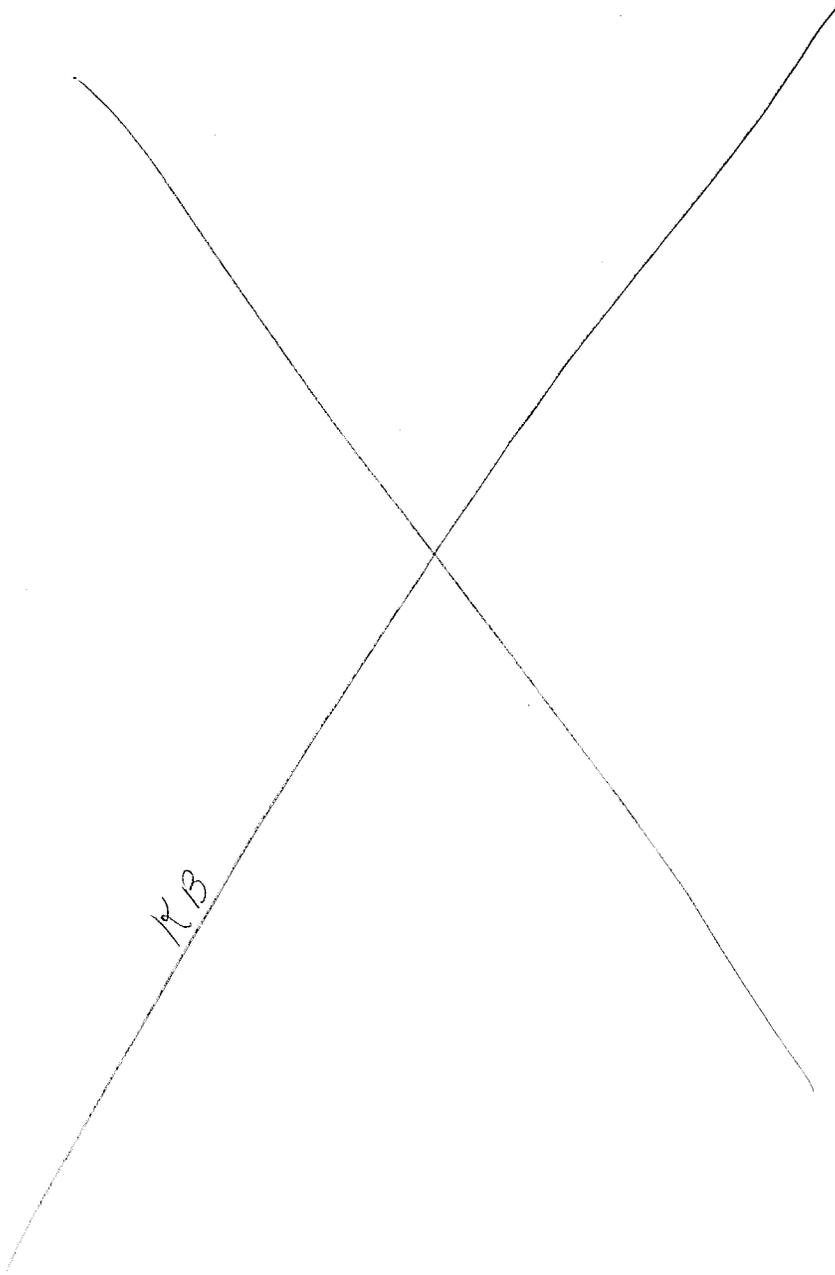
No other business having come before the Council, Rolene Smith moved the Council adjourn at 9:58 p.m. Donna Merrell seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

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

ATTEST

Marlene Stidham  
Marlene Stidham  
City Recorder



**NAPLES CITY COUNCIL**

June 22, 1983

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held on June 22, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:45 p.m. Those in attendance were:

**Council Present**

Lawrence C. Kay, Mayor; Lynn McCarrell, Donna Merrell and Rolene Smith. Dennis Judd arrived at 9:15 p.m. and Ralph Dart at 9:20 p.m.

**Staff Present**

Marlene Stidham, City Recorder; Shirley Price, Treasurer; Craig Blunt, Building Official and Ray Nash, City Attorney.

**Others Present**

Jack A. Seitz, Norman Merrell, Pam Byers, Annette R. Hayes, Dorothy Merrell, Andrea Merrell, Bob Foley and Gary McGrath.

**Prayer**

Donna Merrell.

**Budget Review FY 82/83 - Bob Foley & Shirley Price**

Bob Foley and Shirley Price were in attendance to review the budget for FY 82/83 in preparation for balancing the budget. Mr. Foley informed the Council that the Revenue Bond must be taken out of the budget for FY 82/83 and placed in the next year's budget since the earliest the bonds could be sold is July 15. Mr. Foley indicated to the Council, that based on actual expenditures and revenue received, the City would have a shortfall of approximately \$40,000.00. Mr. Foley further indicated that all bills accrued in June must be credited to this year's budget. It makes no difference whether the bill is paid in June or July. Discussion followed. The Council directed that Shirley Price work with Bob Foley to balance the budget. Mr. Foley will have the figures indicating the transfers between departments at the next Council meeting. The Council will then adopt the transfers by resolution.

**Recreation Committee**

Pam Byers and Jack Seitz were in attendance to inform the Council on the discussions held by the recreation committee with regards to a recreation taxing district. Ms. Byers indicated there is a need for more facilities to handle the different programs already under way and that those programs are increasing in the number of people

involved. She further indicated that the current facilities are saturated and are wearing down. The recreation committee discussed the following options for dealing with the problem:

1. Keeping everything as is and not being able to handle the demands;
2. Going with a County-wide recreation program;
3. Going with a recreation taxing district.

The advantages of a recreation district (as presented by Ms. Byers) are:

1. The individual entities mil levy could be dropped;
2. It would be County-wide;
3. It would serve all groups, all ages, all people.

Ms. Byers indicated at a group (Ted Taylor, Rhoda Devid, Verlin Vincent, Byron Merrell, Leo Snowl Jack Seitz and Greg Hawkins) has met twice to discuss the purpose of the district, the formation of a board to disburse funds, etc., but that nothing has been decided yet. She indicated it would be advantageous to have Naples involved, at least in the planning stages, so the City would be aware of what was being proposed with regards to the recreation taxing district. Discussion followed. The Council informed Ms. Byers and Mr. Seitz that Norman Merrell had been appointed as Naples City's representative to the Recreation Committee and that one of the Council members would also be appointed to the committee to further represent the City's interests. Ms. Byers will contact the City when the committee meets again.

#### Jeff Merrell - Proposed Residential Dwelling in I-1 Zone

Andrea Merrell, Dorothy Merrell and Annette Hayes were in attendance to discuss with the Council a proposed residential dwelling in an I-1 zone. Discussion followed. Mrs. Merrell indicated that she and her husband had opposed the area being rezoned to I-1, but that they had been assured that the rezone would not affect their children being able to build there. (The assurances were made by the County Commissioners and Player & Willyard.) Discussion followed. Rolene Smith proposed that the 1-2 acres fronting Hwy. 40 remain industrial and the other section be rezoned to commercial so that residential housing could be put on the property. Discussion followed. The Council informed Mrs. Merrell that if they wanted to rezone, they would have to present a petition to the Planning and Zoning Commission first. She was also informed that all of the people in the rezone area should be notified and asked how they felt about the rezone. Mrs. Merrell indicated she would fill out the application and prepare the petition to have the area rezoned to C-1.

#### Ray Nash - City Attorney

Ray Nash was in attendance to present an ordinance declaring a moratorium on newly constructed roads in the City for the Council's

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consideration. Discussion followed. The Council will review the ordinance and make a decision at the next Council meeting. Mr. Nash also presented the amendment to Ordinance 83-17 (Road Impact Fee). The Council had approved the amendment at the June 1, 1983 City Council meeting. Mr. Nash also reviewed the Beer Ordinance with the Council. He indicated an amendment to clarify the ordinance was not necessary. Discussion followed. Mr. Nash informed the Council, the County still does not have the assessed valuation for Naples city. However, he has filled out the necessary papers indicating Naples will assess 1/10 of a mil without regard to any budget requirements. Discussion followed.

#### Gary McGrath - Uniform Fire Code

Gary McGrath, Naples Fire Department Assistant Chief, was in attendance to discuss the Uniform Fire Code with the Council. Discussion followed. Mr. McGrath suggested the Council have the Police and/or Fire Department enforce the section of the Code pertaining to fireworks, use of, sale of, set up of stands, etc. The Code emphasizes the terms the firemen have determined are the safe and sane way to handle fireworks. The Council directed that Craig Blunt refer to the Uniform Fire Code, particularly the section on fireworks, if and when someone should come in for a permit to set up a fireworks stand.

Fire Marshall. Mr. McGrath informed the Council that Ernie Alborn, State Inspector, is not the fire marshall for this area but he does the inspections because he's the only one qualified to do them. Mr. Alborn indicated he would like to see the three entities, Naples, Vernal and the County, hire someone to do the inspections. He inspects storage bulk tanks for fuel, placement of fire extinguishers and anything to do with flammable materials/chemicals. The Council suggested that Mr. McGrath work with Vernal City and the County to come up with a list of qualified people that could be hired as the area fire marshall.

Fire Hazard Warning. The Council directed that people in the industrial area that are storing flammable materials on site be warned of the potential fire hazard.

Rescue Tool. The Fire Department will send a letter out to the ambulance service, the County Sheriff and the Highway Patrol offering their services with regard to use of the rescue tool. Mr. McGrath inquired as to whether or not the Council wanted them to assess a charge for the use of the tool. Discussion followed. It was the decision of the Council that a charge would not be assessed at this time.

#### Building Official's Report - Craig Blunt

Business License Applications. Craig Blunt presented the following business license applications for approval by the Council:

Creeper Truck & Equipment  
Player & Willyard

Impressions Hair Design  
Alpine Machinery Sales, Inc.

Discussion followed. Dennis Judd moved the Council approve the business license applications as presented. Donna Merrell seconded, the motion passed unanimously.

Counter Proposal - Mountain Bell. Craig Blunt presented a counter-proposal on behalf of Mountain Bell. Rather than replace the asphalt near 7-11, Mountain Bell requests that they be able to lay a straight line patch with an overlay. Discussion followed. It was the consensus of the Council that Mountain Bell should be required to replace whatever was torn up. However, they were concerned that the asphalt that Mountain Bell replaced would be torn up again when the water line was laid. Therefore, it was the decision of the Council that if Mountain Bell can get a letter from Ashley Valley Water & Sewer stating the water line would be done this summer, then Mountain Bell would not have to replace the asphalt; but, they would be required to pay the City the difference involved in laying the new asphalt according to state specs.

#### Approval of Minutes - June 15, 1983

Donna Merrell moved the Council approve the minutes of the June 15, 1983 City Council meeting as corrected. Lynn McCarrell seconded, the motion passed unanimously.

#### Other Business

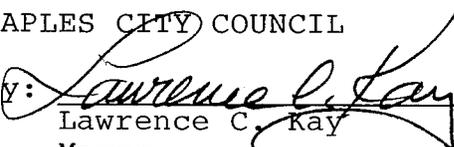
Recreation Committee. Donna Merrell moved the Council appoint Lynn McCarrell as the City Council's representative to the recreation committee along with Norman Merrell. They are to attend the recreation committee's meetings to discuss the proposed recreation district and to keep the Council informed of their discussions. Dennis Judd seconded, the motion passed unanimously.

Candidate Filing Date. The Council directed the Recorder to find out when the filing date was for the November election.

#### Adjournment

No further business having come before the Council, Donna Merrell moved the Council adjourn at 11:35 p.m. Lynn McCarrell seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

By:   
Lawrence C. Kay  
Mayor

ATTEST:

  
Marlene Stidham  
City Recorder

## NAPLES CITY COUNCIL

June 29, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on June 29, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:31 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Lynn McCarrell, Donna Merrell, Rolene Smith and Ralph Dart. Dennis Judd arrived at 8:15 p.m.

Staff Present

Marlene Stidham, City Recorder; and Shirley Price, Treasurer.

Others Present

Steve Christensen, Vernal Express.

Prayer

Ralph Dart.

Balancing the Budget for FY 82/83

Mayor Kay informed the Council of the results of his meeting with Bob Foley with regards to balancing the budget for FY 82/83. The City's actual revenue for FY 82/83 is \$851,293.75. Actual expenditures are 915,885.74. The City has a deficit of \$66,591.99. Mr. Foley checked with the State Auditors Office and they will allow the City to wait until September to bring the sales tax forward to pay the deficit. This has been allowed for two reasons:

1. The City did not expend more than was actually budgeted for in FY 82/82; and,
2. The City would have been able to meet its expenditures had the State Tax Commission not shorted the City in the amount of sales tax received. Discussion followed.

Rolene Smith moved the Council adjust the budget for FY 82/83 (see attachment) to show actual expenditures in the amount of \$915,885.74 and further that the Council approve payment of only the following bills in order to close out the books for this fiscal year:

Interest on T.A.N.  
Street bills  
Police (Various)  
Fire Dept. - Equipment  
Vet Bills  
D.E. Casada  
Wheeler Machinery  
Bowden Oil

Telephone & Electricity  
Xerox-Typewriter  
Fire Department - Building  
Inkleys  
ESCO  
Xerox (Various)  
Tax Anticipation Bonds  
Don Holmes Construction

*Resolution 83-17  
Redevelopment  
Budget  
C. Mott*

Uintah County - Asphalt  
Triangle Auto Parts  
Judge Felch

Northeastern Office Supply  
Ray Nash Retainer

Donna Merrell seconded, the motion passed unanimously.

### Business License Application

The REcorder presented the following business license application for approval by the Council:

The Lantis Company (Fireworks Stand)

Discussion followed. Rolene Smith moved the Council approve the business license application as presented. Ralph Dart seconded, the motion passed unanimously.

### Repayment of Loan

Mayor Kay proposed the Council authorize Shirely to pay off the loan at the bank in the amount of \$102,235.00 and to reborrow it the nex day. Ralph Dart moved the Council adopt the Mayor's proposal, Rolene Smith seconded. The motion passed unanimously.

### Tax Anticipation Note

Mayor Kay proposed the Council direct the Recorder to call Ray Nash and have him prepare a Tax Anticipation Note in the amount of \$200,000.00 Donna Merrell moved the Council accept the Mayor's proposal. Lynn McCarrell seconded, the motion passed unanimously.

### Newsletter

The REcorder presented the newsletter for approval by the Council. Discussion followed. The Council approved sending the newsletter as corrected.

### Moratorium Ordinance

The Council reviewed the Moratorium Ordinance presented at the June 22, 1983 City Council meeting. Discussion followed. Rolene Smith moved the Council adopt the Moratorium Ordinance and that it is to include amendments prepared by Cojncilman Dennis Judd; to become effective upon posting. Donna Merrell seconded, the motion passed unanimously.

### General Fixed Assets Lists

The Council reviewed the General Fixed Assets lists prepared by the department heads. Discussion followed. The Council approved the lists and directed that they be on hand for review by the auditor.

*amended  
83-70  
KB*

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Approval of Minutes - June 22, 1983

Rolene Smith moved the Council approve the minutes of the June 22, 1983 City Council meeting as corrected. Lynn McCarrell seconded, the motion passed unanimously.

Other Business

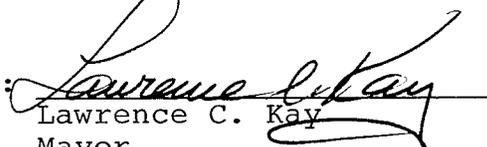
City Manager. The Council discussed hiring a City Manager. The Council was in agreement that the City needed a manager. However, as funds are limited, it will be necessary to wait until mitigation funds come in, at which time the Council will reevaluate its priorities.

Adjournment

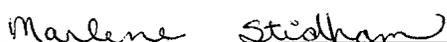
No further business having come before the Council, Donna Merrell moved the Council adjourn at 9:04 p.m. Rolene Smith seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

BY:

  
Lawrence C. Kay  
Mayor

ATTEST:

  
Marlene Stidham  
City Recorder

ORDINANCE NO. 83-20

AN ORDINANCE PROHIBITING THE DISTURBANCE OF NEWLY CONSTRUCTED ROADWAYS AND ESTABLISHING PROCEDURES WHEREBY NEWLY CONSTRUCTED ROADWAYS CAN BE DISTURBED.

BE IT RESOLVED, by the City Council of the City of Naples:

WHEREAS, it is imperative that there be maintained good roads and streets within the boundaries of Naples; and

WHEREAS, the cost of construction and maintenance of streets and roads is very expensive, and constitutes a major expense to the City; and

WHEREAS, cutting new road surfaces permanently damages the road surface and makes the surface more susceptible to break-down and destruction; and

WHEREAS, all users of the road and all residents of the City benefit by protection to road surfaces; and

WHEREAS, the City has a legitimate and proper interest in preserving its investment in new road surfaces; and

WHEREAS, when roads are newly constructed and established, that said streets should not be disturbed.

NOW THEREFORE, the City Council of Naples do hereby ordain as follows:

1. That once a road or roadway belonging to the City of Naples has been reconstructed and rebuilt by increasing the base, resurfacing, or changing the grade it shall be unlawful for any person, firm or corporation to cut, alter, change or disturb said newly constructed road except upon compliance with the following procedure.

a. Prior to any cutting, alteration, disturbance or changing of any roadway a permit shall be obtained from the City.

b. Prior to the issuance of any permit to change, alter cut or disturb any roadway, there shall be standard plans and

## NAPLES CITY COUNCIL

July 13, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on July 13, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:35 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Lynn McCarrell, Donna Merrell and Ralph Dart. Dennis Judd arrived at 8:20 p.m. Rolene Smith was absent.

Staff Present

Marlene Stidham, City Recorder; Shirley Price, Treasurer; Craig Blunt, Building Official; John Ledkins, Chief of Police and Ray Nash, City Attorney.

Others Present

Steve Christensen, Vernal Express; Jim Fenton, Zions Bank; Michael Leigh; Dale Harrison, Scott Baird; Mark Nalley; Mike Baird and Brett Thacker.

Approval of Minutes - June 29, 1983

Ralph Dart moved the Council approve the minutes of the June 29, 1983 City Council meeting as presented. Lynn McCarrell seconded, the motion passed unanimously.

Alternative Insurance Proposals

The Recorder presented four comparable health/medical insurance programs for the Council's consideration. Programs presented were from: Blue Cross/Blue Shield; Cal West; Central Life and Bankers Life. Discussion followed. The Council directed that the agents representing Blue Cross/Blue Shield and Bankers Life be asked to attend the City Council meeting two weeks from tonight to present their insurance proposals and to answer any questions the Council might have regarding their programs.

Draft Position Statement

Donna Merrell presented a Draft Position Statement from the Parks & Recreation Impact Committee. Discussion followed. The Council approved the statement as presented.

Police Department - Chief Ledkins

Monthly Statistics Report. Chief Ledkins presented the Monthly Statistics Report for the Council's review. Discussion followed. The Council approved the statistics report as presented

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Letter to Deseret G & T. Chief Ledkins presented a letter to the Council that had been prepared upon the request of Ken Fisher of Deseret G & Y. The letter contained the Naples Police Department's statistics from January 1 through June 30, 1983. The purpose of the letter was to show the impact on the City due to the development of energy related projects, such as Deseret G & T. Discussion followed. The Council directed that chief Ledkins send a similar letter to Bob Gilbert of the White River Shale Oil Corporation.

Ray Nash & Jim Fenton

*Resolution  
7/13/83*

Revenue Bond. Mr. Fenton informed the Council an amendment was made to the Code, effective July 1, 1983 that states "there shall not be issued any income producing certificate or acknowledgement of indebtedness in bearer form. Neither can interest dividends or otherwise be paid in bearer form. All instruments must be registered." Mr. Fenton indicated that, as Zions is the investor, he would be willing to accept a typewritten, one note due each year for the amount, registered in the name of the bank. He indicated the problem he foresaw for the small issuer is that there would have to be a registrar, paying agent and so forth. He further indicated that for the size the City will issue, the minimums would be exorbitantly proportionately heavy. Mr. Fenton went on to say Zions would be happy to accept the coupon bonds if the City were to name the Recorder as the registrar and paying agent because in truth the bank won't be transferring it out of their name. Discussion followed.

Bid Proposal - T.A.N. Jim Fenton presented a bid proposal on the City's Tax Anticipation Notes. The Council will have the Treasurer secure bids from First Security, Basin State Bank and First Interstate Bank (Walkers).

T.A.N. The Council discussed issuing Tax Anticipation Notes. Donna Merrell moved the Council accept a resolution issuing Tax Anticipation Notes as prepared by Ray Nash. Dennis Judd seconded, the motion passed unanimously. Rolene Smith was absent.

Zion's Repurchase Agreement. Mr. Fenton discussed repurchase agreement accounts that Zions makes available to all corporate accounts over \$100,000.00 He indicated if the City was banking with Zions, and had \$100,000.00 Zions would set the City up on a repurchase agreement account. What this amounts to is, Zions pays 1/8th less in interest than the current US Treasury Bill rate. At the present that rate is 9.12% In a repurchase account, Zions sells and guarantees to buy back at the same price U.S. Treasuries they have in portfolio. Zions at this time has 475 million in portfolio. He stressed that Zions guarantees to buy it back and in the meantime they pay 1/8th less in interest than they are earning. He indicated the City is now earning 5 1/4% interest which is the best that can currently be paid. The repurchase agreement account must be a firm commitment for over \$100,000.00 and then there must be a firm time commitment such as 30 days or 15 days or whatever. At

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the moment, Zions less than 30 day repurchase agreement accounts are paying 8 7/8 % interest on a firm commitment basis. The only other bank that offers repurchase agreement accounts is First Security and they only deal with the "giants". Transfers in and out can be made by phone. The City would maintain a regular checking and savings account in addition to the repurchase agreement account. Discussion followed. The Council will discuss the repurchase agreement account at the next City Council meeting.

State Energy Impact Board Meeting. The Council discussed with Mr. Fenton the decision rendered by the State Community Impact Board regarding the City's applications for funding for a City Building, a sewer line extension, a road to serve the Park & school, road improvements and park improvements. Mr. Fenton indicated that at last week's meeting of the board, all that happened was that Gary Tomsic reported on his analysis of all the pending applications and gave them a place as to priority. His recommendation was that since Naples is a new community and have several applications and have not yet levied a tax, and since the applications cover several items that do not include a revenue producing facility, he recommended that Naples be told that the board would fund all of Naples projects upon receipt of general obligation bonds. This automatically carries with it an election of the voters to approve it. The Board adopted Gary Tomsic's recommendation as presented. Discussion followed.

#### Shirley Price - Treasurer's Report

Bids on T.A.N. Mayor Kay proposed the Council direct Shirley Price to check with Basin State Bank, First Security and First Interstate to get their bid proposals on the City's T.A.N. Dennis Judd moved the Council accept the Mayor's proposal. Donna Merrell seconded, the motion passed unanimously.

Approval of Bills. Shirley Price presented the bills for approval for payment. Discussion followed, The Council directed that the bills from Glen Smuin Trucking and Ellifritz Brothers be sent to Curtis Lamb of Lamb Construction so that he can bill the City directly. The Council further directed that a copy of the bill from Lance Wilkerson on the Hagstrom & Matteson case be sent to Ray Nash so he can seek restitution from them when the case is tried. Donna Merrell moved the Council pay the bills with the above stipulations. Ralph Dart seconded, the motion passed unanimously.

Budget Approval Slips. Dennis Judd prepared a budget approval slip he proposed be attached to all bills prior to approval for payment so the Council is aware of how much is left in each category of the budget once payment on a bill is made. Discussion followed. Dennis Judd moved the Council adopt the budget approval slips and direct Shirley Price to fill them out and attach them to the bills before they are presented. Lynn McCarrell seconded, the motion passed.

Building Official's Report - Craig Blunt

Lock on Fire Station. Craig Blunt presented a request from the Fire Department to put a combination lock on the Fire Station. Discussion followed. The Council approved the purchase of a combination lock for the Fire Station with the stipulation that the purchase be made from the Fire Department's budget.

Illegal Cut. Mr. Blunt informed the Council that Hacking Plumbing had made an illegal cut at 2800 S. 500 E. Craig indicated that John Hacking thought he was in the County and therefore he got a permit from the County to make the cut. The Council directed Mr. Hacking be told to fix the road. In addition, Mr. Hacking should get the check he paid the County and sent it to Naples for a City permit.

Nicholson Excavation. Craig informed the Council there is a problem with a trench cut by Nicholson Excavation for Project #2 through Ashley Valley Water & Sewer. The cut is between Vernal Avenue and 5th West on 2500 South. The cut was made right next to the pavement and now every car that comes down causes the pavement to crack. Nicholson Excavation does not feel obligated to repair the road. Discussion followed. The Council directed that Mr. Blunt have Nicholson Excavation reditch the ditch out of the culvert. In addition, Craig is to assess a figure for damages.

Business License Applications. Craig Blunt presented the following business license applications for approval by the Council:

Miller & Miller Auctioneers	S.R. Smith Repair
Liebhardt Ceramic Tile Co.	Trident Construction Company
Economy Floor Company	

Discussion followed. Dennis Judd moved the Council approve the business license applications as presented. Lynn McCarrell seconded, the motion passed unanimously.

UP & L. Mr. Blunt presented a contract from UP & L guaranteeing payment of \$888.00 a year for 5 years for service to the Fire Station. Mr. Blunt indicated that UP & L required the use of set guaranteed contracts for service work. Discussion followed. Ralph Dart moved the Council approve the agreement and direct Mayor Kay to sign it. Dennis Judd seconded, the motion passed unanimously.

Other Business

Park. Donna Merrell informed the Council that she and Norman had met with the County Commission to discuss the Naples Park. They asked the Commission when a decision would be made with regards to the proposed \$10,000.00 donation from the County. The Commissioners indicated they would have an answer by Monday. However, no response has yet been made on the donation. discussion followed.

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Citation Program. The Council will review the Citation Program proposed by the Naples Volunteer Fire Department.

Petition to Disconnect. The Council discussed the petition to disconnect from Naples City.

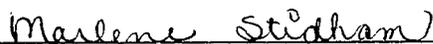
Adjournment

No further business having come before the Council, Ralph Dart moved the Council adjourn at 11:00 p.m. Dennis Judd seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

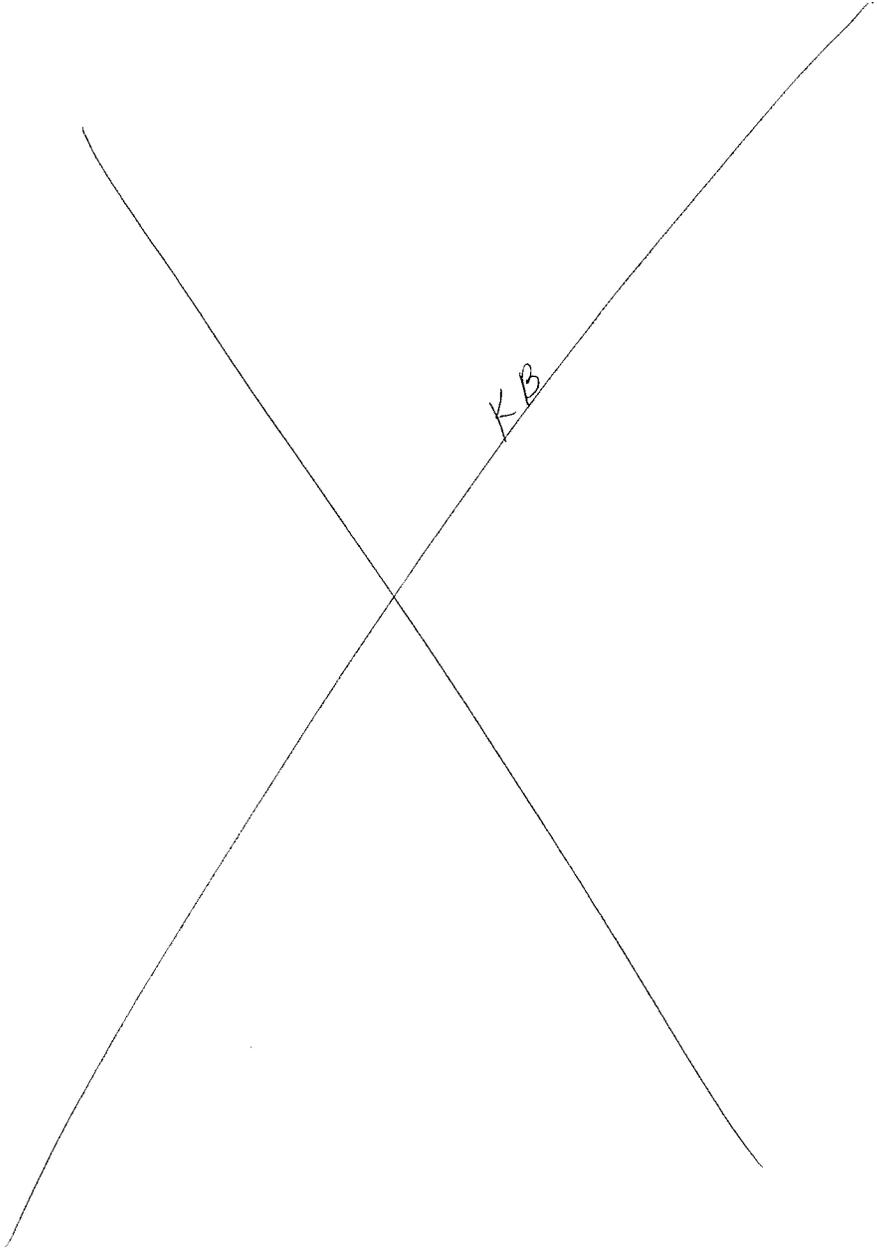
By:   
Lawrence C. Kay  
Mayor

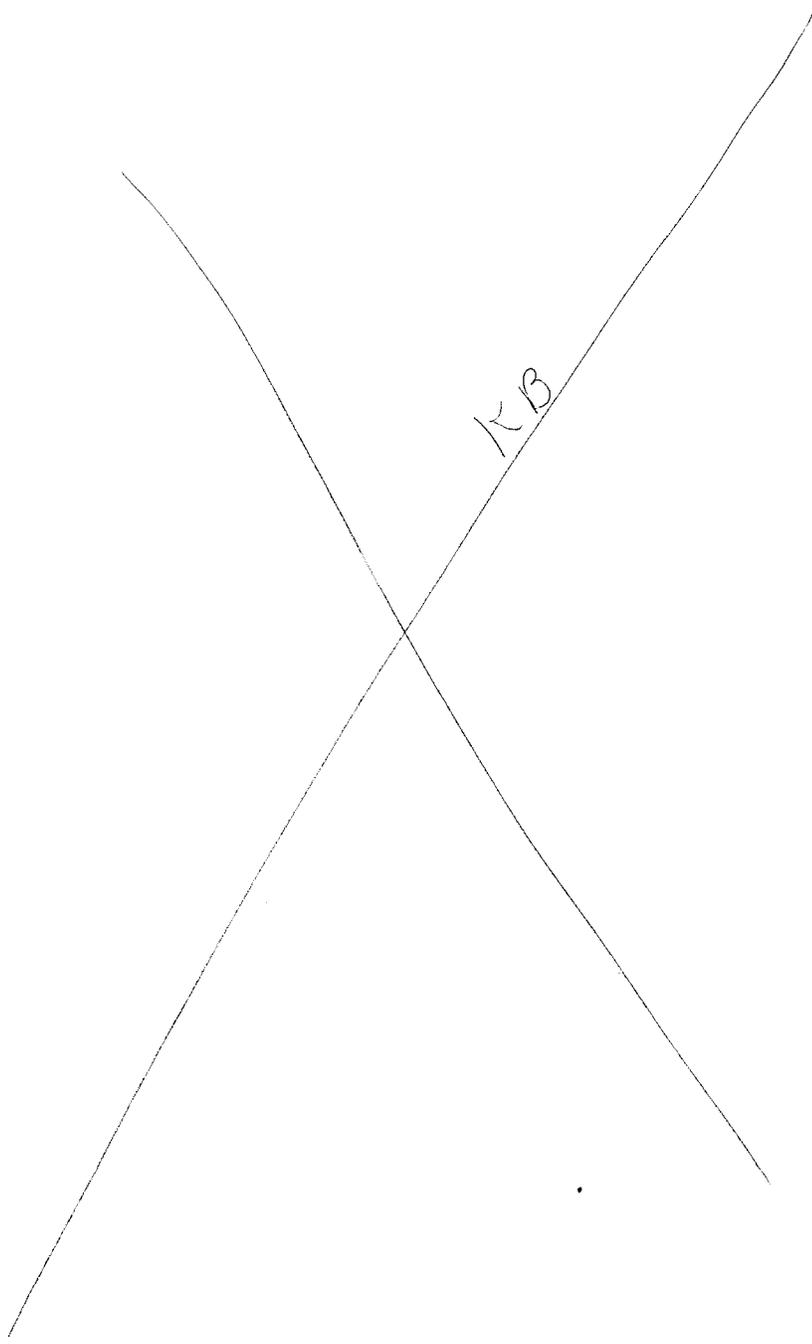
ATTEST:

  
\_\_\_\_\_  
Marlene Stidham  
City Recorder

~~KB~~







NAPLES CITY COUNCIL  
July 13, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held on July 13, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:35 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Lynn McCarrell, Donna Merrell and Ralph Dart. Dennis Judd arrived at 8:20 p.m. Rolene Smith was absent.

Staff Present

Marlene Stidham, City Recorder; Shirley Price, Treasurer; Craig Blunt, Building Official; John Ledkins, Chief of Police and Ray Nash, City Attorney.

Others Present

Steve Christensen, Vernal Express; Jim Fenton, Zions Bank; Michael Leigh; Dale Harrison; Scott Baird; Mark Nalley; Mike Baird and Brett Thacker.

Approval of Minutes - June 29, 1983

Ralph Dart moved the Council approve the minutes of the June 29, 1983 City Council meeting as presented. Lynn McCarrell seconded, the motion passed unanimously.

Alternative Insurance Proposals

The Recorder presented four comparable health/medical insurance programs for the Council's consideration. Programs presented were from: Blue Cross/Blue Sheild; Cal West; Central Life and Bankers Life. Discussion followed. The Council directed that the agents representing Blue Cross/Blue Shield and Bankers Life be asked to attend the City Council meeting two weeks from tonight to present their insurance proposals and to answer any questions the Council might have regarding their programs.

Draft Position Statement

Donna Merrell presented a Draft Position Statement from the Parks & Recreation Impact Committee. Discussion followed.

Police Department - Chief Ledkins

Monthly Statistics Report. Chief Ledkins presented the Monthly Statistics Report for the Council's review. (See Attached.) Discussion followed. The Council approved the statistics report as presented.

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Letter to Deseret G & T. Chief Ledkins presented a letter to the Council that had been prepared upon the request of Ken Fisher of Deseret G & T. The letter contained the Naples Police Department's statistics from January 1 through June 30, 1983. The purpose of the letter was to show the impact on the City due to the development of energy related projects, such as Deseret G & T. Discussion followed. The Council directed that Chief Ledkins send a similar letter to Bob Gilbert of the White River Shale Oil Corporation.

Ray Nash & Jim Fenton

Revenue Bond. Mr. Fenton informed the Council an amendment was made to the Code, effective July 1, 1983 that states "there shall not be issued any income producing certificate or acknowledgement of indebtedness in bearer form. Neither can interest dividends or otherwise be paid in bearer form. All instruments must be registered." Mr. Fenton indicated that, as Zions is the investor, he would be willing to accept a typewritten, one note due each year for the amount, registered in the name of the bank. He indicated the problem he foresaw for the small issuer is that there would have to be a registrar, paying agent and so forth. He further indicated that for the size the City will issue, the minimums would be exorbitantly porportionately heavy. Mr. Fenton went on to say Zions would be happy to accept the coupon bonds if the City were to name the Recorder as the registrar and paying agent because in truth the bank won't be transferring it out of their name. Discussion followed.

Bid Proposal - T.A.N. Jim Fenton presented a bid proposal on the City's Tax Anticipation Notes. The Council will have the Treasurer secure bids from First Security, Basin State Bank and First Interstate (Walkers).

T.A.N. The Council discussed issuing Tax Anticipation Notes. Donna Merrell moved the Council accept a resolution issuing Tax Anticipation Notes as prepared by Ray Nash. Dennis Judd seconded, the motion passed unanimously. Rolene Smith was absent.

Zion's Repurchase Agreement. Mr. Fenton discussed repurchase agreement accounts that Zions makes available to all corporate accounts over \$100,000.00. He indicated if the City was banking with Zions, and had \$100,000.00 Zions would set the City up on a repurchase agreement account. What this amounts to is, Zions pays 1/8th less in interest than the current US Treasury Bill rate. At the present that rate is 9.12%. In a repurchase account, Zions sells and guarantees to buy back at the same price U.S. Treasuries they have in portfolio. Zions at this time has 475 million in portfolio. He stressed that Zions guarantees to buy it back and in the meantime they pay 1/8th less in interest than they are earning. He indicated the City is now earning 5½% interest which is the best that can currently be paid. The repurchase agreement account must be a firm commitment for over \$100,000.00 and then there is a time firm commitment such as 30 days or 15 days or whatever. At the moment, Zions less than 30 day

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repurchase agreement accounts are paying 8 7/8% interest on a firm commitment basis. The only other bank that offers repurchase accounts is First Security and they only deal with the "giants". Transfers in and out can be made by phone. The City would maintain a regular checking and savings account in addition to the repurchase agreement account. Discussion followed. The Council will discuss the repurchase agreement account at the next City Council meeting.

State Energy Impact Board Meeting. The Council discussed with Mr. Fenton the decision rendered by the State Community Impact Board regarding the City's applications for funding for a City Building, sewer line extension, a road to serve the Park & School, road improvements and park improvements. Mr. Fenton indicated that at last week's meeting of the board all that happened was that Gary reported on his analysis of the pending applications and gave them a place as to priority. His recommendation was that since Naples is a new community and have several applications and have not yet levied a tax, and since the applications cover several items that do not include a revenue producing facility, he recommended that Naples be told that the board would fund all of Naples projects upon the receipt of general bonds. This automatically carries with it an election of the voters to approve it. The Board adopted Gary's recommendation as presented. Discussion followed.

#### Shirley Price - Treasurer's Report

Bids on T.A.N. Mayor Kay proposed the Council direct Shirley Price to check with Basin State Bank, First Security and First Interstate to get their bid proposals on the City's T.A.N. Dennis Judd moved the Council accept the Mayor's proposal. Donna Merrell seconded, the motion passed unanimously.

Approval of Bills. Shirley Price presented the bills for approval for payment. Discussion followed. The Council directed that the bills from Glen Smuin Trucking and Ellifritz Brothers be sent to Curtis Lamb of Lamb Construction so that he can bill the City directly. The Council further directed that a copy of the bill from Lance Wilkerson on the Hagstrom & Matteson case be sent to Ray Nash so that he can seek restitution from them when the case is tried. Donna Merrell moved the Council pay the bills with the above stipulations. Ralph Dart seconded, the motion passed unanimously.

Budget Approval Slips. Dennis Judd prepared a budget approval slip that he proposed be attached to all bills prior to approval for payment so the Council is aware of how much is left in each category of the budget once payment on a bill is made. Discussion followed. Dennis Judd moved the Council adopt the budget approval slips and direct Shirley Price to fill them out and attach to the bills before they are presented for approval for payment. Lynn McCarrell seconded, the motion passed unanimously.

Naples City Council  
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### Building Official's Report - Craig Blunt

Lock on Fire Station. Craig presented a request from the Fire Department to put a combination lock on the Fire Station. Discussion followed.

The Council approved the purchase of a combination lock for the Fire Station with the stipulation that the purchase be made from the Fire Department's budget.

Illegal Cut. Mr. Blunt informed the Council that Hacking Plumbing had made an illegal cut at 2800 South 500 East. Craig indicated that John Hacking thought he was in the County and therefore he got a permit from the County to make the cut. The Council directed Mr. Hacking be told to fix the road. In addition Mr. Hacking should get the check he paid the County and send in to Naples for a City permit.

Nicholson Excavation. Craig informed the Council there is a problem with a trench cut by Nicholson Excavation for Project #2 through Ashley Valley Water & Sewer. The cut is between Vernal Avenue and 5th West on 2500 South. The cut was made right next to the pavement and now every car that comes down causes the pavement to crack. Nicholson Excavation does not feel obligated to repair the road. Discussion followed. The Council directed that Mr. Blunt have Nicholson Excavation reditch the ditch out of the culvert. In addition, Craig is to assess a figure for damages.

Business License Applications. Craig Blunt presented the following business license applications for approval by the Council:

Miller & Miller Auctioneers  
 Liebhardt Ceramic Tile Co.  
 Economy Floor Company

S.R. Smith Repair  
 Trident Construction Company

Discussion followed. Dennis Judd moved the Council approve the business license applications as presented. Lynn McCarrell seconded, the motion passed unanimously.

UP & L. Mr. Blunt presented a contract from UP & L guaranteeing payment of \$888.00 a year for 5 years for service to the Fire Station. Mr. Blunt indicated that UP & L required the use of set guaranteed contracts for service work. Discussion followed. Ralph Dart moved the Council approve the agreement and direct Mayor Kay to sign it. Dennis Judd seconded, the motion passed unanimously.

### Other Business

Park. Donna Merrell informed the Council that she and Norman had met with the County Commission to discuss the Napels Park. They asked the Commission when a decision would be made with regards to the proposed \$10,000.00 donation from the County. The Commissioners indicated they would have answer by Monday. However, no response has yet been made on the donation. Discussion followed.

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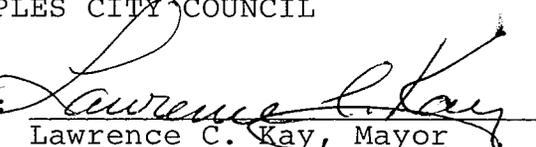
Citation Program. The Council will review the Citation Program proposed by the Naples Volunteer Fire Department.

Petition to Disconnect. The Council discussed the Petition to disconnect from Naples City.

**Adjournment**

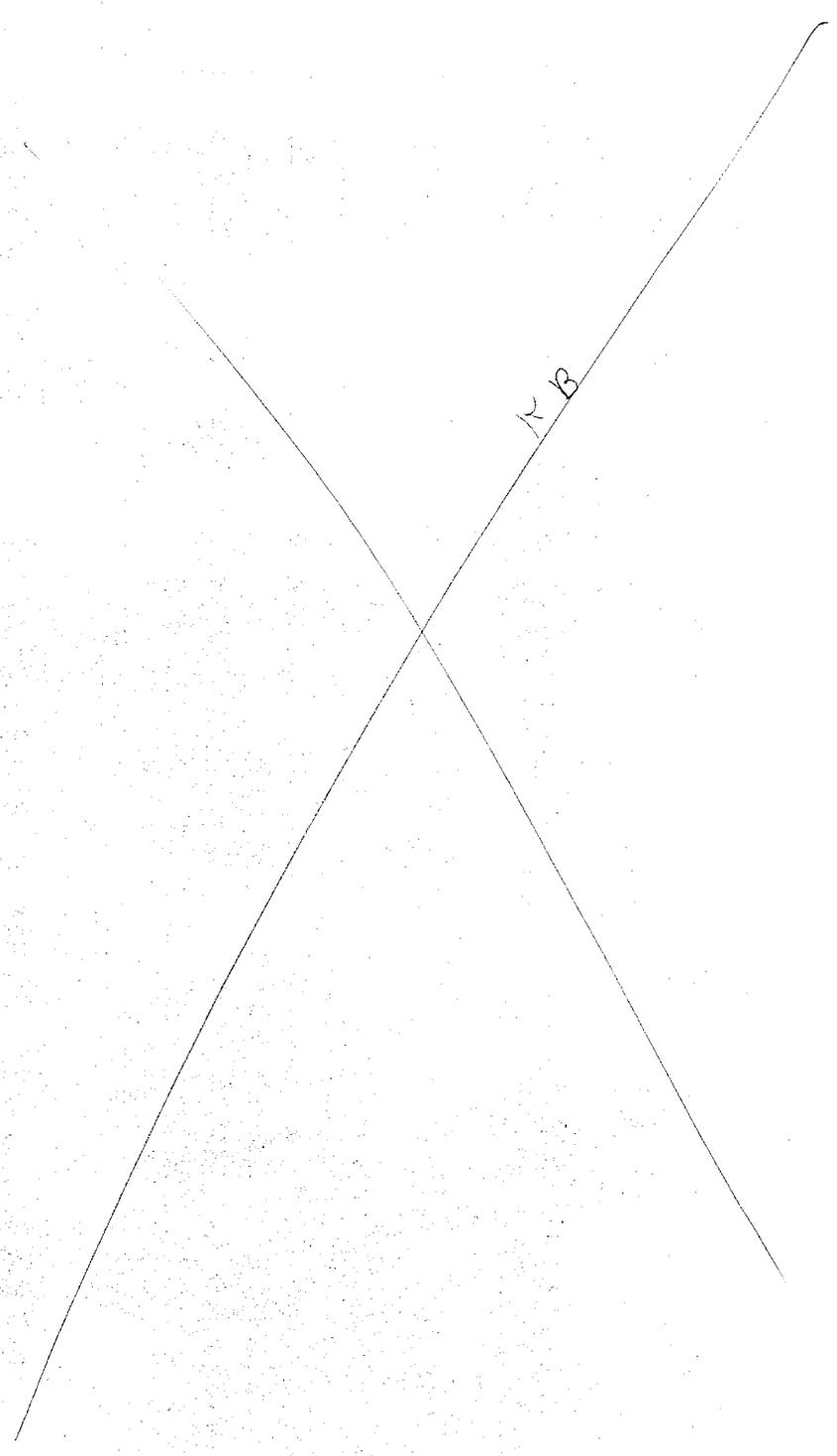
No further business having come before the Council, Ralph Dart moved the Council adjourn at 11:00 p.m. Dennis Judd seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

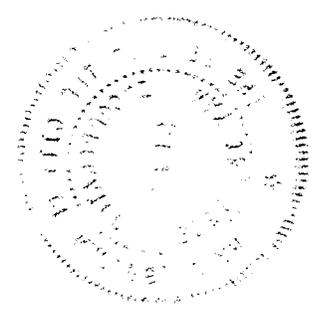
BY:   
Lawrence C. Kay, Mayor

ATTEST:

Marlene Stidham  
Marlene Stidham  
City Recorder



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NAPLES CITY COUNCIL  
July 20, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held July 20, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:32 p.m. Those in attendance were:

Council Present

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

Staff Present

Marlene Stidham, City Recorder and Craig Blunt, Building Official.

Others Present

Phil Ellis, Andrea Merrell, Dorothy Merrell, Patty Ann Merrell and Jeff Merrell.

Prayer

Donna Merrell.

Approval of Bills

Mayor Kay presented a bill from Lamb Construction for approval for payment by the Council. Discussion followed. Donna Merrell moved the Council approve the payment of the bill from Lamb Construction. Rolene Smith seconded, the motion passed unanimously. Payment is to be made out of the Park Road Budget.

Banks

The Council discussed the advantages and disadvantages of changing banks. The Council will make a decision about changing banks at a later date.

Preliminary Plat - Naples Center

Mayor Kay presented a preliminary plat of the Naples Center proposed by Bob Dearman. Discussion followed. The following recommendation was made to the Council by the Planning and Zoning Commission: "We recommend the Council approve the plat for the Naples Center as a preliminary and a final subject to the proper signatures and so forth." More discussion followed. Donna Merrell moved the Council approve the plat for the Naples Center as per the recommendation of the Planning and Zoning Commission. Ralph Dart seconded, the motion passed unanimously.

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### Promotion Package

The Council discussed having a promotion package put together to attract new development to the City. The Council directed that the Recorder and Donna Merrell work with Bob Dearman to put something together to help promote development. The Council agreed to hire Bob Dearman on a one-time basis to help with the promotion package.

### Pioneer Day Parade

Rolene Smith presented a request from the Parade Committee to have Naples City participate in the Pioneer Day Parade to be held Monday, July 25, 1983. Discussion followed. Rolene Smith proposed the fire engine and the police cars be used in the parade and any of the Council and staff that was available could participate. Donna Merrell moved the Council accept Rolene's proposal, Ralph Dart seconded, the motion passed unanimously.

### Rezone - L.R. Gardiner & Co-Owners

Phil Ellis was in attendance to represent Carolyn Ellis who is handling the rezone request for L.R. Gardiner & Co-Owners. The recommendation from the Planning & Zoning Commission was that the property situated at 2880 East (see plat) be zoned to C1 and that the Council complete the necessary steps to complete the rezone. Discussion followed. Rolene Smith moved the Council approve the rezone request of L.R. Gardiner & Co-Owners from RA1 to C1 with the stipulation that a 200 foot buffer zone be left on the north side of the property as per the Naples Zoning Ordinance requirements and that the owners be notified of the possible drainage problems with that area. And further that the developer of the property be aware that he must maintain drainage. Donna Merrell seconded, Ralph Dart abstained, the motion passed unanimously. Public hearing for the rezone was set for August 10, 1983.

### Approval of Minutes July 13, 1983

Donna Merrell moved the Council approve the minutes of the July 13, 1983 City Council meeting as corrected. Ralph Dart seconded, the motion passed unanimously.

### Central Stores Purchase Request

The Recorder presented a request to purchase office supplies from Central Stores through the State Purchasing Division. Discussion followed. Rolene Smith moved the Council approve the expenditure for office supplies in the amount of \$445.12 for an approximate 4 to 6 month period. Donna Merrell seconded, the motion passed unanimously.

### Building Official's Report

Business License Applications. Craig Blunt presented the following business license applications for approval by the Council:

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Huntsmen & Martin Electric  
Smith Tank Trailers

Steve Lowe Construction

Discussion followed. Ralph Dart moved the Council approve the business license applications as presented. Donna Merrell seconded, the motion passed unanimously.

Traffic & Street Lights. Craig Blunt informed the Council that he had spoken with Lester Jester of the Department of Transportation regarding street lights and traffic lights for the City. Mr. Jester indicated that while the City has ample traffic on Highway 40, we do not have enough traffic on the arteries feeding Highway 40 to justify putting up street lights and semaphores. The School District will also be calling D.O.T. to find out why a semaphore can't be placed near the school where children have to cross the street to get to the school. Discussion followed. Craig Blunt further indicated that D.O.T. states they have made a traffic study of the area. The Council directed that Mr. Blunt continue to call D.O.T. until they send the City copies of that traffic study.

Gas Tanks. Mr. Blunt informed the Council that Bowden Oil was getting ready to set the gas tanks over by the fire station. He further informed the Council that the tanks would have an electric meter. The Council directed that electric lines be run out to the pumps.

Office Space & Showers in Fire Station. Mr. Blunt presented a proposed floor plan for additional office space in the fire station. Discussion followed. The Council directed that Mr. Blunt rework the floor plan to include shower stalls (at least 2) for the firemen.

Street Lights on Park Road. The Council discussed with Mr. Blunt the need to have street lights on the Park road. Discussion followed. It was the consensus of the Council that a light would be needed on each end of the Park road and that another light was needed near the swimming pool. Ralph Dart moved the Council move the light by the school entry over near the swimming pool and that two new lights be obtained and placed at both ends of the Park road. Donna Merrell seconded, the motion passed unanimously.

Larry & Kathy Parker. Craig Blunt informed the Council that Larry & Kathy Parker, on South Vernal Avenue, had moved out their single-wide trailer and moved in a double-wide. The problem was that they didn't obtain the proper permits to do so. Mrs. Parker submitted a letter stating that she had purchased a permit from Repo Depo to move the double-wide and was not aware that any further permit was needed. She therefore asked that the double fee be waived. Discussion followed. It was the decision of the Council that Mrs. Parker had made an honest mistake and therefore the double fee was waived.

Time Off - Craig Blunt. Mr. Blunt informed the Council it would be necessary for him to be out of the office on Friday, July 22, and Tuesday, July 26, 1983. The Council approved Mr. Blunt's request for time off.

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### Rezone Request - Jef Merrell

Jeff Merrell was in attendance to present a rezone request for the Council's approval. Discussion followed. The Planning & Zoning Commission's first recommendation was that the Council amend the ordinance to accomodate residential housing in an industrial zone. However, if the Council did not see that as feasible, then their second recommendation was that the area be rezoned from I-1 to C-1. Discussion followed. Donna Merrell moved that the area be rezoned from I-1 to C-1 so that new residential housing could be built there and that Reva Rupes property also be included in the rezone. And further that a letter be sent to Bud Massey notifying him of the rezone. Lynn McCarrell seconded, the motion passed unanimously. Public hearing date for the rezone was set for August 10, 1983.

### Community Impact Board By-Laws

The Council reviewed the by-laws from the Community Impact Board. Discussion followed. Rolene Smith will do some further checking and will report to the council at the next meeting. The Council will then make a decision on them.

### Proposal from State Impact Board

Mayor Kay presented an offer from the State Impact Board for funding for the applications the City has submitted to the Board. The Board will loan the City \$600,000.00 in General Obligation Bonds at 5% interest, \$400,000.00 at 0% interest, two years at interest only and ten year repayment. Discussion followed. The Board broke down the funds in the following manner: \$800,000.00 for roads, \$100,000.00 for Park and \$300,000.00 for a City Hall. However, the City must bond in order to get the funds. Discussion followed. The City needs to make another application on August 11. At that time the Board will issue an official written statement of concurrence. Jim Fenton has indicated that he will do the work for 2%. Ralph Dart moved the Council request that Jim Fenton represent Naples at the Impact Board to get the loan at the terms stated above contingent upon passage of a bond election. Donna Merrell seconded, the motion passed unanimously.

Repaving Road - Test Section. Mayor Kay informed the Council that he talked with Burdicks and they have agreed to do a 400-500 foot stretch of road, 28 feet wide as a test section. They will use 1½ inch plant seal coat and seal the road. When it's done it will look like Vernal City's Main Street. Burdick's indicated they could do the section the following week. They will hold the cost until the City is funded by the Impact Board, and in the event we aren't funded, we won't owe them anything. Once the chip seal is put down it should last for 30 years. The Council directed the Mayor to make necessary arrangements to have Burdick's do the test section and that the newspaper be contacted about what the City is doing.

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Easement - Mike Karren

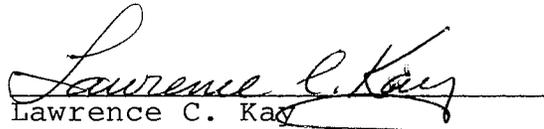
Mayor Kay presented a letter from Mike Karren requesting an easement along the west side of the fire station, 1819 South 1500 East. Discussion followed. The Council directed Craig Blunt to have Ray Nash prepare the easement and then present it to the Council for final approval.

Adjournment

No further business having come before the Council, Ralph Dart moved the Council adjourn at 10:41 p.m. Donna Merrell seconded, the motion passed unanimously.

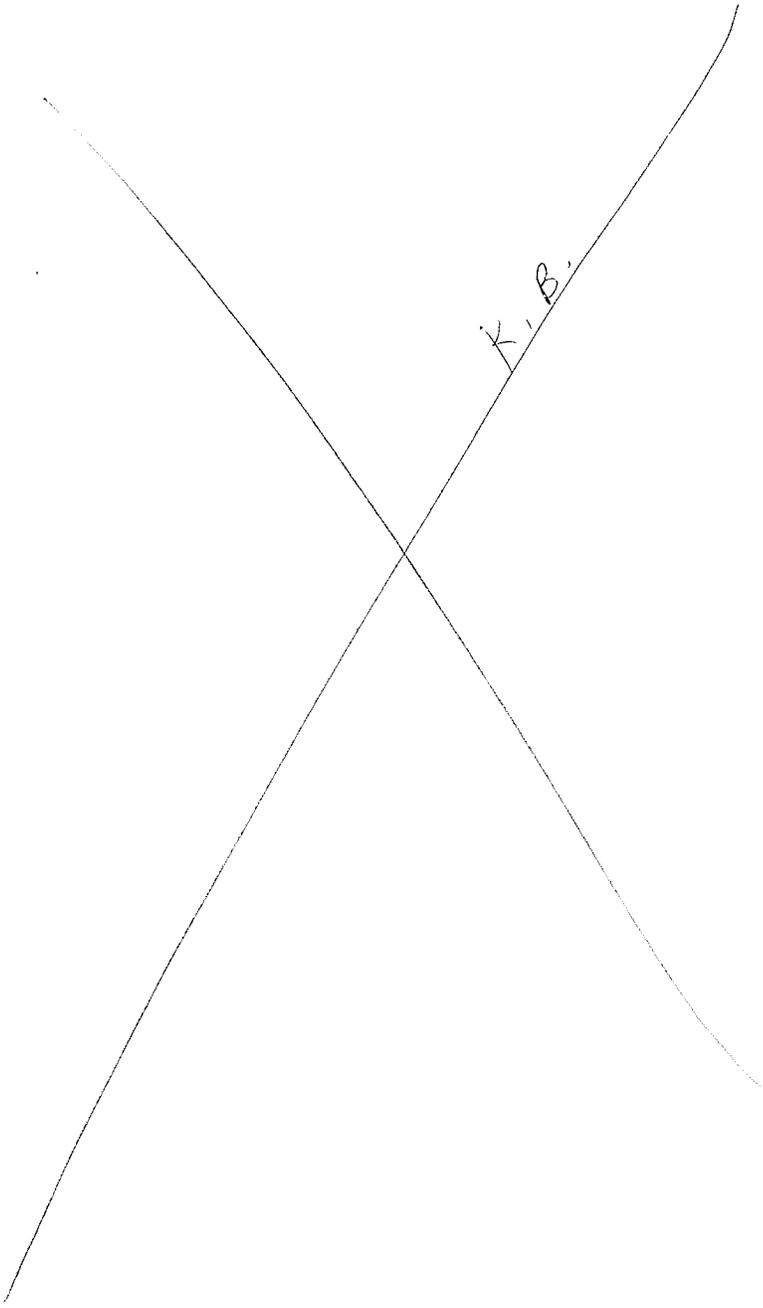
NAPLES CITY COUNCIL

BY:

  
Lawrence C. Kay  
Mayor

ATTEST:

  
Marlene Stidham  
City Recorder



**NAPLES CITY COUNCIL**  
**July 27, 1983**

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held July 27, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:36 p.m. Those in attendance were:

**Council Present**

Lawrence C. Kay, Mayor; Rolene Smith, Lynn McCarrell, Ralph Dart and Donna Merrell. Dennis Judd arrived at 7:45 p.m.

**Staff Present**

Marlene Stidham, City Recorder; Craig Blunt, Building Official and Shirley Price, Treasurer.

**Others Present**

Mike Sullivan and Steve Christensen.

**Prayer**

Lynn Mccarrell.

**Inspection of Disconnect Area**

The Council left the City Office at 7:37 p.m. to make an inspection of the area that has filed for disconnection from the City. They returned at 7:55 p.m. Discussion followed. The Council directed that Ray Nash prepare a response to the petition and let the Council review that response before its filed.

**Approval of Bills**

Shirley Price presented the following bills for approval for payment:

4-C Corp.	\$450.00	UP & L (Building)	\$ 35.25
Turner	\$ 5.47	Arnold Machinery	\$ 64.57
L.N. Curtis	\$793.28	I.G. Specialty	\$ 20.00
Skerl Const.	\$238.00	Turner Lumber	\$840.18
D & D Electric	\$800.00	UP & L (Street)	\$212.45
James Aggregate	\$267.88	Ashrock	\$119.50
Nash Retainer	\$1000.00	Animal Control	\$750.79
Mansfield	\$ 70.00	Lawco	\$ 18.86
Texaco	\$ 17.31	Inkleys	\$ 40.16

Discussion followed. Donna Merrell moved the Council approve the above bills. Dennis Judd seconded, the motion passed unanimously.

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### Membership Fee for League of Cities & Towns

The Recorder presented the bill for a one year membership in the League of Cities and Towns. Discussion followed. The Council directed the Recorder to write the League a letter stating the City hoped to get its ordinance books by September 1 so that the City would feel comfortable in paying its membership dues.

### Census

The Council discussed making an expenditure to have the Bureau of Census conduct an official census of the City. Discussion followed. Donna Merrell moved the Council approve the expenditure of \$4,440.00 to cover the cost of having the Bureau of Census take a census of Naples. Dennis Judd seconded, the motion passed unanimously.

### Mike Sullivan - Banker's Life Insurance

Mike Sullivan was in attendance to discuss with the Council a health and medical insurance program from Banker's Life. Mr. Sullivan gave a point by point comparison between our current policy with Utah Local Governments Trust and Banker's Life. Discussion followed with the Council making its own comparisons between the policies. It was the consensus of the Council that it would be to the advantage of both the City and its employees to accept the proposal submitted by Banker's Life. Utah Local Governments Trust and Fred A. Morton were both given an opportunity to present their programs to the Council; however, their representatives were not present at the Council meeting. Ralph Dart moved the Council accept the proposal submitted by Mike Sullivan on behalf of Banker's Life to cover the City's health/medical insurance needs. Dennis Judd seconded, the motion passed unanimously.

### Building Official's Report - Craig Blunt

Letter from Walt & Lynn Romney. The Council reviewed with Craig Blunt a letter submitted by Walt & Lynn Romney regarding work done on the bath house in the swimming pool area. Mr. Blunt compared the Romney's list with the compliance report he had done during his inspection of the facilities. Mr. Blunt indicated that the Romney's list did have some legitimate complaints but by the same token several items they specified were blueprint errors and therefore could not be attributed to the contractor, Scott Peisley. Discussion followed. The Council directed Craig Blunt to meet with Mr. Peisley to resolve the items on the compliance report.

Contract on Bath House Facilities. The Council expressed concern that there is no record of the amended agreement between World Entertainment Company and the City regarding the amount (25,000.00) the City was to contribute towards construction of the bath house facilities. The Council directed the Recorder to contact Ray Nash

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and have him draw up an amendment to the agreement stating Naples will contribute \$25,000.00 towards construction of the bath house facilities.

Bills from Sub-Contractors on Pool/Slide/Bath House. The Council discussed the bills sent to the City by the sub-contractors on the pool facilities. The City has paid \$10,000.00 to Scott Peisley and \$692.84 to Bill Morton for temporary power. That leaves the City owing a balance of \$14,307.16. Discussion followed on who the City would pay and how the billing should be handled. The Council directed that Mr. Peisley produce releases showing where he spent the initial \$10,000.00 that the City had paid him. In addition, the Council will authorize issuance of two checks. One will cover the bill from Bob Turner and the other will go to Walt Romney. The two checks are not to exceed a total amount of \$14,307.16. Also Walt Romney is to sign a Hold Harmless Agreement releasing the City from further obligation regarding liability for payment to sub-contractors, materialmen and so forth.

Bills. The Council reviewed with Craig Blunt several bills Shirley Price had submitted for approval for payment. These were:

W.R. White	\$130.00	Smith GM Power	\$528.33
Jasco	\$267.88		

Discussion followed. Donna Merrell moved the Council approve the above bill for payment. Ralph Dart seconded, the motion passed unanimously.

Road Crew. Rolene Smith expressed concern that no visible headway seems to have been made regarding repair of the City's streets. Discussion followed. She indicated that work on Vernal Avenue was supposed to have been completed, however there seems to be no evidence that there was any work done there at all. Craig Blunt indicated the repair work left on Vernal Avenue was the responsibility of Ashley Valley Water & Sewer. Discussion followed. The Council directed Mr. Blunt to send a letter to Ashley Valley Water & Sewer and give them 10 days to repair Vernal Avenue. In the event that they do not repair the road, they will then be required to bond for future projects within the City.

Further concern was expressed over the City road crew's method of clean-up. It was the decision of the Council that more equipment and additional personnel would be needed to repair the streets this summer. The Council therefore directed Craig Blunt to purchase a pick-up truck and oiler and to hire additional personnel to help with the road repair.

Pipe Culvert 2000 East. 1500 South. Discussion followed on the pipe culvert on 2000 East and 1500 South that was dug up and consequently damaged by the contractor. Dennis Judd moved the City buy the culvert and have the contractor put it in. Donna Merrell seconded, the motion passed unanimously.

By-Laws Community Impact Board

The Council discussed the by-laws from the Community Impact Board. It was their consensus that perhaps the City should seek support from some of the other entities in order to initiate changes in the by-laws. Rolene Smith and Lynn McCarrell will attend the meeting of the board and try to work diplomatically with the other entities to gain concessions. They will give the Council an update after the meeting.

Other Business

Ordinance from League of Cities & Towns. The Council will review the ordinance from the League regarding the new drunk driving law and will make a decision at the next Council meeting.

Municipal Clerks Institute. The Recorder submitted a request to attend the 2nd Annual Municipal Clerks Institute being held in Salt Lake, September 12-16. Discussion followed. Rolene Smith moved the Council approve the expenditure to allow the Recorder to attend the Institute. Ralph Dart seconded, the motion passed unanimously.

Approval of Minutes - July 20, 1983

Rolene Smith moved the Council approve the minutes of the July 20, 1983 City Council meeting as corrected. Ralph Dart seconded, the motion passed unanimously.

Adjournment

No further business having come before the Council, Ralph Dart moved the Council adjourn at 11:45 p.m. Rolene Smith seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

BY:

*Lawrence C. Kay*  
Lawrence C. Kay  
Mayor

ATTEST

*Marlene Stidham*  
Marlene Stidham  
City Recorder

**NAPLES CITY COUNCIL**  
**August 3, 1983**

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held August 3, 1983 at the Naples City office. Dennis Judd, Mayor Pro-Tem called the meeting to order at 7:40 p.m. Those in attendance were:

**Council Present**

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

**Staff Present**

Marlene Stidham, City Recorder; Craig Blunt, Building Official; Ray Nash, City Attorney; John Ledkins, Chief of Police; Lonn Salmond, Officer and Bill Moody, Officer.

**Others Present**

Gary McGrath, Assistant Chief Fire Department; Debbie Ledkins and John Kay

**Building Official's Report - Craig Blunt**

Billing on Slide and Pool. Craig discussed with the Council the continuing problem with the billing on the water slide and the pool. He also informed the Council that additional bills had come in from Turner Lumber in addition to those already approved for payment. Discussion followed. Donna Merrell moved the Council approve payment to Turner Lumber which will include the new bills submitted and that the balance of the \$14,307.16 would go to Walt Romney of World Entertainment Company. However, the check to Mr. Romney would not be released until he signs a Hold Harmless Agreement releasing the City from further liability for any other bills submitted. Ralph Dart seconded, the motion passed unanimously.

Ashley Valley Water & Sewer. Mr. Blunt presented the letter that had been sent to AVW & S giving them notice to repair Vernal Avenue within 10 days. Discussion followed. Mr. Blunt informed the Council that the District indicated they will meet with the Council on August 10, 1983 to discuss the problem.

Office Space for Fire Station. Craig Blunt presented a floor plan for additional office space in the fire station and for showers. Discussion followed. Donna Merrell moved the Council approve the expenditure to purchase materials to construct additional offices in the fire station. However, at this time the showers are only to be roughed in. Mr. Blunt is to check that there are funds currently available to make the purchases. Rolene Smith seconded, the motion passed unanimously.

Naples City Council  
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Transferring Bank Accounts. The Council discussed transferring the City's accounts to an alternate bank. It was the consensus of the Council that it would be to the City's advantage to transfer its accounts. The Council directed that Shirley Price check to see if Basin State could offer the same services and interest rates as Zions, and if not, then the accounts would be transferred.

Bill for Battery Charger. Mr. Blunt presented the bill from the purchase of a battery charger for approval for payment by the Council. Discussion followed. The Council approved the purchase.

Purchase of Pick-up Truck. Craig Blunt discussed with the Council several trucks he has considered purchasing for use by the road crew to repair the roads. Discussion followed. The Council directed Craig to do a little more background work on the trucks he had in mind, and then if it is necessary, they would give in a phone vote to approve the purchase.

Time-Off Craig Blunt. Mr. Blunt presented a request to take the week of August 15-19 off. Discussion followed. The Council approved the request.

### Ray Nash

Update on Ray Hunting Case. Mr. Nash discussed with the Council the Motion to Show Cause that he has filed with the Court regarding the Ray Hunting lawsuit. The case will be heard by Judge Davidson on August 9, 1983.

*Ordinance  
83-21  
KB*

Adoption of New Drunk Driving Ordinance. The Council discussed with Mr. Nash the form ordinance that had been sent to the City by the League of Cities & Towns regarding the new drunk driving law. Rolene Smith moved the Council adopt ordinance 83-21 relating to driving under the influence, with the substitution of Section 7, to become effective upon posting. Ralph Dart seconded, the motion passed unanimously.

### Executive Session

Rolene Smith moved the Council adjourn into executive session to discuss Personnel Matters. Ralph Dart seconded, the Council adjourned into executive session at 8:58 p.m.

The executive session was adjourned at 10:25 p.m.

Donna Merrell moved the Council resume its regular session at 10:30 p.m. Lynn McCarrell seconded, the motion passed unanimously.

Naples City Council  
Minutes August 3, 1983  
Page -3-

### Draft Position Statement

Administrative Service Committee. Dennis Judd presented a draft position statement regarding the Administrative Service Committee. Discussion followed. The Council tentatively approved the draft position statement as presented.

### Insurance RE: Lonn Salmond

Officer Salmond discussed with the Council a problem he has with converting to a new insurance company. Under the City's current policy, maternity benefits are paid at 100%. Upon conversion to the new policy, maternity benefits will only be paid at 80%. Officer Salmond expressed to the Council his feeling that he should not be made responsible to pay the required 20% upon conversion. Discussion followed. The Council directed the Recorder to check with Utah Local Govt's Trust to see if Officer Salmond could convert to an individual policy until his wife delivered and whether or not there would be any advantage to it or not.

### Minutes - August 3, 1983

Rolene Smith moved the Council accept the minutes as presented. Donna Merrell seconded, the motion passed unanimously.

### Other Business

Earl Ray - Problems w/Horses. Donna Merrell asked the Council for an update on the situation relating to Earl Ray. The Council informed her that it has been turned over to the State Health Dept.

Romney's Accounting System. The Council discussed the need to meet with the Romney's to discuss with them their accounting system for the revenue on the slide and swimming pool. The Council directed the Recorder to set up a meeting with the Romney's in two weeks at the City Council meeting on August 17, 1983.

Letter from KSL. The Council reviewed a letter submitted by KSL radio station notifying the Council of a new program called "Everyday People." If the Council has any individual in mind that they would like to give recognition to as an "unsung hero" they will notify the station.

Uintah Basin Association of Governments. The Council reviewed the letter from the Association notifying the Council that fire fighting equipment is no longer eligible for the grant and the City should try to meet the criteria for low-moderate income objectives in order to requalify for the grant. Rolene Smith will contact them regarding the issue.

Naples City Council  
 Minutes August 3, 1983  
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UBIC Breakfast. The Recorder presented an invitation from the City of Roosevelt for the City Council and their families to attend the UBIC Breakfast on August 6, 1983 from 7-9 a.m. at the Old Roosevelt Park. There was also an invitation for the Mayor to ride in the parade. Discussion followed. The Council indicated that they would be unable to participate because of conflicting plans. They directed the Recorder to check with Craig Blunt to see if he would be able to represent the City at the UBIC Breakfast.

Notary. The Recorder presented a request to become a notary in order to deal with certain aspects of City business. A request was also submitted from the Police Department to have all of the officers become notaries. Discussion followed. The Council approved the Recorder becoming a notary but felt that it was not necessary at this time for the police officers to also become notaries. In addition, the Council approved having Lynnette Merrell also become a notary.

Community Impact Council. Rolene Smith informed the Council of the results of the meeting of the Community Impact Council. She informed the Council the Impact Board had discarded the by-laws because they (Impact Board) did not want to be bound by them. She further informed the Council that of the 9 committies formed, 4 are headed by Vernal City, 3 by the County, 1 by Naples, 1 by the School District and 1 by the Water & Sewer Board. Neal Domgaard had informed the group that the Impact Council was strictly an advisory group & that the County would handle the negotiations on everyone's behalf. Discussion followed. Rolene Smith will check with Jack Lyman of White River Shale Oil Corp. to see if he is in agreement with the terms stated by Mr. Domgaard. Rolene proposed that if Jack Lyman is in agreement with Mr. Domgaard then the City should write a letter to Governor Matheson, with a copy to Neal Domgaard and Jack Lyman, and in the letter explain the situation, list examples and indicate the City wishes to act on an individual basis rather than to participate with a district that has no authority. If Jack Lyman doesn't agree with Mr. Domgaard then he should resolve the problem. Rolene Smith will call Jack Lyman and give the Council an update at the next City Council meeting.

### Adjournment

No further business having come before the Council, Ralph Dart moved the Council adjourn at 11:50 p.m. Donna Merrell seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

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

ATTEST

Marlene Stidham  
 Marlene Stidham  
 City Recorder

ORDINANCE NO. 83-21

AN ORDINANCE RELATING TO DRIVING WHILE INTOXICATED OR UNDER THE INFLUENCE OF DRUGS, ESTABLISHING STANDARDS FOR DETERMINING INTOXICATION OR IMPAIRMENT; ESTABLISHING PROCEDURES TO TAKE LICENSES AND SETTING MINIMUM BLOOD-ALCOHOL CONTENT.

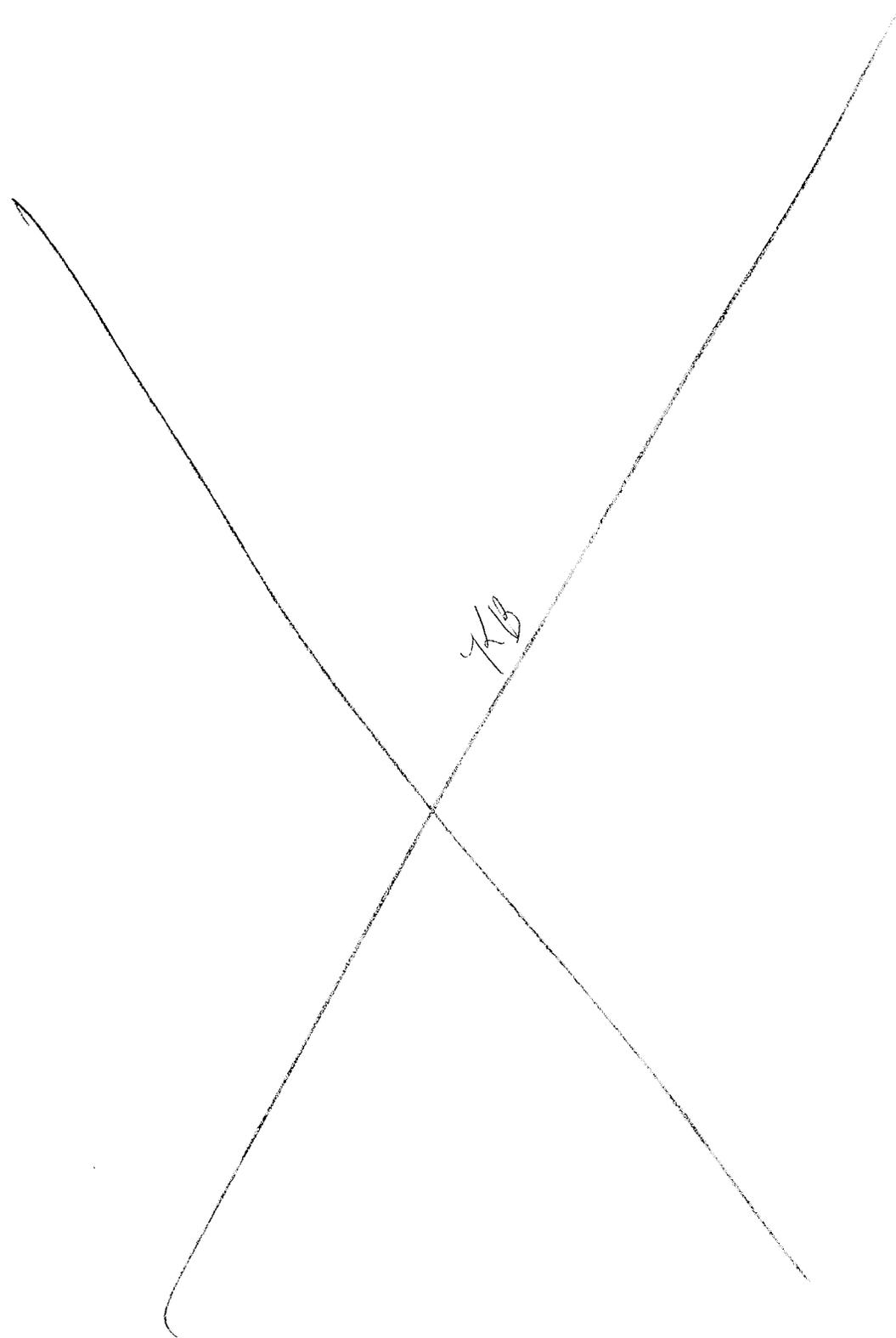
Be it ordained by the City/Town Council of Naples :

Section 1. 1.1 It is unlawful and punishable as provided in this section for any person with a blood alcohol content of .08% or greater by weight, or who is under the influence of alcohol, or any drug or the combined influence of alcohol and any drug to a degree which renders the person incapable of safely driving a vehicle, to drive or be in actual physical control of a vehicle within this municipality. The fact that a person charged with violating this section is or has been legally entitled to use alcohol or a drug does not constitute a defense against any charge of violating this section.

1.2 Percent by weight of alcohol in the blood shall be based upon grams of alcohol per one hundred cubic centimeters of blood.

1.3 Every person who is convicted the first time of a violation of subsection (1) of this section shall be punished by imprisonment for not less than 60 days nor more than six months, or by a fine of \$299, or by both such fine and imprisonment; except that if the person has inflicted a bodily injury upon another as a proximate result of having operated

320-B



**NAPLES CITY COUNCIL  
August 10, 1983**

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held August 10, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:32 p.m. Those in attendance were:

**Council Present**

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

**Staff Present**

Marlene Stidham, City Recorder; Craig Blunt, Building Official; Ray Nash, City Attorney; Shirley Price, Treasurer and Lon Salmond, Officer.

**Others Present**

Patty Ann Merrell, Tom Aldridge, Jeff Merrell, Andrea Merrell, Dorothy Merrell, Edith Winn, Keith Rasmussen, Darwin Oaks, Delora Oaks, M.M. Hardy, Lydia Adners, Steve Christensen, Helen Dagget, J.H. Daggett, Greg Watkins, Amy Pope, Bill Jurel, Karen Jurel, Kay Knutson, Darrell Knutson, Lynette Clegg, Richard Clegg and Norman Haslem.

**Prayer**

Donna Merrell.

**Rezone Public Hearing L.R. Gardiner & Co-Owners**

Carolyn Ellis was in attendance to represent L.R. Gardiner & Co-Owners with regards to their request to have the property located at 2895 E. 1500 S. Highway 40 (20 acres) rezoned from RA-1 to C-1. Discussion followed. Mrs. Edith Winn informed the Council that Ray Winn, whose property borders the area to the west, had not received notification of the proposed rezone. However, records indicated that Mr. Winn had been sent notification to the legal address currently listed on the County's tax rolls. That notification had been returned as undeliverable. Mrs. Winn indicated she did not know how Mr. Winn felt about the rezone but that she would inform him of it. Discussion followed. Dennis Judd moved the Council approve the rezone request of L.R. Gardiner to have the property located at 2895 East 1500 South Highway 40 (20 acres) rezoned from RA-1 to C-1 with a 200 ft. buffer zone against the Winn property. Rolene Smith seconded, the motion passed. Ralph Dart abstained.

**Rezone Public Hearing Jeff Merrell**

Jeff Merrell was in attendance for the public hearing on the rezone request for the properties located at 2500 South from 1421 East to 1236 East to be rezoned from I-1 to C-1. Discussion followed. Keith

Naples City Council  
 August 10, 1983  
 Page -2-

Rasmussen was in attendance on behalf of his father Art, to state that he (Art) was not opposed to the Merrells putting a residence on their parents property, but he did not want to have the value of his property lowered by having it down zoned. Tom Aldridge was concerned with whether or not the rezone would affect the property along Highway 40. The Council informed him the rezone would affect the property behind his land, to the west. The property fronting Highway 40 on both sides of 2500 South would remain I-1. The following people were in attendance in favor of the rezone:

Darwin Oaks	Lydia Anders
M.M. Hardy	Edith Winn
Patty Ann Merrell	Amy Pope
Greg Watkins	Jim Daggett
Tom Aldridge	Dorothy Merrell
Delora Oaks	Helen Daggett

Discussion followed. The Council proposed the entire Rasmussen property and Margie Roloff's property remain I-1 and that the remaining area be rezoned from I-1 to C-1. Mr. Blunt checked with Mrs. Roloff and she indicated that she was in agreement with having her property left at I-1 as long as the Merrells could put a residence on their property. Discussion followed. Dennis Judd moved the Council leave the Rasmussen and Roloff property at I-1 and the remaining area be rezoned from I-1 to C-1. (See attached map.) Rolene Smith seconded, the motion passed unanimously.

#### Noise Problems, High Country - Jurel's & Knutson's

Mr. & Mrs. Bill Jurel and Mr. & Mrs. Darrell Knutson were in attendance to discuss with the Council the continuing problems they are having with dogs and noise in High Country. The Jurels and Knutsons indicated they would be in favor of a mil levy if that was what was necessary to aid in alleviating the problem. They indicated they were getting great cooperation from Naples Police, but that doesn't seem to be helping resolve the problem. They asked that something be done in addition to having the police respond. Discussion followed. The Council decided to have the City's Animal Control Ordinance amended to include the stipulation that an animal be destroyed if it is picked up three times within the same year. Ray Nash is to prepare the amendment for the Council's approval at the next City Council meeting. In addition, the Council encouraged the Jurels and Knutsons to call the police every time there was a problem and perhaps that would put pressure on the offending party and help to resolve the problem. The Council further indicated they were sympathetic to their problems, but that they were limited by the law in what they could do. It was the Council's suggestion that perhaps the matter should be handled in Civil Court.

#### Treasurer's Report - Shirley Price

Shirley Price presented the following bills for approval for payment by the City Council:

*Ord  
#83-22*

Naples City Council  
 August 10, 1983  
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Intermountain Concrete Co.  
 Ashley Valley Water & Sewer  
 UP & L  
 L.N. Curtis  
 Ashley Valley Big O.  
 Lock Shop  
 Auditor  
 Lamplighter  
 Business Machines (Toner)  
 Vernal Express  
 Ashrock  
 Bowden Oil (Roads)  
 Dinaland Distributing  
 Uintah County (Asphalt)  
 G.M. Smith Power  
 J.W. Brewer  
 Stewart Machines  
 Utah Gas  
 Department of Surplus  
 Justice Court

C.E.D.  
 Morcon  
 Bowden Oil (Fire Dept.)  
 Basin Auto  
 Bowden Oil (Police)  
 Mountain Bell (Police)  
 Ashley Vet Clinic (June & July)  
 N.E. Office Supply (Treasurer)  
 N.E. Office Supply (Recorder)  
 Ashtons  
 Triangle Parts  
 Utah Motor  
 James Aggregate Supply  
 Basin Auto  
 Mighty Muffler  
 Arnold Machinery  
 McNeill Backhoe (Park)  
 Ashley Valley Water  
 & Sewer (Building)

Discussion followed.

#### Banks

The Council discussed changing banks, from Basin State Bank to Zions First National Bank. Donna Merrell moved the City change all of its accounts, with the exception of the Justice Court account, to Zions First National Bank. Rolene Smith seconded, Ralph Dart and Dennis Judd opposed. The motion passed. The Council directed that Shirley Price hold payment on the bills presented until the transfer was made to Zions.

#### Road Impact Fee Opposition - Mr. & Mrs. Richard Clegg

Mr. and Mrs. Richard Clegg were in attendance to indicate to the Council they did not feel they should be required to pay the road impact fee required by the City as part of the building permit fee. They felt that the fee should be waived as they would not be cutting the road for the water and sewer line, but would be connecting to an existing line. Discussion followed. It was the decision of the Council that the matter should be decided by the Board of Adjustments and was therefore turned over for their decision. The Board of Adjustments meeting was called for August 24, 1983 at 7:00 p.m.

#### Approval of Minutes - August 3, 1983

Rolene Smith moved the Council approve the minutes of the August 3, 1983 City Council meeting as corrected. Donna Merrell seconded, the motion passed unanimously.

Naples City Council  
August 10, 1983  
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### Chamber of Commerce

Rolene Smith informed the Council the Chamber of Commerce office was not providing information to developers calling the Chamber office for information on the City. Discussion followed. It was the consensus of the Council that the City needed to get something down to the Chamber office so that they would have information on hand to provide to potential developers. The Council also decided to have Mike Sullivan, President of the Chamber attend the next Council meeting.

### Newsletter

The Recorder presented an outline for the next newsletter. The Council decided to wait until September to put out another newsletter.

### Community Impact Council

Rolene Smith presented a recording of a conversation she'd had with Jack Lyman of White River Shale Oil Corporation. Discussion followed.

### Insurance RE: Lonn Salmond

The Council discussed Officer Salmond's insurance situation. Donna Merrell moved the City pay 20% of Mrs. Salmond's maternity bill up to a maximum of \$400.00 Rolene Smith seconded, the motion passed unanimously.

### Norman Haslem

Mr. Haslem was in attendance to discuss several items with the City Council. These were:

Resign as Chairman of Planning & Zoning Commission. Mr. Haslem submitted his resignation as Chairman of the Planning and Zoning Commission. He stated that he would still like to serve as a member of the Commission but not as Chairman. There is a conflict with him being unable to attend all of the Zoning meetings because of his job. The Council will consider a replacement for Mr. Haslem and will check to see if the terms of some of the Commission members has expired. If they have, it will be necessary to renew their terms or to appoint new members to those positions.

Variance to Build Garage. Mr. Haslem requested a hearing with the Board of Adjustments to obtain a variance so that he could build a garage on to his home. Mr. Haslem's request will be heard at the Board of Adjustments meeting scheduled for August 24, 1983 at 7:00 p.m.

Ray Hunting's Trailer Court. Mr. Haslem, acting as a mediator on behalf of Ray Hunting, discussed with the Council the requirements necessary for Mr. Hunting to comply with the Judge's decision.

Naples City Council  
 August 10, 1983  
 Page -5-

Discussion followed. Ray Nash was in attendance and he discussed with Mr. Haslem what was required for Mr. Hunting to comply with the 1971 County Ordinance. Mr. Haslem informed the Council that Mr. Hunting seems to think that some of the requirements had been waived. The Council informed Mr. Haslem they had tried to work with Mr. Hunting and were still willing to do so.

Flag at Naples Swimming Pool. Mr. Haslem inquired as to what had happened to the flag at the top of the hill near the water slide. Mr. Blunt informed him that an eye hook had broke and the flag was hanging upside down. Consequently, it was taken down until the eye hook could be repaired.

### Building Official's Report - Craig Blunt

Purchase of Sickle. Craig discussed with the Council the purchase of a sickle. He indicated that it was necessary to keep the sides of the road mowed. Rolene Smith registered a formal protest against mowing the sides of the roads because that's where the pheasants live. Discussion followed. It was the decision of the Council that a brush beater would be better. Mr. Blunt is to check into the price on the brush beater.

Road Crew. Mr. Blunt informed the Council that he had hired two additional men to work on the road crew. They are Rod Southam and Dan Thompson. Discussion followed.

Pick-up Truck. Craig Blunt informed the Council that he had purchased a pick-up truck to be used in patching the road. Discussion followed.

Sign. The Council discussed with Mr. Blunt the need to put a sign at 1050 South and 5th West saying "Leaving Naples City Limits," or something to that effect.

Hole at J.W. Brewer Tire Company. The Council discussed with Mr. Blunt the hole near J.W. Brewer Tire Co. Craig informed the Council that the hole was caused by the Sewer District. The City will put a temporary patch on the hole.

Business License Applications. Mr. Blunt presented the following business license applications for the Council's approval:

Bowden Contractors

Wesley Bowden Contractors

Discussion followed. Donna Merrell moved the Council approve the business license applications. Ralph Dart seconded, the motion passed.

Home Occupation Permits. Craig presented the following home occupation permit applications for the Council's approval:

R & D Ceramics

Quality Engine Repair

Naples City Council  
 August 10, 1983  
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Discussion followed. Ralph Dart moved the Council approve the home occupation applications as presented. Lynn McCarrell seconded, the motion passed unanimously.

Tamper Rental. Mr. Blunt discussed with the Council signing a rental agreement with Triangle Rebuilt to rent a tamper at \$20.00 a day for the days it's used. Discussion followed. The Council agreed to renting a tamper.

Culvert 1500 S. 2000 E. Craig informed the Council the contractor will lay the culvert at 1500 S. 2000 E. but would like to have the Mayor come out to the site to see if its worthwhile to replace the damaged culvert. Discussion followed. The Mayor will inspect the site.

Grant Money Meeting Update. Mr. Blunt gave the Council an overview of the meeting regarding grant money and the requirements necessary for qualifying for it. He informed the Council the City would need to requalify under one of the following categories:

1. Low-moderate income benefits.
2. Aiding in or elimination or prevention of blight or slum.
3. Urging health and safety.

Discussion followed.

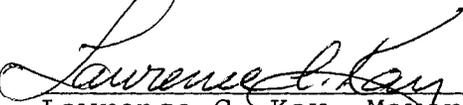
### Other Business

State Impact Board. Mayor Kay informed the Council the State Impact Board will not officially approve the loan terms until September 8, 1983. At that time. they will issue an official, written, letter of concurrence. Discussion followed. Rolene Smith moved the Council authorize Jim Fenton to do whatever is necessary to get the bond election held by October. Dennis Judd seconded, Donna Merrell opposed, the motion passed.

### Adjournment

No further business having come before the Council, Ralph Dart moved the Council adjourn at 12:10 a.m. Donna Merrell seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

  
 Lawrence C. Kay, Mayor

ATTEST

  
 Marlene Stidham  
 City Recorder

ORDINANCE NO. 83-22

AN ORDINANCE AMENDING THE DOG AND ANIMAL CONTROL ORDINANCE OF THE CITY OF NAPLES (#82-14).

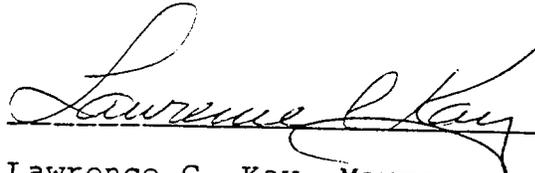
BE IT ORDAINED by the City Council of the City of Naples that the dog and animal control ordinance of the City of Naples, Ordinance No. 82-14, is hereby amended by the addition of clauses and paragraphs to Section 13-249 to read as follows:

13-249.1 (a) All dogs that are permitted to run at large and any dog or dogs which have been picked up, apprehended or taken into custody by the City of Naples, its officers or agents three (3) times within a twelve month period is declared to be a nuisance.

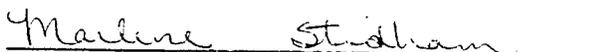
(b) The City of Naples through its officers and agents shall cause any dog or dogs which shall become a nuisance to be abated and destroyed. Such nuisance dogs shall be disposed of by sale or destruction as provided for in Section 13-254 of this Ordinance.

This Ordinance shall become effective immediately upon posting.

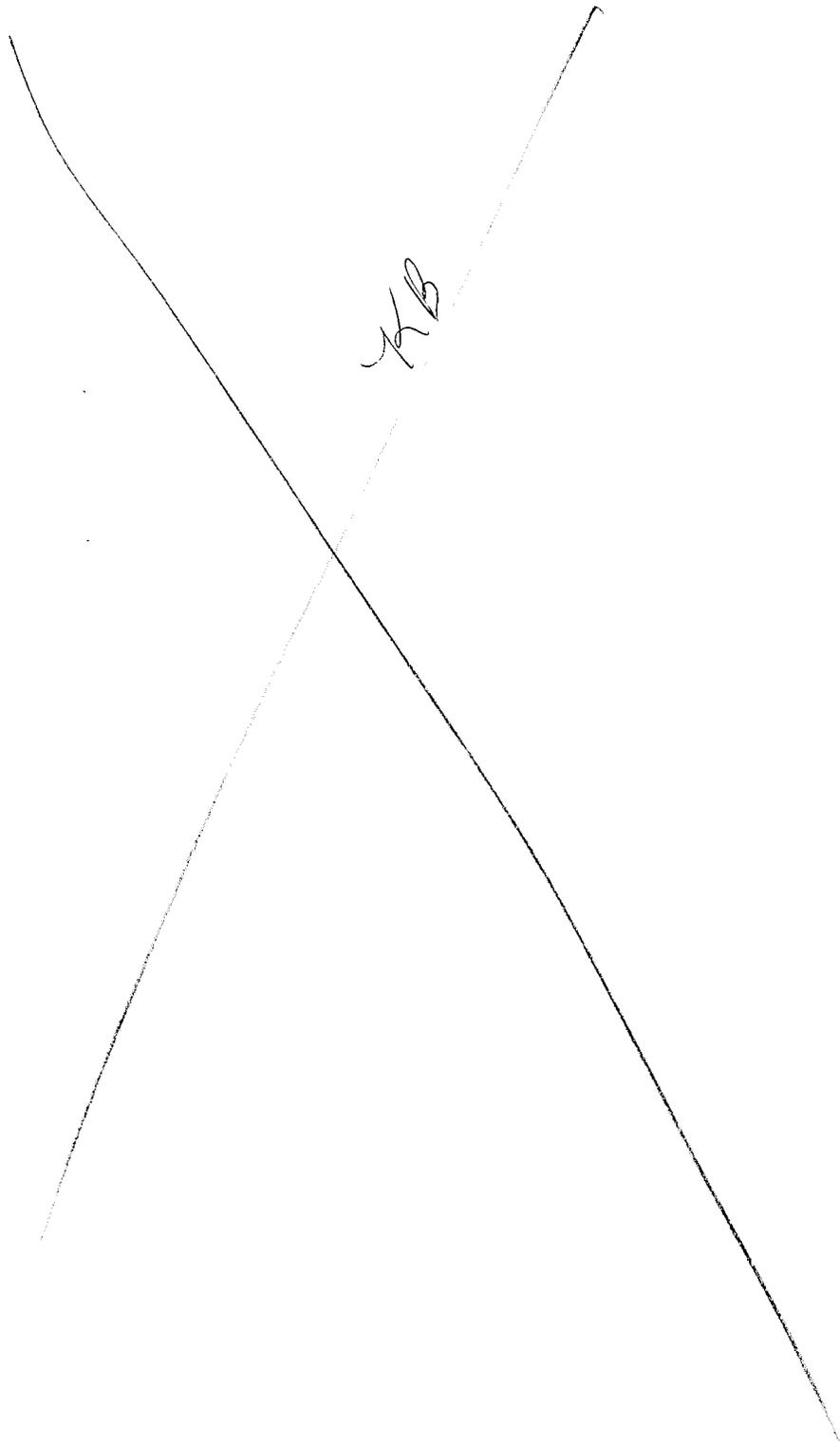
ADOPTED this 19 day of August, 1983.

  
Lawrence C. Kay, Mayor

ATTEST:

  
Marlene Stidham, Recorder

326-B



NAPLES CITY COUNCIL  
August 24, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held August 24, 1983 at the Naples City office. Mayor Lawrence C. Kay called the meeting to order at 7:30 p.m. Those in attendance were:

Council Present

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

Staff Present

Marlene Stidham, City Recorder; Craig Blunt, Building Official; Ray Nash, City Attorney and John Ledkins, Chief of Police.

Others Present

Ken Fisher, Clarin Ashby, Debbie Ledkins and Steve Christensen.

Deseret G & T

Ken Fisher and Clarin Ashby, representing Deseret G & T, were in attendance to present to the City a check in the amount of \$33,500.00 to be used to purchase and equip a police car and to equip and fund the salary of an additional police officer for one year. Discussion followed. Mayor Kay accepted the check on behalf of the City.

Letter of Resignation from Linda Cardwell

Mayor Kay presented a letter of resignation from Linda Cardwell, Police Secretary and Court Clerk for Naples. Mrs. Cardwell is resigning from her position with the City in order to attend to the care of her son.

Ray Nash

Resolution on Bond Election. Ray Nash was in attendance to present for the Council's approval, a resolution providing for a special bond election to be held September 27, 1983. The bond is being proposed on the basis of a loan agreement from the State Impact Board which requires passage of a bond election. Discussion followed. Dennis Judd moved the Council adopt the resolution allowing for the holding of a special bond election on September 27 for the purpose of issuing \$1,000,000.00 in General Obligation Municipal Purpose Bonds to be used for street resurfacing, Park improvements and construction of a City Hall. Rolene Smith seconded, the motion passed unanimously with all members voting aye.

Naples City Council  
 Minutes August 24, 1983  
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Media Coverage on Bond Election. The Council discussed news coverage on the Bond election. The Council directed the Recorder to prepare a press release on the election and submit it for the Council's approval. The press release is to be submitted to the Vernal Express for publication in the Wednesday, August 31, 1983 issue. It was their decision to wait on radio coverage. Mr. Nash informed the Council that the Voter Information Pamphlets (being prepared by Jim Fenton) will be available no later than September 15 for distribution.

Agreement on Water/Sewer Line for Naples Center. Discussion followed on the agreement made between the City and Bob Dearman regarding the water/sewer line for the Naples Center. It was the consensus of the Council that the City should reapply to the Impact Board for a separate loan or grant to fund the water/sewer line to the Naples Center.

### Approval of Bills.

The Recorder presented the following bills for approval for payment:

Mountain Bell	\$44.22	UP & L (Building)	\$54.51
UP & L	\$212.45	Smith GM Power	\$30.48
Wycoff	\$4.88	Rebuilt Exchange	\$120.14
Staker Paving	\$1,124.88	Pace Industries	\$371.81
Ashrock	\$312.00	American K & L	\$46.10
Xerox	\$216.00	Mtn. Bell (Recorder)	\$14.55
Mtn. Bell (Craig)	\$29.42	Mtn. Bell (Police)	\$34.01
Husky Oil	\$23.26	Lawco	\$12.33
UP & L (Fire)	\$3.01	Art Ylincheta	\$11,057.50

Mayor Kay presented the bill from Quality Concrete for the curb & gutter on 1900 South. The bill is broken down as follows: \$12,000.00 to Bob Turner; \$4,460 to the School District; and \$5003.50 to Naples. The Council directed a letter be written and hand-delivered to Bob Turner and the School District outlining the amount of their share in the bill.

Discussion followed on the bills. Donna Merrell moved the Council approve paying the bills with the exception of \$2,000.00 of Art Ylincheta's bill. That covers the cost of making a pad for the crane used at the slide. Therefore that \$2,000.00 should be billed to World Entertainment Co. Ralph Dart seconded, the motion passed unanimously.

### Building Official's Report - Craig Blunt

Appointment to Planning & Zoning Commission. Craig discussed with the Council, appointments to the Planning & Zoning Commission. Dennis Judd moved the Council reappoint Garth Rasmussen and Glen Fleener to a three year term on the Commission. The Council will make a decision on the 3rd appointment at the next Council meeting.

Naples City Council  
Minutes August 24, 1983  
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Signs. Mr. Blunt presented the bids for construction and painting of signs for the City. Discussion followed. The Council accepted the bid of Roy Freeston to paint & construct 8 City signs at a cost of \$400.00.

Brush Beater. Craig discussed with the Council the purchase of a brush beater to take care of weeds along the sides of the roads. The Council decided to wait until next spring to purchase the brush beater.

Road Crew. The Council discussed with Craig Blunt having the City Road Crew feather out the asphalt they lay on the streets to avoid a roller coaster effect.

Mayor Lawrence C. Kay turned the meeting over to Dennis Judd, Mayor Pro-tem, at 9:10 p.m.

K & P Plumbing. Mr. Blunt discussed with the Council the citation that was issued to a driver for K & P Plumbing. The citation was issued because a piece of heavy equipment was being driven down 2000 South and causing extensive damage to the road. The equipment should have been put on a trailer and then moved. Mr. Blunt informed the Council that Ted Martindale, owner of K & P Plumbing has indicated that any damage that was done on the road, due to the vehicle being driven on it, will be repaired by his company.

Speed Limit on 2000 East. Craig discussed with the Council a request made by residents on 2000 East to have the speed limit there reduced to 25 miles per hour. The residents feel that once the road is fixed, people may use it as a speedway causing a hazard to the children that live in that vicinity. The Council suggested that residents on 2000 East sign a petition to have the speed limit changed and have that area declared an urban area.

#### Monthly Statistics Report - Chief Ledkins

Chief Ledkins presented the monthly statistics report for the Naples Police Department. Discussion followed. The Council approved the statistics as presented.

#### Animal Control

Chief Ledkins discussed with the Council the problems the Police Dept. has been having with the Animal Control officer. The Council directed Chief Ledkins to look into the cost and feasibility of having someone in the City respond to Animal Control problems.

#### Approval of Minutes - August 17, 1983

Ralph Dart moved the Council approve the minutes of the August 17, 1983 City Council Meeting as corrected. Lynn McCarrell seconded, the motion passed unanimously.

Naples City Council  
 Minutes August 24, 1983  
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Temporary Adjournment

Ralph Dart moved the Council temporarily adjourn City Council, and reconvene the meeting in 15 minutes. Donna Merrell seconded, the motion passed unanimously. City Council adjourned at 10:05 p.m.

Ralph Dart moved the City Council reconvene at 11:00 p.m. Donna Merrell seconded, the City Council meeting was reconvened.

Other Business

Rolene Smith moved the Council direct Ray Nash to amend the Road Impact Fee Ordinance. Ralph Dart seconded, the motion passed unanimously. The Council will discuss an amendment to the Road Impact Fee ordinance at the next City Council meeting.

Publishing Agenda on Radio. The Council discussed publishing the City Council Agenda on the local radio station.

Length of Meetings. The Council discussed trying to cut down the length of the City Council meetings. It was suggested that the Council attempt to adhere as closely as possible to the time schedule set by the agenda.

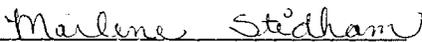
Adjournment

No further business having come before the City Council, Ralph Dart moved the Council adjourn at 11:46 p.m. Lynn McCarrell seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

BY:   
 Lawrence C. Kay, Mayor

ATTEST:

  
 Marlene Stidham  
 City Recorder

**NAPLES CITY COUNCIL**  
**August 31, 1983**

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held August 31, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:35 p.m. Those in attendance were:

**Council Present**

Lawrence C. Kay, Mayor; Rolene Smith, Donna Merrell and Lynn McCarrell. Ralph Dart arrived at 7:38 p.m. and Dennis Judd was absent.

**Staff Present**

Marlene Stidham, City Recorder; John Ledkins, Chief of Police and Bill Moody, Police Officer.

**Others Present**

Charles and Frank Walker and Ross Merrell.

**Prayer**

Donna Merrell.

**Approval of Minutes**

Rolene Smith moved the Council approve the minutes as corrected. Lynn McCarrell seconded, the motion passed unanimously.

**Bids for Paving Park Road**

Mayor Kay presented three (3) bids for paving the park road. The bids were from Burdicks Paving, Staker Paving and Lamb Construction. Discussion followed. Burdick Paving was the low bidder at \$29,161.06 for paving the park road, the school roads, the swimming pool parking lot and the fire station area with road mix (50% asphalt & 50% gravel). Donna Merrell moved the Council accept the low bid of Burdicks Paving for the items above. Ralph Dart seconded, the motion passed.

**2000 East**

Mayor Kay discussed with the Council the condition of 2000 East that has just been paved by Burdicks. Burdicks used a mix of 40% native asphalt and 60% gravel. However, the native asphalt did not have the 12-14% oil it should have so the mix would not hold. Burdicks then went out and got a couple more tons of asphalt and now there is five inches of pavement on 2000 East instead of three inches, but the road still isn't the way it should be. Discussion followed on whether or not the Council would accept the road. Mayor Kay talked with Brownie Tomlinson on the phone about the condition of the road.

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Mr. Tomlinson will look at 2000 East tomorrow, September 1, 1983. Mr. Tomlinson stated on the phone that the District would maintain the road for one year. The Council gave the Mayor leeway to negotiate on their behalf to make sure the road is put into satisfactory condition.

#### Frank & Charles Walker - Side Paving on 1500 East

Frank and Charlie Walker were in attendance to discuss with the Council the side paving on 1500 East in front of the Walker's minor subdivision. The Walker's felt that because of the additional upgrading that they'd done on the street (that was not required to meet the City's specs) that the City would be open to negotiating on the cost of the side paving on 1500 East. Discussion followed. Rolene Smith moved the Council make time under Other Business to consider the impact side paving has on developers and to see if the City needs to participate in side paving with developers. Ralph Dart seconded, the motion passed unanimously.

#### Chief Ledkins - Police Department

Advertising for Patrolman. Chief Ledkins informed the Council of the cost for running an ad in the Tribune, Deseret News, Standard/Examiner and the Daily Herald every day until the cutoff date of September 23. Discussion followed. The Council directed John to run the ad only in the Sunday edition of the papers listed above. In addition, the ad is to run in every issue of the Vernal Express until September 23, for a total of six publications in that newspaper.

Budget. Chief Ledkins presented a budget for 4 men based on the original pay scale including 10 hours overtime per man per pay period. The total budget for 4 men was approximately \$146,000.00 for the remainder of the fiscal year. In addition, Chief Ledkins asked the Council if the Police Department would revert back to the pay scale or if they would stay with the salaries currently being paid. The Council decided that they would set aside half of the City Council meeting on September 14th to discuss the police pay scale and make a decision on what the pay scale would be. All of the officers are to be in attendance. Chief Ledkins is to have statistics from the last four months to show the amount of time put in by each officer.

Weight Limits, The Council discussed putting a weight limit on several of the City's streets to prevent road damage by overweight trucks. There was concern expressed as to how the weight limit would be enforced. Chief Ledkins is to check to see if the City has adopted the state weight limit.

#### Ross Merrell

Ross Merrell was in attendance to discuss with the Council the moratorium on 2000 East. Discussion followed. The moratorium states that the road must be repaired according to engineer specs after the

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cut is made. Mr. Merrell was given a copy of the Ordinance which he will pass on to the Ashley Valley Water & Sewer District so that they are aware of what is required by the City once the cut is made. The District is passing on the cost of repairing the road to the person purchasing the connection.

#### Road Impact Fee ordinance

The Council reviewed the Road Impact Fee Ordinance. Rolene Smith proposed the Council wait until the bond election before amending the ordinance. If the election passes, it will allow for the streets to be resurfaced, in which case a moratorium would be put on all the City Streets. This would required persons cutting the road to repair it according to engineered specs. Thus one of the requirements of the Road Impact Fee (to repair cuts to the road) would no longer apply. It was the consensus of the Council to wait until the bond election was held before amending the Road Impact Fee Ordinance.

#### Newsletter on Bond Election

The Council directed the Recorder to use the news release prepared by the City to send out a newsletter to the residents, to inform them on the bond election. The newsletter is to be a priority. Mayor Kay will call Jim FEnton to find out when the Voter Information pamphlets would be availalbe to hand out.

#### Frank & Charles Walker - Side Paving on 1500 East

The Council discussed paying for the side paving on 1500 East. It was the consensus of the Council that paying for all or part of the side paving on 1500 East would set a dangerous precedent that may require the City to pay for side paving for anyone that laid curb and gutter on their property. It was their decision that Mr. Walker's request be denied on the following basis: 1) There is no money available in the budget to pay for it; 2) The City does not want to set a precedent and 3) Negotiations should have been done before construction was started on the project.

#### Walt Romney - World Entertainment Company

The Recorder called Mr. Romney to see when he would be able to meet with the Council to go over the accounting system for the slide and pool. A meeting was set for Friday, September 2 at 12 noon at the City Office.

#### Adjournment

No further business having come before the Council, Donna Merrell moved the Council adjourn at 10:30 p.m. Rolene Smith seconded, the

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motion passed unanimously. The City Council adjourned its meeting  
at 10:30 p.m.

NAPLES CITY COUNCIL

BY: *Lawrence C. Kay*  
Lawrence C. Kay  
Mayor

ATTEST

*Marlene Stidham*  
Marlene Stidham  
City Recorder

**NAPLES CITY COUNCIL**  
**September 7, 1983**

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held September 7, 1983 at the Naples City Office. Dennis Judd, Mayor Pro-tem called the meeting to order at 7:37 p.m. Those in attendance were:

**Council Present**

Dennis Judd, Mayor Pro-tem; Lynn McCarrell, Ralph Dart and Donna Merrell. Lawrence C. Kay, Mayor, and Rolene Smith were absent.

**Staff Present**

Marlene Stidham, City Recorder; Craig Blunt, Building Official; Ray Nash, City Attorney; Shirley Price, Treasurer; Lynnette Merrell, Secretary; Lon Salmond, Police Officer and Gary McGrath, Assistant Chief, Naples Fire Department.

**Treasurer's Report - Shirley Price**

Treasurer Shirley Price was in attendance to present the following bills for approval for payment by the Council:

Utah Gas Service (Fire)	\$2.10	Utah Gas Service (Bldg.)	\$8.16
Smith GM Power	\$14.50	Turner Lumber	\$756.9
Texaco	\$149.81	Daily Herald	\$27.90
Mtn. Bell (Police)	\$29.06	Basin Auto	\$76.96
Boyd's Auto	\$137.75	Bowden Oil (Police)	\$433.9
Rocky Mtn. Lube	\$21.45	Mansfield Printing	\$43.10
Lawco	\$404.36	McBee Systems	\$145.0
Lance Wilkerson	\$105.00	UT Emulsions	\$110.0
James Agg. Supply	\$198.80	Bowden Oil (Bldg.)	\$629.1
Atkinson Auto	\$141.12	Triangle Auto	\$263.7
Timco	\$438.90	JW Brewer Tire	\$34.65
Basin Auto	\$526.81	Mighty Muffler	\$89.95
W.R. White	\$563.19	Wheeler	\$2874.
Staker Paving	\$1,138.54	Smith GM Power	\$29.00
Turner Lumber	\$256.36	Nash & Nash (Hunting)	\$1197.

Discussion followed. Donna Merrell moved the Council approve the bills with the exception of the bill from Nash & Nash, until that bill is verified by Ray Nash. Lynn McCarrell seconded, the motion passed.

**Ray Nash - City Attorney**

Ray Nash, City Attorney was in attendance to discuss several items with the Council. These were:

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Billing. Mr. Nash explained that the bill presented by Treasurer Shirley Price was for services rendered on the Hunting lawsuit. Discussion followed. The Council approved paying Mr. Nash's bill with the exception of the \$35.00 dollar charge for a conference with Mayor Kay. Mr. Nash will check to see if that conference was related to the Hunting matter.

Order to Show Cause Filed by Hunting. Mr. Nash discussed with the Council the Order to Show Cause filed by Ray Hunting. The trial date is set for September 13, 1983.

Bond Election. The Council discussed the need to set assignments to cover the City, door to door to inform the residents on the Bond Election. Assignments will be set at next week's City Council meeting. The Council asked Mr. Nash to call Jim Fenton to see when the Voter Information Pamphlets would be available.

#### Gary McGrath - Fire Department

Gary McGrath was in attendance to discuss with the Council the bill from Motorola for approximately \$3,300.00. Mr. McGrath was holding up payment on the bill because the Fire Dept., has not been able to get the proper service on their equipment. Since we have not paid that bill, Motorola is holding up shipment of the mobile unit for the fire truck. The Council directed that Gary contact Ray Nash and have him call Motorola to try to resolve the problem. In addition, the Council approved paying the bill if the problem can be resolved with Motorola.

#### Building Official's Report - Craig Blunt

Survey for Speed Reduction on 2000 East. Mr. Blunt presented a petition signed by residents on 2000 East asking for the speed limit on 2000 East to be reduced from 35 miles per hour to 25 miles per hour. Discussion followed. The Council directed that the speed reduction request for 2000 East be put on next week's agenda along with setting the speed limit on the Park Road.

Electrical Inspectors Seminar. Craig Blunt requested approval to attend the Electrical Inspectors Seminar in Salt Lake City next week (Sept. 12 - Sept. 16). This particular seminar only comes up once every three or four years. Discussion followed. Donna Merrell moved the Council approve Craig's request to attend the Electrical Inspectors Seminar next week and to approve the cost as presented by Mr. Blunt. However, Mr. Blunt is to be in attendance at the court hearing on September 13, 1983 on the Ray Hunting matter. Lynn McCarrell seconded, the motion passed.

Equipment. Mr. Blunt presented several brochures on equipment for the road department. Discussion followed. The Council will review the material next spring, when it is time to work on the roads.

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Contracts for Grant. Mr. Blunt presented the contract for the grant money form CDBG. Discussion followed. Ralph Dart moved the Council direct Mayor Kay to execute the contract on behalf of the City and the Recorder to sign and seal the document. Donna Merrell seconded, the motion passed unanimously.

Bids on Park Road.

Craig Blunt discussed the bids on the Park Road presented at the last City Council meeting by Mayor Kay. The Council was concerned that there seemed to be some miscalculation involved, and the contract was not awarded to the low bidder. However, as it seemed Burdick's paving had already been awarded the contract, the Council directed that a written contract be presented before Burdick's actually started work on the road.

Voter Registration Sheets. Criag Blunt discussed with the Council the Voter Registration rolls obtained by from the County Clerk's Office. Mr. Blunt indicated that the problem was that the Clerk's Office was not able to determine if the voter was actually in Naples City as they do not have an address to verify it. Mr. Blunt will check the voter registration sheet against the City's current mailing list.

Approval of Minutes - August 31, 1983

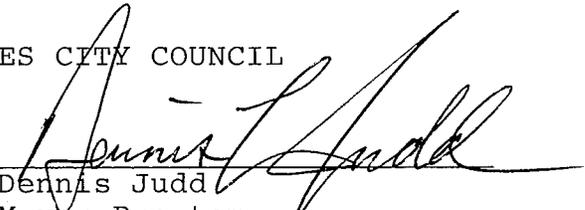
Donna Merrell moved the Council approve the minutes of the August 31, 1983 City Council meeting as presented. Lynn McCarrell seconded, the motion passed.

Adjournment

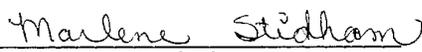
No further business having come before the Council, Donna Merrell moved the Council adjourn at 9:42 p.m. Lynn McCarrell seconded the the Council adjourned.

NAPLES CITY COUNCIL

BY:

  
 Dennis Judd  
 Mayor Pro-tem

ATTEST

  
 Marlene Stidham  
 City Recorder

~~K.B.~~



**NAPLES CITY COUNCIL**  
**September 14, 1983**

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held September 14, 1983 at the Naples City Office. Dennis Judd, Mayor Pro-tem called the meeting to order at 7:40 p.m. Those in attendance were:

**Council Present**

Dennis Judd, Mayor Pro-tem; Rolene Smith, Donna Merrell and Ralph Dart. Lawrence C. Kay, Mayor arrived at 7:40 p.m. Lynn McCarrell was absent.

**Staff Present**

Lynnette Merrell, Secretary; John Ledkins, Chief of Police; Lonn Salmond, Officer; Bill Moody, Officer and Shirley Price, Treasurer.

**Others Present**

Steve Christensen, Vernal Express; Niles Mott and Norman Haslem.

**Treasurer's Report - Shirley Price**

Shirley Price presented the following bills for approval for payment by the Council:

Auditor	\$26.00	Brownie's Excavation	\$149.00
Olympus Oil	\$6.00	Western Petro	\$21.00
Freestone Studio	\$400.00	Arnold Machinery	\$110.24
Vernal City	\$2.00	Inkleys	\$17.89
Thomas Enter.	\$300.00	Ashley Valley W & S (Fire)	\$8.00
Ashley Valley W & S	\$8.00	Thomas Enterprises	\$294.25
Lawco	\$567.66	Ashley Valley Clinic	\$40.00

Discussion followed. Rolene Smith moved the Council approve the above listed bills. Ralph Dart seconded, the motion passed unanimously.

Dennis Judd, Mayor Pro-tem turned the meeting over to Mayor Kay at 7:51 p.m.

**Niles Mott**

Niles Mott was in attendance to discuss with the Council his feelings about the City purchasing a fourth police vehicle. It was his opinion that a city the size of Naples did not have a need for 3 vehicles let alone four police cars. Discussion followed. The Council explained to Mr. Mott why an additional car was purchased.

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The Council will take Mr. Mott's concerns under advisement. In addition, the Council thanked Mr. Mott for expressing an interest in the City and for taking the time to voice his concerns to the Council.

### Police Department Pay Scale

Chief Ledkins presented the Council with two proposals for paying the Police Dept. The first proposal was to return the police to the pay scale originally agreed upon when the department was formed in January of 1983. This pay scale allows for overtime at time and a half. The second proposal was to remain on the salary pay scale currently in effect. This pay scale does not allow for any overtime, but compensates the officers by paying a higher wage. Discussion followed. Ralph Dart moved the Council approve removing the police department from the salary pay scale they are on and to pay them according to the pay scale originally approved when the department was formed. This is to go into effect when the fourth officer is hired. This pay scale allows for overtime at time and a half. In addition, the police were cautioned to stay within their allotted budget and to keep a strict control on overtime. Reports are to be made to the Council on a monthly basis to keep the Council informed of the overtime incurred. Donna Merrell seconded. Ralph Dart and Donna Merrell voted aye. Dennis Judd voted nay. Rolene Smith abstained. The motion passed.

### Speed Reduction on 2000 East

The Council discussed lowering the speed limit on 2000 East from 35 miles per hour to 25 miles per hour. Donna Merrell moved the Council approve lowering the speed limit on 2000 East to 25 miles per hour based on a request, by petition, from the residents on 2000 East. Ralph Dart seconded, the motion passed unanimously.

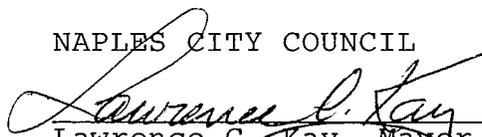
### Speed Limit on Park Road (1900 South)

The Council discussed setting the speed limit on the Park Road, 1900 South. Donna Merrell moved the Council set the speed limit on the Park Road at 20 miles per hour because of the school zone. Ralph Dart seconded, the motion passed.

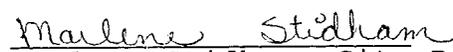
### Adjournment

No further business having come before the Council, Rolene Smith moved the Council adjourn at 11:35 p.m. Donna Merrell seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

  
 Lawrence C. Kay, Mayor

ATTEST

  
 Marlene Stidham, City Recorder

**NAPLES CITY COUNCIL**  
**September 21, 1983**

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held September 21, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:36 p.m. Those in attendance were:

**Council Present**

Lawrence C. Kay, Mayor; Rolene Smith, Ralph Dart and Lynn McCarrell. Donna Merrell arrived at 7:41 p.m. and Dennis Judd at 7:43 p.m.

**Staff Present**

Marlene Stidham, City Recorder; Craig Blunt, Building Official and Ray Nash, City Attorney.

**Others Present**

Bob Dunsmore, Randy Freston, Norman Fletcher, Norman Merrell and Connie Blunt.

**Prayer**

Ralph Dart.

**Ashley Valley Water & Sewer**

Payment for 2000 East. Bob Dunsmore, Randy Freston and Norman Fletcher were in attendance to discuss with the Council payment to Ashley Valley Water & Sewer for the City's share of repaving 2000 East. They asked that the City approve the road and authorize payment to the District in the amount of \$12,000.00 (as previously agreed upon). Discussion followed. The Council expressed concern with regards to having the District guarantee 2000 East for 1 year. Mr. Fletcher indicated he didn't see any problem with the District guaranteeing 2000 East for 1 year but that proposal would have to be out before the Sewer Board. Discussion followed. Rolene Smith moved the Council accept 2000 East and that upon receipt of a written guarantee from the District guaranteeing 2000 East for a period of one year the City will issue a check to the District in the amount of \$12,000.00. Donna Merrell seconded, the motion passed unanimously.

**City Attorney - Ray Nash**

Disconnect. Ray Nash was in attendance to give the Council an update on the disconnect matter. He informed the Council that the matter has been resolved according to the terms discussed by the

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Council. The area involved in the disconnect is the northwest sections of Section 2. The roads to be included in the disconnect are 2500 South, between 5th East and 5th West, the remaining ½ of 5th West and Vernal Avenue from 2500 South to 3000 South. The petitioners have secured an agreement from the County to maintain the roads included in the disconnect area. The decision on the disconnect was final Wednesday, September 21, 1983 and was filed and recorded Thursday, September 22, 1983.

D.U.I.. Mr. Nash informed the Council that he had filed for a re-hearing on the D.U.I. case.

### Building Official's Report - Craig Blunt

Utah Gas. Mr. Blunt presented a request for a cut from Utah Gas on 2500 South from 5th West to 1000 East, on the northside of the road. They plan on cutting 10 driveways and will bond for that. Discussion followed. Dennis Judd moved the Council approve the cut with the stipulation that the machinery be kept of the black top and that the bond be increased to \$5,000.00. Donna Merrell seconded, the motion passed unanimously.

Business License Applications. Mr. Blunt presented the following business license applications for approval by the Council:

UIntah Guns & Supply

Paul A. Snyder Masonry

Dennis Judd moved the Council approve the business license applications as presented. Ralph Dart seconded, the motion passed unanimously.

Mountain Bell - Cuts. Craig Blunt informed the Council that he was not allowing Mountain Bell to make any more cuts in the easements until they repaired the area that they have already made cuts in.

Slide/Pool. Mr. Blunt informed the Council that there are still problems existing between the contractor and World Entertainment Company. Discussion followed.

### City Brochure

The Recorder presented the bids on the City brochure along with a proposed layout and color scheme. In addition, a bid was presented for the photography work. Discussion followed. The Council decided to accept the low bid of Mansfield Printing to do the printing on the brochure. In addition, Richard Harris's bid on the photography work was accepted. The Council further decided to print 2,500 copies of the brochure. The copy for the brochure will be presented to the Council for approval in two weeks.

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### Letters of Thanks/Appreciation

The Council directed the Recorder to prepare letters of thanks/appreciation to the following people: Duane Hall (Flag Donation); Ada Openshaw (letter to residents on Bond Election); and Dean Harwood (Crane for Slide).

### Judges of Election - Municipal Election

The Council discussed appointments for the judges of election for the upcoming General Election. Rolene Smith moved the Council appoint Shirley Oldaker, Tony Reynolds and Carol Southam as the Judges of election for the general election and that Betty Merrell be appointed as an alternate. In addition the Council approved compensation for the judges in the amount of \$50.00 per day. Dennis Judd seconded, the motion passed unanimously.

### Employee Manual/Policy

The Recorder discussed with the Council the need to complete the Employee Manual. In addition, it should contain a step-by-step grievance procedure and an Equal Opportunity Employment policy. Rolene Smith will work on completing the manual.

### Federal Revenue Sharing

The Recorder presented a handout outlining how federal revenue sharing is allocated. Discussion followed. The Council directed that a letter be written to Jake Garn thanking him for his efforts on our behalf and to ask why the City did not receive any federal revenue sharing for the period from May 13, 1982 through April 1, 1983.

### Other Business

Sewer Board. Rolene Smith presented a request from the Sewer Board to have the City patch 1900 South 2000 East where a culvert had been torn up by the Board. Discussion followed. The Council determined that the City had no obligation to patch that area, but that the City would do the patching for \$300.00.

Wives Driving Police Vehicles. The Council discussed a complaint from a resident about one of the policeman's wives driving a police vehicle. The Council directed that a memo be sent to the Police Department stating that City Policy strictly prohibits anyone but a police officer from driving a police vehicle.

Sewerline for Bob Dearman. Rolene Smith informed the Council that the State Impact Board has said they will not consider a request for funds submitted by Naples on Bob's behalf, that the request should be submitted by Ashley Valley Water & Sewer. Discussion followed. The Council will make a decision on how to help Mr. Dearman after the bond election is decided.

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Request to National Guard to Help with Park. The Council directed that a letter be written to the local branch of the Utah National Guard requesting their help/equipment/expertise in leveling/staking/landscaping the park.

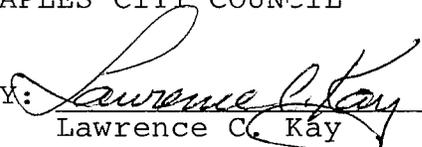
Street Light. The Council directed that UP & L be contacted to have the street light at 500 West and 2500 South removed.

Adjournment

No further business having come before the Council, Rolene Smith moved the Council adjourn at 10:20 p.m. Donna Merrell seconded, the motion passed.

NAPLES CITY COUNCIL

BY:

  
Lawrence C. Kay  
Mayor

ATTEST

Marlene Stidham  
Marlene Stidham  
City Recorder

NAPLES CITY COUNCIL  
September 28, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held September 28, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:30 p.m. Those in attendance were:

Council Present

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

Others Present

Marlene Stidham, City Recorder; Ray Nash, City Attorney; John Ledkins, Chief of Police; Lon Salmond, Officer and Bill Moody, Officer.

Others Present

Steve Christensen, Vernal Express; Carol Ferguson, KVEL Radio Station; Keith Stoney and associate Paul, West Valley City Attornies; Earl Reigh, Ben Bridges, Lemar Steveson, Norman Merrell, Vaughn Stewart, Carol Southam, Toni Reynolds and Shirley Oldaker.

Ben Bridges & Earl Reigh

Ben Bridges and Earl Reigh were in attendance to express concern on how the City would maintain the salary for an additional officer once the funds from DG & T ran out. In addition, they questioned the Council on the necessity of furnishing each police officer with a police vehicle. The Council informed them that they hoped mitigation funds from White River Shale would enable the City to maintain a fourth police officer, but stressed if funds were not available, the fourth officer would be laid off. The Council further explained to Mr. Bridges and Mr. Reigh that statistics provided by the Police Department demonstrated a need for each officer to have his own vehicle in order to maintain a prompt response time to calls.

Hiring Local People on Energy Projects. Mr. Bridges and Mr. Reigh expressed concern that local people were not being hired on the energy development projects in this area. Discussion followed.

Slow Sign at 1500 South 1800 East. Mr. Bridges and Mr. Reigh requested a slow sign at 1500 South and 1800 East. The Council directed Chief Ledkins to look into the situation.

Mr. Bridges and Mr. Reigh commended the Council for the excellent jog they were doing by cautioned them to "go slow."

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### Keith Stoney and Associate Paul - West Valley City Attorneys

Keith Stoney and associate Paul, West Valley City Attorneys, were in attendance to extend a welcome hand City to City from West Valley City to Naples City. They wanted to make the City aware that should Naples need some help with regards to the problems of being a new City that help would be available through their office. Discussion followed. The West Valley Attorneys were invited to speak with the Council by the Naples Police Department. In addition, the West Valley Attorneys presented Naples City with a copy of their personnel manual which Naples may want to refer to when preparing their own personnel manual.

### Official Canvass of Bond Election Returns

Ray Nash was in attendance to help with the official canvass of votes from the bond election. Total votes cast: 374; Total Votes in Favor of Issuing Bonds: 129; Total Votes Against Issuing Bonds: 245; # of Mutilated Ballots: 0; # of Challenged Votes: 0. Discussion followed. Dennis Judd moved the Council accept the tally of votes listed above as the official results of the Bond Election and determine that the bond election was defeated. Donna Merrell seconded, the motion passed unanimously.

### Approval of Bills

The Recorder presented the bills for approval for payment by the Council. Discussion followed. The Council approved paying all of the bills presented with the exception of the bills for the Streets/ Building Department. Donna Merrell moved the Council approve paying the bills with the above stipulation. Dennis Judd seconded, the motion passed unanimously.

### Approval of Minutes

September 7th, 14th, and 21st, 1983. Donna Merrell moved the Council approve the minutes for September 7, 1983 as corrected and the minutes for September 14 & 21, 1983 as presented. Ralph Dart seconded, the motion passed unanimously.

### Application for Animal Control Officer

The Council reviewed an application submitted for an Animal Control Officer. They determined that additional information was needed from the applicant. In addition, they would like to wait until our current contract with Uintah County expires.

### Hydro-Slide Accounting

The Council discussed requiring Word Entertainment Company to use numbered tickets and a cash register to meter receipts in order to maintain a more accurate accounting system of proceeds from the Water Slide and Pool.

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Norman Merrell

Disconnect. Mr. Merrell discussed with the Council his feelings regarding the second disconnect petition circulating in Naples. It was the consensus of the Council that they would have to wait to make a decision on the disconnect until it was actually filed.

Lonn Salmond

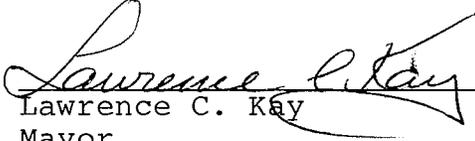
The Council discussed with Officer Salmond the joint investigation currently being conducted by Naples Police Department and the Vernal Police Department.

Adjournment

No further business having come before the Council, Rolene Smith moved the Council adjourn at 10:33 p.m. Donna Merrell seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

BY:

  
Lawrence C. Kay  
Mayor

ATTEST:

Marlene Stidham  
Marlene Stidham  
City Recorder

0 1 2 3 4 5 6 7 8 9

~~K. B.~~



NAPLES CITY COUNCIL  
October 5, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held October 5, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:37 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Rolene Smith, Donna Merrell, Lynn McCarrell and Dennis Judd. Ralph Dart arrived at 7:50 p.m.

Staff Present

Marlene Stidham, City Recorder; Craig Blunt, Building Official; Shirley Price, Treasurer; John Ledkins, Chief of Police; Lon Salmond, Officer; Bill Moody, Officer and Gary Kendall, Officer.

Others Present

Steve Christensen and Tracey Menke of the Vernal Express.

Prayer

Shirley Price.

Approval of Bills

Shirley Price presented the bills for approval for payment. Discussion followed. Mayor Kay directed that the bill from Art Ylincheta on grading the Naples School Road be hand-delivered to Principal Murphy at the Naples Elementary School. In addition, he directed that a copy of the bill from Mr. Ylincheta for leveling done at the water slide be sent to Walt Romney so that he could remit payment for his share of the bill in the amount of \$840.00. Donna Merrell moved the Council approve payment of the bills presented with the above exceptions. Rolene Smith seconded, the motion passed unanimously.

Sales Tax

The Council discussed the check received by the City for Sales Tax. It was the consensus of the Council that a letter should be written to Governor Matheson to make him aware of the problems with Mr. Hopes office providing Naples with computerized statements of where the sales tax is coming from and the amount that we should be receiving.

Bids on Leveling Ball Parks

Mayor Kay presented the two bids received Monday, October 3, 1983 on leveling work at the Naples Park. Lyle McKeachnie submitted a

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bid of \$5,808.00 Art Ylincheta submitted a bid of \$4,334.30. Discussion followed. Dennis Judd moved the Council accept the low bid of Art Ylicheta to do the leveling work on the ball park at the Naples Park for \$4,334.30. Ralph Dart seconded, the motion passed unanimously.

#### Road Impact Fee Ordinance

The Council discussed amending the Road Impact Fee Ordinance. They discussed dividing the fee into a road cut fee and a use fee. Dennis Judd proposed an amendment to the Road Impact Fee Ordinance which the recorder will prepare as a rough draft for the Council's consideration at the next City Council meeting. Dennis Judd moved the rough draft be prepared for next week's Council meeting. Ralph Dart seconded, the motion passed.

#### Moratorium Ordinance

The Council discussed amending the Moratorium Ordinance. Dennis Judd moved that the Recorder get a copy of Vernal City's Moratorium Ordinance and consider it in comparison with Naples Road Moratorium Ordinance at the Council's meeting next week. Rolene Smith seconded, the motion passed.

#### Letter to Mountain Bell

The Council directed that a letter be sent to Mountain Bell informing them that they had 10 days to repair the cut made on 2500 South near 7-11. If the repair is not made in the time allotted, the City will make the repair at cost to Mountain Bell and will take said payment out of the performance bond posted by Mountain Bell.

#### Approval of Minutes - September 28, 1983

Donna Merrell moved the Council approve the minutes of the September 28, 1983 City Council meeting as corrected. Ralph Dart seconded, the motion passed unanimously.

#### Executive Session

Dennis Judd moved the Council enter into executive session at 8:55 p.m. Rolene Smith seconded, the motion passed. Rolene Smith moved the Council temporarily adjourn the executive session to handle Building Department business in regular session. Lynn McCarrell seconded, the motion passed.

#### Building Department - Craig Blunt

Craig Blunt presented a request from Utah Gas to jump to the south side of the road at 800 East on 2500 South. Utah Gas jumped to the southside because they were getting too close to the property lines and there wasn't any room to maneuver around Mountain Bell's

Naples City Council  
 Minutes October 7, 1983  
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lines and their own lines. Donna Merrell moved the Council approve the request from Utah Gas to jump to the southside of the road from 800 East to 1500 East on 2500 South.

Craig Blunt presented a request for a road cut permit from Utah Gas to cut from 1000 East to 1500 East on the south side of 2500 South. Discussion followed. Dennis Judd moved the Council approve the road cut permit for Utah Gas at the above location. Donna Merrell seconded, the motion passed.

Craig Blunt presented a request from Bob Turner to put a convenience store in his mobile park on 5th West. Discussion followed. The Council directed Mr. Blunt to check to see if a convenience store would meet all of the zoning requirements set by the City. He is to get back to the Council with his findings.

Dennis Judd called a meeting of the Board of Adjustment for Wednesday, October 12, 1983 at 7:00 p.m. at the Naples City Office to hear a request for a variance on the setback requirement.

#### Executive Session

Rolene Smith moved the Council return to Executive Session. Dennis Judd seconded, the Council entered executive session at 11:35 p.m. The executive session was adjourned at 2:30 a.m.

#### Utah Open House

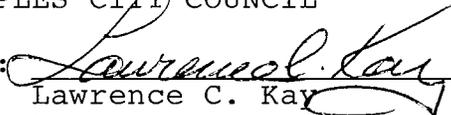
Rolene Smith moved the City participate in the Utah Open House to be held at the Salt Palace November 10-13 and that the Council approve the expenditure to have Craig Blunt and Marlene Stidham attend to represent the City. Ralph Dart seconded, the motion passed.

#### Adjournment

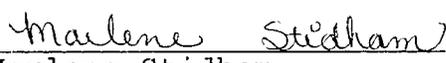
No further business having come before the City Council, Rolene Smith moved the Council adjourn at 3:01 a.m. Donna Merrell seconded, the motion passed.

NAPLES CITY COUNCIL

BY:

  
 Lawrence C. Kay  
 Mayor

ATTEST

  
 Marlene Stidham  
 City Recorder

~~K.B.~~



NAPLES CITY COUNCIL  
October 12, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held October 12, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:55 p.m. Those in attendance were:

Council Present

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

Staff Present

Marlene Stidham, City Recorder; John Lekins, Chief of Police; Lon Salmond, Police Officer and Bill Moody, Police Officer.

Others Present

Tracey Menke, Vernal Express; Wayne Pack and Marvin Merrell

Wayne Pack - Business License

Wayne Pack was in attendance to discuss with the Council the steps that needed to be taken in order for him to get a business license for his trailer dealership. Mr. Pack informed the Council that Craig Blunt, Building Official, said Mr. Pack would not be able to procure a business license because his dealership would not be in compliance with the zoning regulations for an RA-1 zone. Discussion followed. The Council recommended to Mr. Pack that he present his proposal to the Planning and Zoning Commission and apply for a conditional use permit. The Council directed that arrangements be made to schedule Mr. Pack for the Planning and Zoning meeting to be held tomorrow (October 13, 1983) night.

Marvin Merrell

Marvin Merrell was in attendance to protest having to pay the Road Impact Fee of \$325.00. Mr. Merrell felt that because he did not cut the road and would not substantially impact the road, that the fee was not justified. Discussion followed. The Council informed Mr. Merrell that they had a proposed amendment to the current road impact fee ordinance that the Council would be considering later tonight. Passage of the proposed amendment should resolve Mr. Merrell's problem. The Council informed Mr. Merrell that the City would let him know of their decision regarding refund of the road impact fee he had paid.

Naples City Council  
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### Letter of Appreciation to Ada Openshaw and Dean Harwood

The Recorder presented letters of appreciation to Ada Openshaw and Dean Harwood for the Council's approval and the Mayor's signature. Discussion followed. The Council approved sending the letters and directed that the Mayor sign them.

### Road Impact Fee Ordinance Amendment

*Ordinance  
83-23  
KB*

The Council reviewed the proposed amendment to Ordinance 83-17, Road Impact Fee. Discussion followed. Dennis Judd moved the Council repeal Ordinance 83-17 and enact Ordinance 83-23 with corrections and with paragraph six being amended to read "immediately upon publication or posting, whichever comes firsts." Rolene Smith seconded, the motion passed unanimously.

### Bids on Window Blinds

The Recorder presented the bids submitted for blinds for the offices. Discussion followed. Donna Merrell moved the Council accept the low bid of the Window Box, adjusted to subtract the cost for a blind for the door and tax. Dennis Judd seconded, the motion passed.

### Uintah County Impact Council Mitigation Guidelines

The Council directed that the Impact Guidelines be rescheduled for next week's agenda to afford the Council more time to review them.

### Approval of Minutes - October 5, 1983

Rolene Smith moved the Council approve the minutes of the October 5, 1983 City Council meeting as corrected. Donna Merrell seconded, the motion passed.

### Executive Session

Dennis Judd moved the Council adjourn into Executive Session at 9:30 p.m. Rolene Smith seconded, the motion passed. The executive session was adjourned at 10:35 p.m.

### Copy for City Brochure

The Recorder presented the copy for the City brochure for the Council's approval. Discussion followed. The Council directed that the copy be used in the City brochure with the appropriate corrections.

### Other Business

Voter Information Pamphlet. The Council discussed printing a Voter Information Pamphlet that would include a statement from each of

Naples City Council  
Minutes October 12, 1983  
Page -3-

the candidates running in the November municipal election. The Council directed that the candidates be invited to attend next week's City Council meeting to discuss the pamphlet and to get an idea of how the City conducts business.

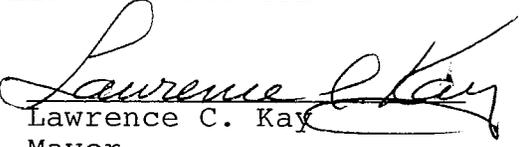
Open House/ Meet the Candidates Night. The Council directed that an Open House and Meet the Candidates night be held November 2, 1983 prior to the City Council meeting.

**Adjournment**

No further business having come before the Council, Donna Merrell moved the Council adjourn at 11:05 p.m. Dennis Judd seconded, the motion passed.

NAPLES CITY COUNCIL

BY:

  
Lawrence C. Kay  
Mayor

ATTEST:

Marlene Stidham  
Marlene Stidham  
City Recorder

ORDINANCE NO. 83-23

AN ORDINANCE CREATING AND ESTABLISHING A SPECIAL FUND FOR THE ACQUISITION, ESTABLISHMENT, AND MAINTENANCE OF STREETS AND ROADS WITHIN THE CITY OF NAPLES AND PROVIDING FOR THE COLLECTION AND PAYMENT OF A FEE FOR SAID FUND.

BE IT RESOLVED by the City Council of Naples, State of Utah,  
that:

WHEREAS, it is necessary and expedient that the streets and roadways within Naples be established and maintained; and,

WHEREAS, the streets and roads within Naples are constantly being molested and dug into at the site of new construction for the establishment of utilities and entrance ways to said new construction; and,

WHEREAS, the existing roads in Naples were not designed or constructed to handle the increased volume of traffic caused by new buildings and developments in the City; and,

WHEREAS, the construction of new structures imposes additional burdens on the City roads during construction and results in increased traffic volume after completion; and,

WHEREAS, it is appropriate and proper that the developers of new construction pay a part of the cost of repair, maintenance, and establishment of the streets and roads within Naples, which necessitate the additional use and the disturbance of existing roadways which result from new structures, all of which have been heretofore borne by the local residents;

NOW, THEREFORE, the City Council of Naples do hereby ordain as follows:

1. There is hereby established a special Street and Road Fund composed of general fund revenues as appropriated by the City of Naples

NAPLES CITY COUNCIL  
October 19, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held October 19, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:35 p.m. Those in attendance were:

Council Present

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

Staff Present

Marlene Stidham, City Recorder; Craig Blunt, Building Official; John Ledkins, Chief of Police; Lon Salmond, Police Officer; Mike Bond, Police Officer; Ray Nash, City Attorney.

Others Present

Tracey Menke, Vernal Express; Carol Ferguson, KVEL Radio; Larris Hunting, Glen Fleener, Judy Bond and Larry Steele.

Prayer

Dennis Judd.

Introduction of New Police Officer

Chief Ledkins introduced Mike Bond to the Council. Mr. Bond is the new officer hired by the police department. Discussion followed. The Council expressed their confidence in Mr. Bond and welcomed him into the City's ranks.

Monthly Statistics Report

Chief Ledkins presented the statistics report for the month of September, 1983. (See attached.) Discussion followed. The statistics for September showed a 50% decrease from last month's statistics.

Office Rental Contract - Everett Coon

Ray Nash reviewed the contract between the City and Everett Coon for the rental of 1834 South 1500 East. Mr. Nash determined that the City had upheld the terms of the agreement. Discussion followed. It was the consensus of the Council that although the City had met the terms of the lease, the City would, nevertheless, maintain the property through December 1, 1983 and would remit payment to Mr. Coon for the month of November 1983. Donna Merrell moved the Council remit payment for the month of November, maintain the property

Naples City Council  
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through December 1, 1983 and remove any equipment at the site as soon as possible. Lynn McCarrell seconded, the motion passed unanimously.

#### Revenue Bond - Ray Nash

Ray Nash was in attendance to discuss with the Council the Revenue Bonds for the Naples Park. Mr. Nash informed the Council that the bonds had been changed to registered bonds rather than bearer bonds. This was done to be in compliance with new IRS regulations that went into effect July 1, 1983. Mr. Nash presented a resolution reflecting the change. The bond will be repayable over a 5 year period and is to be repaid from revenues from park facilities. Discussion followed. Dennis Judd moved the Council adopt the resolution amending the revenue bond, making it a fully registered bond rather than a bearer bond. Rolene Smith seconded, the motion passed.

#### Newsletter

The Council discussed subjects for the next newsletter. Topics to be included are: Moving City offices to new location; Introduction to new police officer and unedited statements from all of the candidates running in the municipal election. Dennis Judd moved that the newsletter be prepared and that each candidate be notified and asked to prepare a statement of up to approximately 200 words. Said statements can be reviewed by the candidate Wednesday, October 26, 1983. Deadline for submitting the statement is Monday, October 24, 1983 at 5:00 p.m. Donna Merrell seconded, the motion passed.

#### Approval of Minutes - October 12, 1983

Donna Merrell moved the Council approve the minutes of the October 12, 1983 City Council meeting as corrected. Rolene Smith seconded, the motion passed.

#### Uintah County Impact Council Mitigation Guidelines

The Council reviewed the mitigation guidelines set forth by the Community Impact Council. Concern was expressed over several topics covered under the guidelines. These included: 911 emergency number; road repair priorities and funding requested for aid in government administration. Discussion followed. The Council directed that Mayor Kay prepare a statement addressed to the Impact Council outlining the areas of the guidelines which are a matter of concern to the Naples Council. The statement is to be presented for the Council's approval at the next City Council meeting.

#### Building Official's Report - Craig Blunt

Ray Hunting Final Plat Approval. Craig Blunt presented the plat for Ray Hunting's trailer court. Larry Steele was in attendance to

Naples City Council  
 Minutes October 19, 1983  
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represent Mr. Hunting. Discussion followed. Rolene Smith moved the Council approve the plat subject to the replotting of the access road to the trailer court and striking the word "existing" from all descriptions of fences surrounding the trailer court; and futher, that upon payment of the required fees, that a building permit be issued. Lynn McCarrell seconded, the motion passed. The Council further recommended that fences be 39 inches high with two barbed wires across the top.

List of People to be Refunded Road Impact Fees. Mr. Blunt will prepare the list of people to be refunded road impact fees for approval by the Council at next week's City Council meeting.

Storage Shed. Craig Blunt discussed with the Council the need for a storage shed of some type to put tools into to keep from cluttering up the fire station. The Council approved construction of a cinder block building - labor on the building will be donated by various residents of Naples.

#### Other Business

The Recorder presented a request from the staff to be paid on Friday, October 21, 1983 instead of Monday, October 24, 1983 because of the beginning of deer season. Discussion followed. The Council approved paying the staff on Friday, October 21, 1983.

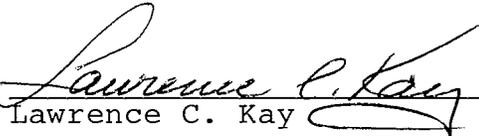
The Mayor met with the police department in their offices. After the meeting he presented a request for the Council to meet on Thursday October 20, 1983 at 5:00 p.m. in Ray Nash's Office to discuss personnel matters.

#### Adjournment

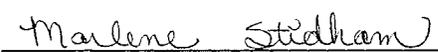
No further business having come before the City Council, Rolene Smith moved the Council adjourn at 11:15 p.m. Donna Merrell seconded, the motion passed.

NAPLES CITY COUNCIL

BY:

  
 Lawrence C. Kay  
 Mayor

ATTEST

  
 Marlene Stidham  
 City Recorder

*H. B.*



**NAPLES CITY COUNCIL**  
**October 26, 1983**

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held October 26, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:15 p.m. Those in attendance were:

**Council Present**

Lawrence C. Kay, Mayor; Lynn McCarrell, Rolene Smith, Ralph Dart and Donna Merrell. Dennis Judd arrived at 8:15 p.m.

**Staff Present**

Craig Blunt; Building Official and Marlene Stidham, City Recorder.

**Others Present**

Robert Workman.

**Building Official's Report - Craig Blunt**

Refunds of Road Impact Fees. Craig Blunt presented the following list of individuals that were assessed a road impact fee under Ordinance 83-17 and are entitled to a refund under Ordinance 83-23:

<u>Permit #</u>	<u>Name</u>	<u>Refund Amount</u>
019N	Walker Associates	\$175.00
012N	Marvin Merrell	\$325.00
013N	Jeff Merrell	\$160.00

Discussion followed. Rolene Smith moved the Council approve the above listed refunds of road impact fees. Ralph Dart seconded, the motion passed.

Cinder Block Storage Building. Craig Blunt presented a cost estimate for construction of a cinder block building to be used for storage purposes. Discussion followed. The Council directed that construction of the building be held up until spring of 1984.

Road Repair near 7-11. Craig Blunt discussed with the Council the repair work that needs to be done on 2500 South, near 7-11, by Mountain Bell. Mr. Blunt informed the Council that Mountain Bell's representatives from Salt Lake City wanted to meet with him on Monday, October 31, 1983 to inspect the site of damage. The Council agreed to the meeting and directed that Craig prepare a written letter granting Mountain Bell a 5 day extension.

Naples City Council  
Minutes October 26, 1983  
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Guardrail - 2000 East. Craig Blunt presented an estimate for putting guardrails along 2000 East where the road had been build up. Discussion followed. The Council directed that Mr. Blunt prepare an estimate to cover the cost of putting up guardrails on 2000 East 1900 South, 1800 South 2000 East, 1500 South 2450 East and 2500 East 3000 South.

Electrical Ordinance. Craig Blunt informed the Council that Bob Thompson of UP & L recommended the City adopt an electrical ordinance which would prohibit UP & L from connecting power to a home/building until clearance had been granted by the governing authority in that jurisdiction. UP & L currently operates under a verbal agreement with the entities in Ashley Valley. The Council directed that Craig Blunt gather more information and a sample ordinance for the Council to review.

Tree Ordinance. Craig Blunt informed the Council that money was available through the Utah Division of State Lands & Forestry for development of an ordinance regulating the planting of trees on/near roadways. Discussion followed. The Council directed that a sample ordinance be secured for their review.

Letter to Impact Board. Craig Blunt discussed with the Council a proposed letter to the State Impact Board making application for grant funds on the basis that the bond election had been defeated. Discussion followed. The Council directed that the Recorder rework the cover letter for the grant application and present it for Mayor Kay's approval and signature tomorrow, October 27, 1983.

City Slogan. Craig Blunt presented several proposed slogans for the City. Discussion followed. Donna Merrell moved the Council adopt as the City's Slogan "City of Naples...Making You Aware That We Care." Ralph Dart seconded. Rolene Smith abstained. The motion passed.

#### Recommendation on Impact Mitigation Guidelines

Mayor Kay presented for the Council's review and approval a recommendation from the City on the Uintah County Impact Council Mitigation Guidelines. Discussion followed. Several changes were made in the recommendation. (See attached - final draft.) Dennis Judd moved the Council approve the corrected recommendation and that the Council direct Mayor Kay sign the recommendation on behalf of the City and further that as soon as the corrections were made, a copy be hand-delivered to Bob Nicholson.

#### Newsletter

The Council reviewed the newsletter presented by the Recorder. Discussion followed. Donna Merrell moved the Council approve sending the newsletter with corrections. Dennis Judd seconded, the motion passed.

Naples City Council  
Minutes October 26, 1983  
Page -3-

### Approval of Bills

The Recorder presented the bills (as prepared for approval by the Treasurer) for approval for payment by the City Council. Discussion followed.

Dennis Judd moved the Council approve payment of the bills with the following exceptions:

Itemized explanation of the charges from Inkley's by the Police Department. Verification of the tonage on the bill from Art Ylincheta. Hold Payment to Motorola on the radio for Fire Department until grant money is received.

Ralph Dart seconded, the motion passed.

### Publication of Ballot

The Recorder discussed with the Council publication of the ballot for the November municipal election. As publication of the sample ballot is optional as per 20-5-25, U.C.A., the Council directed that the ballot and all other information required thereof be posted as outlined in the Election Code.

### Naming of 1900 South

The Council directed that a naming of 1900 South (Park Road) be scheduled on the City Council's agenda in two weeks (November 8, 1983.)

### Policies and Procedures Manual

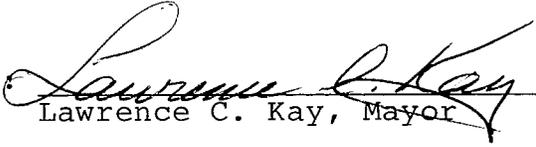
Rolene Smith handed out copies of the proposed policies and procedures manual for the City to the Council members. She requested that the Council review the manual and that it be scheduled on the City Council agenda in two weeks (November 8, 1983).

### Adjournment

No further business having come before the Council, Dennis Judd moved the Council adjourn at 9:50 p.m. Rolene Smith seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

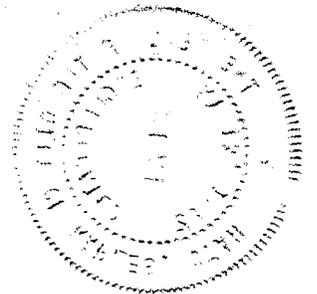
BY:

  
Lawrence C. Kay, Mayor

ATTEST

  
Marlene Stidham  
City Recorder

K.B.



**NAPLES CITY COUNCIL  
November 2, 1983**

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held November 2, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:50 p.m. Those in attendance were:

**Council Present**

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

**Staff Present**

Marlene Stidham, City Recorder.

**Others Present**

Glen Fleener, Robert Workman, Larris Hunting, Lee Murdoch, Norman Merrell, Tracey Menke and Jack Chivers.

**Approval of Minutes - October 26, 1983**

Rolene Smith moved the Council approve the minutes of the October 26, 1983 City Council meeting as corrected. Donna Merrell seconded, the motion passed unanimously.

**Request for Rate Increase - Jack Chivers, G & H Garbage Service**

Jack Chivers of G & H Garbage Service was in attendance to ask the City Council to approve a 5% rate increase on garbage service. Mr. Chivers indicated the increase was necessary to help defray the cost of dumping at the Vernal City/Uintah County Landfill. Discussion followed. The 5% increase would raise the rates as follows:

2 yard container from \$2.44 per pick up to \$2.56

3 yard container from \$3.02 per pick up to \$3.17

1 yard container will be increased to \$1.98 per pick up

Ralph Dart moved the Council approve Mr. Chivers 5% rate increase request. Donna Merrell seconded, the motion passed unanimously.

**Business License Applications**

The Recorder presented the following business license applications for approval of the Council:

Transi Trailer Sales, Inc.  
The Forge

Cobra Casing Service  
Chase Drilling

Naples City Council  
 Minutes November 2, 1983  
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Discussion followed. Rolene Smith moved the Council approve the business license applications as presented. Dennis Judd seconded, the motion passed unanimously.

### City Slogan

The Council reviewed the City slogan adopted at the October 26, 1983 City Council meeting. Discussion followed. Several other slogans were suggested. These were:

City of Naples...Your Kind of Place

City of Naples, Where Energy Abounds

City of Naples  
 Eastern Utah's Gateway to Energy

City of Naples  
 Energy Capitol of the World

The Council took a straw poll of the people in attendance at the meeting. Taking the results of that poll into account, the Council tentatively adopted the slogan "City of Naples, Your Kind of Place" as the official City slogan.

### Adjournment

No further business having come before the City Council, Rolene Smith moved the Council adjourn at 9:26 p.m. Ralph Dart seconded, the motion passed.

NAPLES CITY COUNCIL

BY: Lawrence C. Kay  
 Lawrence C. Kay  
 Mayor

ATTEST

Marlene Stidham  
 Marlene Stidham  
 City Recorder

NAPLES CITY COUNCIL  
November 9, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held November 9, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:30 p.m. Those in attendance were:

Council Present

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

Staff Present

Marlene Stidham, City Recorder; Shirley Price, Treasurer; John Ledkins, Chief of Police; Lon Salmond, Police Officer and Ray Nash, City Attorney.

Others Present

Joanne Stringham, Vickie Anderson, Larris Hunting, Glen Fleener, Carol Ferguson, Chief Downard, Sheriff Stewart, Tranci Menke and Lee Murdoch.

Prayer

Donna Merrell.

Justice of the Peace

Joanne Stringham was in attendance representing Vickie Andersen regarding the City's appointment of Brent Feltch as Naples' Justice of the Peace. Ms. Stringham expressed concern on behalf of her client that Judge Feltch was not a resident of Naples. She referenced to several sections of the Code which seem to indicate that residency in the City was a requirement to hold the Justice of the Peace position. Ms. Stringham requested that she and her client be scheduled on the agenda next week to discuss the situation at length with the Council. Ms. Stringham also asked that the Council consider appointing Ms. Andersen to the Justice of the Peace position. Ms. Stringham and Ms. Andersen were scheduled for 8:00 p.m. on next week's City Council agenda.

Police Department Monthly Statistics

Chief Ledkins was in attendance to present the statistics for October. Discussion followed. The Council approved the statistics as presented. (Statistics attached.)

Naples City Council  
Minutes November 9, 1983  
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Letter from AVW & S RE: Ray Hunting Trailer Court

The Council reviewed a letter from Ashley Valley Water and Sewer Improvement District regarding Ray Hunting's Trailer Court. In the letter, Ashley Valley Water & Sewer disclaimed responsibility for the state of the sewer/water line system that Mr. Hunting's trailer court is operating on. Discussion followed.

Approval of Bills

Treasurer Shirley Price was in attendance to present bills for approval for payment by the City Council. Discussion followed. Donna Merrell moved the Council approve the bills presented with the following exceptions: Bills from Northeastern Office Supply and Basin Sports (as incurred by the Police Department) and the bill from Service Insurance. Ralph Dart seconded, the motion passed unanimously.

Welcome to New Council Members

Mayor Kay, on behalf of the present City Council, welcomed the newly elected Councilmen.

Naming 1900 South (Park Road)

The Council discussed several suggestions for names for the Park Road. These suggestions were: Park Avenue, Naples Parkway and 1900 South. Discussion followed. Dennis Judd moved the Council name 1900 South Naples Parkway. Donna Merrell seconded, the motion passed unanimously.

Minutes - November 2, 1983

Dennis Judd moved the Council approve the minutes of the November 2, 1983 City Council meeting as presented. Ralph Dart seconded, the motion passed unanimously.

Official Canvass of Municipal Election for November 8, 1983

The Mayor and City Council acted as the Official Board of Canvassers for the Municipal Election of November 8, 1983. Results are attached. The Board determined that the results of the election as tallied by the Judges of Election upon the close of the polls was correct. No procedural errors were apparent. The board directed that an election report be filed with the Lieutenant Governor of the State and that certification of the returns be published, as required by law. Dennis Judd moved the Council make the above determination and attach the results as part of the official record as determined by the Canvass of the municipal election for November 8, 1983. Rolene Smith seconded, the motion passed unanimously.

Naples City Council  
Minutes November 9, 1983  
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### State Impact Board Re: Grant Application

Rolene Smith discussed with the City Council the presentation she is to make to the State Impact Board requesting grant money to repair Naples roads. Mrs. Smith also asked that she be reimbursed for expenses incurred by attending the meeting. Discussion followed. Ralph Dart moved the Council reimburse Mrs. Smith for her expenses incurred by attending the meeting of the State Impact Board. Dennis Judd seconded, the motion passed unanimously.

### Drug Enforcement Task Force

Chief Downard, Vernal Police Department and Sheriff Stewart of the Uintah County Sheriff's Department were in attendance to discuss with the Council participation by Naples City in a proposed valley wide Drug Enforcement Task Force. The proposal by Vernal City and the County law enforcement agencies is an attempt to formalize agreements that both departments already use. Both agencies hope that entering into a formal agreement will add some uniformity to the drug enforcement program. Discussion followed. Dennis Judd moved the Council tentatively agree to participate in the proposed Drug Enforcement Task Force, subject to the logistics of the program being worked out to the mutual satisfaction of all participating entities. Rolene Smith seconded, the motion passed unanimously.

### Bills for Northeastern Office Supply & Basin Sports

The Council discussed with Chief Ledkins the bills incurred by the Police Department at Northeastern Office Supply and Basin Sports. The Council cautioned Chief Ledkins to limit the department's expenditures as much as possible and reminded him that any expenditure over \$100.00 is to have prior approval of the City Council. Rolene Smith moved the Council approve payment of the bills from Northeastern Office Supply and Basin Sports. Ralph Dart seconded, the motion passed.

### Letter to Department of Transportation

Rolene Smith discussed with the Council the need to have the State Department of Transportation paint the lines on Highway 40. The Council directed the Recorder to write the letter. The Recorder is to also write a letter to D.O.T. about painting other lines on City streets.

### Cards for Charging Phone Calls

The Council discussed acquiring cards from Mountain Bell that would enable the Council members to charge their phone calls to the City when they were conducting City business but were not at the City Office. Discussion followed. The Council directed the Recorder to contact Mountain Bell to see what needed to be done to get the Charge cards for use by the City.

Naples City Council  
Minutes November 9, 1983  
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Adjournment

No further business having come before the City Council, Rolene Smith moved the Council adjourn at 11:30 p.m. Ralph Dart seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

BY: Lawrence C. Kay  
Lawrence C. Kay  
Mayor

ATTEST:

Marlene Stidham  
Marlene Stidham  
City Recorder

STATEMENT OF CERTIFICATION OF THE  
CITY OF NAPLES MUNICIPAL ELECTION RETURNS  
FOR THE ELECTION HELD NOVEMBER 8, 1983

VOTING DISTRICT # NAPLES # 2

1. Statement of Disposition of Ballots verified accurate:

Yes X No \_\_\_\_\_

2. Tally List verified accurate: Yes X No \_\_\_\_\_

3. Number of persons voting according to the number listed in the Poll Book 273.

(Total Votes cast for any one office should not exceed the total number of persons voting as shown in the poll book or official register book.)

4. Number of registered voters listed in the Official Register Book: \_\_\_\_\_.

5. Number of persons challenged: ONE.

6. Number of Absentee Voters: ONE.

COMMENTS, or explanation of apparent procedural errors:

\_\_\_\_\_  
\_\_\_\_\_  
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Signed by:

Lawrence C. Kay  
Lawrence C. Kay  
Mayor

Dated:

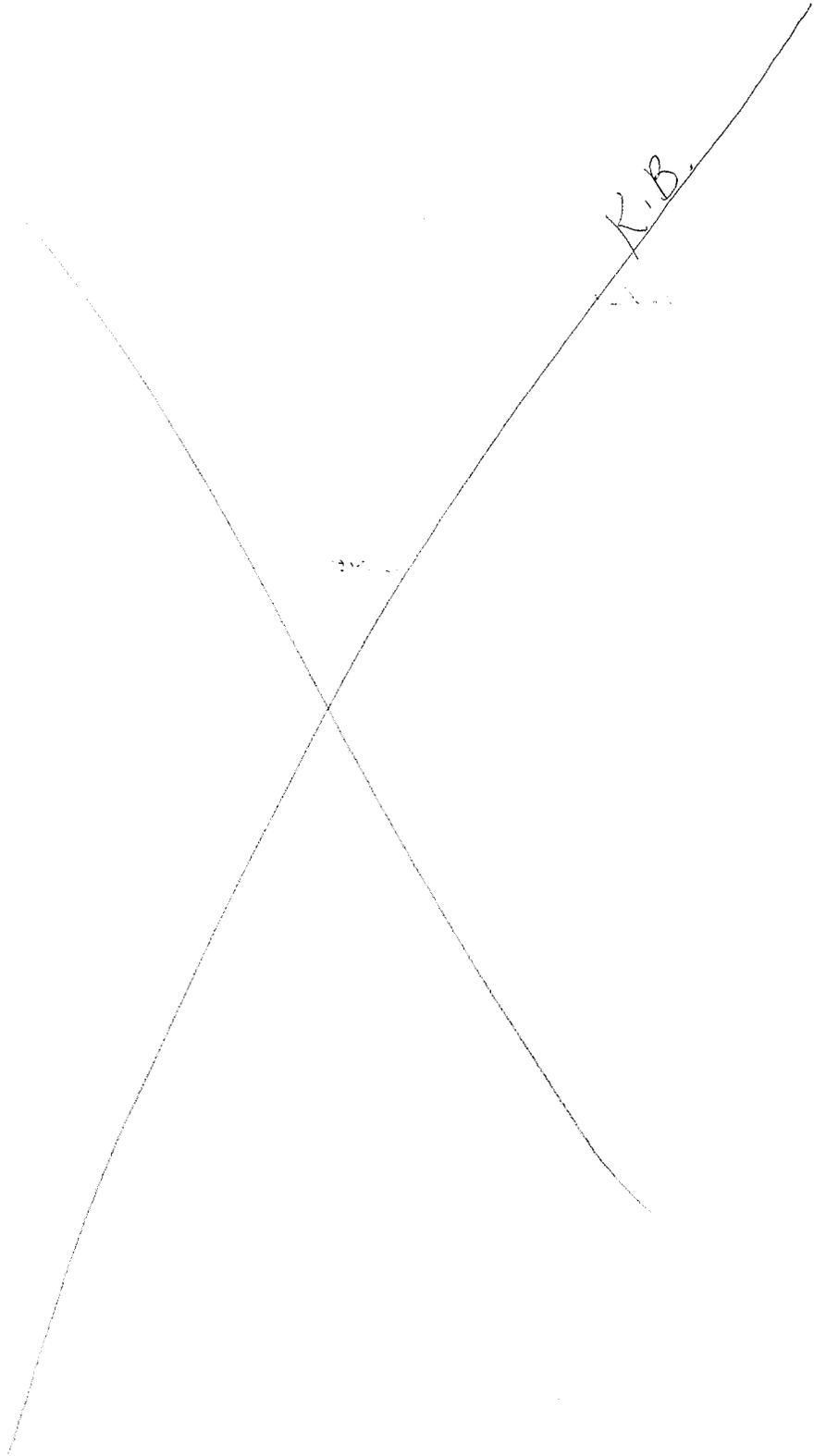
Nov. 9, 1983

Attest:

Marlene Stidham  
Marlene Stidham  
City Recorder

Dated:

Nov. 9, 1983



K.B.

107

10

10

RESULTS OF MUNICIPAL ELECTION  
NOVEMBER 8, 1983

Mayor 2-year term

Lawrence C. Kay

200 votes received

Councilman 4-year term

Glen M. Fleener

182 votes received

Larris Hunting

219 votes received

Dennis L Judd

199 votes received

Rolene Smith

147 votes received

Councilman 2-year term

Lynn McCarrell

161 votes received

Donna Merrell

133 votes received

Lee Murdoch

84 votes received

Robert Workman

130 votes received

Appointed to Office

Lawrence C. Kay, Mayor

Glen Fleener, Councilman 4-year term

Larris Hunting, Councilman 4-year term

Dennis Judd, Councilman 4-year term

Lynn McCarrell, Councilman 2-year term

Donna Merrell, Councilwoman 2-year term

K.B.

NAPLES CITY COUNCIL  
November 16, 1983

MINUTES

This regularly scheduled meeting of the Naples City Council was held November 16, 1983 at the City Office. Mayor Lawrence C. Kay called the meeting to order at 7:30 p.m. Those in attendance were:

Council Present

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

Staff Present

Marlene Stidham, City Recorder and Shirley Price, Treasurer.

Others Present

Vickie Andersen, Joanne Stringham, Ray Nash and Traci Menke.

Prayer

Shirley Price.

Justice of the Peace Position

Joanne Stringham and Vickie Andersen were in attendance to discuss at length with the Council the justice of the Peace position for the City. Mrs. Stringham indicated she had discussed with Ray Nash the applicable sections of the Code, with regards to the residency requirement. She further indicated that they were in disagreement as to the interpretation of that section. However, as Justice Felch's term would expire in 2½ months, they would not at this time pursue the issue. Mrs. Stringham requested that the Council, before a new appointment to the Justice of the Peace position was made, conduct a reasonable search to find someone within the City that was interested and qualified, to fill the position. Discussion followed on what qualifications were necessary to serve as Justice of the Peace. The Council indicated that proper notice would be given when it was time to make an appointment to fill the Justice of the Peace position in February.

Approval of Bills

Treasurer Shirley Price was in attendance to present the bills for approval for payment by the City Council. Discussion followed. Donna Merrell moved the Council approve the bills presented with the following exceptions: Don Holmes bill for asphalt on Vernal Avenue, bill from Staker Paving (check against invoices). Lynn McCarrell seconded, the motion passed unanimously.

Naples City Council  
Minutes November 16, 1983  
Page -2-

### Revenue Bond

Ray Nash was in attendance to discuss with the Council the status of the Revenue Bond. Discussion followed. Mr. Nash indicated that the City would be able to close the Bond the week of November 21, 1983. The documents would be sent to Zions in Vernal for the Mayor and the Recorders signatures.

### Utah Open House

The recorder presented an overview of the Utah Open House for the Council. The Council also reviewed the new City Brochure. Discussion followed.

### Approval of Minutes

Donna Merrell moved the Council approve the minutes of the November 9, 1983 City Council meeting as corrected. Ralph Dart seconded, the motion passed unanimously.

### Policies & Procedures Manual

The Council will review and adopt the policies and procedures manual at the next City Council meeting, when Rolene Smith, who prepared the manual, will be in attendance.

### Review of Meeting with State Energy Impact Board

Mayor Kay discussed with the Council the meeting that Rolene Smith attended with the State Energy Impact Board. Ray Nash is to work with Rolene Smith to state the City's proposal for the new grant application. The Board is scheduled to meet again on December 8, 1983. The Board will not approve the initial grant request of \$337,000.00. They would like the Council to state the maximum amount that the City can repay out of the Road Budget and the balance will be in the form of a grant. Discussion followed.

### Bill & Judy Hunsaker - New Managers of the Cowboy Corral

Bill & Judy Hunsaker, new managers of the Cowboy Corral, were in attendance to discuss with the Council some new policies that they have initiated to help curb the number of people that might leave their establishment and attempt to drive while under the influence. They have made an agreement with Dina Cab that any persons that are too intoxicated to drive will only be charged half fare if they are picked up at the Cowboy Corral. Also, if a group has a designated non-drinking driver, that persons pop or coffee will be free of charge. The Council stated they were pleased that an effort was being made on the part of the new managers. They further informed Mr. & Mrs. Hunsaker, however, that if someone did drive while under the influence, they were subject to being arrested. Discussion followed.

Naples City Council  
Minutes November 16, 1984  
Page -3-

Mr. Hunsaker indicated that there were some go-go dancers at the Cowboy Corral and asked what ordinances the City had enacted that might prohibit that type of performances. The Council informed him that the City ordinance paralleled the State Code, and that if they were in compliance with the code, they should have no problem with the City ordinances. The Council further cautioned Mr. Hunsaker to remain well within the bounds of the code with regard to the dancers.

### Other Business

School Photographer. The Council directed that Craig Blunt check to see if the photographer at the Naples Elementary had purchased a business license to operate within the City limits.

Locks on Office Door. The Council directed that the lock on the office door be changed and a deadbolt be installed on the inside door leading to the fire station bays to prevent unauthorized personnel from having access to City and Court records when office personnel were not present.

Sales Tax. Mayor Kay will call Governor Matheson to discuss with him the problems the City has been having with its Sales Tax.

### Adjournment

No further business having come before the City Council, Ralph Dart moved the Council adjourn at 9:25 p.m. Donna Merrell seconded, the motion passed unanimously.

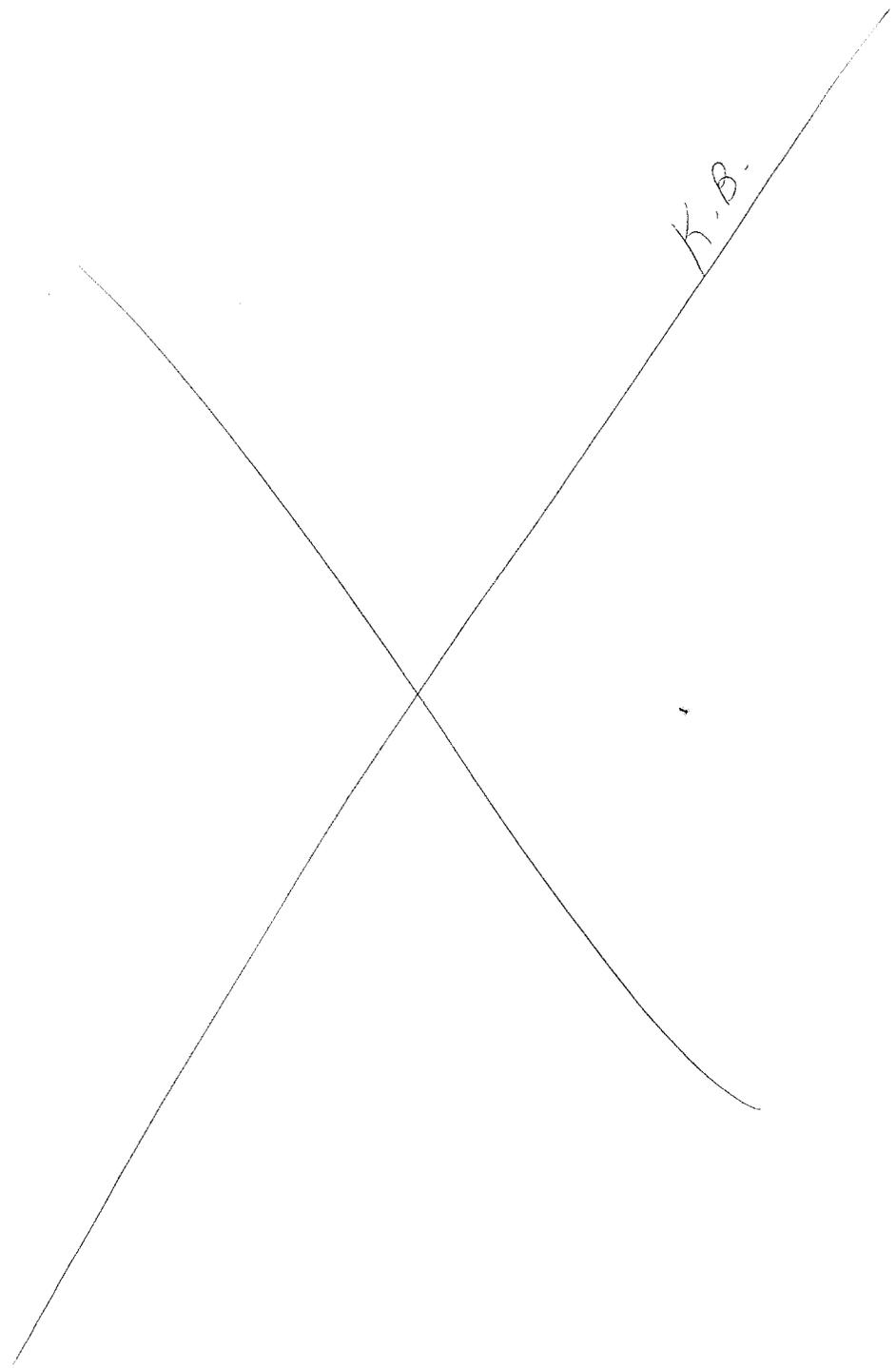
NAPLES CITY COUNCIL

BY

  
Lawrence C. Kay  
Mayor

ATTEST

  
Marlene Stidham  
City Recorder



**NAPLES CITY COUNCIL**  
**November 30, 1983**

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held November 30, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:30 p.m. Those in attendance were:

**Council Present**

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

**Staff Present**

Marlene Stidham, City Recorder; Shirley Price, Treasurer; Craig Blunt, Building Official; and Ray Nash, City Attorney.

**Others Present**

Traci Menke, Vernal Express; Susanne Burton, KVEL; Larris Hunting, and Glenn Fleener.

**Prayer**

Larris Hunting.

**Public Hearing to Re-Open Budget**

Mayor Kay opened the public hearing to re-open the General Fund Budget for the City. The purpose for re-opening the budget was to hear a request for additional funds to be appropriated to the Naples Redevelopment Agency. Rolene Smith, chairman of the Naples Redevelopment Agency presented a request for an additional appropriation of \$5,000.00 to the Redevelopment Agency to be used for expenditures for litigation on the lawsuit initiated by the County. Discussion followed. Mayor Kay called for statements, comments or questions for the public present. No one present having any statements for the record, the Council proceeded to discuss where the funds were to be appropriated from, should the request be granted. Donna Merrell moved the Council approve the request of the Naples Redevelopment Agency for an additional allocation of \$5,000.00 to be used for litigation expenditures. And, that the \$5,000.00 be appropriated from the Fund Balance of Excess Revenue over Expenditures. Dennis Judd seconded, the motion passed unanimously. Upon approval of the appropriation to the Redevelopment Agency, the remaining balance in the Fund Balance of Excess Revenue over Expenditures is \$188071.00. The total budget for the Redevelopment Agency is therefore increased to \$11,000.00.

Naples City Council  
Minutes November 30, 1983  
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### Flags for City Office

There was a suggestion from the public that the U.S. flag and State flag be displayed at the office site. Discussion followed. Rolene Smith moved that the Council direct Dennis Judd to see about procuring flags for the City office. Donna Merrell seconded, the motion passed.

### Approval of Bills - Shirley Price

Treasurer Shirley Price was in attendance to present the bills for approval for payment by the Council. Discussion followed. The Council directed that Chief Ledkins be asked to attend the next City Council meeting to discuss with them the long distance phone calls made by the Police Department. Ralph Dart moved the Council approve the bills as presented. Lynn McCarrell seconded, the motion passed unanimously.

### Building Official's Report - Craig Blunt

Business License Applications. Mr. Blunt presented the following business license applications for approval by the Council:

RiteWay Concrete Company

Gear-Heart Industries

Discussion followed. Dennis Judd moved the Council approve the business license applications as presented. Ralph Dart seconded, the motion passed.

Painting of Lines on Highway 40 & on the City Streets. Craig Blunt informed the Council that he had contacted D.O.T. on painting the lines on East Highway 40. D.O.T. had informed him that they had been involved on a project in southern Utah and time and weather had not enabled them to paint east Highway 4. However, the lines would be repainted in the spring as soon as the weather cleared.

Mr. Blunt also informed the Council that he had spoken with Lester Jester of D.O.T. on what was entailed in having D.O.T. paint the lines on the City streets. Mr. Jester stated that the City would have to let out at least two additional bids on the project. And if D.O.T. was given the contract, payment would be made on a reimbursement basis - payment would include supplies, use of equipment, man hours and housing for the crews and so forth. Mr. Jester had further indicated to Craig that the cost for having a private company paint the City streets would be alot less than having D.O.T. do the work. Discussion followed. The Council directed that Craig let out bids in May and that the work be initiated in July of 1984.

Sanding and Snow Removal on Highway 40. Mr. Blunt indicated there may be a problem with sanding and snow removal an East Highway 40. He stated that during the last two snow storms the snow removal and sanding on east Highway 40 has been inadequate. Discussion followed. The Council directed that Craig work with Bud Price, the job foreman from D.O.T. to ensure that east Highway 40 was sufficiently cleared. The Council further directed that Craig not clear Highway 40 because the City would then become liable.

Naples City Council  
Minutes November 30, 1983  
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Snow removal on City easements in front of businesses on Hwy. 40. Mr. Blunt discussed with the Council removing the snow in the City's easements in front of several businesses on Highway 40. The Council directed Mr. Blunt not to remove the snow in front of any of the businesses because if he removed it for one, he would have to do it for everyone, and that would not be practical.

Ordering Salt. Craig submitted a request to purchase an additional quantity of salt. Discussion followed. Dennis Judd moved that the Council direct Mr. Blunt to order an additional quantity of salt to be used on the roads this winter. Donna Merrell seconded, the motion passed.

Public Dance Ordinance Re: GOGO Dancers at Cowboy Corral. Mr. Blunt reviewed with the Council the ordinance on public dances. Discussion followed. It was the consensus of the Council that the ordinance was outdated and needed to be revised. The Council directed that the ordinance be placed on next week's agenda to be reviewed at length.

Ordinances from League of Cities & Towns. The Council discussed with Ray Nash the status of the book of ordinances that the League of Cities & Towns was to be preparing for the City. The Council directed that the December 14, 1983 City Council meeting be set aside solely for the purpose of reviewing the book of ordinances so that they can be re-typed and adopted.

Culvert Re: Marvin Atwood. Craig discussed with the Council the drainage problems at 2090 South Vernal Avenue. He informed the Council that the problems have arisen because a culvert was not installed when the barrow ditch was filled in. Craig's proposal was to install a cross drain and to have the homeowners share in the cost. Craig expressed concern because the water is currently draining across the road causing a hazard to drivers. Discussion followed. The Council directed that Craig contact Mr. Atwood and have him secure permission from the landowner across the street to run the drainage onto his property.

Mountain Bell Re: Digging Permit. Craig presented a digging permit for Mountain Bell. The Council questioned whether or not Mountain Bell has repaired all their previous work sites. Mr. Blunt indicated that work has not been completed. The Council directed that Mr. Blunt inform Mountain Bell that the City would not issue them any more permits until they had satisfactorily repaired their previous work sites.

#### Fire Department - Purchase Request

Telephone. Gary McGrath submitted a purchase request on behalf of the Fire Department to buy a phone for their use. Discussion followed. The Council directed that Mr. McGrath check into the cost of a single line phone and to check to see if that phone would be compatible with the current system.

Naples City Council  
 Minutes November 30, 1983  
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Camera. Mr. McGrath also presented a request from the Fire Department to purchase a 35 mm camera to be used for training and arson investigations. Discussion followed. The Council directed that Mr. McGrath check with some of the discount stores before buying a camera.

#### City Attorney - Ray Nash

Rehearing on D.U.I. Case. Mr. Nash informed the Council that Judge Davidson had denied a re-hearing on the Timothy Heins D.U.I. case. Discussion followed. the Council directed Mr. Nash to appeal the case to the State Supreme Court.

*Ordinance #83-24 RB*  
Traffic Ordinance. Ray Nash presented Ordinance 83-24, re-adopting the Traffic Code. Discussion followed. Rolene Smith moved the Council adopt 83-24, which is to include the addition of 13 G. as stated by Councilman Judd. Donna Merrell seconded. A roll call vote was then taken with all Councilmen voting aye. Dennis Judd moved the council add an amendment to Ordinance 83-24. Rolene Smith seconded, the motion passed.

State Impact Board Proposal. Ray Nash was in attendance to discuss a proposal from the State Impact Board to loan the City \$250,000.00 at 4½ % interest for 15 years with a grant of \$87,000.00 to be used for road resurfacing. Discussion followed. Ralph Dart moved the Council request a loan of \$250,000.00 at 4½% interest with a 15 year re-payment and with a grant of \$87,000.00 to be used for road resurfacing, the terms of said agreement having been worked out at a meeting of the Impact Board, the Mayor and Ray Nash. Rolene Smith seconded. Donna Merrell abstained, the motion passed.

#### Policies & Procedures Manual

The Council directed that the Policies and Procedures Manual be rescheduled for next week's agenda.

#### Approval of Minutes - November 16, 1983

Dennis Judd moved the Council approve the minutes of the November 16, 1983 City Council meeting as corrected. Donna Merrell seconded, the motion passed unanimously.

#### Census

The Recorder informed the Council that a Census supervisor was coming out from Denver to start the census of the City. Discussion followed. the council directed that funds for the census be taken out of the Recorder's budget.

Naples City Council  
Minutes November 30, 1983  
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Letter to D.O.T.

The Council directed that Craig Blunt write a letter to Skip Anderson, the new district head of Region 6, D.O.T. The purpose of the letter is to invite Mr. Anderson to meet with the City Council to discuss semaphores and a traffic study.

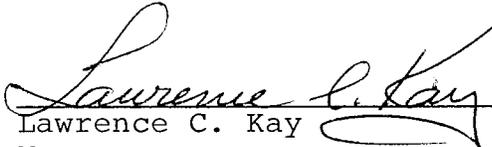
Christmas Bonuses for the Staff

The Council excused members of the staff from the meeting so that the Council could discuss Christmas bonuses.

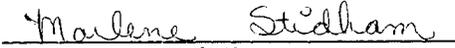
Adjournment

No further business having come before the Council, Donna Merrell moved the Council adjourn at 10:59 P.M. Ralph Dart seconded, the motion passed unanimously.

NAPLES CITY COUNCIL

  
Lawrence C. Kay  
Mayor

ATTEST

  
Marlene Stidham  
City Recorder

## ORDINANCE NO. 83-24

WHEREAS, the orderly flow of traffic in and through the City of Naples is essential for the health, welfare and safety of the residents and visitors of the City; and,

WHEREAS, cities have been given authority under the statutes of the State of Utah to govern the flow of vehicular and other traffic within the corporate boundaries of the various cities; and,

WHEREAS, it is in the best interest of residents and property owners of the City of Naples that the City adopt rules and regulations governing the flow of traffic in and through the corporate boundaries of Naples;

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

1. The contents of chapter 6, Title 41, Utah Code Annotated, 1953, as amended, three (3) copies of which have been filed for use and examination by the public in the office of the Recorder, hereby is approved and adopted as the traffic code for this municipality except as such Code may be altered or modified by the ordinances of this municipality and except as they may be inconsistent with Ordinance #83-21 in which case the provisions of said Ordinance #83-21 shall be controlling.

2. Definitions contained in Code. Unless the context otherwise requires, all references in the above referred Chapter 6 to:

A. "The State Road Commission" or "State Department of Transportation" shall mean this municipality and its officers, departments, agencies, and agents.

B. "Local Authorities" mean the governing body of this municipality.

C. "The Department of Public Safety fo the State of Utan" shall mean the Chief of Police of this municipality or his agents.

D. "Magistrate" shall mean the Justice of the Peace or Judge of this municipality.

3. Prima Facie Speed - Designated Streets.

A. When appropriate street signs giving notice of the maximum permitted speed thereon are erected, the prima facie speed limits designated in the appropriate appendix of this code shall apply to the appropriate streets listed therein.

B. Unless otherwise provided in this part or in any other ordinance of this municipality, the prima facie speed limits on the streets of this municipality shall be 35 miles per hour.

**NAPLES CITY COUNCIL**  
December 7, 1983

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held December 7, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:56 P.M. Those in attendance were:

**Council Present**

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

**Staff Present**

Marlene Stidham, city Recorder; Shirley Price, Treasurer; John Ledkins, Chief of Police and Lon Salmond, Police Officer.

**Others Present**

Glen Fleener, Traci Menke, Vernal Express; Susanne Burton, KVEL; Marlin Johnson and Howard WEaver.

**Prayer.**

Ralph Dart.

**Community Resource Center**

Marlin Johnson was in attendance to present an agreement to be signed by Uintah County, Vernal City, the City of Naples and Uintah School District establishing the formation of a Community Center Board, a legal and administrative entity whose purpose is to create, construct, own, acquire, operate, maintain and manage a community center in and for the use of the people of Uintah County. Discussion followed.

Mr. Johnson explained that the proposed Community Center would provide the following services: Post-secondary educational service; provide a library with technical support; a portable convention center; to provide an area for cultural and performing art; the County recreation program would stem out of the community center as well as the community school program.

Discussion followed on what funds would be available to fund operation of the community center as well as actual operating procedures for the center. Additional discussion followed on the legal ramifications to the individual entities, should they choose to participate in the board, as the proposed agreement states the board is empowered to borrow money or to incur indebtedness, issue revenue bonds or notes etc.

Naples City Council  
Minutes December 7, 1983  
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Donna Merrell moved the Council enter into the proposed agreement subject to further investigation into the financial obligations which the agreement might involve the City in and further that Larris Hunting be appointed as Naples City's representative on the Community Center Board. Ralph Dart seconded, the motion passed.

#### Police Department - Chief Ledkins

Monthly Statistics Report. Chief Ledkins presented the monthly statistics report for the month of November. Discussion followed. The Council approved the statistics as presented.

Long Distance Phone Bill. The Council discussed with Chief Ledkins, the long distance phone calls being made by the Police Department. The Council directed that the Police Department keep a log of all long distance calls. In addition, the Fire Department members are to be notified that any long distance calls made by them are also to be logged.

Drug Enforcement Task Force. Chief Ledkins discussed with the Council a proposed resolution authorizing the establishment of a mutual aid agreement between Vernal City Police Department, Uintah County Sheriff's Department and Naples City Police Department relating to the suppression of illegal drug activity. The Council expressed concern that participation by Naples City is being proposed at 12%. Discussion followed. Ralph Dart moved the Council approve the joint resolution with Vernal City and Uintah County subject to Section 4. of the agreement being amended to read, "The costs associated with the operation of the Task Force shall be shared on a population basis, based on the 1980 census." And further that the City be committed to fund 9% of the costs of the Task Force, with an additional donation the 1st year of 3% to ensure that the program gets off the ground. Donna Merrell seconded, the motion passed.

Reasons for Tears Program. Chief Ledkins discussed with the Council participation by Naples in the Reasons For Tears Program. This program is aimed at drug prevention and re-education of the public. Discussion followed. Donna Merrell moved the Council approve participation in the Reasons For Tears Program and that \$500.00 be appropriated to be used for the program. Lynn McCarrell seconded, the motion passed.

Fee for Police Reports. Chief Ledkins discussed with the Council raising the fee charged for police reports. Ralph Dart moved the Council approve raising the fee for police reports to \$5.00 per report regardless of the number of pages. Donna Merrell seconded, the motion passed.

Naples City Council  
Minutes December 7, 1983  
Page -3-

Animal Control Contract. Chief Ledkins discussed with the Council the need to re-evaluate the City's contract with Uintah County regarding animal control services. The Council directed that review of the contract be scheduled for the agenda in January.

Retirement Benefits. The Council discussed with Chief Ledkins retirement benefits for City employees. Mayor Kay discussed the situation with Ray Nash, and Mr. Nash is to get back to the Mayor with a legal opinion from the Attorney General's office. In the meantime, the Council directed that the Recorder let out an employee census and secure information on alternative retirement plans to be presented to the Council in January. Once the Council and employees decide on a retirement plan, the Council will consider making an adjustment for the period of time when retirement benefits were not paid to the employees.

Step Raise for Officer Salmond. Chief Ledkins informed the Council that Officer Salmond was due for a step increase in January and he asked the Council if there would be a problem with that increase. The Council directed Chief Ledkins to schedule the matter for executive session in January.

#### Approval of Bills - Shirley Price

Treasurer Shirley Price presented the bills for approval for payment by the Council. Discussion followed. Donna Merrell moved the Council approve the bills as presented. Lynn McCarrell seconded, the motion passed unanimously.

#### Policies & Procedures Manual

The Council directed that review of the Policies & Procedures Manual be rescheduled for next week's City Council meeting.

#### Public Dance Ordinance

The Council directed that review of the Public Dance Ordinance be rescheduled for the January 4th, 1984 City Council meeting.

#### Approval of Minutes - November 30, 1983

Ralph Dart moved the Council approve the minutes of the November 30, 1983 City Council meeting as corrected. Lynn McCarrell seconded, the motion passed.

#### Other Business

The Recorder presented a request from the Fire Department to provide 10 needy families in the area with a food donation for their Christmas meal. Discussion followed. The Council approved the request from the Fire Department to make a \$25.00 food donation to 10 needy families in the Naples area.

Naples City Council  
 Minutes December 7, 1984  
 Page -4-

Hams for Volunteer Fire Department. The Council directed that the City give each member of the Naples Volunteer Fire Department a ham for Christmas in appreciation for their service to the City.

Executive Session

Donna Merrell moved the Council adjourn into Executive Session to discuss pay increases for Marlene and Lynnette. Ralph Dart seconded, the Council adjourned into Executive Session at 10:25 P.M.

The executive session was adjourned at 10:45 P.M.

Cancellation of Meetings

Ralph Dart moved the City Council meetings for December 21, 1983 and December 28, 1983 be cancelled due to the holidays. Lynn McCarrell seconded, the motion passed.

Adjournment

No further business having come before the Council, Ralph Dart moved the Council adjourn at 10:55 P.M. Donna Merrell seconded, the motion passed.

NAPLES CITY COUNCIL

  
 Lawrence C. Kay  
 Mayor

ATTEST

Marlene Stidham  
 Marlene Stidham  
 City REcorder

**NAPLES CITY COUNCIL**  
**December 14, 1983**

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held December 14, 1983 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:32 P.M. Those in attendance were:

**Council Present**

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

**Staff Present**

Marlene Stidham City Recorder; Gary McGrath, Assistant Fire Chief; Shirley Price, Treasurer; Craig Blunt, Building Official; Ray Nash, City Attorney; Ken D'Anza, Fireman; and Judge Brent A. Beltch.

**Others Present**

Traci Menke, Vernal Express; Howard Weaver; Glen Fleener; Larris Hunting, Bob Foley and Chief Downard, VP.D.

**Prayer**

Donna Merrell.

**State Impact Board Proposal - Ray Nash**

Ray Nash was in attendance to discuss with the City Council the proposal from the Impact Board for road repairs. The proposal is that the Impact Board loan the City \$250,000.00 at 4½% interest repayable over 15 years and in addition award a grant of \$87,500.00. Discussion followed. The first payment on the loan is due on July 1, 1984.

**Justice of the Peace Position - Judge Feltch**

Judge Feltch was in attendance to discuss with the Council his position as Justice of the Peace for Naples. Judge Feltch indicated that he felt it would be in the best interest of the City to appoint someone residing in the City to act as the municipal Justice of the Peace. Judge Feltch indicated he would step down from his position as municipal Justice of the Peace in February when the Council is required to make an appointment to the position. Judge Feltch further indicated that he would provide whatever help he could to the new Justice of the Peace. The Council also discussed with the Judge the advantages/disadvantages of switching to Circuit Court. Discussion followed. It was the consensus of the Council that it would be to the City's advantage to maintain its own Justice of the Peace Court. Discussion was also held on the City's case load and its relation to the salary schedule proposed by the State Court Administrator's Office.

Naples City Council  
Minutes December 14, 1983  
Page -2-

Letter to Sen. Sowards & Rep. McKeachnie on Revision of Judicial Article. Judge Felch discussed with the Council his concerns on a recommended revision of the Judicial Article of the Utah Constitution. He indicated that there is a need to provide constitutional protection for Justice Courts which the proposed revision does not provide. Discussion followed. The Council directed that a letter be sent to Sen Sowards & Rep. McKeachnie indicating that Naples City go on record supporting inclusion in the Constitution that Justice of the Peace Courts be courts not of record.

Annual Audit for FY July 1, 1982 - June 30, 1983 - Bob Foley

Bob Foley was in attendance to review with the Council the audit for FY 1982-83. Mr. Foley indicated that the audit was not completed until now in hopes that the State Tax Commission would be able to straighten out the sales tax problems the City has been having. However, the Tax Commission was not able to resolve the problems, therefore the City shows a deficit of \$75,261.00. Mr. Foley made the following recommendations: that the City expand its chart of accounts and include more detail. For example: the police department expenditures should be broken down into sub-accounts such as wages, capital outlays, payroll taxes and so forth. In addition, he further recommended that a daily cash reconciliation be made, a daily deposit of cash on hand, documentation of bills to be paid, forms for reimbursement of mileage and expenses, time sheets for hourly employees. Mr. Foley indicated that these recommendations were made to aid in the audit process, and that matters had been handled properly by the staff. Mr. Foley indicated that a copy of the financial statement should be sent to the State Auditor's Office by December 31, 1983.

Purchase Request - Fire Dept. - Gary McGrath

Assistant Chief Gary McGrath was in attendance to present a purchase request for the Fire Department to buy air cylinders for their air packs, (four cylinders and brackets) estimated cost \$1,300.00 Discussion followed. Rolene Smith moved the Council approve the request from the Fire Department to purchase 4 spare oxygen bottles and brackets from the fire department budget. Ralph Dart seconded, the motion passed.

Approval of Bills - Shirley Price

Treasurer Shirley Price was in attendance to present the bills for approval for payment by the City Council. Discussion followed. Ralph Dart moved the Council approve the bills listed. Lynn McCarrell seconded, the motion passed.

Naples City Council  
Minutes December 14, 1983  
Page -3-

### Ordinance Book from League of Cities & Towns

Discussion was held on the status of the book of ordinances being prepared by the League of Cities and Towns. Rolene Smith moved that the City get the book of ordinances back from the League of Cities and Towns so that it could be prepared locally. Donna Merrell seconded, the motion passed.

### Liquor Profits & Beer Excise Tax

Donna Merrell moved the Council direct the Mayor to sign the application for distribution of liquor profits & beer excise tax. Rolene Smith seconded, the motion passed.

### Drug Enforcement Task Force Joint Resolution - Chief Downard

Chief Downard, V.P.D., was in attendance to discuss the revised Joint Resolution for the Drug Enforcement Task Force. Discussion followed. Dennis Judd moved the Council adopt the Joint Resolution. Donna Merrell seconded, the motion passed.

Reason For Tears. Chief Downard indicated that the City needed to provide a layout for the City's page in the Reason For Tears booklet. Discussion followed. The Council directed that Marlene Stidham prepare a layout and see that Chief Downard gets it by the required deadline.

### Redevelopment Project Area Plat

Building Official Craig Blunt informed the Council that Uintah County would not release the funds for the Redevelopment Area until a plat was filed of the project plan area. Discussion followed. Rolene Smith moved that the Council direct Craig to file a plat of the project plan area in order to expedite matters, but that the Council indicate for the record that a plat is not required to be filed under the law. Lynn McCarrell seconded, the motion passed.

### Approval of Minutes - December 7, 1983

Donna Merrell moved the Council approve the minutes of the December 7, 1983 City Council meeting as corrected. Ralph Dart seconded, the motion passed.

### Costs for Police Reports

Dennis Judd initiated discussion on the cost to the public for police reports. Mr. Judd felt that the fee (\$5.00 per report) was too high. Discussion followed. Dennis Judd moved the Council

Naples City Council  
 Minutes December 14, 1983  
 Page -4-

set the cost for police reports at \$2.00 per report. Ralph Dart seconded. Lynn McCarrell abstained, the motion passed.

Policies & Procedures Manual

Dennis Judd moved the Council approve the Policies & Procedures Manual in concept on a temporary basis subject to the manual being reviewed at length at the regularly scheduled meeting of the City Council to be held January 18, 1984. Ralph Dart seconded. Lynn McCarrell opposed. The motion passed.

Justice of the Peace Position

The Council directed that notice be given that the Naples City Council will accept resumes from individuals interested in becoming the municipal justice of the peace. All applications must be received on or before January 1, 1984. Interested individuals must submit a resume outlining their qualifications for the position. In addition, all applicants must currently reside within the corporate boundaries of the City of Naples. The Council will meet at 12 noon on January 4, 1984 to review all applications submitted. Applicants are to be scheduled for an interview with the City Council at the January 4, 1984 City Council meeting.

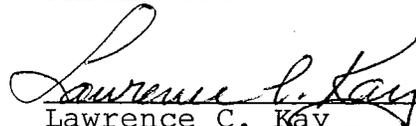
Glen Fleener - Resignation From Planning & Zoning Board

Glen Fleener submitted his resignation from the Planning and Zoning Commission. His resignation was submitted in light of his having been elected to the City Council.

Adjournment

No further business having come before the Council, Rolene Smith moved the Council adjourn at 11:25 P.M. Ralph Dart seconded, the motion passed.

NAPLES CITY COUNCIL

  
 Lawrence C. Kay  
 Mayor

ATTEST

  
 Marlene Stidham  
 City Recorder

**NAPLES CITY COUNCIL**  
**January 4, 1984**

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held January 4, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:38 P.M. Those in attendance were:

**Council Present**

Lawrence C. Kay, Mayor; Donna Merrell, Lynn McCarrell, Dennis Judd, Larris Hunting and Glen Fleener.

**Staff Present**

Marlene Stidham, City Recorder; Craig Blunt, Building Official; Shirley Price, Treasurer; John Ledkins, Chief of Police and Kent Oviatt, Chief of Fire Department.

**Others Present**

Rolene Smith, Howard Weaver, Elouise Turner, Ralph Dart, Joy Kay and Janeen Cook of the Vernal Express.

**Swearing In Ceremony**

Marlene Stidham, City Recorder administered the Oath of Office to Mayor Lawrence C. Kay and Council members Donna Merrell, Dennis Judd, Lynn McCarrell, Glen Fleener and Larris Hunting.

**Prayer**

Howard Weaver.

**Approval of Bills**

Treasurer Shirley Price presented the bills for approval for payment by the City Council. Discussion followed. Donna Merrell moved the Council approve the attached list of bills for payment. Lynn McCarrell seconded, the motion passed.

**Building Official's Report - Craig Blunt**

**Business License Approval.** Mr. Blunt presented the attached list of businesses for approval to renew their business licenses. Discussion followed. Dennis Judd moved the Council approve the list of business licenses for renewal. Larris Hunting seconded, the motion passed.

Also on last pg of these min list business presented.

**Sales Tax.** Mr. Blunt informed the Council of his latest meeting with Herb Hopes of the State Tax Commission. Mr. Blunt indicated

that he reviewed the list of Naples business with Mr. Hopes and based on the revised list, the City is entitled to between \$12,000.00 and \$14,000.00 in back sales taxes. The check for these back taxes should be coming in March of this year. Discussion followed.

Fee Schedule for Services. Craig Blunt presented a list of proposed fee changes for several building department services. Mr. Blunt proposed the following changes:

	<u>Present</u>	<u>Proposed</u>
Home Occupation	\$7.50/year	\$15.00/year if gross under \$10,000.00; \$30.00/year if gross over \$10,000.00
✓ Auctioneer Fees	None	— Auctioneer's License \$100/Year; Auction House License \$100/Year Transient Auction House License \$100/per day
Conditional Use Permit	None	\$25.00
Board of Adjustment	\$10.00	\$65.00
Street Sign Fund	None	\$110.00
Rezoning	\$75.00	\$210.00

(See list for clarification of increased charges.) Discussion followed on the proposed fee schedule. Dennis Judd moved the Council approve the proposed fee schedule for building department services. Glen Fleener seconded, the motion passed unanimously.

Salt Purchase. Mr. Blunt presented a request to purchase salt for street sanding. Discussion followed. Larris Hunting moved the Council authorize Mr. Blunt to purchase a truck load of salt. Dennis Judd seconded, the motion passed.

Off-Road Parking. Mr. Blunt discussed with the Council a problem that has arisen with off-road parking. He indicated that he has received several calls from the post office because the snow has not been pushed far enough off the road to allow the mailmen to deliver the mail. Mr. Blunt informed the Council that the reason

Naples City Council  
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he can't comply with the post office request is because of vehicles being parked on the sides of the road prohibiting proper snow removal. Discussion followed. Mr. Blunt proposed that cars not be allowed to park in the street from December thru March.

Discussion followed. It was the consensus of the Council that Mr. Blunt's solution was not workable as some of the older homes in Naples do not have driveways and the only place to park a vehicle is in the street. The Council informed Mr. Blunt that there is an ordinance on the books that requires that a vehicle be moved within 48 hours. It was the Council's suggestion that Mr. Blunt prepare a flyer to be placed on vehicles that are hampering snow removal. If this didn't work then the Council may consider stronger measures.

I.C.B.O. Membership Mr. Blunt presented a request to renew his membership in the International Conference of Building Officials. Discussion followed. Dennis Judd moved the Council approve renewing Craig's membership in the I.C.B.O. Donna Merrell seconded, the motion passed.

#### CDBG

The Recorder informed the Council that the executed contracts on the Community Development Block Grant had been received by the City. In addition, she requested that the Mayor sign a Draw-down Request form for the Fire Department. Discussion followed. Dennis Judd moved that the Council direct the Mayor to sign the draw-down request on behalf of the City in order to draw the funds to pay for the Fire Department radio. Glen Fleener seconded, the motion passed.

Fire Hydrants. The Council also discussed the fire hydrants that the balance of the money from the CDBG grant will be used on. The Council directed that Craig Blunt prepare bid specifications and advertise for bids so that the work can be completed by the contract deadline of July 31, 1984.

#### Executive Session

Larris Hunting moved the Council adjourn into Executive Session to interview candidates for the Justice of the Peace Position. Donna Merrell seconded, the Council adjourned into Executive Session at 9:24 p.m.

Dennis Judd moved the Council adjourn the Executive Session and return to regular session at 9:53 p.m. Lynn Mccarrell seconded, the Council returned to regular session.

Naples City Council  
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### Justice of the Peace Position

Discussion was held on the merits of each applicant applying for the Justice of the Peace position. It was the determination of the City Council that Rolene Smith was the best qualified applicant for the position. Based on that determination, Larris Hunting moved the Council appoint Rolene Smith as municipal Justice of the Peace for the City of Naples. And further that she is to take office on the first Monday in February of 1984 and serve a four year term. Additionally her salary was set at \$300.00 per month, which is based on the current case load. Said salary is renegotiable by either party upon their request. Glen Fleener seconded, the motion passed unanimously.

### Appointment of Redevelopment Commission

The Council discussed appointing a new Chairman of the Redevelopment Agency and appointing a new Redevelopment Agency Commission. Donna Merrell moved the Council appoint Mayor Kay as the non-voting chairman of the Redevelopment Agency. Glen Fleener seconded, the motion passed.

Donna Merrell moved the Council appoint themselves as the new Redevelopment Agency Commission with the exception of Dennis Judd, who would prefer not to serve on the Commission to avoid a possible conflict of interest that might occur. And, that Elouise Turner be reappointed to fill the vacant seat. Glen Fleener seconded, the motion passed.

### Update of Zoning Ordinance

The Council discussed the need to make adjustments in the Zoning Ordinance, specifically where County requirements are used in place of municipal requirements. Dennis Judd moved the Council direct Craig Blunt to work with the Planning & Zoning Commission to update and make the required changes in the Zoning Ordinance where references are made to County requirements rather than municipal requirements. Larris Hunting seconded, the motion passed.

### Resolution for New Police Officers

Chief Ledkins presented a resolution for consideration by the City Council which requires that an officer that is put through the Police Academy by the City be required to remain in the employ of the City for a period of one year after completion of said training. And, that said participant sign an appropriate agreement to complete the intent of the resolution. Discussion followed. Glen Fleener moved the Council adopt said resolution. Donna Merrell seconded, the motion passed.

### Executive Session

Glen Fleener moved the Council adjourn into Executive Session at 10:55 p.m. to discuss a step increase for Officer Lonon Salmond. Donna Merrell seconded, the motion passed.

*Resolution  
 # 18  
 K.B.*

Naples City Council  
Minutes January 4, 1984  
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Donna Merrell moved the Council adjourn the Executive Session at 11:00 p.m. Larris Hunting seconded, the motion passed.

Step Increase for Officer Salmond

Donna Merrell moved the Council approve a 5% step increase for Officer Lonn Salmond as per the salary schedule adopted for the Police Department. Larris Hunting seconded, the motion passed. the Council directed that the step increase be retroactive to January 1, 1984.

Flag Presentation to City of Naples

Councilman Dennis Judd informed the Council that Congressman Nielson would present the City with a state flag at the upcoming town meeting to be held January 17, 1984 at Davis Elementary School.

Approval of Minutes - December 14, 1983

Glen Fleener moved the Council approve the minutes of the December 14, 1983 City Council meeting as corrected. Lynn McCarrell seconded, the motion passed.

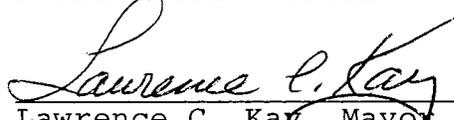
Letters of Appreciation to Rolene Smith and Ralph Dart

The Council directed the Recorder to prepare letters of appreciation to Rolene Smith and Ralph Dart for their contributions as members of the first City Council.

Adjournment

No further business having come before the City Council, Glen Fleener moved the Council adjourn at 11:19 p.m. Donna Merrell seconded, the motion passed unanimously.

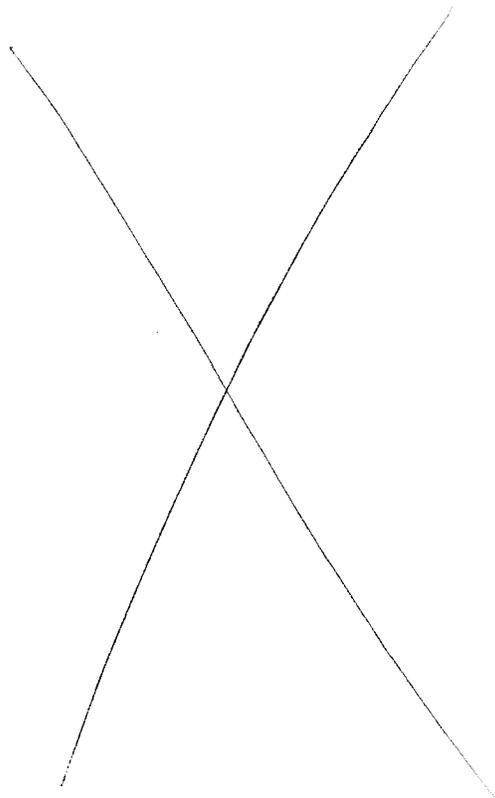
NAPLES CITY COUNCIL

  
\_\_\_\_\_  
Lawrence C. Kay, Mayor

ATTEST

  
\_\_\_\_\_  
Marlene Stidham, Recorder

cm



NAPLES CITY COUNCIL  
January 11, 1984

MINUTES

This regularly scheduled meeting of the Naples City Council was held January 11, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:36 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Donna Merrell, Glen Fleener, Dennis Judd and Larris Hunting. Lynn Mccarrell was absent.

Staff Present

Marlene Stidham, City Recorder; Craig Blunt, Building Official; John Ledkins, Chief of Police; Sgt. Lonn Salmond; Officer Mike Bond and Officer Sam Arbcast.

Others Present

Skip Anderson, U.D.O.T.; Carl Corbin, U.D.O.T.; Traci Menke, Vernal Express; Eddy Henderson, Jake Lee, Lance Siddoway, David Schurdk and Howard Weaver.

Representatives of U.D.O.T.

Skip Anderson, District Director for Region 6, U.D.O.T. and Carl Corbin, Safety Engineer, U.D.O.T. were in attendance to discuss with the Council the status of the project to widen East Highway 40 and the requirements for installing semaphores at certain intersections in the City.

Widening of U.S. 40. Mr. Anderson indicated that this project was proposed as a project to be funded out of UAUB funds. Mr. Anderson further indicated that UAUB funds are no longer available to fund the project and funding is now a major problem with the project. He also stated that the project also includes over half a million dollars worth of curb, gutter and sidewalk, the cost of which may have to come from the City and the property owners. Discussion followed.

Semaphores. Mr. Corbin reviewed with the Council 8 warrants under which a City could qualify to have semaphores installed. Discussion followed. Mr. Corbin indicated that in the Spring, D.O.T. would do a traffic study. Once the study is done, D.O.T. would have actual figures to work with, to see if installation of a semaphore is warranted.

School Crossing. Mr. Anderson indicated that D.O.T. is willing to install flashing lights at the school crossing, but that the City must enter into an agreement with D.O.T. among other things, the

Naples City Council  
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agreement would require the City to have a designated school crossing guard on hand to operate the flashing lights during the hours the children crossed the street.

A major concern expressed by the Council was the congestion that would be experienced on East Highway 40 if one of the oil shale projects to the south receives funding. Discussion followed.

Traffic Study. Mr. Anderson indicated that U.D.O.T. is willing to do the traffic study whenever the City feels it has the best chance of meeting one or more of the warrants required for putting in semaphores.

Access Roads to Naples Elementary. The Council discussed with Mr. Anderson closing the old road to the school. Mr. Corbin indicated that it would be better to wait until the weather cleared to prevent possible accidents. He indicated that when the City did get ready to close the road, they would have to obliterate the old road, so that there was no semblance of a road even being there.

#### Approval of Bills

The Recorder presented the bills on behalf of the Treasurer Shirley Price for approval for payment by the Council. Discussion followed. Donna Merrell moved the Council approve the bills as presented (see attached list for bills approved). Larris Hunting seconded, the motion passed.

#### Resolution Commending Ralph Dart and Rolene Smith

#19  
K.B.  
 The Council reviewed the Resolution commending Ralph Dart and Rolene Smith for the work they did for the City. Discussion followed. Dennis Judd moved the Council adopt Resolution #19 commending Ralph Dart and Rolene Smith for their services. Donna Merrell seconded, the motion passed unanimously.

#### Letter of Appreciation to Members of the First City Council

Glen Fleener moved that a letter of Appreciation be sent to all of the members of the first Naples City Council. Larris Hunting seconded, the motion passed.

#### State Impact Road Repair Loan/Grant

The Recorder informed the Council that the contracts had been received from the Impact Board on the \$337,000.00 combination loan and grant for road resurfacing. Discussion followed. The Council reviewed the roads that were proposed to be resurfaced with the loan/grant. It was the consensus of the Council that the roads listed in the contract documents might not be the

Naples City Council  
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best choice of the roads to be repaired. Mayor Kay is to call Shirl Clarke to see whether or not the money could be used on roads not specifically listed in the contract.

### Purchase Orders

The Recorder presented a sample purchase order form and requested that the Council authorize use of the purchase orders for any charge purchase. Discussion followed. Glen Fleener moved the City adopt the use of the purchase order forms for charge purposes. And, in addition, that a letter be sent to firms doing business on a regular basis, notifying them that individuals charging merchandise must have a signed purchase order form in order to make the purchase. Also, that purchases over \$100.00 are required to have prior approval of the City Council. Prior approval is indicated by signature of the Mayor or his designated representative. Larris Hunting seconded, the motion passed. The Council directed that the purchase orders be on 3-part NCR forms.

### Letter of Recommendation for Linda Cardwell

The Recorder presented a letter of recommendation for former City Recorder Linda Cardwell for approval of the Mayor and Council. Discussion followed. Donna Merrell moved the Council direct the Mayor to sign the letter of recommendation on behalf of the City Council. Dennis Judd seconded, the motion passed.

### Newsletter Outline

The Recorder presented an outline for the next City newsletter. Discussion followed. The Council added several items and in addition decided to wait on including information on the State Impact Board loan/grant agreement until the Council had finalized plans on which streets would be resurfaced. The Recorder will present the newsletter for final approval at the next City Council meeting.

### Monthly Statistics Report

Chief Ledkins was in attendance to present to the Council the monthly statistics report for the Police Department. Discussion followed.

### Master File for Police Department

Officer Lonn Salmond was in attendance to request funds to initiate a Master File system for the Police Department. Discussion followed. The Council directed that Officer Salmond secure two bids on the items required for setting up the system. They will review the bids and make a final decision within two weeks. In addition, an appointment was scheduled with members of the Council to make a trip to the Vernal Police Department to view their Master File system.

Naples City Council  
 Minutes January 11, 1984  
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City Impound Procedure. Chief Ledkins discussed with the Council the need to set an impound policy for the City regarding vehicles left on private property. Discussion followed. The Council asked Chief Ledkins to get copies of impound policies from other cities so the Council would have a basis for comparison.

**Retirement Benefits Re: City Employees**

Craig Blunt and Lon Salmond presented a preliminary employee proposal on Retirement Benefits. Discussion followed. The Council was in disagreement with the employees on the vesting period. Other questions arose as to percentage of contribution and what portion the employees and the City would contribute. The Council felt that it would be in each groups best interest to check and see what other cities in the state were doing with regards to employee retirement benefits. This information is to be presented at the next City Council meeting.

**Mosquito Abatement District**

Mayor Kay reviewed with the Council a letter from the Mosquito Abatement District asking that Councilwoman Donna Merrell be re-appointed as the City's representative to the District for a two-year period. Discussion followed. Dennis Judd moved the Council re-appoint Donna Merrell to serve as the City's representative to the Mosquito Abatement District. Larris Hunting seconded, the motion passed.

**Building Official's Report - Craig Blunt**

Business License Renewals. Craig Blunt presented the attached list of business licenses for renewal of their business licenses. Mr. Blunt also presented the following business license applications for new licenses for approval by the Council:

G & G Leasing/Ouray Construction	Precision Repair
Naples Auto Body	Joe's Electric

Discussion followed. Dennis Judd moved the Council approve the list of license renewals and the new business license applications.

Trip to Salt Lake. Mr. Blunt presented a request to travel to Salt Lake City the week of January 23, 1984 to follow through on the Sales Tax problem. Discussion followed. Glen Fleener moved the Council approve the expenditure for Mr. Blunt's trip. Larris Hunting seconded, the motion passed.

Light Fixture at Old Office Site. Craig asked the Council if they wanted to remove the light fixtures the City had installed at its old office site. Discussion followed. No decision was made at this time.

Naples City Council  
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Resolution on Garth Rasmussen

Dennis Judd moved the Council direct that a Resolution be prepared for their approval next week commending Garth Rasmussen for his work on the Planning & Zoning Commission. Larris Hunting seconded, the motion passed.

Planning & Zoning Members

The Council discussed possible candidates for the Planning & Zoning Commission. Ralph Dart was suggested as a regular member. The following were suggested as alternates: Phil Manwaring, Ron Walker and Verdon Goodrich. Their recommendations will be passed on to the Planning & Zoning Commission. The Planning & Zoning Commission will make a final recommendation to the Council, who in turn will make the appointments.

Approval of Minutes - January 4, 1984

Dennis Judd moved the minutes of the January 4, 1984 City Council meeting be approved as corrected. Glen Fleener seconded, the motion passed.

Adjournment

No further business having come before the Council, Donna Merrell moved the Council adjourn at 12:34 a.m. Dennis Judd seconded, the motion passed.

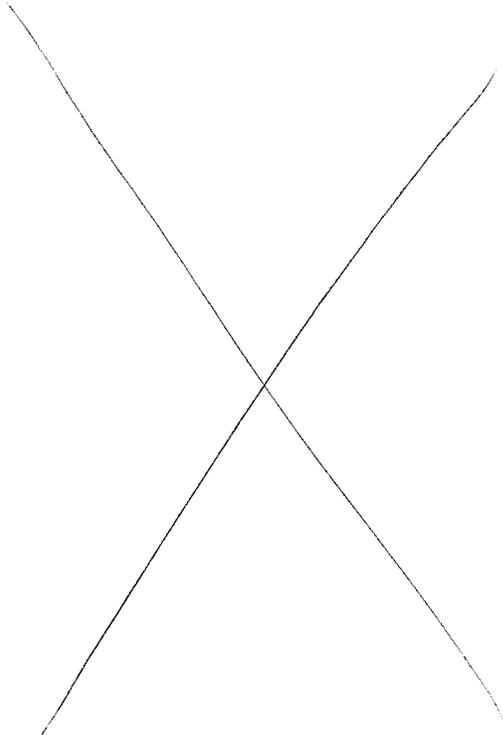
NAPLES CITY COUNCIL

BY:   
Lawrence C. Kay  
Mayor

ATTEST:

  
Marlene Stidham  
City Recorder

CM



NAPLES CITY COUNCIL  
January 18, 1984

MINUTES

This meeting of the Naples city Council was held January 18, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:35 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Larris Hunting, Glen Fleener and Donna Merrell. Dennis Judd and Lynn McCarrell arrived at 7:55 p.m.

Staff Present

Marlene Stidham, City Recorder; Shirley Price, Treasurer and Ray Nash, City Attorney.

Others Present

Traci Menke, Vernal Express.

Prayer

Ray Nash.

Treasurer's Report - Shirley Price

Treasurer Shirley Price was in attendance to present the bills for approval of payment by the City Council. Discussion followed. Glen Fleener moved the Council approve payment of the attached list of bills. Donna Merrell seconded, the motion passed with all members present voting aye.

Budget Hearing. Mr. Price discussed with the Council the need to re-open the budget in order to increase the budget in certain categories. Discussion followed. Glen Fleener moved the Council hold a public hearing to re-open the budget on Wednesday, January 25, 1984 subject to notice of the hearing being filed in time to fulfill all requirements of the law. Dennis Judd seconded, the motion passed with all members voting aye. The Council further directed that a status report on the budget be distributed to Council members by Friday, January 20, 1984.

Retirement Benefits Re: City Employees

Mayor Kay opened the discussion on retirement benefits for City employees. It was his suggestion that a committee be formed of two Council members and two representatives of the employees. This committee is to work out the details of a retirement package that is acceptable to all parties concerned. Discussion followed. Dennis Judd moved the Council appoint Glen Fleener and Larris Hunting to the retirement committee as representatives of the Council and further directed that two employees (1 from the Police Department

Naples City Council  
Minutes January 18, 1984  
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and one from administration) be selected by the employees to also serve on the committee. Donna Merrell seconded, the motion passed with all members present voting aye.

### Policies & Procedures Manual

Larris Hunting moved the Council postpone reviewing and adopting the Policies & Procedures Manual for one week, until the next City Council meeting scheduled to be held January 25, 1984. Glen Fleener seconded, the motion passed with all members voting aye.

### Approval of Minutes - January 11, 1984

Donna Merrell moved the Council approve the minutes of the January 11, 1984 City Council meeting as corrected. Dennis Judd seconded, the motion passed with all members voting aye.

### Other Business

Police Department Re: Overtime. The Council expressed concern over the amount of overtime being turned in by the Police Department. Discussion followed. Glen Fleener moved the Council direct that all non-emergency overtime not be paid until such time that the Council meets with Chief Ledkins for discussion. Larris Hunting seconded. All members voted aye with the exception of Lynn McCarrell, who voted nay. The motion passed. The Council further directed that Mayor Kay would call Chief Ledkins and inform him that the Council would like to meet with him in Executive Session at the next City Council meeting.

Resolution on Garth Rasmussen. The Council reviewed a resolution commending Garth Rasmussen for his work with the Planning & Zoning Commission of Naples. The Council directed that corrections be made on the resolution and that a letter to Mr. Rasmussen's family be prepared for adoption by the Council at the next City Council meeting.

Street Lights. Councilman Judd requested that Utah Power & Light be notified that the street lights on the corner of 2500 South and Highway 40 needs to be repaired. In addition, he directed that we check with UP & L to be sure that the City is not being billed for the street light at 500 West 2500 South. It was further recommended that an item be included in the newsletter asking residents to notify the City office of any street lights in the City that are not in working order.

State Impact Board Contact for Road Repair. The Council discussed streets to be repaired with the loan/grant from the state impact board. The following streets were proposed for repairs under the loan/grant agreement with the State Impact Board:

Naples City Council  
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2500 South - From 500 East to 2500 East	2 Miles
2500 East - From 2500 South to 3000 South	½ Mile
500 East - From 1000 South to 3000 South	2 Miles
1500 South - From 1500 East to 2000 East	½ Mile
2000 East - 1500 South Proceeding North to 500 South	1 Mile

The following roads were proposed as alternates:

1500 South - From 2000 East to 2500 East	½ Mile
1500 South - From 500 East to 250 East	¼ Mile

The Council directed that the list be prepared and included in the contract documents and presented at the next City Council meeting for review and execution by the City Council.

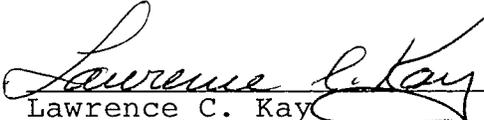
#### Disclosure Statement

Councilman Glen Fleener submitted a Disclosure Statement to the Council.

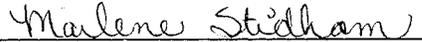
#### Adjournment

No further business having come before the City Council, Larris Hunting moved the Council adjourn at 11:17 p.m. Donna Merrell seconded, the motion passed with all members voting aye.

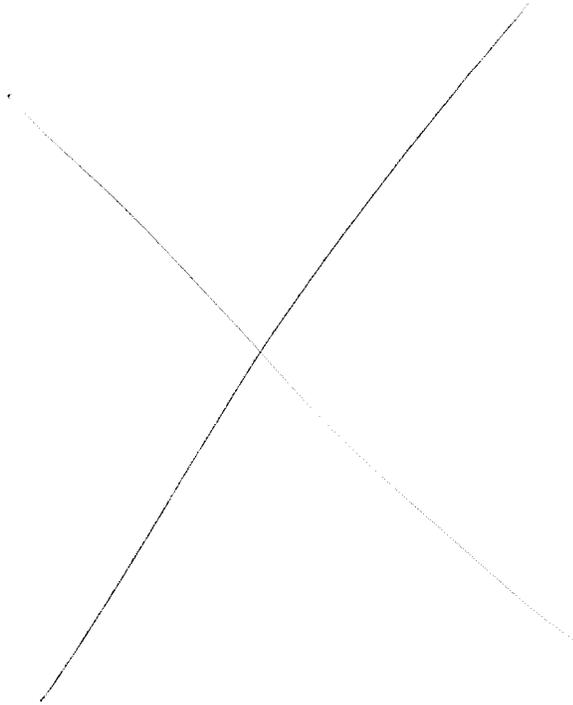
NAPLES CITY COUNCIL

  
 Lawrence C. Kay  
 Mayor

Attest

  
 Marlene Stidham  
 City Recorder

*em*



CITY OF NAPLES  
January 25, 1984

MINUTES

This regularly scheduled meeting of the Naples City Council was held January 25, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:40 p.m. Those in attendance were:

Council Present

Mayor Lawrence C. Kay; Dennis Judd, Glen Fleener, Donna Merrell, Lynn McCarrell and Larris Hunting.

Staff Present

Marlene Stidham, Craig Blunt and Chief John Ledkins.

Others Present

Kent Oviatt, Chief of Naples Fire Department and Howard Weaver.

Prayer

Glen Fleener.

Building Official's Report - Craig Blunt

Business License Renewals/New Applications. Mr. Blunt presented the following business licenses for approval by the Council for renewal:

T & M Tool & Supply	Halliburton
O.T.I., Inc.	Baker Packers Completion System
Tullis Electric Co.	Yellow Jacket Rocky Mountain Division
Miller Welding	Rex Smuin Oil Field Service
Bigger Burger	Intermountain Peterbuilt Trucking
Countryside Veterinary	Atkinson Auto
W.R. White Company	Vernal Electric
Exelson Inc.	Schlumberger Rental
Newsco	Bowden Oil Inc.

In addition, Mr. Blunt presented a business license application from A & A Electric for Council approval. Discussion followed. Dennis Judd moved the business licenses submitted for renewal and the application from A & A Electric be approved by the Council. Glen Fleener seconded, the motion passed with all members present voting aye.

Planning & Zoning Commission Appointments. Mr. Blunt presented a recommendation from the Planning and Zoning Commission on individuals to fill the vacant positions on the Commission. The

Naples City Council  
 Minutes January 25, 1984  
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Planning & Zoning Commission recommended that Robert Kay be appointed as Chairman, and Norman Haslem as Vice-Chairman. In addition, they suggested the following names to fill the vacant seats:

Ron Walker	Phil Manwaring
Artel Armstrong	Brett Wilkins

The Commission also recommended that Ralph Dart be moved up from an alternate to a full-term member. Discussion followed. Dennis Judd moved that Ralph Dart be appointed to fill the term vacated by Glen Fleener and that Phil Manwaring fill the seat vacated by Garth Rasmussen. And in addition, that Ron Walker and Artel Armstrong be appointed to alternate positions on the Planning and Zoning Commission. Glen Fleener seconded, the motion passed with all members voting aye.

Appointments to Board of Adjustment. Dennis Judd moved that Brett Wilkins be appointed as an alternate to the Naples Board of Adjustment. Donna Merrell seconded, the motion passed with all members present voting aye.

It was the consensus of the Council that they review the set-up of the Board of Adjustment in the near future.

Lien from Ashrock. Mr. Blunt informed the Council that the amount indicated in the lien from Ashrock was not the City's obligation. Discussion followed. The Council directed that Mr. Blunt contact Ray Nash and have him prepare a letter to Ashrock directing them to remove the lien from the property.

Appointment to Uintah County Boundry Commission. Mayor Kay informed the Council that they would have to appoint a new representative to the Uintah County Boundry Commission. Ralph Dart was serving in that position, but as he is no longer on the City Council, it is necessary for the Council to appoint a new representative. Discussion followed. Donna Merrell moved the Council appoint Glen Fleener to serve as Naples representative to the Uintah County Boundry Commission. Dennis Judd seconded, the motion passed with all members present voting aye.

Consolidated Freightways. Mr. Blunt discussed with the Council a letter from Consolidated Freightways stating that they were exempt from buying a business license because they were interstate commerce. The Council directed that Craig write them a letter informing them that they were not exempt from purchasing a business license.

#### Fire Department Purchase Request - Kent Oviatt

Fire Department Chief Kent Oviatt was in attendance to request the Council approve a purchase request for an air chisel. The chisel is similar to an extraction tool. Discussion followed.

Naples City Council  
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Donna Merrell moved the Council approve the request from the Fire Department to purchase an air chisel for approximately \$150.00 - \$200.00. Glen Fleener seconded, the motion passed with all members voting aye.

Fire Department Status. The Council discussed with Chief Oviatt the status of the fire department with regards to the number of firemen in the department. Chief Oviatt informed the Council that the department was now up to 10 men, but that there is still an active drive on to recruit new members. He further informed the Council that the department had stepped up its training program. Training will be held every Monday night, in the hopes that all members on the department will have completed required training by the end of the year.

Future Expenditures. Chief Oviatt informed the Council that the only expenditures the department is contemplating at this time will be for printing 3-part NCR inspection forms. Discussion followed.

#### State Impact Contract for Road Repair

The Council reviewed the roads proposed to be repaired with the loan/grant from the State Impact Contract. Corrections were made on the list. Discussion followed. Larris Hunting moved the Council direct the Mayor to sign the contracts on behalf of the City, with the appropriate corrections being made. Glen Fleener seconded, the motion passed with all members present voting aye.

#### Approval of Minutes - January 18, 1984

Donna Merrell moved the Council approve the minutes of the January 18, 1984 City Council meeting as corrected. Glen Fleener seconded, the motion passed with all members present voting aye.

#### Policies & Procedures Manual

The Council proceeded to make changes on the Policies & Procedures Manual for the City. Changes, corrections and deletions were completed on the Introduction to the Manual. Dennis Judd moved the Council adopt the Introduction with the designated changes. Larris Hunting seconded, the motion passed.

The Council next reviewed the section titled, "Hiring Practices." Changes, corrections and deletions were made up to the sub-heading Employment Status. Glen Fleener moved the Council adopt the section on Hiring Practices up to the sub-heading on Employment Status with the designated changes. Larris Hunting seconded, the motion passed.

The Council will continue its review of the Policies & Procedures Manual at the next City Council meeting.

Naples City Council  
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Park Donation - White River Shale Oil Corporation

Bob Gilbert and Corey Grua were in attendance to present to the City a donation for playground equipment at the Naples Park in the amount of \$2,000.00. The Council expressed its gratitude for the donation and directed that a letter be sent to the White River Shale Oil Corporation thanking them for their donation.

Executive Session

Larris Hunting moved the Council retire to Executive Session to discuss police department matters with Chief Ledkins. Dennis Judd seconded, the Council adjourned to Executive Session at 10:30 p.m.

Dennis Judd moved the Council adjourn the Executive Session at 1:15 a.m. Donna Merrell seconded, the motion passed. The Council returned to regular session.

Overtime Re: Police Department

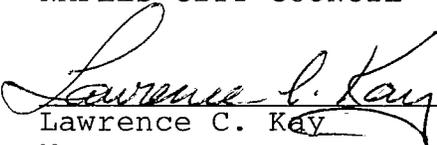
Dennis Judd moved that no overtime be paid to members of the police department until it has been approved and reviewed by the City Council. Donna Merrell seconded. Dennis Judd and Donna Merrell voted aye. Lynn McCarrell, Larris Hunting and Glen Fleener opposed. The motion did not pass.

Glen Fleener moved that overtime be paid on their regular checks and that the police department overtime be reviewed every two weeks. Larris Hunting seconded. Lynn McCarrell, Larris Hunting and Glen Fleener voted aye. Donna Merrell abstained and Dennis Judd opposed. The motion passed.

Adjournment

No further business having come before the Council, Donna Merrell moved the Council adjourn at 1:30 a.m. Lynn McCarrell seconded, the motion passed with all members present voting aye.

NAPLES CITY COUNCIL

  
 Lawrence C. Kay  
 Mayor

ATTEST

  
 Marlene Stidham  
 City Recorder

**NAPLES CITY COUNCIL  
February 1, 1984**

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held February 1, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 8:26 p.m. The meeting did not begin at the scheduled time because no quorum was present. Those in attendance were:

**Council Present**

Lawrence C. Kay, Mayor; Glen Fleener, Dennis Judd and Lynn McCarrell. Larris Hunting and Donna Merrell were absent.

**Staff Present**

Marlene Stidham, City Recorder; Shirley Price, Treasurer, and Craig Blunt, Building Official.

**Others Present**

Traci Menke, Vernal Express; Howard Weaver and a Blazer Scout Troop.

**Prayer**

Howard Weaver.

**Disclosure Statement**

Mayor Lawrence C. Kay filed a disclosure statement to the City Council.

**Approval of Bills - Shirley Price**

Treasurer Shirley Price presented the bills for approval for payment by the City Council. Discussion followed. Dennis Judd moved the Council approve paying the bills as presented. Lynn McCarrell seconded, the motion passed with all members present voting aye. (List of bills attached.)

**Building Official's Report**

Building Official Craig Blunt was in attendance to present the following business licenses for approval by the Council for renewal:

Middleton Construction  
Harwood Welding & Crane Service

Utah Colorado Gas/Olympus Oil

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The following beer licenses were also presented to the Council for renewal:

7-11/Southland Corporation - Class A C & H Distributing  
 (Wholesale Beer)

A game machine license for 7-11 to operate 5 game machines was also presented for renewal.

Discussion followed. Dennis Judd moved the above licenses be approved by the Council to be renewed. Glen Fleener seconded, the motion passed with all members present voting aye.

Gardiner Complaint Re: Turner Mobile Home Park. Craig Blunt informed the Council he had received a complaint from Mr. Brud Gardiner regarding a drainage problem relating to Turner Mobile Home Park.

#### Ex-Efficio Member Sewer Management Board

The Council discussed the appointment of an ex-officio member to the Sewer Management Board. Ron Wood had previously been appointed by the Council to act as Naples ex-officio member. The Council directed that Ron Wood be asked to attend next week's City meeting to discuss the ex-officio position on the Sewer Management Board.

#### Resolution Commending Garth Rasmussen

*Joint Resolution #1 K.B.*  
 The Council reviewed the Resolution commending Garth Rasmussen for his work on the Planning and Zoning Commission. Discussion followed. Dennis Judd moved the Council adopt the Resolution and directed the Mayor to sign it on behalf of the Council. Mayor Kay will make the presentation to Mrs. Rasmussen. Glen Fleener seconded, the motion passed with all members present voting aye.

#### Newsletter

The Council reviewed the newsletter for corrections. Dennis Judd moved the Council approve the newsletter as corrected. Lynn McCarrell seconded, the motion passed with all members present voting aye.

#### Letterhead for Justice Court

The Council reviewed a request from Justice Smith to purchase letterhead for the Court. The Council directed that Justice Smith provide the Council with a sample of what the letterhead will look like along with an estimate of the cost.

Naples City Council  
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### Federal Revenue Sharing Advisory Bulletin

The Recorder presented a request to subscribe to the Federal Revenue Sharing Advisory Bulletin. It is a publication outlining and detailing changes in the laws regulating Federal Revenue Sharing. Discussion followed. Glen Fleener moved the Council approve the expenditure for the bulletin in the amount of \$48 per year. Dennis Judd seconded, the motion passed with all members present voting aye.

### Notice Re: Federal Revenue Sharing

The Recorder informed the Council of a requirement under the new Federal Revenue Sharing laws for entities receiving revenue sharing funds to publish notice that it does not discriminate against handicapped individuals. The Council directed that the recorder publish the required notice.

### Approval of Minutes - January 25, 1984

Dennis Judd moved the Council approve the minutes of the January 25, 1984 City Council meeting as corrected. Glen Fleener seconded the motion passed with all members present voting aye.

### Other Business

Dennis Judd discussed with the Council the need for the Park Committee to hold regular meetings. The Council directed that Norman Merrell be asked to attend the next City Council meeting for discussion on the Park Committee.

Flag Presentation. Mayor Kay informed the Council that he had received the United States flag as promised from Congressman Nielson. Mayor Kay informed the Council that Congressman Nielson had asked that a local scout troop make the presentation of the flag to the City on his behalf. Howard Weaver agreed to have his scout troop make the presentation on February 15, 1984 at 8:30 p.m.

### Executive Session

Dennis Judd moved the Council adjourn into Executive Session to discuss employee relations at 9:30 p.m. Glen Fleener seconded, the motion passed.

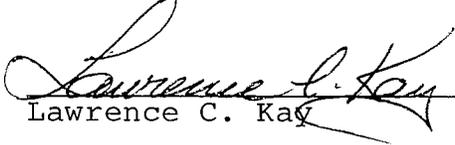
The Executive Session was adjourned at 10:12 p.m.

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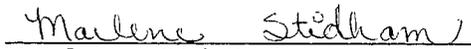
Adjournment

No further business having come before the Council, Glen Fleener moved the Council adjourn at 10:17 p.m. Dennis Judd seconded, the motion passed.

NAPLES CITY COUNCIL

  
Lawrence C. Kay

ATTEST

  
Marlene Stidham  
City Recorder

NAPLES CITY COUNCIL  
February 8, 1984

MINUTES

This meeting of the Naples City Council was held February 8, 1984 at the Naples City Office, 1601 East 1900 South, Naples. Mayor Lawrence C. Kay called the meeting to order at 7:50 p.m. The meeting did not begin at the scheduled time due to lack of a quorum being present. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Dennis Judd, Glen Fleener and Larris Hunting. Donna Merrell arrived at 8:25 p.m. Lynn McCarrell was absent.

Staff Present

Marlene Stidham, City Recorder; Craig Blunt, Building Official; Shirley Price, Treasurer; Kent Oviatt, Fire Dept. Chief; Gary McGrath, Assistant Fire Chief and Ray Nash, City Attorney.

Others Present

Traci Menke, Vernal Express; Howard Weaver and Dale Jablonski.

Prayer

Craig Blunt.

Ron Wood - Sewer Management Board

Mayor Kay informed the Council that Ron Wood would be unable to attend tonight's meeting. Mayor Kay related to the Council that Ron had felt it would not be necessary to have someone from Naples sit in on all of the meetings of the Sewer Management Board. Discussion followed. Councilman Fleener moved that a letter be written to the Sewer Management Board asking them to send Naples a copy of the Minutes and Agenda for their upcoming meetings. If there is an item on the Agenda that pertains to Naples then the City will appoint someone to attend. Larris Hunting seconded, the motion passed with all members present voting aye.

Order to Vacate Subdivision

Ray Nash reviewed with the Council the requirements under the law that need to be followed to Vacate a subdivision. Phil Harrison and the other property owners had submitted a request to the Council to vacate Vernal Airport Park. Discussion followed. Larris Hunting moved that further discussion on the petition to

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vacate Vernal Airport Park be tabled until such time that all requirements of the law are met and a title report is made. Glen Fleener seconded, the motion passed.

#### McRae Letter Re: Reimbursement of Fines

Mayor Kay reviewed with the Council a letter from attorney Bob McRae regarding reimbursement of court fines. Discussion followed. The Council directed Ray Nash to write Mr. McRae a letter informing him that if he wants those fines reimbursed he must take action through the Court.

#### Treasurer's Report - Shirley Price

Treasurer Shirley Price was in attendance to present the bills for approval for payment by the Council. Discussion followed. Glen Fleener moved the Council approve payment of the bills as presented. (List is attached.) Larris Hunting seconded, the motion passed with all members present voting aye.

#### Approval of Minutes - February 1, 1984

The Council reviewed the minutes of the February 1, 1984 City Council meeting. Glen Fleener moved the Council approve the minutes of the February 1, 1984 City Council meeting as corrected. Dennis Judd seconded, the motion passed with all members present voting aye.

#### Approval of Minutes - January 26, 1984 Public Hearing

The Council reviewed the minutes of the January 26, 1984 Public Hearing on the budget. Discussion followed. Glen Fleener moved the minutes of the January 26, 1984 Public Hearing on the budget be approved as corrected. Larris Hunting seconded, the motion passed with all members present voting aye.

#### Park Committee

Matching Grants. The Council discussed the status of the applications for matching grant money for the Park. Craig Blunt informed the Council that the applications he was working on could not be submitted until September because program directors were not sure whether or not federal grant money would be available to fund the program.

Park Committee Meetings. The Council directed that the Park Committee begin holding regular meetings at least once a month. These meetings should have a published notice and a set agenda. The intent of holding regular meetings is to delegate more responsibility from the Council to the Park Committee with regards to development of the Park. Discussion followed. Councilman Fleener suggested that the Park Committee prepare an organized

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plan for park development. In addition, he suggested that the Committee work on letters of thanks/appreciation for donations of materials and time. Discussion followed.

#### UP & L Re: Transformer

Mayor Kay informed the Council that representatives of Utah Power and Light had indicated that the cost for damages to the transformer outside of the City building would be in the neighborhood of \$2,000.00. Discussion followed. The Council directed that Service insurance be contacted to see if our liability insurance would cover damages once the claim was made by UP & L.

#### Rural Community Fire Protection Application

Dale Jablonski was in attendance to inform the Council of the status of the build-up on the Fast Attack Vehicle requested by the Council last year. Mr. Jablonski informed the Council that the vehicle would be ready for delivery by the end of February. Cost for build-up on the vehicle is \$8,000.00. Discussion followed. Councilman Fleener expressed concern regarding the conditions/agreement under which the vehicle was secured. His major concern was that the City could, at any one time, be left temporarily without fire protection. Discussion followed. It was suggested that the Council talk with Dale Slauch and Wayne Hollebeck to see how the program had worked for their departments.

Rural Community Fire Protection Application. Mr. Jablonski discussed with the Council the Rural Community Fire Protection Application. He informed the Council that the RCFP was a cost-sharing program aimed at helping new departments develop adequate fire protection for its community. He further informed the Council that application could be made to the RCFP to pick up half of the build-up cost of the fast-attack vehicle being furnished by the State Forester's Office. Discussion followed. Donna Merrell moved the Council direct Gary McGrath to fill out the RCFP application for cost-sharing on the fast-attack vehicle. Larris Hunting seconded. The motion passed with all members present voting aye.

#### Monthly Statistics Report - Chief Ledkins

Chief Ledkins was in attendance to review with the Council the Monthly Statistics Report for the Police Department. Discussion followed.

#### Executive Session

Glen Fleener moved the Council adjourn into Executive Session at 19:05 p.m. to discuss Retirement benefits for City employees. Dennis Judd seconded, the motion passed.

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The Executive Session was adjourned at 10:35 p.m. The Council returned to regular session.

Retirement Benefits Re: City Employees

The Retirement Committee discussed with those present their proposal regarding retirement benefits for City employees. The following is the proposal for retirement:

10% of annual salary for 1st year  
 14% of annual salary for 2nd year  
 18% of annual salary for 3rd year

18% of annual salary will be the maximum contribution by the City. 4% increases made the 2nd and 3rd year is the employee's annual cost of living increase.

1 year waiting period before an employee is eligible to participate in the retirement program. Fully vested after 4 years participation in the program. Total vesting period is 5 years of total employment.

Minimum age to participate is 21.

Employee must work at least 1000 hours per year to participate.

Contributions for new employees will be made at whatever level the program is currently operating at.

Discussion followed. Glen Fleener moved the Council adopt the above listed proposal regarding retirement benefits for City employees subject to the Council reviewing the particular plan the City employees settle on. Dennis Judd seconded, the motion passed with all members present voting aye.

City Council Meeting

The Council discussed holding City Council meetings every other week as opposed to every week. Donna Merrell moved the Council meet the 1st and 3rd Wednesday of each month. Larris Hunting seconded. Donna Merrell and Larris Hunting voted yes. Dennis Judd and Glen Fleener voted no. The vote being tied, Mayor Kay voted no. The motion did not pass. Dennis Judd moved the Council meet the 1st, 3rd, and 5th Wednesday of each month, with the new schedule of meetings to take effect in March of 1984. Glen Fleener seconded. All voted aye. The motion passed.

Justice Court Letterhead

The Council reviewed Justice Smith's layout for Justice Court letterhead. Justice Smith proposes to print 500 copies. Discussion followed. Glen Fleener moved the Council approve Justice

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Smith's layout for Court letterhead in the amount of 500 copies. Donna Merrell seconded, the motion passed with all members present voting aye.

### Municipal Salary Survey

Glen Fleener moved the Council direct the Recorder to purchase a copy of the Municipal Salary Survey from the State Department of Administrative Services at a cost of \$75.00. Dennis Judd seconded. Discussion on the motion followed. Dennis Judd and Glen Fleener voted aye. Larris Hunting and Donna Merrell voted no. Mayor Kay cast the tie-breaking vote of yes, the motion passed.

### Executive Session

Glen Fleener moved the Council adjourn into Executive Sesion at 11:15 p.m. to discuss Employee Relations. Donna Merrell seconded, the motion passed. The Recorder was excused along with all other present.

The Executive Session was adjourned at 11:30 p.m.

### Adjournment

No further business having come before the Council, the City Council meeting was adjourned at 11:30 p.m.

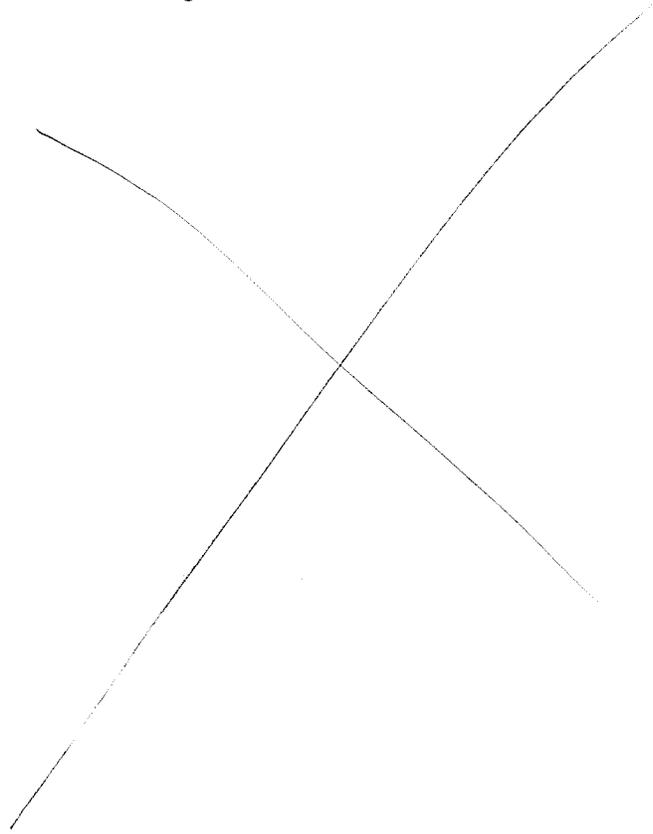
NAPLES CITY COUNCIL

  
Lawrence C. Kay  
Mayor

ATTEST

  
Marlene Stidham  
City Recorder

*C<sub>1/2</sub>*



**NAPLES CITY COUNCIL  
February 22, 1984**

**MINUTES**

This meeting of the Naples City Council was held February 22, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:55 p.m. The meeting was delayed due to a lack of quorum. Those in attendance were:

**Council Present**

Lawrence C. Kay, Mayor; Donna Merrell, Glen Fleener, Lynn McCarrell and Dennis Judd. Larris Hunting was absent.

**Staff Present**

Marlene Stidhman, City Recorder; Craig Blunt, Building Official; Shirley A. Price, Treasurer and Ray Nash, City Attorney.

**others Present**

Robert Thompson, UP & L; Traci Menke, Vernal Express; Howard Weaver, Mr. & Mrs. Harrison; Mr. & Mrs. Whitmire and Mr. & Mrs. Jarmillio.

**Utah Power & Light - Robert Thompson**

Robert Thompson of Utah Power and Light was in attendance to discuss with the Council the damage done to the transformer in front of the Fire Station. Discussion followed. Mr. Thompson informed the Council that in lieu of payment for damages, UP & L would be willing to settle for having the City put up some protection around the transformer in front of the Fire Station and at the transformer near the swimming pool. Mr. Thompson indicated there is a safety hazard present with the transformers as they are, and barricades would help to alleviate the problem. Mr. Thompson further indicated that when the City installs the barricades they should call UP & L so that their personnel can come out and monitor the installation of the barricades to insure that a cable isn't punctured.

Glen Fleener moved the Council direct Craig Blunt to look into putting up protective barriers around the transformers. Donna Merrell seconded, the motion passed with all members present voting aye. Dennis Judd abstained.

**Petition to Vacate Vernal Airport Park**

Mr. & Mrs. Phil Harrison were in attendance to discuss with the Council their petition to vacate Vernal Airport Park subdivision. The reason the Harrison's are petitioning to vacate is because they would like to turn the property back to greenbelt since all but two acres of the area has not yet been developed and they

Naples City Council  
 Minutes February 22, 1984  
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cannot see paying industrial taxes on an alfalfa field. Discussion followed. The Harrison's produced copies of warranty deeds to show that they, along with Mr. Batty were the owners of the property they wanted to vacate. Ray Nash discussed with the Council and the Harrison's the requirements set forth under the law governing vacating a subdivision. Discussion followed on keeping the south 33 feet of the subdivision and lots 17 and 18 in the subdivision.

Dennis Judd moved that the Council grant the petition to vacate Vernal Airport Park subdivision with the exception of the north 33 feet of 1000 South street and lots 17 and 18 in said subdivision which have previously been conveyed by subdivision description. Glen Fleener seconded, the motion passed with all members present voting aye.

Ray Nash will prepare the Order to Vacate the Subdivision for the Mayor's signature in the morning.

**Mr. & Mrs. Whitmire Re: Jarmillio Truck Impound**

Mr. & Mrs. Cliff Whitmire were in attendance to present to the Council a letter from them regarding the events that occurred in conjunction with the Jarmillio truck impound. Mrs. Whitmire read the letter to the Council (see attachment "A"). Discussion followed. Mr. & Mrs. Whitmire indicated that the purpose of the letter was to let the Council know what had taken place regarding the impound and to request that the \$35.00 towing fee be refunded. Discussion followed. The Council informed the Whitmire's that they would take the matter under advisement until the next City Council meeting when they would have a chance to hear Chief Ledkin's explanation.

**Approval of Bills - Shirley Price**

Treasurer Shirley Price presented the bills for approval for payment. Discussion followed. Glen Fleener moved the Council approve the bills presented with the exception of the bill from the Great Salt Lake Mineral Company. (We were billed more than the price we were quoted.) Lynn McCarrell seconded, the motion passed with all members present voting aye.

**Building Official's Report - Craig Blunt**

Craig Blunt was in attendance to present the following business license application for approval by the Council:

Kociema Auto

Discussion followed. Dennis Judd moved the Council not approve the application for Kociema Auto until he provides his home address and phone number on the application. Glen Fleener seconded, the motion passed with all members present voting aye.

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New Business License Application Form. The Council directed that a new business license application form be prepared. The new form is to include a line for the applicant's Federal Employment number or the applicant's Social Security number.

Business License Renewals. Craig Blunt presented the attached list of businesses for approval for business license renewals. Discussion followed. Glen Fleener moved the Council approve the list of business licenses for renewal. Dennis Judd seconded, the motion passed with all members present voting aye.

Ordinance 84-24. Craig Blunt presented Ordinance 84-24 for review and approval by the City Council. Ordinance 84-24 is a revision of Ordinance 82-4, the building permit fee ordinance. Discussion followed. Dennis Judd moved that a copy of the proposed ordinance, 84-24 be made available to all Council members for their review and that a copy be sent to the City's legal Counsel for his review also. The Council will consider adopting 84-24 once all parties have had a chance to review the ordinance. Glen Fleener seconded, the motion passed, with all members present voting aye. correction 83-25 KB

Heater Box. Mr. Blunt presented a request to purchase materials to build a heater box for the cold mix used to patch the streets during the winter. Discussion followed. Glen Fleener moved the Council approve an expenditure in the amount of \$356.00 to purchase the materials needed to build a heater box for the cold mix. Dennis Judd seconded, the motion passed with all members present voting aye.

Purchase Order to Fill Bulk Gas Tank. Craig Blunt presented a request for the Council to approve a purchase order to fill the bulk gas tank. Discussion followed. Dennis Judd moved the Council direct the Mayor to sign the purchase order to pay for filling the bulk gas tank. Glen Fleener seconded, the motion passed, with all members present voting aye.

#### Approval of Minutes - February 15, 1984

Donna Merrell moved the Council approve the minutes of the February 15, 1984 City Council meeting as corrected. Glen Fleener seconded, the motion passed, with all members present voting aye.

#### Other Business

Regulatory Signs for Wildwood Subdivision. The Council discussed the need for regulatory signs in Wildwood Subdivision. The Council directed Craig Blunt to contact Charlie Walker and notify him that the regulatory signs need to be put up in Wildwood Subdivision.

Vehicle Numbers for All City Vehicles. Glen Fleener moved that all city vehicles be assigned a number that will be used on all invoices for work or items purchased on each vehicle. Dennis Judd seconded, the motion passed.

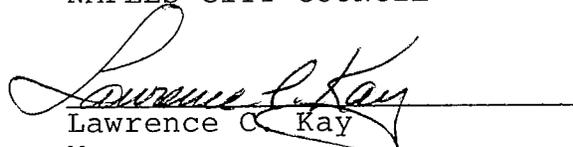
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Police Department. The Council discussed traveling procedures with regard to the police department. Dennis Judd moved that anytime a City employee, including police officers, is going on a work-related trip that is going to involve being gone for more than eight hours, or if expenses are going to cost over \$100.00 or if the employee is going to travel over 100 miles, prior approval for the trip must be obtained from the City Council. Glen Fleener seconded, the motion passed with all members present voting aye.

Adjournment

No further business having come before the Council, Glen Fleener moved the Council adjourn at 10:15 p.m. Donna Merrell seconded, the motion passed.

NAPLES CITY COUNCIL

  
Lawrence C. Kay  
Mayor

ATTEST

Marlene Stidham  
Marlene Stidham  
City Recorder

NAPLES CITY COUNCIL  
February 29, 1984

MINUTES

This meeting of the Naples City Council was held February 29, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:35 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Glen Fleener, Donna Merrell and Lynn McCarrell. Dennis Judd arrived at 8:18 p.m. Larris Hunting was absent.

Staff Present

Marlene Stidham, City Recorder; Craig Blunt, Building Official; Ray Nash, City Attorney and John Ledkins, Chief of Police.

Others Present

Cliff Whitmire, Howard Weaver and Tamara Jarmillio.

Prayer

John Ledkins.

Police Department - Chief Ledkins

Jarmillio Truck Impound. Chief Ledkins discussed with the Council the circumstances surrounding the Jarmillio truck impound. Chief Ledkins indicated his major concern at the time was the potential safety hazard that was posed by the truck as it was leaking gas across the highway. Discussion followed.

Glen Fleener moved that a letter be sent to the Whitmire's indicating that while the incident was both unfortunate and frustrating, it was their opinion that Chief Ledkins acted in the best interest of the general public and that he was justified in towing the vehicle when he did. As no improper actions were taken by Chief Ledkins, the Council does not feel that a refund of the towing fee is justified. It was noted that the fee was not collected by the City but by the towing company. An explanation of the safety hazard should be included in the letter. Donna Merrell seconded, the motion passed with all members present voting aye.

Overtime Report. Chief Ledkins presented the department overtime log for review by the Council. Discussion followed. Glen Fleener indicated that the Council needs to consider trade out time for non-emergency items, rather than to pay overtime for said items. Discussion followed.

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Donna Merrell moved that overtime for the Police Department be paid twice a month and that the overtime be reviewed by the Council before it is paid. Overtime review will be held on the 1st and 3rd Wednesday of the month. Dennis Judd seconded, the motion passed with all members present voting aye.

#### Cliff Whitmire & Tamara Jarmillio

Cliff Whitmire and Tamara Jarmillio were in attendance later in the meeting, to find out what action the Council had taken with regards to the truck impound. The Council informed them of their decision and indicated to them that a letter would be forthcoming which would outline this decision.

#### Policies and Procedures Manual

The Council continued its review of the Policies & Procedures Manual for City employees beginning where they last left off on page 12 with Annual Leave. Discussion followed.

The Council made corrections to the following subsections: Annual Leave, Accumulation, Military Leave, Jury Duty, Injury Leaves, Maternity Leave and Other Leaves. Glen Fleener moved the Council adopt the above listed subsections with corrections. Dennis Judd seconded, the motion passed.

Corrections were made to the section titled Leaves of Absence Without Pay. Donna Merrell moved the Council adopt the section titled Leaves of Absence Without Pay as corrected. Glen Fleener seconded, the motion passed.

The Council made corrections to the section titled Employee Benefits. Donna Merrell moved the Council adopt the section titled Employee Benefits as corrected. Glen Fleener seconded, the motion passed.

The section titled City Education Program was retitled "Travel and Conferences. The Council made corrections to this section and also determined that the section titled Workman's Compensation should be included as a sub section under Employee's benefits. Donna Merrell moved the Council adopt the above listed changes. Glen Fleener seconded, the motion passed.

The Council ended its review of the policies and procedures manual at the section titled Outside Employment on page 18. The Council will continue its review of the manual at the next City Council meeting.

#### Approval of Minutes - February 22, 1984

Glen Fleener moved the Council approve the minutes of the February 22, 1984 City Council meeting as corrected. Dennis Judd seconded, the motion passed with all members present voting aye.

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Other Business

Glen Fleener moved that the Mayor be authorized to grant travel requests in emergency situations, in lieu of Council approval, and that the Mayor report any such action to the Council at the next meeting. Dennis Judd seconded, the motion passed with all members present voting aye.

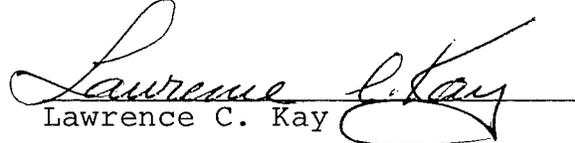
Glen Fleener moved that any time an employee is going to be absent from the office, that his/her department head or the front office be notified of the absence. In addition, a travel itinerary should be provided. Dennis Judd seconded, the motion passed with all members present voting aye.

Mobile Home Public Hearing in Davis. Building Official Craig Blunt presented a review of the public hearing held at Davis Elementary by the County Commission on mobile home zoning. Discussion followed.

Adjournment

No further business having come before the Council, Glen Fleener moved the Council adjourn at 11:30 p.m. Lynn McCarrell seconded, the motion passed with all members present voting aye.

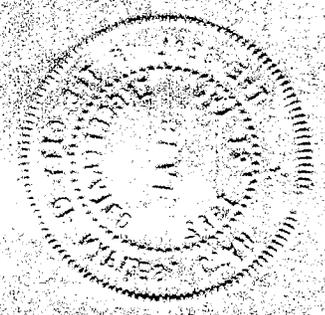
NAPLES CITY COUNCIL

  
 Lawrence C. Kay

ATTEST

  
 Marlene Stidham  
 City Recorder

*cm*



NAPLES CITY COUNCIL  
March 7, 1984

MINUTES

This regularly scheduled meeting of the Naples City Council was held March 7, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:33 p.m. Those in attendance were:

Council Present

Marlene Stidham, City Recorder; Craig Blunt, Building Official; Shirley Price, Treasurer; John Ledkins, Chief of Police and Ray Nash, City Attorney.

Others Present

Traci Menke, Vernal Express.

Prayer

Donna Merrell.

Approval of Bills - Shirley Price

Treasurer Shirley Price was in attendance to present the bills for approval for payment by the Council. Discussion followed. Glen Fleener moved the Council approve paying the bills as presented. Lynn McCarrell seconded, the motion passed with all members present voting aye.

Purchase Request - Court

Mayor Kay reviewed with the Council a letter submitted by Justice of the Peace Smith to purchase a judicial robe costing approximately \$215.00. Discussion followed. Glen Fleener moved the Council approve the request of Justice of the Peace Smith to purchase a judicial robe. Donna Merrell seconded, the motion passed with all members present voting aye.

Approval of Minutes - February 29, 1984

The Council reviewed the minutes of the February 29, 1984 City Council meeting. Glen Fleener moved the Council approve the minutes of the February 29, 1984 City Council meeting as corrected. Donna Merrell seconded, the motion passed with all members present voting aye.

Letter to Mr. & Mrs. Whitmire

The Council reviewed the letter to Mr. & Mrs. Whitmire regarding the impound of the Jarmillio truck. The Council approved sending the letter as corrected.

Naples City Council  
March 7, 1984  
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### Police Department - Chief Ledkins

Overtime Report. The Council reviewed the overtime report submitted by Chief Ledkins. Discussion followed. Glen Fleener moved that the overtime hours be paid as submitted in the report. Donna Merrell seconded, the motion passed with all members present voting aye.

Monthly Statistics Report. The Council reviewed the monthly statistics report with Chief Ledkins. Discussion followed.

Accident Statistics on East Highway 40. The Council reviewed the report on accidents on East Highway 40. Discussion followed. It was the consensus of the Council that the accident problems on East Highway 40 would be alleviated once the highway is widened.

Courteous Citizen Coupon. Chief Ledkins presented to the Council samples of a Courteous Citizen Coupon he had printed. The coupons are in \$4.00 increments and will be used by the police department to develop good public relations. They are redeemable at the Naples Truck Stop. Discussion followed.

The Council commended Chief Ledkins on keeping the overtime hours under control and for his work in developing the Courteous Citizen Coupon.

### Review of City Salary Schedule

Glen Fleener moved the Council members take the City Salary Schedule home and review it for the next City Council meeting. Donna Merrell seconded, the motion passed with all members present voting aye.

### Animal Control Agreement with Uintah County

The Council reviewed the animal control agreement. Discussion followed. Glen Fleener moved the Council execute the agreement. Donna Merrell seconded, the motion passed with all members present voting aye.

### Retirement Re: City Employees

Glen Fleener informed the Council of the meeting held with representatives of the State Retirement System. Mr. Fleener informed the Council that the requirements were that if retirement benefits were going to be provided by the City that the City was required to join the State Retirement system. A private plan could be used in addition to the state plan but not in lieu of state retirement. Discussion followed.

It was the consensus of those members present that no decision should be made without all members of the Council being present. The Council directed that the Recorder work with Mayor Kay and gather the

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Minutes March 7, 1984  
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information which outlines what obligations the City had agreed to with regards to retirement.

Building Official's Report - Craig Blunt

Building Official Craig Blunt presented the following licenses for approval by the Council.

Beer License Class C - Dinaland Pro Shop

Business License Renewals:

Dinaland Pro Shop	Gray Tool
Creeper Truck & Equipment	Valley Petroleum/Truck Stop
C & H Distributing	Mosbey Oilfield Sales & Service
Carl's TV Service	Campbell Plumbing

Game Machine License:

Valley Petroleum/Naples Truck Stop (2)

Discussion followed. Glen Fleener moved the Council approve the licenses listed above. Donna Merrell seconded, the motion passed with all members present voting aye.

Bid Specs for Fire Hydrants. Craig Blunt informed the Council that the bids had been let for the installation of 20 fire hydrants to be installed with Community Development Block Grant funds. Discussion followed.

*Ordinance  
84-25  
KB*

Ordinance 84-25 - Building Permit Fee Ordinance. Craig Blunt reviewed proposed ordinance 84-25, Building permit fees, with the Council. Discussion followed on Appendix #5. Donna Merrell moved that the Council adopt Ordinance 84-25, Building Permit Fee Ordinance with corrections made to Appendix #5. Glen Fleener seconded, the motion passed with all members present voting aye.

Adjournment

No further business having come before the Council, Donna Merrell moved the Council adjourn at 8:40 p.m. Glen Fleener seconded, the motion passed with all members present voting aye.

NAPLES CITY COUNCIL

*Lawrence C. Kay*  
Lawrence C. Kay  
Mayor

ATTEST

*Marlene Stidham*  
Marlene Stidham  
City Recorder

ORDINANCE 84-25  
BUILDING PERMIT FEE ORDINANCE

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

WHEREAS, the City of Naples has adopted ordinances regulating the construction standards of all building and construction within Naples; and,

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

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

NOW THEREFORE, be it ordained by the City Council of the City of Naples that:

I. GENERAL PROVISION.

II. PERMIT REQUIRED -- EXCEPTIONS.

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

III. APPLICATION FOR PERMIT.

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

IV. APPROVAL OF PLAN.

The Building Inspector, shall review the plan to determine whether the proposed construction or alteration conforms to the building codes and ordinances of this municipality. The Building Inspector shall mark the plans within ten days with the statement "Approved" if the plans do conform or "Disapproved" if the plans do not conform. If the plans are disapproved, the reasons therefor shall be annexed to the plans. Upon approval of the plan, the Building Inspector shall issue a permit to the applicant together with one set of the approved plan. One set of the plans shall be retained by the Building Inspector. The Building Inspector may revoke at any time a permit which has been issued for any building constructed or being constructed or which would be or

NAPLES CITY COUNCIL  
March 21, 1984

MINUTES

This meeting of the Naples City Council was held March 21, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:41 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Glen Fleener, Larris Hunting, Donna Merrell, Lynn McCarrell and Dennis Judd.

Staff Present

Marlene Stidham, City Recorder; Craig Blunt, Building Official; Shirley Price, Treasurer; John Ledkins, Chief of Police; Ray Nash, City Attorney and Lonn Salmond, Police Officer.

Others Present

Traci Menke, Howard Weaver, Bob Gilbert, Kathy Smith and Rolene Smith.

Chamber of Commerce - Rolene Smith

Rolene Smith was in attendance to discuss with the Council the formation of a new Chamber of Commerce committee whose purpose will be to bring business into the area. It was Mrs. Smith's opinion that it was critical at this time that representation from Naples be at Chamber meetings every week. And, further that Naples participate in some of the various committees. It was her opinion that a diligent effort was being made not to centralize the Chamber, but to make it an area wide Chamber of Commerce. Discussion followed. Mrs. Smith further recommended that the Council, through written communication, encourage participation by Naples businesses in the Chamber of Commerce. The Council will take Mrs. Smith's suggestion and recommendations under advisement.

Approval of Bills - Treasurer Shirley Price

Treasurer Shirley Price was in attendance to present the bills for approval for payment by the City Council. Discussion followed. Glen Fleener moved the Council approve paying the bills as presented. Larris Hunting seconded, the motion passed with all members present voting aye.

Letter of Appreciation to Vernal City/Uintah County Fire Dept.

The Council directed that a letter of appreciation be sent to the Vernal City/Uintah County Fire Department for their help at the recent fire at the Munson home.

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### Ray Nash

Letter from Community Impact Board Re: Road Repair Grant/Loan. Ray Nash was in attendance to discuss with the Council the letter from the Community Impact Board regarding the road repair grant/loan for Naples. Discussion followed.

Mr. Nash indicated that the law provides for the issuance of a non-voted revenue bond to repay the loan. The Council discussed with Mr. Nash options for repaying a revenue bond issued to cover the loan from the State Impact Board. Additional discussion followed.

Larris Hunting moved the Council direct Ray Nash to move ahead on negotiating with the Impact Board pledging repayment of the loan to come from a revenue bond which will be repaid with class "C" Road funds received by Naples. Glen Fleener seconded, the motion passed with all members present voting aye.

Ordinance of Salaries. Ray Nash presented an ordinance setting salaries for elected officials and for statutory officers for the Council's review. The Council will take the ordinance under advisement.

### Community Center Agreement

Bob Gilbert and Kathy Smith were in attendance to present to the Council a joint agreement regarding a Community Center. Discussion followed.

The original agreement was presented to the Council on December 7, 1983. Since that time, two major changes have been made in the agreement. These changes are: Page 4, sentence beginning, "Provided, however, that any ..." - this sentence was added to the agreement; Page 4, Section 7 - term of agreement - changed from 5 years to 10 years.

Discussion followed on Section 2 - Composition of the Board.

Glen Fleener moved that the word "shall" in Section 2 - Composition of the Board, 8th line down, be changed to "may"; and the "Uintah Basing Helth District", same section 10th line down, be stricken from the agreement. Larris Hunting seconded, the motion passed with all members present voting aye.

Dennis Judd moved the Council execute the amended agreement on behalf of the City. Donna Merrell seconded, the motion passed with all members present voting aye.

The agreement will be re-typed with the changes and presented for the Mayor's signature as soon as possible.

Naples City Council  
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Police Department - Chief Ledkins

Overtime Review. The Council reviewed with Chief Ledkins the overtime hours for the past two weeks. Discussion followed. Larris Hunting moved the Council approve payment of the overtime hours as presented. Donna Merrell seconded, the motion passed with all members present voting aye.

Windowshield Replacement. Chief Ledkins discussed replacing a windowshield on one of the police vehicles and submitted a request to have the damaged windowshield replaced. Glen Fleener moved the Mayor sign the purchase order to have a windowshield replaced in one of the police vehicles. Larris Hunting seconded the motion passed with all members present voting aye.

Acting Chief. Chief Ledkins indicated that while he is in the hospital for surgery, an acting Chief needs to be appointed for the department. Discussion followed. The Council directed that Chief Ledkins, as head of the department, appoint an acting Chief in his absence.

Departmental Order for D.U.I.'s. The Council directed that Chief Ledkins prepare a departmental order designating a specific person or persons to sign D.U.I. citations.

Chain of Command. Glen Fleener recommended that for the Police Department and the City Council a chain of command be established all the way through in the event that a problem arises that needs an immediate decision.

Graduation Ceremonies. Chief Ledkins presented a request for himself and Officer Salmond to attend the graduation ceremonies for Officer Bond and Officer Arbcast at the Police Academy on March 23, 1984. Discussion followed. The Council approved the request for both officers to attend the graduation ceremonies in Salt Lake City.

Workman's Compensation. Chief Ledkins discussed with the Council the City's current policy with regards to Workman's Compensation.

Discussion followed. Glen Fleener moved the City adopt the following policy regarding Workman's Compensation - "That the City continue the employee on his full salary (no overtime included) and that the amount payable from the State Industrial Fund be paid directly to the City. This will be in effect for 90 days after which time the employee will be turned over solely to the State Industrial Fund. In addition, this policy must be approved by the State Insurance Fund." Larris Hunting seconded. Donna Merrell, Glen Fleener, Larris Hunting and Lynn McCarrell voted aye. Dennis Judd abstained. The motion passed.

Lonn Salmond - Re: Reimbursement on Insurance. The Council directed that Lonn Salmond be reimbursed \$400.00 re: Mrs. Salmond's maternity bill as previously agreed to on August 10, 1983.

Naples City Council  
 Minutes March 21, 1984  
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Graduation Dinner. Chief Ledkins submitted a request for funds to pay for a graduation dinner in honor of the new police officers completing training at the Police Academy.

Discussion followed. Glen Fleener moved that funds up to \$120.00 total, be approved for a graduation dinner. Donna Merrell seconded. Glen Fleener, Larris Hunting, Donna Merrell and Lynn McCarrell voted aye. Dennis Judd opposed on the basis that he felt it was an improper use of City funds. The motion passed.

### Building Official's Report - Craig Blunt

Business License. Mr. Blunt submitted a business license application for George Mathis to open a barbeque establishment at the Naples Trading Post. Mr. Blunt pointed out the Mr. Mathis's establishment needs to meet the State Health Standards. Discussion followed. Glen Fleener moved the Council approve the business license for George Mathis. Larris Hunting seconded, the motion passed with all members present voting aye.

Contractor's License. Mr. Blunt submitted a business license application for contractor Earol Montague. Discussion followed. Larris Hunting moved the Council approve the license for Earol Montague. Donna Merrell seconded, the motion passed with all members present voting aye.

Business License Renewal. Mr. Blunt submitted a business license renewal for Page Brake Warehouse. Discussion followed. Dennis Judd moved the Council approve the business license renewal for Page Brake Warehouse. Donna Merrell seconded, the motion passed with all members present voting aye.

New Fire Truck. Mr. Blunt indicated there is a need to review the original specifications for the fire truck received from the State Forester's Office. He indicated that the original specifications may not have been met. The Council directed that Mr. Blunt review the specifications and if the truck doesn't meet those specs, he is to refuse the title on the vehicle until such time that the original specifications are met.

Fire Department Purchase Request. Mr. Blunt submitted a request on behalf of the fire department to purchase the following:

1 ea. 2½" nozzels	2 ea. 2½" hydrant valve
1 ea. 2½ x 2½ x 5 simase suction	1 foam enducator
30 glas. AFFF 6%	2 ea. 2½" DF
2 ea. 2½" DM	1 ea. 2½" to 1½"

Discussion followed. A request was also submitted to reimburse the Fire Department for training manuals. Donna Merrell moved

Naples City Council  
 Minutes March 21, 1984  
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that the Fire Department be reimbursed for their training manuals and that the Council approve the purchase of the following items:

1 Foam Enductor	30 gals. AFFF 6%
2 ea. 2½ DF	2 ea. 2½ DM
1 ea. 2½ to 1½	

Dennis Judd seconded, the motion passed with all members present voting aye.

ESCO Construction. Mr. Blunt submitted a request on behalf of ESCO Construction for release of a bond put up for work on a water line on Vernal Avenue. Discussion followed. Mr. Blunt indicated there was some minor clean-up left to do, but Mr. Blunt foresaw no problems in that area. Glen Fleener moved that the Council release the bond, as long as everything was taken care of. Donna Merrell seconded. Glen Fleener, Donna Merrell, Larris Hunting and Lynn McCarrell voted aye. Dennis Judd abstained. The motion passed.

New Lock on Back Door of Fire Station. Mr. Blunt informed the Council that a combination type lock had been installed on the back door to the fire station. Discussion followed.

Bulk Gas Bids. Mr. Blunt submitted bids on bulk gas from Bowden Oil and the Naples Truck Stop. As there was very little difference in the bids, Mr. Blunt will continue to get bulk gas from Bowden Oil as we are currently furnishing tanks and pumps from them anyway.

CDBG Brant Application. Mr. Blunt submitted the 1984 Community Development Block Grant application to the Council for their review. Discussion followed. Dennis Judd moved the Council hold a public hearing on April 4th, 1984 at 7:30 p.m. to solicit public input on the grant application. Donna Merrell seconded, the motion passed with all members present voting aye.

DOT Grant Application. Mr. Blunt submitted a grant application for Department of Transportation funds to help with sidewalk construction on Highway 40 1500 East for the Council's review. Discussion followed. Glen Fleener moved the Council direct Craig Blunt to submit the DOT grant application. Dennis Judd seconded, the motion passed with all members present voting aye.

Bike Moguls at Naples Park. Mr. Blunt informed the Council he had been approached by a private group who is interested in operating a bike mogul at the Naples Park. Discussion followed. The Council directed that the proposal be turned over to the Park Committee. After review by the Park Committee, they make a recommendation to the City Council.

Weed Control on the Side of the Roads. Mr. Blunt discussed with the Council possible weed control methods to clear the sides of the roads of weeds. No action was taken at this time.

Naples City Council  
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Digging Berm out of the Ditches. Mr. Blunt indicated there is a problem with berm being dumped in the City easements and streets by people clearing out their ditches. Discussion followed. The Council recommended that Craig Blunt obtain a legal opinion before he takes any further action in this area.

Request to Order Signs. Mr. Blunt submitted a request to purchase the following signs:

8 Stop Signs	4 Slow-Children Playing
4 42" Men Working Stands	12 Cones
2 Stop/Slow/Walk	

Total for the above signs is \$567.00. Discussion followed. Glen Fleener moved the Council approve the request to purchase the above signs. Dennis Judd seconded the motion passed with all members present voting aye.

High Country Roads. Mr. Blunt discussed with the Council the condition of the roads in the High Country Subdivision. He indicated that the City has not yet accepted the roads. The Council recommended he write a letter to FHA regarding the bonds warranting those roads for one year after acceptance. Mr. Blunt is also to check into lots pledged to Uintah County to secure completion of road work.

Neighborhood Committee in High Country. Mr. Blunt informed the Council that the residents of High Country had formed a neighborhood committee to enforce the restrictive conveniences set forth for that area. Discussion followed.

#### Ordinances from League of Cities & Towns

The Council directed that a letter be written to the League of Cities and Towns informing them that we are cancelling our order for the book of ordinances they were to have compiled.

#### Judicial Seminar

The Council reviewed a request from Justice of the Peace Smith for funds to attend a Judicial Seminar in May. Discussion followed. Glen Fleener moved the Council approve Mrs. Smith's request for funds to attend the Judicial Seminar with the stipulation that she provides a breakdown of costs and itemized receipts. Larris Hunting seconded, the motion passed with all members present voting aye.

#### Bid Opening on Fire Hydrants

Larris Hunting moved the City Council meeting be continued to March 28, 1984 at 7:30 p.m. for the bid opening on the Fire Hydrant Project.

Naples City Council  
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Approval of Minutes - March 7, 1984

Donna Merrell moved the minutes of the March 7, 1984 City Council meeting be approved as corrected. Glen Fleenr seconded, the motion passed with all members present voting aye.

Executive Session

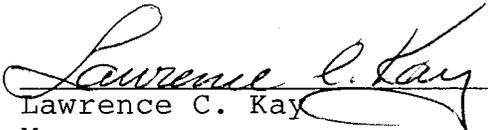
Donna Merrell moved the Council adjourn into Executive Session to discuss retirement benefits for City employees. Larris Hunting seconded, the motion passed with all members present voting aye.

The Executive Session was adjourned at 11:45 p.m.

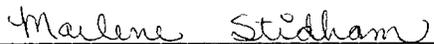
Adjournment

No further business having come before the Council, Donna Merrell moved the Council adjourn until 7:30 p.m. March 28, 1984. Larris Hunting seconded, the motion passed.

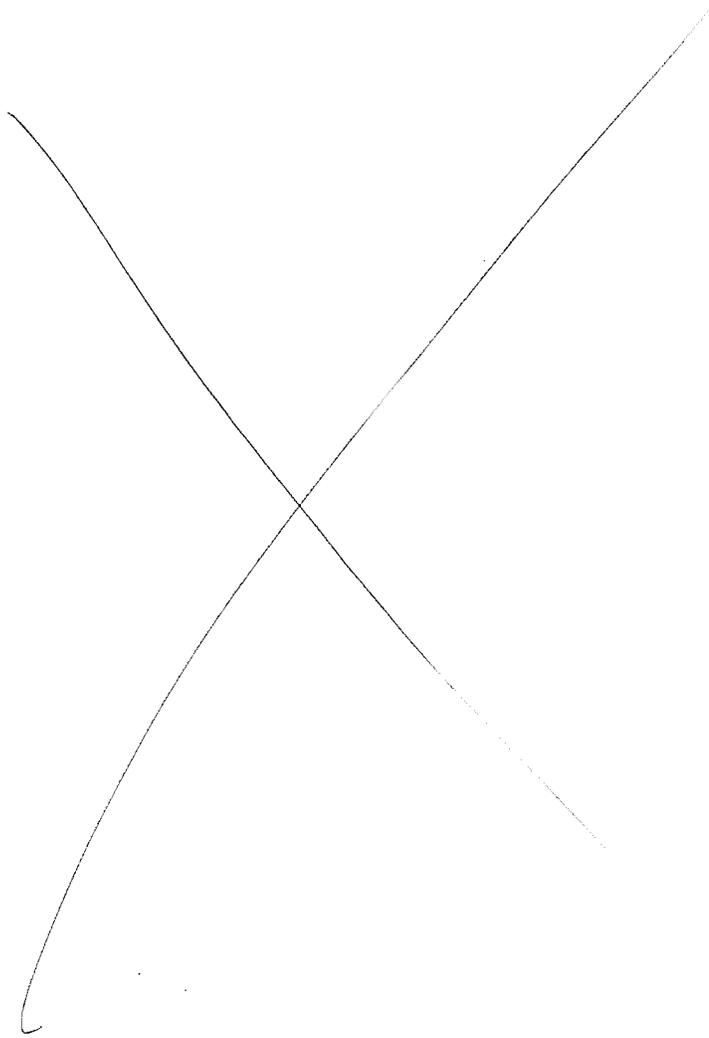
NAPLES CITY COUNCIL

BY:   
Lawrence C. Kay  
Mayor

ATTEST:

  
Marlene Stidham  
City Recorder

CSM



**CITY COUNCIL MEETING CONTINUED  
FROM MARCH 21, 1984**

The City Council meeting of March 21, 1984 was continued to March 28, 1984 at 7:30 p.m.

Those in attendance on March 28, 1984 were:

**Council Present**

Lawrence C. Kay Mayor; Glen Fleener, Larris Hunting and Donna Merrell. Dennis Judd and Lynn McCarrell were absent.

**Staff Present**

Marlene Stidham, City Recorder and Craig Blunt, Building Official.

**Others Present**

Gilmer Chivers and Dave Hamlin.

**Bid Opening on Fire Hydrant Project**

The City Council meeting of March 21, 1984 was continued to this date for the bid opening on the fire hydrant project to be funded with Community Development Block Grant funds.

Only one bid was received. This was submitted by Gilmer Chivers, Backhoe Supremo. Mr. Chivers total project price bid was \$45,500.00.

The Council will make a decision to accept or reject the bid at the City Council meeting scheduled for April 4, 1984.

**Adjournment**

No further business having come before the Council the meeting was adjourned.

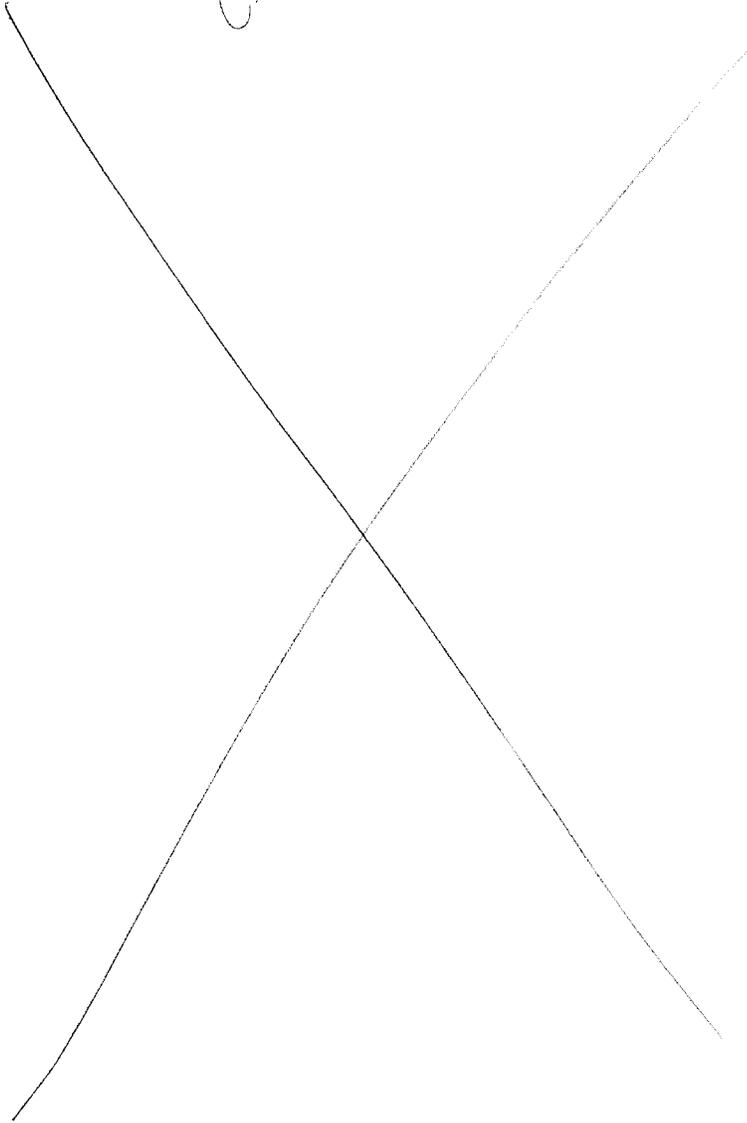
NAPLES CITY COUNCIL

BY: Lawrence C. Kay  
Lawrence C. Kay  
Mayor

ATTEST

Marlene Stidham  
Marlene Stidham  
City Recorder

CM



NAPLES CITY COUNCIL  
April 4, 1984

MINUTES

This regularly scheduled meeting of the Naples City Council was held April 4, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:35 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Glen Fleener, Lynn McCarrell, Donna Merrell. Dennis Judd arrived at 7:56 p.m. Larris Hunting was absent.

Staff Present

Marlene Stidham, City Recorder; Craig Blunt, Building Official; Shirley Price, Treasurer; Ray Nash, City Attorney and Lon Salmond, Police Sergeant.

Others Present

Mr. and Mrs. Randy Freston; Gilmer Chivers, Howard Weaver and Traci Menke of the Vernal Express.

Public Hearing Re: CDBG Application

Mayor Kay opened the public hearing on the 1984 Community Development Block Grant Application for the City of Naples. The Council proceeded to review the application. The application is being submitted for funding for one of three projects. These projects are: 1) Sidewalk for east side of East Highway 40; 2) Phase II for fire hydrant installation; and 3) To develop a Master Drainage Plan.

After review of the application, the Mayor asked for input from members of the public present at the hearing. No concerns having been expressed by the members of the public present, Donna Merrell moved that the City approve the application be submitted as soon as possible. Glen Fleener seconded, the motion passed with all members present voting aye.

Bid on Fire hydrant Project

The Council discussed with Gilmar Chivers, the bid he had submitted on the fire hydrant project. Mr. Chivers indicated that he had included in his bid funds to compensate for a possible change in size of the lines to each fire hydrant. Discussion followed. The Council discussed the legalities of the project with Ray Nash. It was the consensus of the Council to take the bid under further advisement until the Council can make a further study of the project.

Naples City Council  
Minutes April 4, 1984  
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Mr. Chivers indicated that there were some areas in his bid where he could possibly make some reductions. Discussion followed. The Council asked Mr. Chivers to put those possible reductions in writing and submit that to the Council at the next meeting. The Council directed that Craig Blunt check with some suppliers on prices on equipment for the project.

#### Disclosure Statement

Mayor Kay submitted a disclosure statement to be entered into the official minutes of the meeting.

#### Randy Freston - Quality Control Proposal

Randy Freston was in attendance to submit a proposal from Uintah Engineering to provide quality control on the City's road repair project to be funded by the State Impact Board. Discussion followed. (The written proposal is attached.) Discussion followed on whether or not a bond or guarantee was included in the proposal. It was pointed out that the design for the project was not a bondable item. Discussion followed. The Council will take the proposal for quality control under advisement.

#### Ray Nash - Road Repair Grant/Loan

Ray Nash was in attendance to discuss with the Council the status of the road repair grant/loan from the State Impact Board. Mr. Nash indicated that he had met with the Attorney General's office and that state statute limits revenue bonds to revenue producing projects. The Council directed that Ray Nash set up a meeting with the Impact Board regarding the grant/loan.

#### Ordinances from the League of Cities & Towns

Ray Nash informed the Council that he would review the book of ordinances prepared by the League. He indicated that in briefly scanning the book, there were some changes that needed to be made.

#### Approval of Bills

Treasurer Shirley Price was in attendance to present the bills for approval for payment by the Council. Discussion followed. Glen Fleener moved the Council approve the bills as presented. Donna Merrell seconded, the motion passed with all members present voting aye.

#### Shirley Price - Heavy Equipment Abusing His Property

Shirley Price discussed with the Council the problem he's been having with heavy equipment operators unloading on his property. Mr. Price indicated that he did not want to make a formal complaint at this time, but that he wanted the Council to be aware of the situation.

Naples City Council  
 Minutes April 4, 1984  
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**Building Official's Report - Craig Blunt**

Business License Renewals. Craig Blunt presented the following business licenses for renewal by the Council:

GTL Supply: Carl Oldaker's

Discussion followed. Mr. Blunt also presented the following new business license applications:

Consolidated Freightways Southam Appliance (Office)

Discussion followed. Glen Fleener moved the business license renewals and the new business license applications be approved by the Council. Lynn McCarrell seconded, the motion passed with all members present voting aye.

Road Cut on 2000 East. Craig Blunt presented a plat showing the proposed cut on 2000 East to install a water line. Discussion followed. Donna Merrell moved the Council approve a 5' road cut on 2000 East by Ashley Valley Water & Sewer Improvement District to install a water line to Mr. Brown's property. Lynn McCarrell seconded, the motion passed with all members present voting aye. The approval to cut the road is given with the stipulation that the District repair the road to its previous condition.

Letter to AVW & S District Re: 7A & 7B Sewer Projects. Craig Blunt reviewed with the Council a letter he had sent to Ashley Valley Water & Sewer District regarding clean-up and road repairs on the 7A & 7B Sewer projects. Discussion followed. Mayor Kay indicated that he would contact Brownie Tomlinson and he would review those sites with him.

Request for Board of Adjustments. Craig Blunt discussed with the Council a request by Betty Merrell to appear before the Board of Adjustments. Discussion followed on the circumstances surrounding the meeting between Mr. Blunt and Mrs. Merrell.

The Council discussed the fees on manufactured housing. No action was taken at this time. The Council directed that Mr. Blunt prepare a form which outlines what the fees are and what the purpose of these fees are.

**Police Department**

Overtime Report. Sergeant Salmond reviewed with the Council the overtime report for the police department. The council directed that when an officer is subpoenaed by another Court that he be reimbursed by that entity rather to charge Naples City overtime. Discussion followed. Glen Fleener moved the Council approve paying the Police Department overtime as presented. Donna Merrell seconded, the motion passed with all members present voting aye.

Naples City Council  
 Minutes April 4, 1984  
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Monthly Statistics Report. Sergeant Salmond presented the monthly statistics report for March. The report was reviewed by the Council.

Request for Training. Sergeant Salmond presented a request for training for Officer Arbcast, Officer Bond and for Chief Ledkins. The requests were made for the following:

Officer Arbcast	Certification on Radar Gun
Officer Bond	Certification on Breathalyzer
Chief Ledkins	Medical Examiner's Class

Discussion followed. Donna Merrell moved the requests for training be approved. Lynn McCarrell seconded, the motion passed with all members present voting aye.

Comp Time Re: Craig Blunt

The Council discussed Mr. Blunt's accumulated comp time. The Council directed that Mr. Blunt try to use as much of his comp time as possible between now and July 1, 1984. And that Mr. Blunt is to prepare a proposal on his recommendation on how the Council should handle the remaining amount of his comp time.

Road Crew Help. The Council discussed the possibility of hiring one man on to help with the road work. No action was taken at this time.

Salary. Dennis Judd proposed the Council direct Craig to prepare several salary proposals showing the amount of salary needed for hours spent on inspections and building department work, and a proposal on what he should be paid for road work, including snow removal etc. In addition, Mr. Judd recommended that before the budget is adopted, the Council sit down with each employee and work out all of the details of what their salary covers, with regard to comp time, overtime etc. When this is done, everything should be out in the open as to what work is expected for the salary paid. Discussion followed.

Employee's Statements of Benefits Owed. The Council reviewed the statements from the employee's as to what they felt the City owed them with regards to benefits. The Council will meet with each individual employee to discuss their individual statements and how those will be settled.

Retirement

Blen Fleener moved the Council recognize 2 separate groups of employees, public safety employees being separate from other City employees. Donna Merrell seconded, the motion passed with all members present voting aye.

Naples City Council  
Minutes April 4, 1984  
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Glen Fleener moved the City of Naples adopt the State Retirement System for its employees and that all monies owed be paid and brought up to date and that the contracts be secured from the State Retirement Office. Donna Merrell seconded, the motion passed with all members present voting aye.

#### Acting City Manager & Acting Assistant City Manager

Donna Merrell proposed that Craig Blunt be appointed the Acting City Manager and that Marlene Stidham be appointed the Acting Assistant City Manager. Discussion followed. A job description is to be prepared for those positions. The Council directed that Craig and Marlene prepare a job description for those positions and those be presented to the Council for their approval. Discussion followed.

#### Time Clock

The Council discussed installing a time clock. Concern was expressed about how a time clock would effect the police department. No action was taken at this time.

#### Overtime

The Council discussed overtime. Glen Fleener moved that overtime pay be suspended for all employees. Discussion followed. The motion died for lack of a second.

#### Public Hearing

The Council directed that two public hearings be scheduled for May 2nd, 1984. One hearing is to adopt a tentative budget for FY 1984/85. And the second hearing is to adopt an ordinance setting the salaries for elected and statutory officers.

#### Salary Proposal from Police Department

The Council directed that Chief Ledkins prepare a proposal for himself to go on salary and also a proposal of the same nature for Sergeant Salmond.

#### Approval of Minutes

The Council reviewed the minutes from the March 21, 1984 City Council meeting. Donna Merrell moved the minutes be approved as corrected. Glen Fleener seconded, the motion passed with all members present voting aye.

#### Written Directives

Glen Fleener moved that whenever the Council issued a directive, that the directive be put in writing and presented to the appropriate person. Dennis Judd seconded, the motion passed with all members present voting aye.

Naples City Council  
Minutes April 4, 1984  
Page -6-

Statement of Expenses on Graduation Dinner

The Council directed that Chief Ledkins submit a written affidavit regarding expenses on the graduation dinner. This affidavit is to be prepared since Chief Ledkins did not keep the receipt for the dinner.

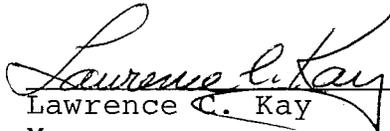
Policies & Procedures Manual

The Council made corrections to the policies and procedures manual. Dennis Judd moved the Council adopt the changes as discussed. Glen Fleener seconded, the motion passed with all members present voting aye. The Council will continue to review the policies and procedures manual at the section titled "Gifts" at the next Council meeting.

Adjournment

No further business having come before the Council, Donna Merrell moved the Council adjourn at 12:50 p.m. Glen Fleener seconded, the motion passed with all members present voting aye.

NAPLES CITY COUNCIL

  
Lawrence C. Kay  
Mayor

ATTEST

  
Marlene Stidham  
City Recorder

NAPLES CITY COUNCIL  
April 18, 1984

MINUTES

This regularly scheduled meeting of the Naples City Council was held April 18, 1984 at the Naples City Office. Dennis Judd, Mayor Pro-tem called the meeting to order at 7:40 p.m. Those in attendance were:

Council Present

Dennis Judd, Donna Merrell, Larris Hunting and Glen Fleener. Lynn McCarrell arrived at 9:10 p.m. and Mayor Lawrence C. Kay was absent.

Staff Present

Marlene Stidham, City Recorder; Shirley Price, Treasurer; Ray Nash, City Attorney; Kent Oviatt, Fire Dept. Chief; and Craig Blunt Building Official. Also in attendance was Police Chief John Ledkins.

Others Present

Joyce Williams, Traci Menke, Norman Merrell, Todd Massey, Dan Barber, Norman Haslem, Gilmer Chivers and Howard Weaver.

Park Committee - Recommendation on Bike Mogul at Park

Norman Merrell, Park Committee Chairman, was in attendance to make a recommendation from the Park Committee to the City Council concerning operation of the bike mogul at the park. The Park Committee recommended that the Council approve construction of the bike moguls at the park through a coordinated effort with the local branch of the Utah National Guard. It was the opinion of the park committee that the addition of the bike moguls to the park would be a great asset to the community as a whole.

Norman Merrell also presented a recommendation from the Park Committee to enter into an agreement with Basin BMX to allow them to run a bicycle moto-cross operation on the mogul track.

Representatives of Basin BMX proposed to provide the following should they be allowed to operate the moto-cross:

1 million dollars liability insurance coverage during sanctioned events.

Starting Gates

Bleachers

Clean-up after events

Lights for track

Any help necessary during construction of the track.

Naples City Council  
 Minutes April 18, 1984  
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Discussion followed. The Council reviewed the proposed location of the bike mogul with Mr. Merrell. Representatives of Basin BMX also agreed to work out an agreement with Bowden Oil regarding fuel for the national guard trucks that will be constructing the track.

The Council discussed having a written agreement prepared between the City and Basin BMX regarding the moto-cross operation. The agreement should specify the length of time of the agreement (10 years), length of time for track use (three ½ days per week), the City is to make available the land and will assist through the use of equipment in the construction of the track. Basin BMX is to provide the starting gate, bleachers and lights and will conduct the races and maintain the track whenever races are being held; and will provide not less than \$1 million dollar liability coverage during the sanctioned races that they conduct. Norman Merrell is to provide a map which shows the area of the track. The City's financial obligation is to be limited to purchase of fuel for the National Guard trucks doing the construction work. Basin BMX is to try to arrange for Bowden Oil to chip in some gas for use during the construction of the track.

Donna Merrell moved that Ray Nash work with Norman Merrell and Basin BMX to prepare a written agreement as outlined above. The agreement is to be presented to the Council for final approval as soon as it is prepared. Glen Fleener seconded, the motion passed with all members present voting aye.

#### Approval of Bills

Treasurer Shirley Price was in attendance to present the bills for approval for payment by the Council. Discussion followed. Glen Fleener moved the Council approve the bills as presented. Larris Hunting seconded, the motion passed with all members present voting aye.

#### Board of Adjustment Appointments

The Council discussed appointments to the Naples Board of Adjustment. Donna Merrell moved the Council approve the appointment of the following individuals to the Naples Board of Adjustment for the length of term specified:

##### Regular Members

Dennis Judd - 1 year  
 Lynn McCarrell - 2 years  
 Howard Weaver - 3 years  
 Morris Cook - 4 years  
 Robert Workman - 5 years

##### Alternates

Dave Smith - 1 year  
 Donna Merrell - 3 years  
 Robert Hunt - 5 years

Larris Hunting seconded, the motion passed with all members present voting aye. The Council also directed that Craig Blunt

inform the Planning & Zoning Commission that the Zoning Ordinance needed to be amended regarding the length of terms of Board of Adjustment members. The change should have one member's term expire every year. The change should reference to UCA 10-9-7.

#### Road Repair Grant/Loan Financing - Ray Nash

Ray Nash was in attendance to discuss with the Council financing of the road repair grant/loan from the State Impact Board. Mr. Nash indicated he had spoke with the attorney general's office regarding issuance of a revenue bond to be repaid with excise taxes. The attorney general's office indicated that Mr. Nash needed to get an opinion on the matter from a recognized bond attorney. Mr. Nash spoke with Blaine Carlton, and he agreed to issue an opinion on the matter if Mr. Nash will send him a letter requesting him to do so.

Discussion followed. Glen Fleener moved the Council direct Ray Nash to request an opinion from Blaine Carlton regarding the revenue bond and in addition, that Mr. Nash contact Shirl Clarke from the Impact Board to request that Naples be put on their agenda for May 3, 1984 to discuss the financing of the road repair grant/loan. Donna Merrell seconded, the motion passed with all members present voting aye.

Ordinance Book from League of Cities & Towns. Mr. Nash indicated he is still reviewing the book of ordinances from the League of Cities & Towns.

#### Approval of Minutes - April 4, 1984

Glen Fleener moved the Council approve the minutes of the April 4, 1984 City Council meeting as presented. Donna Merrell seconded, the motion passed with all members present voting aye.

#### Vernal Area Chamber of Commerce Clean-up Committee

Joyce Williams, Chairman of the Vernal Area Chamber of Commerce Clean-up Committee was in attendance to ask Naples City to proclaim the weeks of April 23, 1984 - May 5, 1984 as official Clean-up Week in Naples. she indicated that the clean-up campaign would continue throughout the summer and these two weeks were intended to kick off that campaign. Mrs. Williams also informed the Council that the fees to the landfill would be waived during this time to encourage residents to haul off their garbage. As part of the clean-up campaign the City truck would be at the Naples Elementary school all day on May 5th, 1984 to pick up trash and haul it to the landfill. Discussion followed.

Glen Fleener moved the Council direct Dennis Judd, Mayor Pro-tem to sign the proclamation designating the weeks of April 23, 1984 - May 5, 1984 as Official Clean-up Week in Naples. Larris Hunting seconded, the motion passed with all members present voting aye.

In addition, the City truck will be available at the Naples Elementary School to pick-up garbage on May 5, 1984.

**Gilmer Chivers, Backhoe Supremeo - Reductions in Bid**

Gilmer Chivers, Backhoe Supremeo was in attendance to present to the Council reductions in his bid to install hydrants purchased with 1983 CDBG money.

Mr. Chivers reviewed his proposed reductions with the Council. Discussion followed. the Council will take Mr. Chivers proposal under advisement and will make a decision at the next scheduled Council meeting.

**Bob Gilbert - Community Center**

Representative to Community Center Committee. Bob Gilbert was in attendance to ask the Council to make an appointment of a representative to the Community Center Committee from Naples City. Discussion followed. Larris Hunting moved the Council appoint Mayor Lawrence C. Kay to be the Naples City representative to the Community Center Committee. Glen Fleener seconded, the motion passed with all members present voting aye.

Donation to Community Center Committee. Bob Gilbert also asked the Council if Naples City would be willing to donate \$50.00 "seed" money to the Community Center Committee. The money would be used for stamps, envelopes etc. which are necessary to begin solicitation of funds for the center. Discussion followed. Glen Fleener moved the Council authorize a donation of \$50.00 to the Community Center Committee for the purposes outlined above. Larris Hunting seconded, the motion passed with all members present voting aye. The Council directed that the money be taken out of the Education budget.

**Building Official's Report - Craig Blunt**

Conditional Use Permit Hearing. Building Official Craig Blunt informed the Council that a joint meeting of the Naples City Council and the Planning & Zoning Commission is going to be held Thursday, April 19, 1984 to consider a conditional use permit to operate a gravel pit at 2850 East 1500 South. The application was submitted by Larry Gurr. Discussion followed.

Burning Permit Requirements. Craig Blunt reviewed with the Council the State requirements regarding burning permits. Discussion followed. It was the consensus of the Council that the City of Naples would not require the use of burning permits.

Business License Application. Craig Blunt presented an application from Dawson Construction for a contractors business license. Discussion followed. Mr. Blunt also presented a renewal for a contractor's license for Phil Murray. Glen fleener moved the Council

Naples City Council  
 April 18, 1984  
 Page -5-

approve the applications presented above. Larris Hunting seconded, the motion passed with all members present voting aye.

Community Development Committee. Mr. Blunt informed the Council of the formation of an economic development committee for the City. Discussion followed. The purpose of the committee is to encourage economic development in Naples. Mr. Blunt asked for authorization for committee members to attend Chamber meetings as representatives of Naples and for the luncheon fees to be paid by the City. Discussion followed. Donna Merrell moved the Council authorize the Economic Committee to attend Chamber meetings as representatives of Naples. All committee members are to attend the first meeting and thereafter that attendance at Chamber luncheons be limited to 2 members per meeting. Luncheon fees are approved up to \$5.00 per person providing proper receipts are turned in. Glen Fleener seconded, the motion passed with all members present voting aye.

#### Park Impact Fee, Road Impact Fee & Building Permit Fees

The Council discussed at length the City's park impact fees, road impact fees and building permit fees.

Glen Fleener moved that the park impact fee and the road impact fee be eliminated and that building permit fees be cut by 50% across the board and that these cuts be instituted immediately. Larris Hunting seconded. Glen Fleener, Larris Hunting and Lynn McCarrell voted aye. Dennis Judd and Donna Merrell opposed, the motion passed.

At the May 9, 1984 Council meeting, a motion was passed to clarify the intent of the above listed motion regarding park and road impact fees. Please refer to the minutes of May 9, 1984 for a clarification of the motion regarding park and road impact fees.

#### Request to Attend Seminar - Craig Blunt

Building Official Craig Blunt presented a request to attend a road patching seminar in Provo may 9-11, 1984. Cost of the seminar is approximately \$180.00 Discussion followed. Donna Merrell moved the Council approve funds for Mr. blunt to attend the road patching seminar May 9-11, 1984. Glen fleener seconded, the motion passed with all members present voting aye.

#### CDBG Application 1984

Mr. Blunt presented the Community Development Block grant application for 1984 to the Council for their approval and signatures. Discussion followed. glen Fleener moved the Council direct Dennis Judd, Mayor Pro-tem to sign the application on behalf of the City of Naples. Larris Hunting seconded, the motion passed with all members present voting aye.

Naples City Council  
April 18, 1984  
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Department Budgets

Budgets for Fiscal Year 1984/1985 were submitted for the Council's review by the department heads. (the Council will take the budgets under advisement until the first scheduled meeting in May, when it will be necessary to adopt a tentative budget for the City.

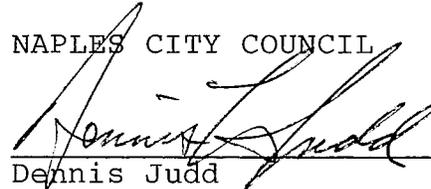
Police Department - Overtime Approval

Chief Ledkins presented the police department overtime statistics for approval by the City Council for payment. Discussion followed. Donna Merrell moved the Council approve payment of the overtime hours as presented. (Glen Fleener seconded, the motion passed with all members present voting aye.

Adjournment

No other business having come before the Council, Donna Merrell moved the Council adjourn at 2:15 P.M. Larris Hunting seconded, the motion passed with all members present voting aye.

NAPLES CITY COUNCIL

  
\_\_\_\_\_  
Dennis Judd  
Mayor Pro-tem

ATTEST

  
\_\_\_\_\_  
Marlene Stidham  
City Recorder

JOINT MEETING  
NAPLES CITY COUNCIL  
NAPLES PLANNING & ZONING COMMISSION  
April 19, 1984

MINUTES

This special scheduled meeting of the Naples City Council and the Naples Planning & Zoning Commission was held on April 19, 1984 at the Naples City Office. Dennis Judd, Mayor Pro-tem, called the meeting to order at 7:42 P.M. Those in attendance were:

Council Present

Dennis Judd, Mayor Pro-tem; Donna Merrell and Lynn McCarrell. Larris Hunting, Lawrence Kay and Glen Fleener were absent.

Commission Present

Robert Kay, Chairman; Ralph Dart, Charles Olsen, Welsey Bowden, Ron Walker, Alternate and Dennis Judd, City Council Prerepresentative. The following Commission members were absent: Artell Armstrong, Alternate; Phillip Manwaring and Norman Haslem.

Others Present

Carl Oldaker, Curt Collard, Gary Bradford, Larry Gurr, Norman Fletcher and Brownie Tomlinson.

Application for Conditional Use Permit

The Naples city Council and the Naples Planning & Zoning commission met in Joint Session to consider an application from Larry Gurr for a conditional use permit to operate a business for excavating a gravel pit on property located at 2580 East 1500 South.

Council and commission members reviewed Mr. Gurr's application and the acknowledgement of notice for all property owners within 1000 feet of the proposed gravel pit. All property owners signed the acknowledgement of Notice with the exception of Jeff Nichols. The members of the board were informed that Jeff Nichols was no longer in the area and that the property no longer belonged to him.

Council and Commission members also reviewed minutes from the November 10, 1983 Planning & Zoning meeting where a similar request was submitted. At the time of that request, a gravel crusher and asphalt mixer were also proposed to be installed at the site. The present proposal, however, involves excavation and removal of gravel from the site only.

Members also reviewed the section of the Zoning Ordinance which set forth the characteristics of the RA-1 zone, within which the property is located.

Naples City Council  
Planning & Zoning Commission  
April 19, 1984  
Page -2-

Following a review of the RA-1 permitted uses, members reviewed the section of the Zoning Ordinance governing conditional use permits.

Carl Oldaker indicated that the property listed as Jeff Nichols was now owned by Clyde Juachuu. Mr. Juachuu is a resident of California. The Board noted for the record that Mr. Juachuu was not notified of the meeting.

Curt Collard, manager of Staker Paving informed the Council that their intention was to remove pit run gravel for use and distribution throughout Ashley valley. They intend to lease the site from Mr. Gurr with an option to buy.

At the time of removal of the gravel Mr. Collard stated that Staker intends to groom the area so that in the future, that location would be better suited for its zoned purposes.

Mr. Collard stated they have no intention to crush material or make asphalt at that site. He stated Staker's intends to maintain dust control.

He further stated that the site would be used as an on-again, off-again basis for projects requiring bank-run materials - such as sub-base for roads and so forth.

Mr. Collard stated there have been trucks up and down 1500 South for years and he doesn't foresee their operation being anything out of the ordinary for that area.

There are nine acres in Mr. Gurr's property. However, Mr. Collard stated there are actually only five acres that can be used for gravel. Mr. Collard stated that the entire nine acres would have to be included in the permit in order for them to groom and shape the site after its use.

Gary Bradford, estimator for Staker Paving made a chalkboard drawing to demonstrate their proposed excavation of the gravel and what the site would look like when they were through.

Mr. Bradford stated there was approximately 40,000 yards of gravel there to excavate.

discussion followed.

Norman Fletcher and Brownie Tomlinson of Ashley Valley Water & Sewer Improvement District were in attendance. They indicated that they were aware of what Staker's was proposing and that as long as their lines and valves were not bothered they had no opposition to the project. Additional discussion followed.

Naples City Council  
Planning & Zoning Commission  
April 19, 1984  
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Mr. Oldaker asked how the nearby property owners had felt about the proposed pit. Discussion followed.

Mrs. Merrell indicated concern that there be a safe entrance from the site onto 1500 East.

Mr. Bradford indicated that there was 200' of visibility, with the only obstruction being Curtis Lamb's house, which was quite a bit set back from the road.

Mr. Collard further stated that they intend to fence the area and put a gate up to try to maintain total control of the area.

Ron Walker asked what the longest time frame Staker's had with regard to hauling gravel out of that location. It was pointed out that the permit could only be issued for one year at a time.

Ralph Dart indicated he had no problem with the gravel being hauled out of the location. He indicated that the members should be concerned with the roads and the safety to the children in the area.

He indicated that truck traffic on 1500 South has been a real pain for the last couple of years and was a major concern to him.

Mr. Dart also expressed concern with whether the proposed use of the area would be compatible with present and future uses of the area. Mr. Dart was referencing to the possibility, 10 to 20 years from now, of that section line being turned into a road. If this happened he was concerned with one level of property being on one side and then a 12' drop being on the other side.

Mr. Dart also questioned whether the pit would be complementary to the existing and surrounding property. Discussion followed.

Mr. McCarrell asked how far back from 1500 South they would begin their operations. Staker's indicated that they would begin their slope from the wash to the south of 1500 South. That would make it approximately 500' from the main road.

There was some concern expressed that the present property owners were not all notified. However, the acknowledgement of notice was prepared directly from the County ownership plats, and the property owners listed there were the ones that were notified. Discussion followed.

Ashley Valley Water & Sewer representatives reiterated that they had no objections with the exception that their lines would be protected. As the sewer was now active and working they wanted some assurance that their structures would not be interfered with. Discussion followed.

Naples City Council  
Planning & Zoning Commission  
April 19, 1984  
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Mr. Oldaker expressed concern that the pit area would be unsightly and asked if Staker's had intentions to re-seed the area and re-claim the property.

Mr. Bradford indicated he could not say yes or no to that question at this time. He did indicate that Staker's was not in the habit of leaving holes here and there and also because of the condition of the soil, re-seeding was not feasible.

Concern was expressed regarding dust from the operation. Mr. Gurr stated that he had canal water rights and that the water was available to Staker's to maintain dust control. Mr. Bradford stated that they would lay some asphalt-type material down by the road near Mr. Lamb's house and this should help control the dust. But if the dust still got out of hand they did have water trucks to deal with it. They indicated they are familiar with dust control problems and feel they are well equipped to handle them.

Council and Commission members addressed, individually, the terms that Staker's would have to meet to be issued a conditional use permit. Discussion followed.

Regarding truck traffic, Staker's stated that there should be no more truck traffic on 1500 South than there already is from the Holmes pit.

Ralph Dart, expressing his concerns as a property owner, felt that the proposed use would be detrimental to his property. He was specifically concerned with a ledge being left between his property and the Gurr property. He further indicated that it was difficult to visualize the slope that Staker's was proposing in relation to his property. Discussion followed.

Concern was expressed as to why some of the other surrounding property owners were not at the hearing. Discussion followed.

Additional concern was expressed regarding liability on the City's part for property owners that were not notified. It was pointed out that the property owners that were to be notified were those that were listed on the most current County ownership plats. And, as this was done, there should not be liability to the City. Discussion followed.

The meeting was turned over to Robert Kay, Chairman of the Planning and Zoning Commission for their decision. The Commission reviewed Building Official Craig Blunt's recommendations on the matter. Discussion followed.

Ron Walker moved that the Planning & Zoning Commission approve issuance of the conditional use permit with the following conditions:

Naples City Council  
 Planning & Zoning Commission  
 April 19, 1984  
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- 1) 3 to 1 slope beginning at both fence lines
- 2) Bond on 5 acres @ \$300.00 per acre
- 3) Safety is to be maintained
- 4) Adequate dust control to be maintained
- 5) Hauling & Excavation to be limited to daylight hours
- 6) Permit is to expire in one year
- 7) Must maintain the ditch to handle wastewater
- 8) There is to be no interference with sewer lines & valves

Wesley Bowden seconded, with the additional requirement that Garth Horrocks be notified by Larry Gurr as to the gravel pit being put on Mr. Gurr's property. Discussion followed. The motion passed unanimously.

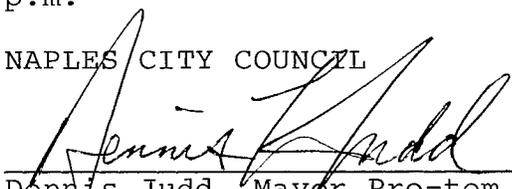
The meeting was turned over to Dennis Judd, Mayor Pro-tem.

Based on the recommendation from the Planning & Zoning Commission, Lynn McCarrell moved the Council approve issuance of the conditional use permit with the conditions as outlined by the Planning and Zoning Commission. Donna Merrell seconded, the motion passed unanimously.

Craig Blunt is to issue the permit when he returns from Salt Lake, however, Staker is allowed to proceed with excavating and hauling operations immediately.

The meeting adjourned at 10:20 p.m.

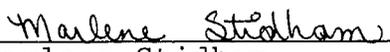
NAPLES CITY COUNCIL

  
 \_\_\_\_\_  
 Dennis Judd, Mayor Pro-tem

PLANNING & ZONING COMMISSION

\_\_\_\_\_  
 Robert Kay, Chairman

ATTEST:

  
 \_\_\_\_\_  
 Marlene Stidham  
 City Recorder

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**NAPLES CITY COUNCIL**  
**May 9, 1984**

**MINUTES**

This specially scheduled meeting of the Naples City Council was held May 9, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:34 P.M. Those in attendance were:

**Council Present**

Lawrence C. Kay, Mayor; Dennis Judd, Glen ~~fleener~~, Larris Hunting and Lynn McCarrell. Donna Merrell arrived at 8:30 P.M.

**Staff Present**

Marlene Stidham, City Recorder and Shirley Price, Treasurer.

**Others Present**

Norman Merrell, Gilmer Chivers and Traci Menke.

**Prayer**

Dennis Judd.

**Public Hearing RE: Salaries for Elected and Statutory Officers**

Mayor Kay opened the public hearing on the salaries for elected and statutory officers. No one present had any comments, questions or objections regarding the salaries for elected and statutory officers. The Council then proceeded to review the ordinance to set the salaries. discussion followed.

Dennis Judd moved the Council adopt ordinance 84-26, which sets the salaries for elected and statutory officers that are now in effect. Larris Hunting seconded, the motion passed with all members present voting aye. The vote was as follows:

Dennis Judd	Aye	Lynn McCarrell	Aye
Glen Fleener	Aye	Donna Merrell	Absent
Larris Hunting	Aye		

The motion passed.

**Treasurer's Report - Shirley Price**

Approval of Bills. Treasurer Shirley Price presented the bills for approval for payment by the Council. Discussion followed. Glen Fleener moved the Council approve the bills presented by Mr. Price. Larris Hunting seconded, the motion passed with all members present voting aye.

Equipment Purchase Request. Mr. Price presented a request to purchase a new adding machine as soon as possible. Discussion followed. The Council directed Mr. Price to order the machine.

*Ordinance  
84-26  
KB*

Naples City Council  
 May 9, 1984  
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Public Hearing to Adopt Tentative Budget for FY 1984/1985

Mayor Kay opened the public hearing to adopt a tentative budget for FY 1984/1985. The Council reviewed the proposed budget for FY 1984/85. Discussion followed. Proposed expenditures for 1984/85 are: \$593,765.00. Proposed revenue is: \$604,609.00

Glen Fleener moved the Council adopt the tentative budget for FY 1984/1985 as reviewed, with the proposed revenue being \$604,609.00 and the proposed expenditures being \$593,765.00 Dennis Judd seconded, the motion passed with all members present voting aye.

Fire Department RE: EMT Classes

Kent Oviatt was in attendance to discuss with the Council EMT classes for the Naples volunteer fire fighters. Discussion followed. Larris Hunting moved the Council pay \$750.00 for the EMT classes with half of the money to be refunded to the fire department budget by the fire fighters who attend the classes from the money they receive for fighting fires. Dennis Judd seconded, the motion passed with all members present voting aye.

Judge Smith - Training

Mayor Kay presented a request from Judge Smith for reimbursement for hotel expenses, dues and mileage for her recent trip to Salt Lake City to attend a judicial seminar. Discussion followed. Dennis Judd moved that Judge Smith be reimbursed for her hotel expenses, dues and mileage (at 28¢ per mile). Lynn McCarrell seconded, the motion passed with all members present voting aye.

Two-Week Judicial Seminar in Reno. Mayor Kay presented a request from Judge Smith for approval to attend the two-week judicial seminar in Reno, Nevada in July, 1984. Discussion followed. Larris Hunting moved the Council approve Judge Smith's request to attend the judicial seminar in Reno and that her expenses be reimbursed providing that she provides receipts to be reimbursed from. Dennis Judd seconded, the motion passed with all members present voting aye.

Fire Hydrant Installation - Gilmer Chivers

Gilmer Chivers, Backhoe Supremeo was in attendance to discuss with the Council the fire hydrant installation project for the City.

Glen Fleener moved the Council reject all bids submitted. Donna Merrell seconded, the motion passed with all members present voting aye.

Naples City Council  
May 9, 1984  
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Discussion followed on what options were now open for the Council to pursue. It was the consensus of the Council that a legal opinion was necessary before a decision could be made.

It was the decision of the Council that the meeting be continued to tomorrow evening (Thursday, May 10, 1984) at 8:00 P.M. The Council further directed that Mayor Kay check with Ashley Valley Water & Sewer District to see if they would accept the Kennedy fire hydrant and that Councilman Judd consult with City attorney Ray Nash and obtain a legal opinion on bonding requirements, liability insurance and options regarding rebidding the project or negotiating the contract. This information is to be available when the Council meets tomorrow evening.

#### Final Plat Approval - Triangle B Rentals

The Council reviewed the final plat for Triangle B Rentals. Discussion followed. Glen Fleener moved the Council approve the final plat for Triangle B Rentals. Larris Hunting seconded. All members present voted aye with the exception of Lynn McCarrell, who abstained from voting.

#### Contracts for State Retirement System

The Council reviewed the contracts to enroll City employees in the State retirement system and contracts to enroll the police department in the State Public Safety Retirement System. Discussion followed.

Dennis Judd moved that the Council direct the Mayor to sign the contract on behalf of the City and that the Council adopt the resolutions and that the City pay 100% of the program for the remainder of this budget year with the understanding that the Council may elect, beginning next budget year to require the employees to pay a percentage. Glen Fleener seconded. Discussion followed. Dennis Judd, Glen Fleener and Donna Merrell moved aye. Lynn McCarrell and Larris Hunting voted no, the motion passed.

#### Motion to Cut Spending

Glen Fleener moved the Council direct that a memorandum be issued to all departments that all expenses be cut to only the items that are absolutely necessary to operate the departments on. Dennis Judd seconded, the motion passed with all members present voting aye.

#### Approval of Minutes Joint Meeting - April 19, 1984

The Council reviewed the minutes of the joint meeting between the Council and the Planning & Zoning Commission held April 19, 1984. Donna Merrell moved the minutes of the joint meeting held April 19, 1984 be approved as corrected. Dennis Judd seconded, the motion passed with all members present voting aye.

Approval of Minutes - April 18, 1984

The Council reviewed the minutes of the April 18, 1984 City Council meeting. Discussion followed.

The Council made a clarification of intent regarding the motion to cut the road impact fee and the park impact fee.

Glen Fleener moved the Council clarify the intent of the motion to cut the road impact fee and park impact fee. The intent of the motion was that the road impact fee and park impact fee be cut from individual housing outside of planned subdivisions. Dennis Judd seconded. All members present voted aye with the exception of Lynn McCarrell, who abstained from voting.

Review of Planning & Zoning Minutes - April 27, 1984

The Council reviewed the minutes of the April 27, 1984 Planning & Zoning Commission when Dearman & Associates were granted a temporary use permit to put a rock crusher at 2800 South Highway 40 1500 East. Discussion followed.

Carnival

Mayor Kay informed the Council that the Americal Legion was going to conduct their annual carnival in Naples City this year. The fairgrounds, where the carnival was originally going to be held was not available. Therefore arrangemetns had been made to set the carnival up on Bob Turner's property adjacent to the park. Lynn McCarrell questioned whether the hours of the carnival would conflict with the hours of the races being held at the fairgrounds. Discussion followed.

Computer Purchase

Donna Merrell presented some figures regarding purchasing an Apple II E computer for the City. The Council discussed the advantages and disadvantages of making the purchase. Further discussion was tabled at this time.

Discussion on Disincorporation Petition

Norman Merrell was in attendance to discuss with the Council the disincorporation petition that has been circulating in the City of Naples. Discussion followed.

Press Release on Taxes

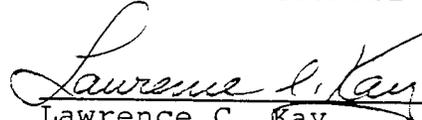
The Council directed that Craig Blunt prepare a news release showing what mil levy is being assessed by the various taxing entities.

Naples City Council  
Minutes May 9, 1984  
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Adjournment

No further business having come before the Council at this time, Glen Fleener moved the Council adjourn until 8:00 p.m. tomorrow (May 10, 1984) evening. Donna Merrell seconded, the motion passed with all members present voting aye.

NAPLES CITY COUNCIL

  
\_\_\_\_\_  
Lawrence C. Kay  
Mayor

ATTEST

  
\_\_\_\_\_  
Marlene Stidham  
City Recorder

ORDINANCE NO. 84-26

AN ORDINANCE ESTABLISHING AND REAFFIRMING THE SALARIES OF THE ELECTED AND STATUTORY OFFICERS OF THE CITY OF NAPLES

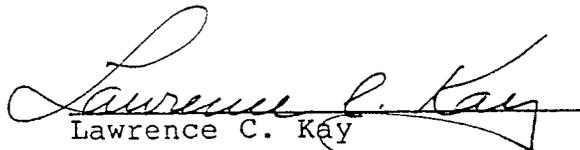
WHEREAS, heretofore the City adopted by resolution and after hearing did establish the salaries of the elected and statutory officers; and,

WHEREAS, it is appropriate that said salaries be set forth in Ordinance form.

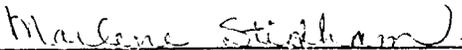
NOW, THEREFORE BE IT ORDERED AND RESOLVED that the salaries of the elected and statutory officers of the City of Naples are as follows:

Mayor	\$ <u>250.00</u>	per month
Councilmen	\$ <u>200.00</u>	per month
Recorder	\$ <u>1,102.50</u>	per month
Treasurer	\$ <u>572.00</u>	per month
Engineer	\$ <u>N/A</u>	per month
Attorney	\$ <u>1,000.00</u>	per month
Justice of the Peace	\$ <u>300.00</u>	per month
Chief of Police	\$ <u>2,118.00</u>	per month

ADOPTED this 9th day of May 1984.

  
 Lawrence C. Kay  
 Mayor

ATTEST:

  
 Marlene Stidham  
 City Recorder

Naples City Council  
Minutes May 9, 1984  
Page -5-

Adjournment

No further business having come before the Council at this time, Glen Fleener moved the Council adjourn until 8:00 p.m. tomorrow (May 10, 1984) evening. Donna Merrell seconded, the motion passed with all members present voting aye.

NAPLES CITY COUNCIL

Lawrence C. Kay  
Lawrence C. Kay  
Mayor

ATTEST

Marlene Stidham  
Marlene Stidham  
City Recorder

AN AMENDMENT TO ORDINANCE NO. 84-26

AN AMENDMENT TO ORDINANCE No. 84-26 (AN ORDINANCE ESTABLISHING AND REAFFIRMING THE SALARIES OF THE ELECTED AND STATUTORY OFFICERS OF THE CITY OF NAPLES.

Notice is hereby given that Ordinance No. 84-26 is amended as follows:

Mayor	\$ <u>250.00</u>	per month
Councilmen	\$ <u>200.00</u>	per month
Recorder	\$ <u>1530.00</u>	per month
Treasurer	\$ <u>528.00</u>	per month
Engineer	\$ <u>N/A</u>	per month
Attorney	\$ <u>1000.00</u>	per month
Justice of the Peace	\$ <u>306.00</u>	per month
Chief of Police	\$ <u>2706.00</u>	per month
City Administrator	\$ <u>2295.00</u>	per month

Effective July 01, 1986

Adopted this 25<sup>th</sup> day of June 1986.

Lawrence C. Kay  
Lawrence C. Kay  
Mayor *Pro Tem*

ATTEST:

Marlene Stidham  
Marlene Stidham  
City Recorder

*wrong ordinance  
copied  
K Bailey*

NAPLES CITY COUNCIL  
May 10, 1984

MINUTES

This meeting of the Naples City Council was held May 10, 1984 and was continued from the May 9, 1984 City Council meeting. The meeting was held at the Naples City Office. Dennis Judd, Mayor Pro-tem reconvened the meeting at 8:47 p.m. Those in attendance were:

Council Present

Dennis Judd, Mayor Pro-tem; Glen Fleener and Lynn McCarrell. Donna Merrell, Larris Hunting and Mayor Lawrence C. Kay were absent.

Staff Present

Marlene Stidham, City Recorder

Others Present

Gilmer Chivers and Mark Nash.

Fire Hydrant Installation Bid

Council members present discussed options that were open to them regarding the installation of the hydrants.

Legal questions were raised regarding the following:

1. Is there any legal impediment to negotiating with the one person who submitted the bid without any further contact or notice to anyone else?
2. Is there any liability regarding the addendums to the bid that were prepared after the original bid preparation?
3. Can the City legally require less than 100% bonding on any project?

The above questions were addressed by attorney Mark Nash. However, he did not want to go on record by providing an official legal opinion on the matters without an opportunity to further research the issues.

Mr. Chivers presented the Council with a letter from Walter Baker of Uintah Engineering. Mr. Baker had prepared an engineer's estimate for the hydrant project. In the letter presented by Mr. Chivers, Mr. Baker gives an actual breakdown of costs on materials, etc. for the project. Discussion followed. In reviewing Mr. Baker's breakdown, Mr. Chivers pointed out several areas that Mr. Baker's estimate of the project did not cover.

Concern was expressed by those present that a considerable amount of time has passed since the original bid had been submitted. It was the consensus of those present that action needed to be taken on the project as soon as possible.

Discussion followed on whether changes in the bonding and insurance requirements could be handled in the form of a change order.

Glen Fleener moved to rescind the original motion to reject all bids. Lynn McCarrell seconded, the motion passed with all members present voting aye.

Glen Fleener moved to accept the bid per unit from Backhoe Supremeo for the fire hydrant installation project, up to the maximum number of hydrants that can be installed with the funds available. And further that changes in the project regarding bonding, insurance and materials be handled with a change order subject to approval by legal counsel. Lynn McCarrell seconded, the motion passed with all members present voting aye.

It was also the consensus of the Council to allow Mr. Chivers to use the Mueller A-423 hydrant with the old style head.

The Council directed that the above information be provided to Building Official Craig Blunt so that he can prepare the contract and the change orders on the project.

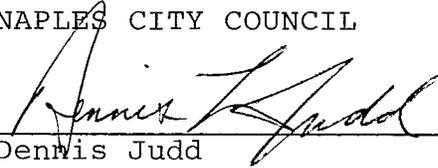
Mayor Kay, Craig Blunt and a representative of the fire department will determine which 10 hydrants will be installed.

The Council further directed that the Mayor be authorized to sign the award notice so that Mr. Chivers could proceed with the work as soon as possible.

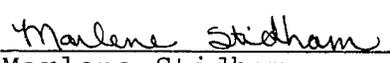
### Adjournment

No other business having come before the Council, Glen Fleener moved the Council adjourn at 9:45 p.m. Lynn McCarrell seconded, the motion passed with all members present voting aye.

NAPLES CITY COUNCIL

  
\_\_\_\_\_  
Dennis Judd  
Mayor Pro-tem

ATTEST

  
\_\_\_\_\_  
Marlene Stidham  
City Recorder

**NAPLES CITY COUNCIL**  
**May 16, 1984**

**MINUTES**

This regularly scheduled meeting of the Naples City Council was held May 16, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 8:04 p.m. The meeting did not begin at the scheduled time due to lack of a quorum being present. Those in attendance were:

**Council Present**

Lawrence C. Kay, Mayor; Donna Merrell, Lynn McCarrell and Dennis Judd. Glen Fleener and Larris Hunting were absent.

**Staff Present**

Marlene Stidham, City Recorder; Craig Blunt, Building Official; John Ledkins, Chief of Police, Lonn Salmond, Sergeant and Ray Nash, City Attorney.

**Others Present**

Lance Siddoway, Rodney Preece, Traci Menke, Bill Hall and Howard Weaver.

**Public Hearing - CDBG Second Hearing on 1984 Application**

Mayor Kay called the public hearing to order and reviewed the application with those individuals present. Mayor Kay then called for questions, comments and statements from the public regarding submission of the application. No one present having any statements for the record, Mayor Kay adjourned the public hearing.

Donna Merrell moved the City proceed with submitting the grant for Community Development Block grant funds for 1984. Dennis Judd seconded, the motion passed with all members present voting aye.

**Building Official's Report - Craig Blunt**

BIO CAT 300-1. Craig Blunt discussed with the Council BIO CAT 300-1, a chemical treatment for roads. The chemical would eliminate the need to haul road base to the road that was being worked on. The chemical acts as a stablizer, is water-proof and has a load bearing weight. Mr. Blunt proposed that the chemical be tried on #1 Industrial Park road as a test section to see how effective it would be. Cost of the chemical is 4¢ a square foot. Discussion followed. The Council directed that Craig work with an engineer to get some figures on using the chemical on Vernal Avenue and on 1000 South (#1 Industrial Park Road).

1000 South. Bill Hall, manager of Grayco was in attendance to discuss with the Council the condition of 1000 South and whose responsibility it was to repair it. Discussion followed. Mayor Kay directed that the Recorder contact the County Clerk's office to schedule an appointment for Naples with the County Commissioners for Monday, May 21, 1984 regarding the paving of 1000 South. Mr. Hall is to be notified of the scheduled meeting time.

Business License Applications. Mr. Blunt submitted the following business license applications for approval by the Council:

Contractors

Others

D & D Electric  
Preece Construction  
Rocky Mtn. Interstate Homes

American Legion (City of Fun Carnival)

Discussion followed. Dennis Judd moved the Council approve the above listed business license applications. Donna Merrell seconded, the motion passed with all members present voting aye.

IAMP Dues. Mr. Blunt presented a request for dues to the International Association of Mechanic & Plumbing Officials in the amount of \$35.00. Discussion followed. Dennis Judd moved the Council approve membership for Mr. Blunt in the IAMPO. Donna Merrell seconded, the motion passed with all members present voting aye.

BLM Pit. Mr. Blunt reviewed a permit from the Bureau of Land Management for 5000 yards of sand, overburden and gravel from their pit for use in the park as a sub-base for roads. Free use of the pit is permitted providing the following conditions are met:

- No removal within 100 feet of highway.
- Reshaping the area to a contour consistent w/surrounding topography.
- No stockpiling of materials at this location will be allowed.
- No one person shall have exclusive use of the pit.
- Other reclamation as directed by the BLM authorized officer.
- Preconstruction on-site conference with Naples City representative, BLM authorized officer and dirt contractor.

Discussion followed.

Waiver Busines License Fee on American Legion. Mr. Blunt discussed with the Council waivering the business license fee for the American legion (re: carnival). Mr. Blunt stated the American Legion sponsors the carnival annually as a means to fund their projects they (American Legion) are a non-profit organization. Discussion followed. Dennis Judd moved the Council waive the business license fee for the American Legion on this year's carnival. Donna Merrell seconded, the motion passed with all members present voting aye.

Naples City Council  
Minutes May 16, 1984  
Page -3-

Countryside Veterinary Clinic. Mr. Blunt discussed with the Council the Conditional Use Permit he had issued to Brian D'Andrea to establish a caretaker's dwelling at the Clinic. The application was made by Countryside Vets with the hope that having a caretaker on site would cut down on the number of thefts from the Clinic.

Burdick Paving. Mr. Blunt reviewed with the Council a letter from the Fireman's Insurance Fund. Burdick Paving listed Naples City as a reference when applying for a bond. Discussion followed. Mayor Kay completed the form.

Request to Attend Tri-State ICBO Meeting. Craig Blunt submitted a request to attend a tri-state meeting of the International Conference of Building Officials scheduled for May 17 & 18, 1984 in Steamboat Springs. Discussion followed. Donna Merrell moved the Council approve the funds for Mr. Blunt to attend the conference. Dennis Judd seconded, the motion passed with all members present voting aye.

Fire Hydrant Installation Project. The Council discussed with Mr. Blunt and Ray Nash the fire hydrant project that had been awarded to Gilmer Chivers, Backhoe Supremeo. Mr. Nash indicated there would be no problem with accepting a property bond in lieu of a cash or surety bond. He further indicated that it would be in the best interest of the City to require Mr. Chivers to have 1 million dollars in liability insurance coverage. Discussion followed. The Council directed that the above two stipulations be made in the contract along with changes made at the May 9, 1984 meeting regarding the project.

### Ray Nash

Liability Insurance. Mr. Nash informed the Council that the City's Liability Insurance would expire on May 20, 1984. Discussion followed. Dennis Judd moved the Council authorize Mayor Kay and Ray Nash to take the necessary steps to assure that the City has insurance coverage until the City can get another policy into effect. Donna Merrell seconded, the motion passed with all members present voting aye.

Back Retirement. The Council discussed the back retirement owed to city employees with Ray Nash. Based on a letter from the State Retirement system which stated that contribution of back retirement funds to the state was not mandatory, Mr. Nash's opinion was that the City have the employees sign a hold harmless agreement after which the City would pay out those funds and "be done with it."

Discussion followed. It was the consensus of those Council members present that the funds be contributed to a private plan as a lump sum, one-time contribution. Dennis Judd moved that Craig Blunt contact some representatives from retirement plans, inform them of the amount of funds, people etc. and see which is the best Plan. The information is to be presented at the May 30, 1984 City

Council meeting at which time the Council will make a decision and issue the check. Donna Merrell seconded, the motion passed with all members present voting aye. Ray Nash is to prepare the release and hold harmless agreements for the staff to sign. Contributions for Linda Cardwell and Bill Moody will also be made to the plan.

### Police Department

Overtime Statistics. Chief Ledkins reviewed the overtime for the last two weeks with the Council for approval for payment. Discussion followed. Donna Merrell moved the Council approve payment of the overtime hours as presented. Dennis Judd seconded, the motion passed with all members present voting aye.

Monthly Statistics Report. Chief Ledkins presented the monthly statistics report for April 1984. Discussion followed. The Council reviewed the statistics with Chief Ledkins.

Chief Ledkins & Sergeant Salmond. Chief Ledkins and Sergeant Salmond discussed with the Council the rumors that have been circulating regarding their attitude and opinions of the City, and so forth. Their intent was to clear the air of such rumors and to let the Council know where they stood on various matters. Discussion followed.

Further discussion was held on the 4% cost of living increase that had been proposed by the Police Department as well as the 5% step increases. It was the consensus of the Council that an official decision should not be made without a full Council being present. They directed that the matter be scheduled on the May 30, 1984 City Council agenda.

Holiday Pay. Chief Ledkins discussed with the Council the City's policy regarding compensation for working on an approved holiday. Dennis Judd moved the following be included as an amendment to the Policies & Procedures manual under "Holiday Schedule":

- d. Employees who work on approved holidays shall be paid two (2) times their regular hourly rate for the time worked. This includes salary employees. But in no event shall any employee be paid more than double pay.

Donna Merrell seconded, the motion passed with all members present voting aye.

### Part -time Building Inspector

The Council discussed hiring a part-time building inspector to help relieve some of Craig's work load. It was the consensus of the Council that hiring a part-time building official would be the most workable solution at this time. Dennis Judd moved the Council

Naples City Council  
 Minutes May 16, 1984  
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authorize Mayor Kay to contact Wesley Bowden to see what terms can be negotiated regarding hours and salary. Donna Merrell seconded, the motion passed with all members present voting aye. The Council will make a formal decision at the May 30, 1984 City Council meeting.

### Other Business

Newsletter. The Council directed that an outline be prepared for a newsletter. Discussion followed.

EMT Classes for Firefighters. The Recorder informed the Council that upon payment of the \$750.00 for EMT classes for the volunteer firefighters, the fire department budget would be in the red by \$269.88. Discussion followed. Donna Merrell moved that the EMT classes be paid for, and that the budget be re-opened to adjust for the overage. In addition, the fire department is to be notified that further expenditures will not be approved as there are no funds available in their budget. Lynn McCarrell seconded, the motion passed with all members present voting aye.

Seminar With State Auditor's Office. The Recorder requested approval to attend a seminar with the State Auditor's Office on May 30, 1984 in Roosevelt. Discussion followed. Donna Merrell moved the Council approve having Marlene Stidham attend the seminar in Roosevelt on May 30, 1984. Lynn McCarrell seconded the motion passed with all members present voting aye.

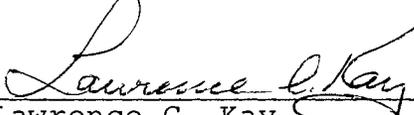
### Approval of Minutes - May 9, 1984

The Council reviewed the minutes of the May 9, 1984 City Council meeting. Discussion followed. Donna Merrell moved the minutes of the May 9, 1984 City Council meeting be approved as corrected. Lynn McCarrell seconded, the motion passed with all members present voting aye.

### Adjournment

No other business having come before the Council, Donna Merrell moved the Council adjourn at 10:15 p.m. Lynn McCarrell seconded, the meeting adjourned.

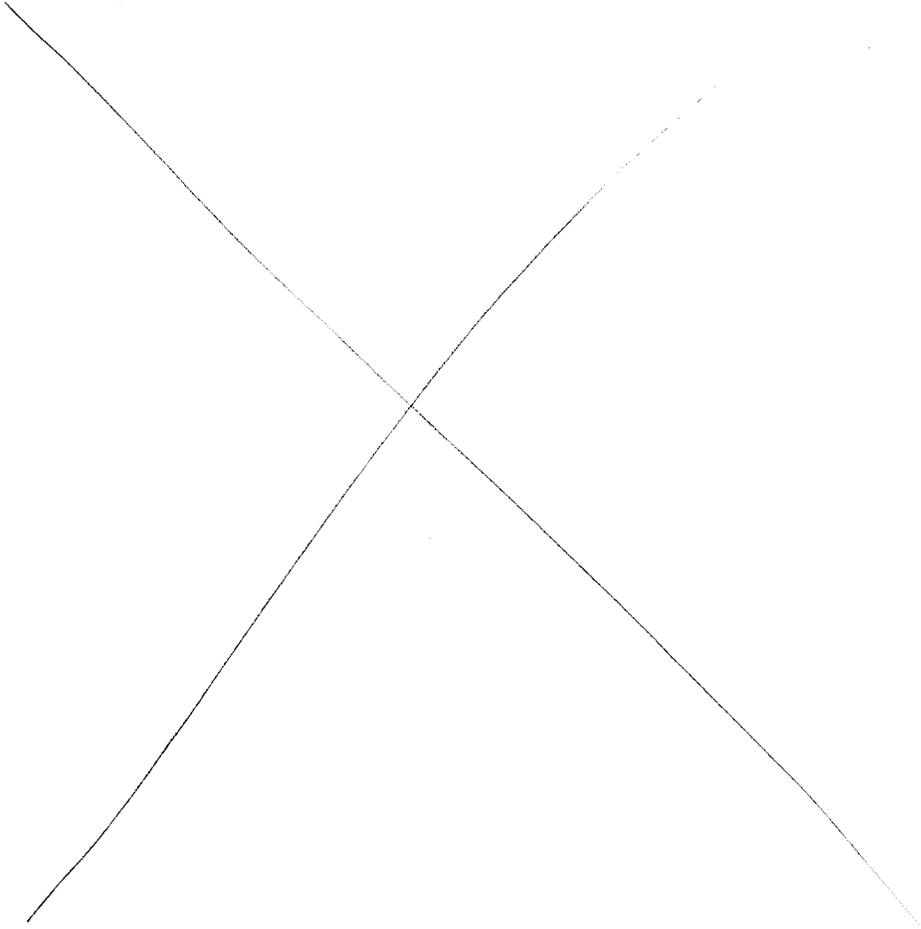
NAPLES CITY COUNCIL

  
 Lawrence C. Kay  
 Mayor

ATTEST

  
 Marlene Stidham  
 City Recorder

CM



**NAPLES CITY COUNCIL**  
**June 6, 1984**

**MINUTES**

This meeting of the Naples City Council was held June 6, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:40 p.m. Those in attendance were:

**Council Present**

Mayor Lawrence C. Kay; Donna Merrell, Larris Hunting and Dennis Judd. Glen Fleener and Lynn McCarrell were absent.

**Staff Present**

Marlene Stidham. City Recorder; Shirley Price, Treasurer; and Ray Nash, City Attorney.

**Others Present**

Howard Weaver; Bill Hall, Manager Graco; Tom Cate, GSI; Tom Hyde, GSI; Pat Madden, GSI; David Cefola, Chevron; Roger Buelow, Chevron; Cecile Reigh and Earl Reigh.

**Dust-control - Earl Reigh**

Mayor Kay and the Council reviewed letters from the Uintah Basin Health Department regarding Gary Warren's horse arena. Discussion followed. Mr. & Mrs. Reigh were asked to return later this evening when City Attorney Ray Nash would be on held to provide answers to some legal aspects of the problem. Further discussion was tabled until Mr. Nash was in attendance.

**Chevron - Re: Seismic Exploration**

Tom Cate, Tom Hyde, Pay Madden, David Cefola and Roger Buelow were in attendance to discuss with the Council plans by Chevron to do some seismic exploration at several locations in Naples. Representatives indicated that Chevron was interested in this area as far as exploration, but that additional seismic data was needed. Discussion followed.

Concern was expressed by the Council regarding water & sewer lines. Mr. Hyde indicated that their surveyors would need to be supplied with a map showing those lines, but that there would be no problem in this area.

Concern was also expressed in the area of liability insurance. Mr. Cefola presented the City with a certificate of insurance. They have an umbrella policy in the amount of one (1) million dollars per incident. In addition, a bond has been put up with the State of Utah.

Naples City Council  
Minutes June 6, 1984  
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Discussion followed. Chevron reps also indicated that they were in the process of securing all of the permits and so forth that are necessary.

The Council indicated that all of their requirements had been satisfied and that Chevron could proceed with their exploration project.

### 1000 South

Mayor Kay discussed with the Council and Bill Hall, manager of Graco, the tentative agreement between Naples City and Uintah County regarding the paving of 1000 South.

The proposal from the County was that they would provide the asphalt free of charge, to pave 1000 South at 28' wide up to the first intersection (1350 East). Naples would then be responsible for hauling the asphalt and laying it.

Discussion followed. Donna Merrell moved the Council work up an agreement, in writing with the County, and proceed with the project of paving 1000 South from Highway 40 to 1300 East. Larris Hunting seconded, the motion passed with all members present voting aye. Mayor Kay will meet with the County to see if they would be willing to provide asphalt to pave the difference between the 28' wide surface to the curb and gutter, in addition to what has already been tentatively agreed upon.

### Ray Nash - City Attorney

Impact Board. Mr. Nash indicated that Naples City was scheduled on the impact Board's agenda to discuss a road repair loan/grant that would be financed with a revenue bond to be repaid with excise taxes. Discussion followed.

Special Improvement District Re: Naples Center. Mr. Nash indicated that financing would have to be confirmed before any further action could be taken regarding formation of a special improvement district for the Naples Center. Discussion followed on what was involved with forming a special improvement district. Concern was expressed regarding the effect a special improvement district would have on the Goodrich's. It was determined that the Goodrich's would have to be involved in the proceeding regarding the improvement district. Mr. Nash will secure additional information in this matter. Further action on the matter was tabled at this time.

Back Retirement Re: City Employees. Discussion followed on back retirement owed to City employees. City employees having been unsuccessful in satisfying Council requirements regarding back retirement, relinquished further involvement in the matter. The matter was therefore turned over to City Attorney Ray Nash for

his recommendations to the Council. The Council will make a decision at the next Council meeting based on attorney Nash's findings and recommendations.

Earl Reigh - Re: Dust Control at Gary Warren's Horse Arena. Earl Reigh returned to discuss with the Council and Ray Nash the dust-control problem at Gary Warren's Horse Arena. Mr. Nash reviewed the letters from the health department in which they had declared the horse arena a public nuisance. Discussion followed.

Mr. Nash recommended that the City prepare a written request to the State Health Department requesting that action be taken on the Warren horse arena as the Health Department had declared the arena a public nuisance in 1983. Mayor Kay will hand-deliver the letter to Lowell Card. In addition, a copy is to be mailed to Mr. Reigh.

#### Approval of Bills - Treasurer Shirley Price

Treasurer Shirley Price presented the bills for approval for payment by the City Council. Discussion followed. Larris Hunting moved the Council approve paying the bills presented with the exception of the bill from Shadetree Radiator. Donna Merrell seconded, the motion passed with all members present voting aye.

#### Approval of Minutes - May 16, 1984

Dennis Judd moved the minutes of the May 16, 1984 City Council meeting be approved as corrected. Donna Merrell seconded, the motion passed with all members present voting aye.

#### Step Increases

The Recorder informed the Council that Shirley Price, Craig Blunt and Lynnette Merrell were due for a 5% step increase as of May 1. Discussion followed. The Council directed that the matter be scheduled on the agenda for the June 13, 1984 City Council meeting.

#### Cost of Living Increase - Police Department

The Council discussed a request from the police department for a 4% cost of living increase for FY 1984. No action was taken at this time.

#### Policies for Park

The Council discussed the problem of people riding motorcycles in the Park. The Council directed that Attorney Ray Nash prepare an ordinance prohibiting motorcycles in the park.

Naples City Council  
Minutes June 6, 1984  
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CDBG Grant

Donna Merrell presented an overview of her meeting with the Community Development Block Grant administrators. They are requiring that Naples conduct a site specific survey on low/moderate income in the area of the City that the block grant money is to be spent. The survey must be completed by the end of next week. The Council directed that Shirley Price and Wesley Bowden be asked to conduct the survey along Highway 40.

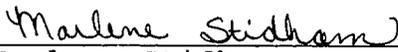
Adjournment

No further business having come before the Council, Dennis Judd moved the Council adjourn at 10:00 p.m. Donna Merrell seconded, the motion passed with all members present voting aye.

NAPLES CITY COUNCIL

  
\_\_\_\_\_  
Lawrence C. Kay  
Mayor

ATTEST

  
\_\_\_\_\_  
Marlene Stidham  
City Recorder

NAPLES CITY COUNCIL  
June 13, 1984

MINUTES

This meeting of the Naples City Council was held June 13, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:33 p.m. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Lynn McCarrell, Donna Merrell and Glen Fleener. Dennis Judd arrived at 8:15 p.m. Larris Hunting was absent.

Staff Present

Marlene Stidham, City Recorder; Shirley Price, Treasurer; Ray Nash, City Attorney; John Ledkins, Chief of Police and Lonnn Salmond, Sergeant. Fire Dept. Chief, Kent Oviatt was also present.

Others Present

Howard Weaver and Jody Card.

Fast Attack Vehicle

Kent Oviatt, Fire Dept. Chief, was in attendance to inform the Council that the East Attack Vehicle from the Forest Service had been returned because it did not meet the original specs and it would have cost too much money for Naples to bring the vehicle up to the required specifications. Discussion followed. The Council directed that a letter be sent to Dale Jablonski thanking him for his efforts regarding the fast attack vehicle.

Proposed Use Hearing Federal Shared Revenue

Mayor Kay opened the public hearing on revenue sharing at 7:40 p.m. Discussion followed. Mayor Kay called for comments and suggestions for areas to use federal revenue sharing funds. No members of the public having any comment to make, Mayor Kay adjourned the public hearing on revenue sharing funds at 7:45 p.m.

Donna Merrell moved the City use all of the federal revenue sharing funds for fiscal year 1984/85 for road repairs. Glen Fleener seconded, the motion passed with all members present voting aye.

Letter to Dr. Romney Re: Pool/Slide

The Council reviewed a letter prepared by Mayor Kay and directed to Dr. Romney regarding the pool and waterslide agreement between Naples City and World Entertainment Co. Discussion followed. The Council directed that the letter be mailed to Dr. Romney as soon as possible.

Naples City Council  
Minutes June 13, 1984  
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### 1000 South Road

The Council reviewed the proposed agreement from Uintah County regarding the paving on 1000 South Road. The agreement called for the County to furnish 600 tons of asphalt (free of charge to Naples) which is to be used to pave 1000 South Street. In return, the City must haul and lay the asphalt. Discussion followed. It was the Council's decision to proceed with the agreement with Uintah County regarding the paving of 1000 South Street based on the terms set forth in the written agreement.

### Public Hearing to Adopt Final Budget for FY 1984/1985

Mayor Kay opened the public hearing for adopting the final budget for FY 1984/1985 at 8:02 p.m. Discussion followed. Mayor Kay called for comments, suggestions or statements from the public. No members of the public having any comments to make, Mayor Kay adjourned the public hearing at 8:10 p.m.

Discussion followed on the mil levy for Naples City. Donna Merrell moved the Council lower the amount to be raised by the mil levy from \$1,200.00 to \$175.00 for FY 1984/1985. Glen Fleener seconded, the motion passed with all members present voting aye.

Glen Fleener moved the Council adopt the final budget for FY 1984/85 as proposed with the following changes: 1) General property taxes reduced from \$1,200.00 to \$175.00 and 2) Police Department budget reduced by \$10,000.00 Lynn McCarrell seconded, the motion passed with all members present voting aye.

### Disclosure Statement

Councilman Glen Fleener filed a disclosure statement to be entered into the minutes of this meeting.

### Dump Truck Re: Repairs

The Council reviewed an estimate from Wheeler Machinery to repair the ram on the dump truck. Discussion followed. The Council directed that Pederson Welding examine the dump truck and prepare an estimate on repair work on the ram.

### Treasurer's Report

Treasurer Shirley Price presented the bills for approval by the Council for payment. Discussion followed. Donna Merrell moved the bills be approved for payment as presented. Dennis Judd seconded. Donna Merrell, Dennis Judd and Lynn McCarrell voted aye. Glen Fleener abstained. The motion passed.

Naples City Council  
Minutes June 13, 1984  
Page -3-

Refund of Towing Fee. The Council discussed refunding a \$38.00 towing fee to Michael Watkins. Mr. Watkins vehicle had been towed away by a Naples police officer because of an expired registration. Discussion followed. Glen Fleener moved that the \$38.00 towing fee be refunded to Michael Watkins. The money is to be deducted from the police department training budget. Lynn McCarrell seconded, the motion passed with all members present voting aye.

Retirement Benefits for Shirley Price. The Council discussed retirement benefits for Treasurer Shirley Price. Further discussion was tabled at this time. The Council directed that the matter be scheduled for the next Council meeting in executive session.

### Ray Nash City Attorney

Impact Board Grant/Loan. Ray Nash reviewed with the Council the new terms for the grant & loan from the Permanent Community Impact Fund Board. The proposed terms as follows:

- a. \$87,500.00 grant;
- b. \$81,000.00 tax anticipation note at 4½% interest due June 30, 1985;
- c. \$169,000 loan at 4½% interest repayable over 15 years in equal, annual installments with the first payment due July 1, 1986. The loan will be secured by excise taxes derived from Class C. road funds earmarked for road improvement use only.

Discussion followed. The Council directed Mr. Nash to proceed with securing the grant/loan from the impact board for road repairs.

Back Retirement Re: City Employees. Mr. Nash informed the Council of the research he had done regarding back retirement funds for City employees. He had met with several vice-presidents from Zions 1st National Bank in Salt Lake City as well as with a representative from the Internal Revenue Service. Based on his discussions with these individuals, Mr. Nash recommended that the Council authorize a cash payment of back retirement benefits to all qualifying City employees. And, that the City deduct all appropriate taxes as required by law. Said cash payment would be subject to each employee signing a waiver & hold harmless agreement releasing the City from further obligation regarding back retirement benefits.

Discussion followed. Donna Merrell moved the Council authorize a cash payment of back retirement benefits to all qualifying City employees, subject to all appropriate taxes being withheld and in addition, that each employee sign the waiver & hold harmless agreement prepared by Mr. Nash. Glen Fleener seconded. Lynn McCarrell, Donna Merrell and Glen Fleener voted aye. Dennis Judd abstained. The motion passed.

Naples City Council  
 Minutes June 13, 1984  
 Page -4-

### Step Increases

The Council discussed step increases for Lynnette Merrell, Craig Blunt and Shirley Price.

Further discussion on Mr. Price's step increase was tabled until the executive session scheduled for the next Council meeting.

It was determined that Craig Blunt had agreed to waive this year's step increase as part of a wage increase package to become effective July 1, 1984.

Glen Fleener moved the Council authorize a 5% step increase for Lynnette Merrell retroactive to May 1, 1984. Lynn McCarrell seconded. Glen Fleener, Lynn McCarrell and Dennis Judd voted aye. Donna Merrell abstained. The motion passed.

### Minutes - June 6, 1984

Dennis Judd moved the minutes of the June 6, 1984 City Council meeting be approved as corrected. Donna Merrell seconded, the motion passed with all members present voting aye.

### Other Business

Town Meeting. The Council discussed the town meeting scheduled for June 14, 1984 at the Naples Elementary School.

Speed Signs for 1900 South. The Council directed that Craig Blunt order the speed signs for 1900 South. The Council determined that the speed for 1900 South would be set at 20 miles per hour because of the school and park.

Ordinance for Park. The Council directed that Ray Nash prepare an ordinance for the park.

### Adjournment

No further business having come before the Council, Donna Merrell moved the Council adjourn at 10:50 p.m. Dennis Judd seconded, the meeting was adjourned.

NAPLES CITY COUNCIL

  
 \_\_\_\_\_  
 Lawrence C. Kay  
 Mayor

ATTEST

  
 \_\_\_\_\_  
 Marlene Stidham  
 City Recorder

**NAPLES CITY COUNCIL**  
**June 27, 1984**

**MINUTES**

This meeting of the Naples City Council was held June 27, 1984 at the Naples City Office. Dennis Judd, Mayor Pro-tem, called the meeting to order at 7:50 P.M. Those in attendance were:

**Council Present**

Dennis Judd, Mayor Pro-tem; Glen Fleener, Lynn McCarrell and Donna Merrell.

**Staff Present**

Marlene Stidham, City Recorder; Craig Blunt, Building Official and Shirley Price, Treasurer.

**Others Present**

Dan Olsen, Howard Weaver and Traci Menke.

**Public Hearing to Balance Budget for FY 1983/1984**

Dennis Judd, Mayor Pro-tem, called the public hearing to balance the budget for FY 1983/1984 to order at 7:55 P.M. The Treasurer's report showed the following budget categories to be in the red:

Mayor & Council	94.10
Court	708.77
Recorder	783.22
Police Dept.	1058.29
Fire Dept.	4480.27

Glen Fleener moved money be appropriated from the budget category titled "Excenn Revenues over Expenditures" to balance out the 5 budget categories listed above. Total amount to be appropriated: \$7,124.65. Lynn McCarrell seconded, the motion passed with all members present voting aye. Members of the public that were present had no comments or statements to make for the record.

**Family Passes for Naples Pool/Slide**

Dan Olsen was in attendance representing a group of concerned citizens from Naples. Their concerns centered around the price for admission to the pool at the Naples Park. Mr. Olson presented a list comparing prices at the Vernal Community Swimming Pool, the Aquanoodle and the Hydrosaurus.

Naples City Council  
Minutes June 27, 1984  
Page -2-

Mr. Olsen pointed out that it was cheaper for larger families to go to the Vernal swimming pool to swim. He further indicated that several residents were disappointed because there is a pool available "in their backyard" that they were unable to utilize because of the cost.

Discussion followed. The Council agreed to set up a meeting with Dr. Romney of World Entertainment Company to discuss the question of passes for swim only and family passes.

### Liability Insurance

The Council reviewed the insurance proposals from Fred A. Morton Insurance Company and from Service Insurance Company for the City's liability insurance coverage for FY 1984/1985.

Discussion followed. Donna Merrell moved the Council accept the proposal from Fred A. Morton Insurance Company for the City's liability insurance coverage in the amount of \$6,775.00. Coverage is to include 3-year pre-paid bonds on the Treasurer and also on the Public Employees Blanket Bond. In addition, coverage is to include a three (3) million dollar umbrella. Glen Fleener seconded. Donna Merrell, Glen Fleener and Lynn McCarrell voted aye. Dennis Judd abstained. The motion passed.

### Building Official's Report

Wage Increase for R. Powers. Mr. Blunt discussed with the Council a wage increase for Robert Powers. Donna Merrell moved the Council approve a wage increase for Robert Powers to \$7.50/hour effective July 2, 1984. Lynn McCarrell seconded, the motion passed with all members present voting aye.

Repairs to Dump Truck. Craig discussed with the Council repairs to the dump truck. Glen Fleener moved the Council approve ordering the ram for the dump truck and to authorize the repair/installation of the ram on the truck. Lynn McCarrell seconded, the motion passed with all members present voting aye.

CDBG Grant for Hydrants. Mr. Blunt informed the Council that the City needed to file for an extension of the contract that covers the installation of the 10 hydrants along the highway. Discussion followed.

Lantis Company Business License Application. Mr. Blunt presented a business license application for the Lantis Company to set up a fireworks stand at the 7-11 store. The same criteria that had been required last year was met by Lantis, and Mr. Blunt foresaw no problem with issuing a transient business license. Discussion followed.

Naples City Council  
 Minutes June 27, 1984  
 Page -3-

Approval of Bills

Treasurer Shirley Price presented the bills for approval for payment by the Council. Discussion followed. Glen Fleener moved the bills be approved for payment as presented. Lynn McCarrell seconded, the motion passed with all members present voting aye.

Repaying T.A.N. for 1983. Discussion followed on repaying the T.A.N. borrowed in July of 1983. Glen Fleener moved the Council authorize Treasurer Shirley Price to issue a check to repay the 1983 tax anticipation note. Lynn McCarrell seconded, the motion passed with all members present voting aye.

Issuing T.A.N. for 1984. Lynn McCarrell moved the Council authorize City Attorney Ray Nash to issue a tax anticipation note for FY 1984/1985 in the amount of \$100,000.00 Glen Fleener seconded, the motion passed with all members present voting aye.

Police Department Overtime

Glen Fleener moved the Council approve paying the police department overtime. Donna Merrell seconded, the motion passed with all members present voting aye.

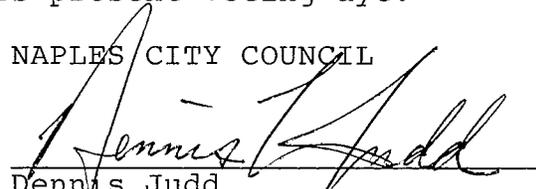
Approval of Minutes - June 13, 1984

Lynn McCarrell moved the Council approve the minutes of the June 13, 1984 City Council meeting as presented. Glen Fleener seconded, the motion passed with all members present voting aye.

Adjournment

No further business having come before the Council, Glen Fleener moved the Council adjourn at 11:35 P.M. Lynn McCarrell seconded, the motion passed with all members present voting aye.

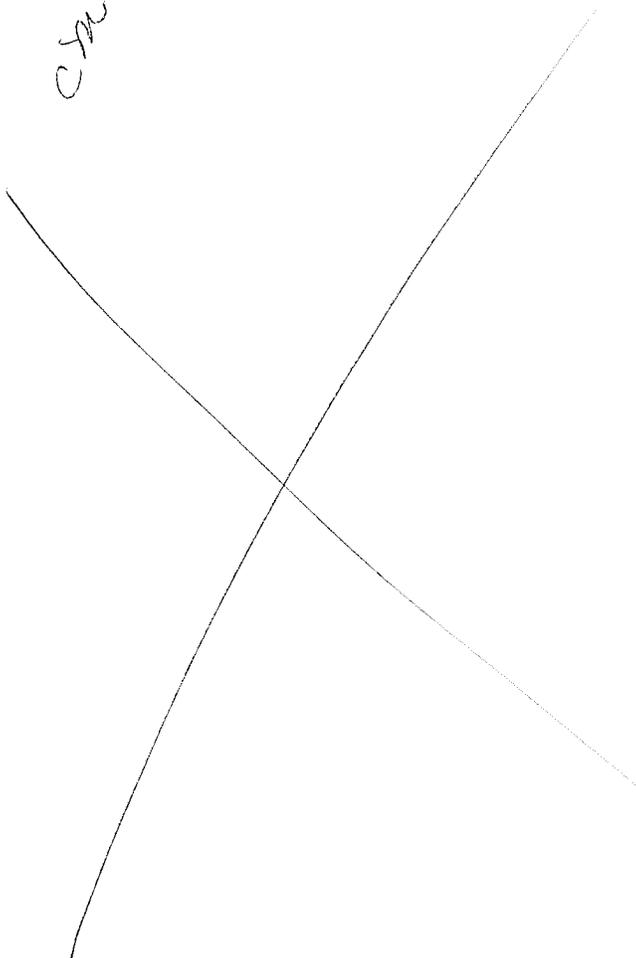
NAPLES CITY COUNCIL

  
 Dennis Judd  
 Mayor Pro-tem

ATTEST

  
 Marlene Stidham  
 City Recorder

CM



NAPLES CITY COUNCIL  
July 11, 1984

MINUTES

This meeting of the Naples City Council was held July 11, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:40 P.M. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Donna Merrell, Glen Fleener, Dennis Judd, Lynn McCarrell and Larris Hunting.

Staff Present

Marlene Stidham, City Recorder; Craig Blunt, Building Official; Shirley Price, Treasurer; Lon Salmond, Police Sergeant and Ray Nash, City Attorney.

Others Present

Elouise Turner, Ross Merrell, Jim Richards, Carl Oldaker, Wade Olsen, Howard Weaver, Dan Olsen, Kerry Jones, Robert Workman, Norman Merrell, Betty Merrell, Ralph Southam and Niles Southam.

Prayer

Dan Olsen delivered the opening prayer.

Disclosure Statement

Mayor Kay filed a disclosure statement to be entered into the minutes of the meeting.

Treasurer's Report

Treasurer Shirley Price presented the bills for approval for payment by the Council. Discussion followed. Dennis Judd moved the Council approve payment of the bills as presented with the stipulation that the check for the bill from the League of Cities & Towns not be issued until late August. Lynn McCarrell seconded, Donna Merrell, Dennis Judd and Lynn McCarrell voted aye, Glen Fleener abstained and Larris Hunting was not present for the vote. The motion passed.

Update on Swimming Pool

Dan Olsen was in attendance regarding the status of a proposed meeting with Dr. Romney to discuss swimming pool rates. Mr. Olsen was informed that a meeting has been scheduled for Saturday, July 21, 1984 at the City Office. Residents with questions on the operation of the slide/pool were encouraged to attend the meeting.

Naples City Council  
 Minutes July 11, 1984  
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### Building Official's Report - Craig Blunt

Business Lisenses. Building Official Craig Blunt presented the following business license applications for approval by the Council.

#### Contractors

Floyd's Drywall  
 Walker Electric  
 Dawson Construction  
 Jerry Ross Construction

#### Others

Turner Mobile Home Park  
 B & B Tool & Supply  
 Tropic Treats  
 The Lantis Company

Discussion followed. Dennis Judd moved the Council approve the business license applications as presented. Larris Hunting seconded, the motion passed with all members present voting aye.

Purchase Request. Mr. Blunt presented a request to purchase a welder and cutting torch and a compacter. Discussion followed. The Council authorized the above listed purchases.

Road Cut - Utah Gas Service. Mr. Blunt informed the Council that Utah Gas Service had made road cuts at 1900 S. 2000 E. and at 1900 E. He further indicated that they had not applied for a road cut permit before cutting the road. Discussion followed. Glen Fleener moved the Council approve the road cut permit for Utah Gas providing that the cut is satisfactorily repaired. Donna Merrell seconded. The motion passed with all members present voting aye. Mr. Blunt indicated he is working with Utah Gas Service to stress the necessity of acquiring a permit before cutting the road.

Tractor Repairs. Craig ~~also~~ informed the Council that the tractor was down for repairs. He requested that funds be appropriated to cover the cost of having the tractor towed into Salt Lake City to be repaired. The Council approved the expenditure.

Bridge Replacement on 1500 South. Mr. Blunt informed the Council that Mayor Kay and himself were scheduled to meet with the County Commissioners on July 16, 1984 to work out an agreement to replace the bridge on 1500 S. Mr. Blunt will keep the Council abreast of any developments.

Uintah County Development Association. Craig informed the Council of a request from the Uintah County Development Association for a letter from the City of Naples addressing the cutback of federal funding for oil shale development. Discussion followed. Glen Fleener moved the Recorder prepare a letter to Utah's Congressional representatives asking that they put pressure on the President to get the Syn-Fuels Board back in order and reiterating our stand for their continued support of oil shale development. Dennis Judd seconded, the motion passed with all members present voting aye.

Naples City Council  
Minutes July 11, 1984  
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Grant/Loan from State Impact Board. The Council discussed with Mr. Blunt the grant/loan from the State Energy Impact Council for road resurfacing. Mayor Kay indicated that the bid contracts on the project must be prepared before the Impact Board will finalize the grant/loan. Discussion followed. The Council directed that Mr. Blunt have the bid contracts prepared as soon as possible.

Additional discussion followed on the quality control proposal from Randy Freston. Larris Hunting moved the Council accept Mr. Freston's proposal contingent on the City receiving funding from the Impact Board. Glen Fleener seconded, the motion passed with all members present voting aye.

Park. Mr. Blunt informed the Council the National Guard would be working on the park this weekend. They will be working on the following items:

- a. Welding & Planting Backstops for Ball Diamond
- b. Digging down for Playground Area
- c. Hauling sand & topsoil

The Guard will do additional work on the Park in September. Mr. Blunt will also be using several youths from the Youth work program to help with the park.

Zoning Enforcement. Mr. Blunt informed the Council that Uintah County and Vernal City will present a plan for zoning enforcement involving the use of tickets for review by the District Court Judge. Discussion followed. Mr. Blunt is to keep the Council informed of any developments.

Sales Tax. Craig Blunt discussed with the Council a meeting he had with Herb Hopes of the State Tax Commission regarding the City's back sales tax payments. Mr. Hopes indicated he is still working on the problem.

Powers Leaving. Mr. Blunt informed the Council that Robert Powers would be leaving the City's employment, as he has secured a full-time position elsewhere.

Roads. Ralph and Niles Southam requested information on when they could expect repair work to begin on the City Roads. Mr. Blunt informed them that work should begin within the next week.

#### Police Department - Lon Salmond

Monthly Statistics for May & June. Sergeant Salmond presented the monthly statistics for May & June for review by the Council. Discussion followed. The Council approved the statistics as presented.

100

Engraving Equipment Purchase. Sergeant Salmond presented a request to purchase a couple of engravers. These engravers would be left at the City office and made available for members of the public to check out. This will enable the police to identify stolen property and return it to the proper owners. Discussion followed.

Dennis Judd moved the Council approve the expenditure to purchase 2 engravers. The expenditure is to be charged to the police department budget. Donna Merrell seconded, the motion passed with all members present voting aye.

Bicycle Licensing. Dan Olsen asked if the police department had a bicycle licensing program. Sergeant Salmond informed him that the department was working on implementing a program, but that it was not yet in effect. Mr. Olsen indicated a desire to sponsor a bicycle licensing clinic at his home when the program was available. Discussion followed.

#### Approval of Minutes - June 27, 1984

Dennis Judd moved the minutes of the June 27, 1984 City Council meeting be approved as corrected. Lynn McCarrell seconded, the motion passed with all members present voting aye.

#### Other Business

Code Co. Glen Fleener moved the Council authorize the purchase of four (4) sets of the 1984/85 Utah Code. Donna Merrell seconded, the motion passed with all members present voting aye.

Review of Correspondence. Mayor Kay reviewed correspondence received by the City. Discussion followed.

Deannexation Stipulation. The Council discussed the deannexation petition from Randy Searle et al. Dennis moved the Council authorize the City Attorney on behalf of the City to execute the stipulation and order, with the corrected descriptions, and the finds of fact and conclusions of law on the Searle et al. disconnect petition with the stipulation that this be filed with the Court and the order become effective on Friday morning, the 13th day of July, 1984. Glen Fleener seconded, the motion passed with all members present voting aye.

Dennis Judd moved that UP & L be contacted and directed to remove the street lights located at 500 West 1500 South; 1500 South & Vernal Avenue; and 2500 South & Vernal Avenue, and that they be relocated to the following locations: 1750 South 500 East; 400 East 1500 South, and 500 South 2000 East (Golf course turn). Glen Fleener seconded, the motion passed with all members present voting aye.

Police Residing Within City. Carl Oldaker discussed with the Council requiring Naples Police Officers to reside within the City limits.

Naples City Council  
Minutes July 11, 1984  
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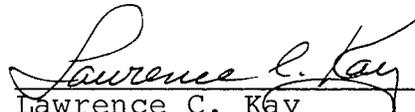
Clean-up After Fire Practices. Wade Olsen discussed with the Council the great job the Fire Department was doing regarding their use of the Roy Nash house for training purposes. He did stress the necessity of follow-up by the City in making sure that the rubble from the sites were cleaned up so that an eyesore did not remain. The Council directed that Craig Blunt direct the clean-up at the sites.

Moving City Signs. The Council directed that Building Official to remove the "Welcome to Naples" signs in the deannexed area.

**Adjournment**

No further business having come before the Council, Dennis Judd moved the meeting be continued to 9:30, Thursday evening, July 12, 1984. Glen Fleener seconded, the motion passed with all members present voting aye.

NAPLES CITY COUNCIL

  
\_\_\_\_\_  
Lawrence C. Kay  
Mayor

ATTEST

  
\_\_\_\_\_  
Marlene Stidham  
City Recorder

07M



NAPLES CITY COUNCIL  
July 12, 1984

MINUTES

This meeting of the Naples City Council was continued from the July 11, 1984 City Council meeting. Mayor Lawrence C. Kay called the meeting to order at 10:20 P.M. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Dennis Judd, Lynn McCarrell and Glen Fleener. Larris Hunting and Donna Merrell were absent.

Others Present

Craig Blunt, Robert Turner and Howard Weaver.

Turner Mobile Home Planned Unit Development

Glen Fleener moved the Council accept the recommendation of the Planning & Zoning Commission regarding the Turner Mobile Home Planned Unit Development. (Please refer to Planning & Zoning minutes of July 12, 1984 for further information.) Dennis Judd seconded, the motion passed with all members present voting aye.

Disincorporation Petition

The Council discussed the court decision regarding the disincorporation petition.

The Council determined there is a real need for a public relations campaign to inform the Naples residents.

Additional discussion followed.

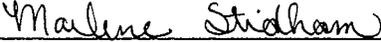
Adjournment

No further business having come before the Council, Dennis Judd moved the Council adjourn at 11:00 P.M. Lynn McCarrell seconded, the motion passed with all members present voting aye.

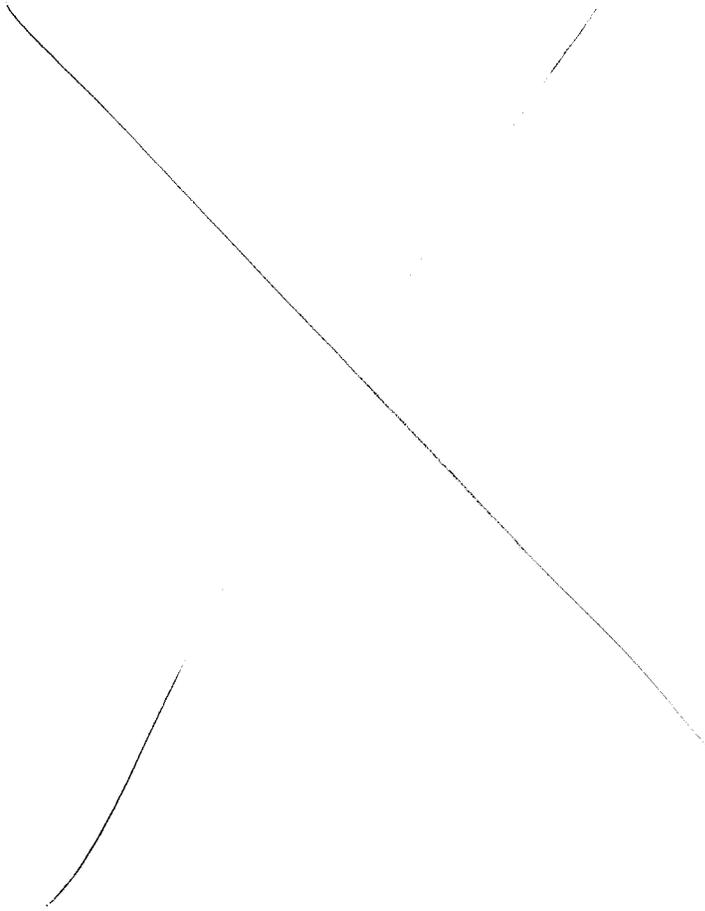
NAPLES CITY COUNCIL

  
\_\_\_\_\_  
Lawrence C. Kay  
Mayor

ATTEST

  
\_\_\_\_\_  
Marlene Stidham  
City Recorder

CMA



NAPLES CITY COUNCIL  
July 18, 1984

MINUTES

This meeting of the Naples City Council was held July 18, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:35 P.M. Those in attendance were:

Council Present

Lawrence C. Kay, Mayor; Dennis Judd, Donna Merrell, Glen Fleener, Larris Hunting and Lynn McCarrell.

Staff Present

Marlene Stidham, City Recorder; Shirley Price, Treasurer; Craig Blune, Building Official and Lon Salmond, Police Sergeant.

Others Present

Bill Hall, Carol Judd, Howard Weaver, Elouise Turner, Charles Walker, Frank Walker and Carl Oldaker.

Additional Asphalt for 1000 South

Mayor Kay discussed with the Council the proposed purchase of an additional 100 tons of asphalt for 1000 South road.

The additional asphalt will be used to complete the paving from the 28' wide road to the curb and gutter.

Discussion followed.

Mayor Kay also indicated that the City would have to furnish a laborer to pick up rocks, the roller and roller operator.

Total cost for laying the road will be \$4,562.00. The road will be finished to the curb and gutter and will end up being 36½' wide.

Larris Hunting moved the Council approve the expenditure for the additional asphalt on 1000 South at outlined above. Dennis Judd seconded, the motion passed with all members present voting aye.

Road Repair

Mayor Kay presented a proposal to repair 2500 East from 2500 South to 2900 South.

The tentative agreement is between Naples, K & P Plumbing and Uintah County.

Naples is to repair the road, estimated cost is \$11,400.00. K & P Plumbing will donate \$2,000.00 and Uintah County is to contribute \$3,000.00 towards the repair cost.

Discussion followed.

Dennis Judd moved the Council accept the proposed agreement regarding the repair of 2500 East from 2500 South to 2900 South contingent upon a firm commitment from K & P Plumbing and Uintah County as outlined above. Glen Fleener seconded, the motion passed with all members present voting aye.

### 1750 South

Mayor Kay discussed repair of 1750 South with the Council.

The proposal was to raise 1750 South approximately 8 - 12" with gravel from the highway back to the west above 150' and then repave the surface. In addition, a 12" culvert should be put in on the corner running south along the highway.

If 1750 South is repaired as proposed, Craig Blunt requested authorization to use the enzyme chemical, BIO-CAT 300 on that strip of road as a test section for compaction.

Discussion followed. No formal action was taken at this time regarding repair of 1750 South as outlined above.

### Approval of Bills

Treasurer Shirley Price presented the bills for approval for payment by the Council. Discussion followed. Larris Hunting moved the bills be approved for payment as presented with the exception of the bill from Shadetree Radiator. Donna Merrell seconded. Dennis Judd, Lynn McCarrell, Donna Merrell and Larris Hunting voted aye. Glen Fleener abstained. The motion passed.

### Street Lighting

The Council discussed last week's motion on the placement of street lights. Dennis Judd moved that last week's motion be amended to place a street light in High Country Estates subdivision and not at 360 East 1500 South. Glen Fleener seconded, the motion passed with all members present voting aye.

### Building Official's Report - Craig Blunt

Addition of lot to Wildwood Subdivision. Mr. Blunt presented the final plat for the addition of one lot to Wildwood Subdivision. Discussion followed.

Larris Hunting moved the Council approve the plat with the stipulation that the temporary turnaround be identified on the final plat; that the final plat be drawn to a scale of 1" equals 100 feet and that the City of Naples and Uintah Council be appropriately identified as a legislative body and the signatures, etc., be in india ink as prescribed by ordinance and that a building permit be issued upon filing of the plat.

Discussion followed. Charles Walker indicated that a one-week delay to correct the plat would put an undue burden on the owners.

Dennis Judd seconded. Donna Merrell and Dennis Judd voted aye. Larris Hunting, Glen Fleener and Lynn McCarrell voted no. The motion did not pass.

Discussion followed.

Glen Fleener moved that the plat be approved with the necessary changes as indicated and that the signatures etc. be in india ink and that the plat be drawn to scale and that the permits be issued contingent upon the amended plat being recorderd no later than Wednesday (July 25, 1984).

Discussion followed on the legality of issuing a permit on an unrecorded lot. It was determined that the permit can not be issued on an unrecorded lot.

The motion did for a lack of a second.

Larris Hunting moved the Council revive the original motion. Donna Merrell seconded. Dennis Judd, Donna Merrell, Larris Hunting and Lynn McCarrell voted aye. Glen Fleener voted no. The motion passed.

Board of Adjustment. The Council discussed the appointment of an alternate to the Board of Adjustment. Glen Fleener moved the Council appoint Niles Mott to a 5 year alternate position on Naples Board of Adjustment. Donna Merrell seconded. The motion passed with all members present voting aye.

Planning & Zoning Appointments. The Council discussed replacements for Artell Armstrong and Ron Walker on the Planning & Zoning Commission. New appointments are necessary as Mr. Walker and Mr. Armstrong are no longer residents of Naples. The Council directed that Mr. Blunt prepare a list of individuals interested in serving on the Commission for their review at the August 1, 1984 City Council meeting. In addition, the Council directed that a notice be put in the newsletter about people contacting the City Office if they are interested in serving on the various City committees.

Park Committee Chairman. Dennis Judd moved the Council appoint Earl Reigh as the new Park Committee Chairman and that the Mayor be authorized to contact him regarding the appointment. Glen Fleener seconded, the motion passed with all members present voting aye.

Purchase Request. Craig Blunt requested the Council approval to purchase a weedeater for the park in the amount of \$169.95. Discussion followed. Larris Hunting moved the Council approve the request. Glen Fleener seconded, the motion passed with all members present voting aye.

Computer Purchase. The Council discussed purchasing an Apple IIE Computer. Glen Fleener moved the Council authorize \$1,800.00 to buy a computer and that Donna Merrell contact the state purchasing division on the computer. And further the following departments be charged \$300.00 a piece to cover the expenditure: Police, Roads, Building, Treasurer, Recorder, and Court. Lynn McCarrell seconded, the motion passed with all members present voting aye. (Dennis Judd was absent from the room.)

#### Deannexation

The Council discussed the 2500 East disconnect petition. Dennis Judd moved the Council authorize Keith Stoney to prepare a response to be filed on the 2500 East disconnect petition but that it be left open for negotiation. Donna Merrell seconded. Larris Hunting voted no, all others voted aye. The motion passed.

#### Road Repair Grant Loan

The Council reviewed a plat showing the roads to be resurfaced with the funds from the State Impact Board. The following is a listing of those roads:

500 East from 1500 South to 3000 South  
2500 South from 500 East to 2000 East  
1500 South from 1500 East to 2500 East  
2000 East from 500 South to 1500 South  
500 South from 1400 East to 2000 East

Alternate Road:

2500 South from 2000 East to 2500 East

The following roads will receive a chip and seal coat:

2000 East from 1500 South to 2500 South  
1900 South from Highway 40 to 2000 East

Donna Merrell moved the road projects as outlined above be approved by the Council. Glen Fleener seconded, the motion passed with all members present voting aye.

The Council further directed that the road repair projects be included in the next newsletter.

#### Approval of Minutes - July 11, 1984

Donna Merrell moved the Council approve the minutes of the July 11, 1984 City Council meeting as corrected. Lynn McCarrell seconded, the motion passed with all members present voting aye.

#### Police Department - Sergeant Salmond

Sergeant Salmond discussed with the Council hiring a police officer to replace Mike Bond. It was the consensus of the Council to wait to hire an additional officer until after the disincorporation election.

#### Policies and Procedures Manual

Glen Fleener moved the Council hold a meeting on July 25, 1984 to work on the policies and procedures manual. Dennis Judd seconded. Donna Merrell opposed, all others present voted aye. The motion passed.

#### Executive Session

Larris Hunting moved the Council adjourn into executive session at 10:17 P.M. to discuss personnel matters. Donna Merrell seconded the motion passed.

Donna Merrell moved the executive session be temporarily adjourned at 10:45 P.M. Lynn McCarrell seconded, the motion passed.

#### Meeting with Dr. Romney

The Council discussed the upcoming meeting with Dr. Romney on the Slide/Pool.

#### Addition of Lot to Wildwood Subdivision

Dennis Judd moved that the Council lift the requiremetns that the plat be redrawn to a scale of 1" equals 100', but that all other requirements of the original motion remain the same. In addition, Mr. Walker has until August 15, 1984 to present to Craig Blunt the 15 x 15 milar for Wildwood Subdivison. Donna Merrell seconded. The motion passed with all members present voting aye.

#### Purchasing Adding Machine

The Council directed that Shirley Price purchase an adding machine for the City - the expenditure not to exceed \$100.00.

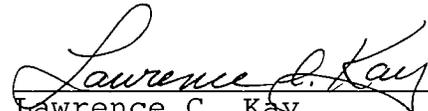
#### Executive Session

Glen Fleener moved the Council return to Executive Session at 10:55 P.M. Donna Merrell seconded, the motion passed.

Adjournment

No further business having come before the Council, the meeting was adjourned at 11:55 P.M.

NAPLES CITY COUNCIL

  
\_\_\_\_\_  
Lawrence C. Kay  
Mayor

ATTEST

  
\_\_\_\_\_  
Marlene Stidham  
City Recorder

**NAPLES CITY COUNCIL**  
**July 25, 1984**

**MINUTES**

This meeting of the Naples City Council was held July 25, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:40 P.M. Those in attendance were:

**Council Present**

Lawrence C. Kay, Mayor; Larris Hunting, Glen Fleener, Donna Merrell and Lynn McCarrell. Dennis Judd arrived at 8:15 P.M.

**Staff Present**

Marlene Stidham, City Recorder; Lon Salmond, Police Sergeant and Sam Arbogast, Patrolman.

**Others Present**

Howard Weaver.

**Policies & Procedures Manual**

The Council reviewed the policies and procedures manual and discussed the following sections:

Gifts	Confidential Information
Representation	Endorsements
General Conduct	Advice to Officials of other Agencies

Glen Fleener moved the Council adopt the above listed sections of the Policies & Procedures Manual as corrected. Donna Merrell seconded. Dennis Judd abstained, all other members present voted aye, the motion passed.

The Council also reviewed the sections of the manual titled: Grounds for Disciplinary Action, Appeals and Employee Grievance Procedure.

No action was taken at this time regarding these sections. The Council directed that their previously adopted appeal procedure be made available for their review before action is taken on those sections.

**Reimbursement Request - Judge Smith**

The Council considered a request from Justice of the Peace Rolene Smith for reimbursement for \$25.00 which is the yearly fee for judicial organization. Discussion followed. Glen Fleener moved the Council approve judge Smith's request for reimbursement in the amount of \$25.00. Donna Merrell seconded, the motion passed with all members present voting aye.

### Computer Purchase

Donna Merrell informed the Council that it would take six weeks to receive the computer through the state purchasing division. She further informed the Council that for an additional \$300.00 the same computer packing could be purchased locally and delivered within a week.

The Council discussed whether the additional \$300.00 expenditure was worth the quicker delivery.

Glen Fleener moved the Council appropriate an additional \$300.00 to purchase the computer locally. The motion died for lack of a second.

Dennis Judd moved the Council proceed to order the computer package from the state purchase division with the understanding that it would not be received for six weeks. In addition, that Bob Dearman be contacted about using his computer for about two week's only on the stipulation that we be allowed to bring the computer down to the City offices while we were using it. Glen Fleener seconded, the motion passed with all members present voting aye.

### Donation to Search & Rescue

The Mayor discussed with the Council, having the City make a \$200.00 donation to the Search & Rescue Unit. He pointed out that the organization is self-funded. In addition, they refill the air bottles for the Naples Fire Department free of charge whenever it is necessary. Discussion followed. Dennis Judd moved the Council approve a \$200.00 donation to the Uintah County Search & Rescue Unit. Glen Fleener seconded, the motion passed with all members present voting aye.

### Additional Asphalt on 1000 South Road

The Mayor discussed with the Council an expenditure in the amount of \$800.00 to pave an additional 150' on the west side of the intersection on 1000 South in front of Axelson's and ESCO Construction. Discussion followed. Larris Hunting moved the Council approve an additional expenditure of \$800.00 to pave 150' on the west side of the intersection on 1000 South. Dennis Judd seconded, the motion passed with all members present voting aye.

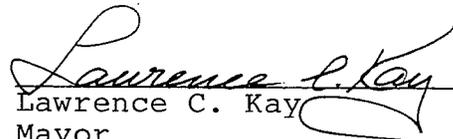
### Deferred Compensation Agreement

The Council directed that City Attorney Ray Nash look into preparing a deferred compensation agreement regarding Shirley Price.

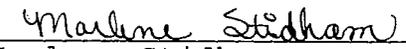
Adjournment

No further business having come before the Council, Glen Fleener moved the Council adjourn at 10:15 P.M. Donna Merrell seconded, the motion passed with all members present voting aye.

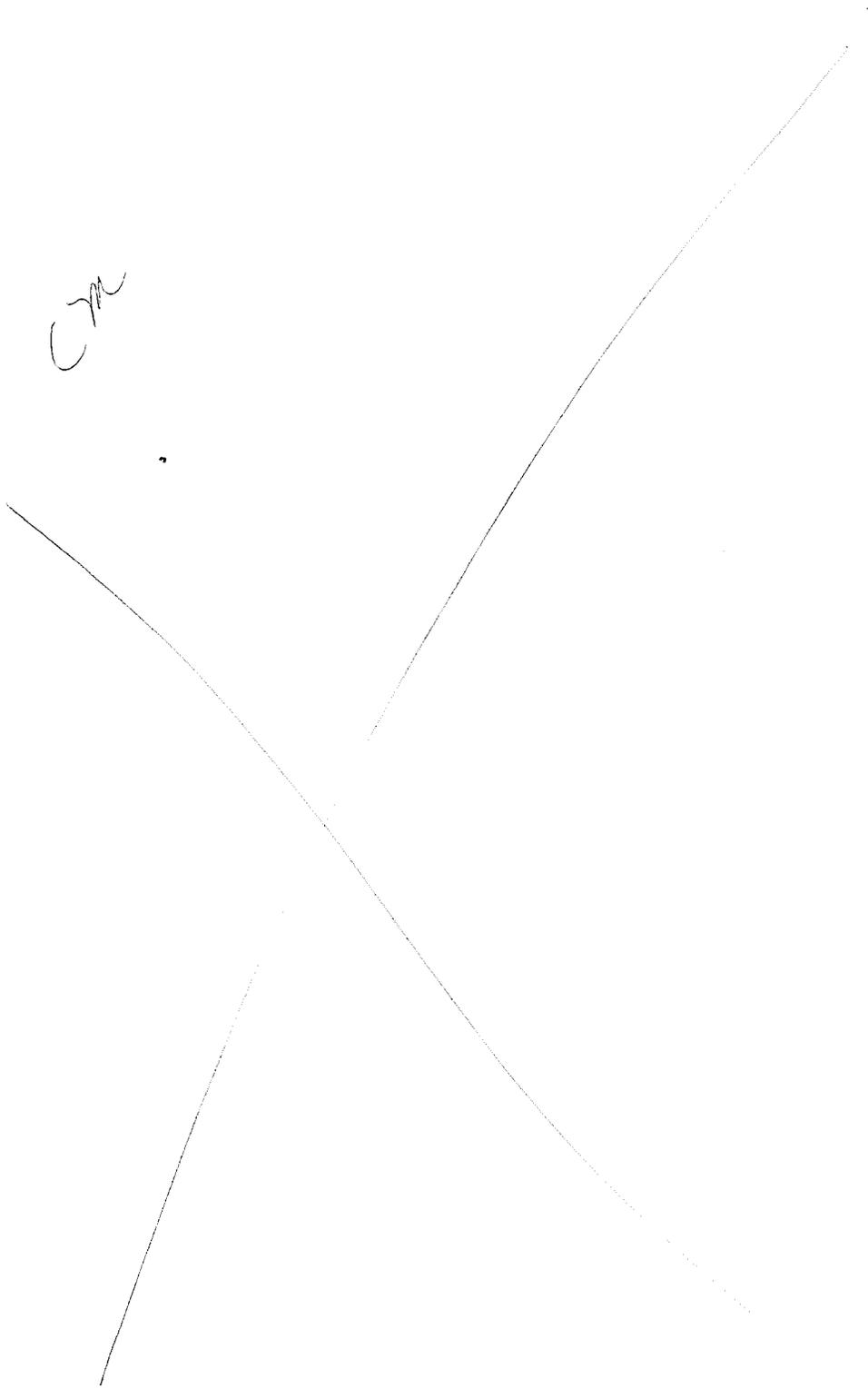
NAPLES CITY COUNCIL

  
Lawrence C. Kay  
Mayor

ATTEST

  
Marlene Stidham  
City Recorder

CM



**NAPLES CITY COUNCIL**  
**August 1, 1984**

**MINUTES**

This meeting of the Naples City Council was held August 1, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:32 P.M. Those in attendance were:

**Council Members Present**

Lawrence C. Kay, Mayor; Donna Merrell, Glen Fleener, Dennis Judd and Lynn McCarrell.

**Staff Present**

Marlene Stidham, City Recorder; Shirley Price, Treasurer; Craig Blunt, Building Official and Kent Oviatt, Fire Chief.

**Others Present**

Traci Menke, Emil Baker, Norman Haslem and Howard Weaver.

**1500 S. - Ditch Flooding**

Norman Haslem and Emil Baker were in attendance to discuss with the Council the flooding of the ditches on 1500 South.

Mr. Haslem stated he felt that part of the problem was arising because of the pipe and manhole that Staker Paving had put in when they were granted the permit to operate a gravel pit on Larry Gurr's property.

Mr. Haslem felt the City ought to support the surrounding property owners in putting pressure on Staker Paving to replace the 15" pipe with 21" pipe. Mr. Haslem further stated that while the problem was not entirely due to the pipe put in by Staker's, if it was replaced with a larger one it would help alleviate some of the flooding.

Discussion followed on the conditions of the culvert and ditch that runs along 1500 South. Mr. Price stated that in the past it has always been the responsibility of the private ditch owners to maintain the ditch. He stated he felt that this was not being done and consequently was contributing towards the flooding problems.

The Council discussed the responsibilities of the City regarding the problem. It was their consensus that the City's primary concern must be the road and any damages that might occur from the flooding.

Mr. Baker stated he had hired Gilmer Chivers to clean out the ditch, the cost of which would be borne by several of the surrounding

property owners. This should help alleviate the flooding as long as Staker's replaced their piece of pipe.

The Council indicated they would discuss the matter with Mr. Blunt to see what action he has already initiated before they take any action. Therefore, further action was tabled until Mr. Blunt could be present. (See Building Official's report, page 3.)

### Disclosure Statement

Mayor Kay filed a disclosure statement to be entered into the official minutes of the August 1, 1984 City Council meeting.

### Approval of Bills

Treasurer Shirley Price presented the bills for approval for payment by the Council. Discussion followed. Donna Merrell moved the bills be approved for payment as presented. Glen Fleener seconded, the motion passed with all members present voting aye.

### Approval of Minutes - July 18, and July 25, 1984

Donna Merrell moved the minutes of the July 18 and July 25, 1984 City Council meetings be approved as corrected. Glen Fleener seconded, the motion passed with all members present voting aye.

### Building Official's Report - Craig Blunt

1750 S. Road Repair. The Council discussed the repair of 1750 South as outlined in the minutes of the July 18, 1984 City Council meeting. Glen Fleener moved the Council proceed with the repair work on 1750 South as outlined in the July 18, 1984 City Council minutes. Donna Merrell seconded, the motion passed with all members present voting aye.

Business License Application. Craig Blunt submitted the following business license applications for approval by the Council:

Marta Co. Wellhead Inc.  
Olsen & Craw Construction

Discussion followed. Dennis Judd moved the Council approve the above business license applications as submitted. Donna Merrell seconded, the motion passed with all members present voting aye.

Road Repair Update. Mr. Blunt discussed with the Council the road repair work that is being done. He informed the Council that the City crews were working on widening and resurfacing the golf course turn (500 S. 2000 E.) Discussion followed.

Awarding Contract on Resurfacing Project. Mr. Blunt reminded the Council that the bids on the City resurfacing project would be opened at 2:00 P.M. on August 6, 1984 at Uintah Engineering. Discussion followed.

It was the consensus of the Council that this meeting be continued to August 6, 1984 at 5:00 P.M. in order to award the contract on the project.

Street Lights. The Council discussed with Mr. Blunt when the street lights in the disconnect area would be taken down. Mr. Blunt informed the Council that he had spoken with a representative from UP & L and had been informed that it would be two weeks before the lights would be removed.

In addition, the Council directed that UP & L be notified regarding the removal of the street light at 1220 S. 500 E.

Discussion was held on the cost for installing four (4) street lights in High Country Estates subdivision. Mr. Blunt will secure that information for the Council's review at the next Council meeting.

UBIC Breakfast. The Council discussed the invitation to attend the UBIC breakfast in Roosevelt, August 4, 1984. Mayor Kay and Dennis Judd indicated that they would attend and represent Naples City at the breakfast.

Invitation to attend County building workshop. Mr. Blunt discussed with the Council an invitation he had received to attend a workshop sponsored by Vernal City and Uintah County. The workshop will deal with a ticketing system for building violations. It was the consensus of the Council that issuing tickets for building violations was not something the City would be interested in considering at this time.

A & D Ditching Memorandum. The Council reviewed a memorandum from A & D Ditching regarding federal withholding taxes. Discussion followed. Donna Merrell moved the Council authorize Mayor Kay to execute the memorandum on behalf of the City. Glen Fleener seconded, the motion passed with all members present voting aye.

Sweeper. Mr. Blunt discussed with the Council the possibility of purchasing Larry Allred's sweeper. It was the consensus of the Council that the City would not purchase a sweeper at this time.

Flooding of Ditches on 1500 S. The Council discussed with Mr. Blunt the flooding of the ditches on 1500 S. that had been brought to the Council's attention earlier in the meeting by Norman Haslem and Emil Baker.

The Council directed that Mr. Blunt contact Staker Paving and inform them that the City requires that they replace the section of the pipe they had put in across the driveway to the gravel pit. The 15" pipe must be replaced with 21" pipe.

If flooding still occurs once Staker's replaces the pipe, then the Council will arrange a meeting with all of the ditch owners to try to help them find a solution to the problem.

Appointments to Planning & Zoning Commission. Discussion followed on appointing two (2) alternate members to serve on the Planning & Zoning Commission.

Dennis Judd moved the Council appoint Shane Mayberry and Brad Gale to serve as alternates on the Naples Planning & Zoning Commission. Glen Fleener seconded, the motion passed with all members present voting aye.

Vacation Re: Craig Blunt. Mr. Blunt requested one (1) week's vacation beginning August 6, 1984 and ending August 13, 1984. Discussion followed. The Council approved Mr. Blunt's request.

Culvert in P & W Park. Mr. Blunt discussed replacing the culvert on 1500 S. 1200 E. (P & W road) because the culvert is filling with dirt and is hampering the water flow. Plans call for replacing the culvert 400' north of the intersection and also at the intersection itself.

Discussion followed. Mayor Kay stated he thought that it was a private roadway and that Mr. Blunt should check the plat and the minutes of the County Planning and Zoning meeting where the plat was accepted.

The Council determined that if it was a private roadway then the City is not responsible for repairs to the culvert. However, if it is a public road then Mr. Blunt should proceed with the needed repairs as soon as possible.

#### Fire Department School Request

Chief Kent Oviatt was in attendance to discuss with the Council funds for 10 members of the volunteer fire department to attend some classes at Trade Tech. Funds for the schooling had been included in the budget for FY 1984/1985.

Chief Oviatt indicated they would need approval for funds in the amount of \$900.00 plus mileage. (\$400.00 - tuition; \$300.00 - Meals; \$200.00 - Rooms.)

Glen Fleener moved the Council authorize funds in the amount of \$900.00 plus mileage for three vehicles, for members of the fire department to attend classes at Trade Tech in Provo. Dennis Judd seconded, the motion passed with all members present voting aye.

Executive Session

Glen Fleener moved the Council adjourn into Executive Session at 9:05 P.M. to discuss a matter with Emil Baker. Donna Merrell seconded, the motion passed with all members present voting aye.

Glen Fleener moved the Executive Session be adjourned at 11:05 P.M. Dennis Judd seconded, the motion passed with all members present voting aye.

Other Business

Letter from Vernal City Council. The Council reviewed and discussed a letter from the Vernal City Council and Mayor regarding a statement in the Vernal Express by Attorney Keith Stoney.

It was the consensus of the Council that Councilman Judd would prepare a response for review by the Council at the next City Council meeting.

Review of Proposed Plan by Save the City Committee. The Council reviewed the proposed plan by the Save the City Committee. It was the consensus of the Council that the door to door campaign should begin after Labor Day, just prior to the election so that it would be fresh in the mind of the voters.

The Council directed that the Committee chairman, Dan Olsen be asked to meet with the Council on Monday, August 6, 1984 at 6:00 p.m. to discuss some other items with the Council. These other items include: newspaper and radio advertisements and the Council's scheduled appearance on Forum, a local radio show.

Letters of Appreciation. The Council directed the following letters be prepared for their review at the next Council meeting:

Larris Hunting - Former Councilman  
Norman Merrell - Former Park Committee Chairman  
National Guard - Work on Naples Park.

Adjournment

~~No~~ further business having come before the Naples City Council, Dennis Judd moved the Council meeting be continued to Monday, August 6, 1984 at 5:00 P.M. Donna Merrell seconded, the meeting was adjourned at 12:13 P.M.

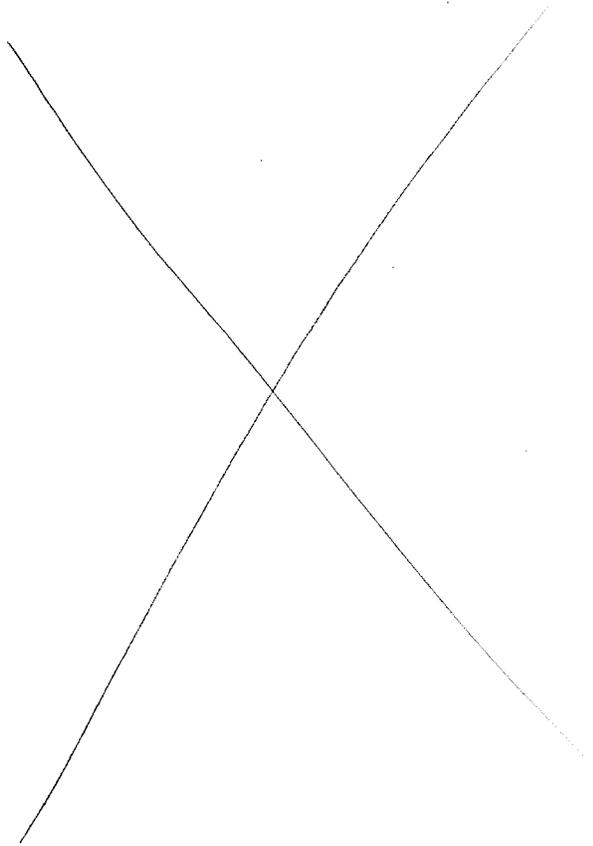
NAPLES CITY COUNCIL

  
Lawrence C. Kay  
Mayor

ATTEST

  
Marlene Stidham  
City Recorder

CM



**NAPLES CITY COUNCIL  
August 6, 1984**

**MINUTES**

This meeting of the Naples City Council was continued from Wednesday, August 1, 1984. And, was held Monday, August 6, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 5:05 P.M.

**Council Present**

Mayor Lawrence C. Kay, Dennis Judd, Donna Merrell, Glen Fleener and Lynn McCarrell.

**Staff Present**

Marlene Stidham, City Recorder; and Ray Nash, City Attorney.

**Others Present**

Traci Menke, Vernal Express; and Keith Durfee and Dan Olsen.

**Road Resurfacing Project**

Keith Durfee, Uintah Engineering, was in attendance to present and review with the Council the bids on the Naples road resurfacing project. Only two (2) companies had bid on the project. These were Burdick Paving of Roosevelt, and Staker Paving of Vernal. The bids were as follows:

Burdick Paving	\$439,752.75
Staker Paving	\$314,852.75

**Engineers Estimate                    \$436,120.00**

Discussion followed. Dennis Judd moved the Council accept the apparant low bid of Staker Paving in the amount of \$314,852.75. And that the contract be awarded and the notice to proceed be issued as soon as possible. And further, that the Mayor and Recorder be authorized to execute the contract on behalf of the City. Donna Merrell seconded, the motion passed with all members present voting aye.

**Amended Articles of Incorporation**

Ray Nash was in attendance to present for the Council's review Amended Articles of Incorporation which reflect the change in the City's boundaries due to the two (2) disconnections of lands.

Dennis Judd moved the Council authorize the Mayor to execute the amended Articles of Incorporation showing the new boundaries and that it be filed as soon as possible with necessary agencies and offices. Glen Fleener seconded, the motion passed with all members present voting aye. In addition the Council directed that a check in the amount of \$25.00 be made out to the Lt. Governor to cover the fee for filing the amended Articles with his office.

Dan Olsen - Save Naples Committee

Dan Olsen, Chairman of the Save the City Committee was in attendance, to review the committee's proposed plan of attack for the disincorporation election.

The Council discussed with Dan their feelings that the house to house campaign not begin until after Labor Day. Dan was in agreement that this was a good idea as the information would still be fresh in the voter's minds on election day.

Mr. Olsen informed the Council that Vena Baker, Naples #2 voter registrar, requests that the Recorder attend a meeting at the County Building on voter registration.

Mr. Olsen also informed the Council that he had spoken with Dr. Murphy, principal of the Naples Elementary School about setting up a public relations table out side of the school during school registration on August 16 & 17. On those same days, Mr. Olsen would like to have the police available at the City Office to do bicycle identification.

Glen Fleener moved the Council authorize an expenditure of up to \$100.00 for cookies, punch and whatever else is necessary for the public relations table at the Naples Elementary School. And, that the money be taken from the Education & Community Promotion budget. Donna Merrell seconded, the motion passed with all members present voting aye.

The Council also discussed with Mr. Olsen, the Meet the Issues Night scheduled for September 6, 1984 at the Naples Elementary School. Elouise Turner will act as the moderator at the meeting.

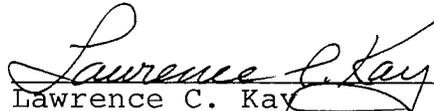
Radio and newspaper advertising was also discussed by the Council and Dan Olsen. It was the consensus of the Council that they would make a decision on radio advertising at the August 29, 1984 Council meeting. Newspaper advertising will also be discussed at that time.

The Council commended Mr. Olsen and his committee on all of the work they are doing on behalf of the City and expressed their appreciation for all of their efforts.

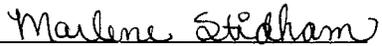
Adjournment

No further business having come before the Council, Glen Fleener moved the meeting be adjourned. Donna Merrell seconded, the motion passed with all members present voting aye. The meeting adjourned at 6:35 P.M.

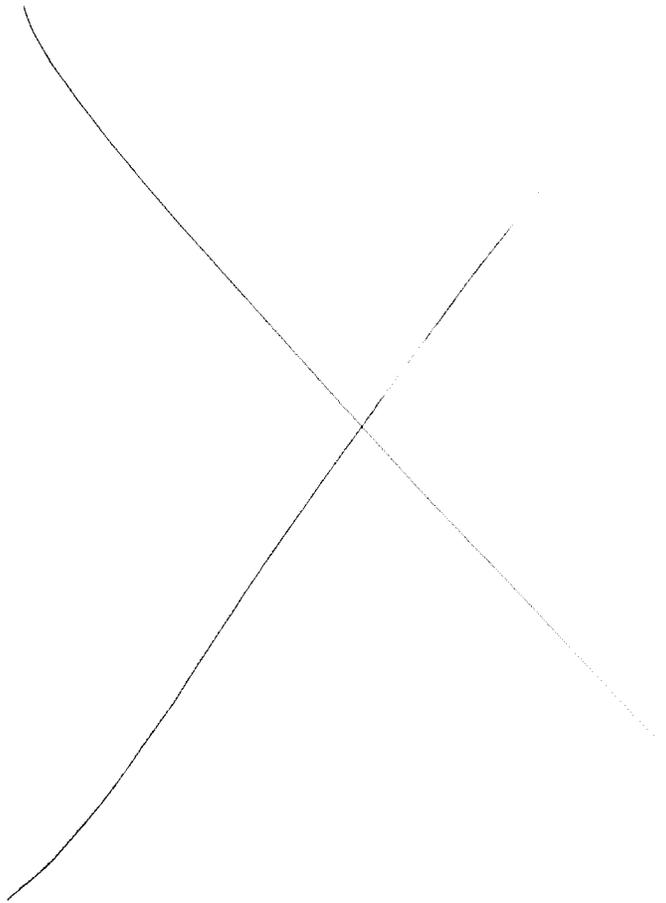
NAPLES CITY COUNCIL

  
Lawrence C. Kay  
Mayor

ATTEST

  
Marlene Stidham  
City Recorder

cm



**NAPLES CITY COUNCIL**  
**August 15, 1984**

**MINUTES**

This meeting of the Naples City Council was held August 15, 1984 at the Naples City Office. Mayor Pro-tem Dennis Judd called the meeting to order at 4:05 P.M. Those in attendance were:

**Council Present**

Mayor Pro-tem, Dennis Judd; Donna Merrell, Glen Fleener and Lynn McCarrell. Mayor Lawrence C. Kay was absent.

**Staff Present**

Marlene Stidham, City Recorder.

**Others Present**

Congressman Dan Mariott and staff; Traci Menke of the Vernal Express, Bob Gilbert, Norman Fletcher, Walt Baker and Dan Olsen.

**Meeting with Congressman Marriott**

Gubernatorial candidate Dan Marriott and his staff were in attendance at the Council meeting. Congressman Marriott discussed with the Council areas of concern to Naples. In addition he discussed some of his viewpoints on various items of concern to the area, such as the widening project on Highway 40, a severance tax on gas and oil and the Syn-Fuels corporation.

**Correspondence from Nash Re: Moody**

Glen Fleener moved the Council direct Mr. Nash to notify our insurance carrier and further that Mr. Nash notify Mr. Hillyard that due to the fact that Moody voluntarily terminated his employment that the Council feels the City has no responsibility, no liability and that the City is unwilling to offer any settlement at all. Lynn McCarrell seconded, the motion passed with all members present voting aye.

**Review of Applications for Council Vacancy**

Council members reviewed letters from Don Smith, Barbara Wilkerson and Howard Weaver regarding the Council vacancy. The Council also asked whether Robert Workman was still interested in serving on the Council. The Recorder contacted Mr. Workman by phone and was informed that he was still interested and would like to be considered for the position by the City Council.

The Council directed that copies of the letter be made available to them and the Mayor and that the matter be scheduled for consideration at the August 29, 1984 City Council meeting.

### Letter to Congressman Marriott

Lynn McCarrell moved the Recorder prepare a letter thanking Congressman Marriott for meeting with Naples City officials and for expressing an interest and showing concern for the future of the Uintah Basin. Donna Merrell seconded, the motion passed with all members present voting aye.

### Training With Vernal City

Councilman Dennis Judd informed the Council he had been speaking with Vernal P.D. Chief Downard regarding training for police officers. Chief Downard extended an invitation for Naples police to participate in their on-site training programs. There would be no cost to Naples and would provide our officers with some valuable training experience.

The Council directed that Chief Ledkins contact Chief Downard regarding these training sessions and that our officers be encouraged to participate in these programs.

### Dan Olsen

Dan Olsen was in attendance to review plans for the public relations table at the Naples School. Mr. Olsen also discussed with the Council an ani-Naples letter that has been mailed to various residents in Naples.

Clean-up City Office Area. Mr. Olsen also mentioned that some residents had been concerned what the City Office area looked unsightly. And also that there is a need for the weeds to be trimmed from around various stop signs and intersections in the City. The Council directed that Craig Blunt be informed of these areas that need to be cleaned and that they be taken care of.

2000 East. Residents also expressed concern over 2000 East. Asphalt was laid on the road and graded but had not been rolled. Area residents were inquiring as to why it had not been rolled and when that might be completed.

The Council directed that the matter be passed on to Craig Blunt for action by his department.

### 1700 South Sewerline

Norman Fletcher, Ashley Valley Water & Sewer District and Walt Baker of Uintah Engineering were in attendance to discuss with the Council the District's plans for installing a water and sewer line on the east side of East Highway 40. The lines will begin at the Bigger Burger and run north on Highway 40, down to 1700 South and will proceed east on 1700 South to 2000 East to connect

to the existing water and sewer lines already in place there. Problems have arisen due to the narrowness of 1700 South.

The Council was asked whether they would like the lines to be put in the easements or down the road. Mr. Baker explained that some of the property owners on 1700 South had been maintaining the easements and that some had even grassed the area in the right of way. If the lines were laid in the easements these areas would necessarily be dug up.

Discussion followed. Glen Fleener moved the Council authorize Ashley Valley Water & Sewer District to install the sewer & water line on 1700 South between the road and the fence line providing that they meet with each of the individual property owners about the project and that the area be kept clean enough to allow residents access to their property. Lynn McCarrell seconded, the motion passed with all members present voting aye.

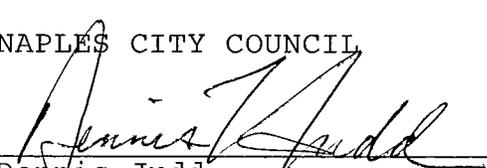
Permit for Waterline on 3000 East. Mr. Fletcher also presented a request for a permit to replace the waterline on 3000 East to the Dave Rasmussen home and then extend it to the Jim Richards home.

Discussion followed. Glen Fleener moved the Council approve issuing the permit, providing that Craig Blunt, Building Official has no objections, for the waterline on 3000 East. Donna Merrell seconded, the motion passed with all members present voting aye.

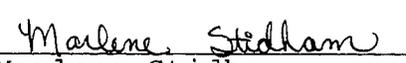
**Adjournment**

No further business having come before the Council, Donna Merrell moved the Council adjourn at 5:50 P.M.

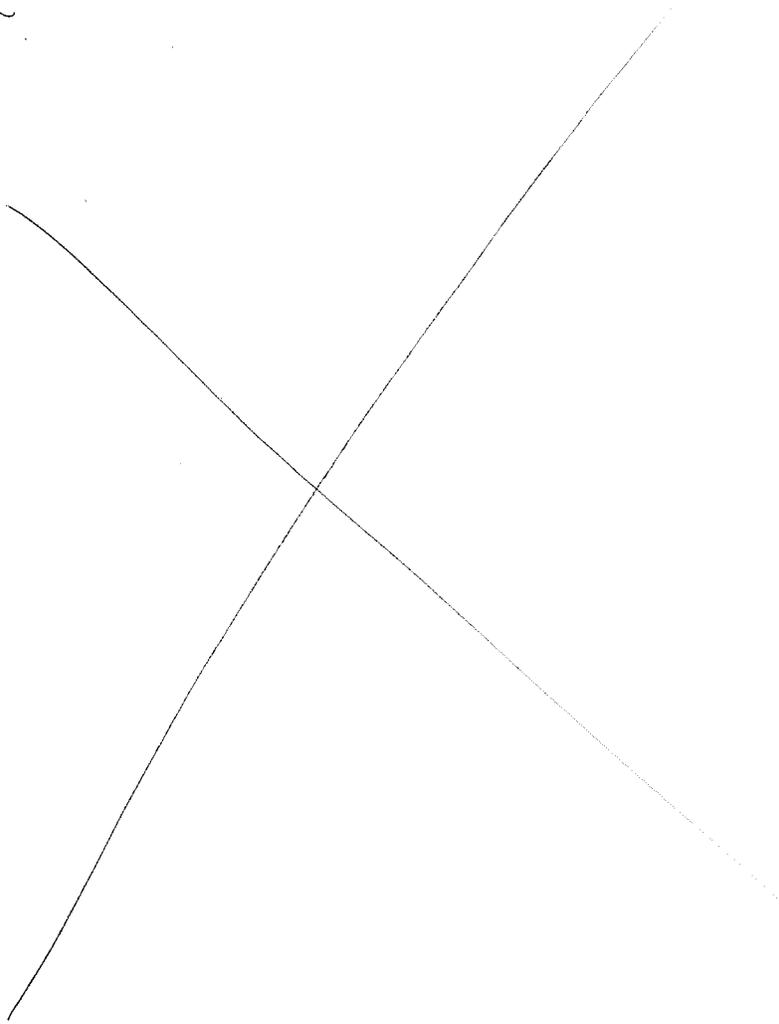
NAPLES CITY COUNCIL

  
\_\_\_\_\_  
Dennis Judd  
Mayor Pro-tem

ATTEST

  
\_\_\_\_\_  
Marlene Stidham  
City Recorder

cm



**NAPLES CITY COUNCIL**  
**August 29, 1984**

**MINUTES**

This meeting of the Naples City Council was held August 29, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:30 P.M. Those in attendance were:

**Council Present**

Lawrence C. Kay, Mayor; Dennis Judd, Glen Fleener, Donna Merrell and Lynn McCarrell.

**Staff Present**

Marlene Stidham, City Recorder; Craig Blunt, Building Official; Shirley Price, Treasurer; John Ledkins, Chief of Police and Ray Nash, City Attorney.

**Others Present**

M.M. Hardy, Darwin and Delora Oaks and Lydia Anders were in attendance to discuss with the Council an incident involving one of their neighbors. It seems the man has been discharging a firearm in the neighborhood and they would like to know what can be done. The Council reviewed the state statute on discharging firearms and determined it adequately covered our needs. Discussion followed. The Council directed that the Police Department work with City Attorney Ray Nash to resolve the problem. M.M. Hardy, the Oaks and Mrs. Anders indicated that they would be willing to sign a complaint on the matter.

**Monthly Statistics - Chief Ledkins**

Chief Ledkins reviewed the statistics for July with the City Council.

**Animal Control**

The Council discussed animal control services. No action was taken at this time on the matter.

**Bond Documents Re: Impact Grant/Loan**

Ray Nash was in attendance to present a resolution regarding execution of the bond documents on the grant/loan from the State Impact Board. Discussion followed. Glen Fleener moved the Council adopt the ordinance as presented and that the Mayor and Recorder be authorized to execute the documents on behalf of the City. Donna Merrell

seconded, the motion passed with all members present voting aye. The Council discussed where the money should go. It was the consensus of the Council and Ray Nash that a Capitol Projects Fund be established. They directed that the Fund be set up as soon as possible.

#### Disclosure Statement

Councilman Glen Fleener filed a disclosure statement to be entered into the official records of the meeting.

#### Approval of Bills - Treasurer Shirley Price

Treasurer Shirley Price presented the bills for approval for payment by the Council. Discussion followed. Donna Merrell moved the Council approve the bills as presented. Lynn McCarrell seconded. The motion passed with all members present voting aye with the exception of Councilman Fleener, who abstained from voting.

#### Conditional Use Permit

Dennis Atkinson was in attendance to discuss with the Council a conditional use permit that had been requested by Mr. Sparks to erect a billboard on Mr. Atkinson's property.

Mr. Atkinson indicated that he did not have a problem with the Planning & Zoning Commission refusing to grant Mr. Sparks the permit. Mr. Atkinson indicated that Mr. Sparks had misled him regarding the terms for erecting the sign on his property.

Discussion followed. Mr. Atkinson indicated that he would bring Craig Blunt a copy of his agreement with Mr. Sparks regarding the billboard.

#### CDBG Contract 1984/1985

The Council reviewed the contract for Community Development Block grant funds for 1984/1985. Discussion followed.

Dennis Judd moved the Council authorize the Mayor and Recorder to execute the contract on behalf of the City. Glen Fleener seconded, the motion passed with all members present voting aye.

#### Contract with AVW & S District Re: Installation of Hydrants on East Highway 40

Mr. Blunt discussed with the Council the Contract that must be prepared between the City and Ashley Valley Water & Sewer District regarding the installation of fire hydrants along East Highway 40. Discussion followed. AVW & S District will install the hydrants and will be paid by the City out of the Community Development Block grant funds awarded to the City for 1984/1985.

Glen Fleener moved the Council direct that a contract be prepared between the City and AVW & S District regarding the installation of hydrants on East Highway 40 as outlined above. Donna Merrell seconded, the motion passed with all members present voting aye.

#### Housing Development Plan

Mr. Blunt presented a Housing Development Plan for the Council's review. No action was taken at this time. Council members will review the plans for discussion at a later date.

#### Bids on Park Fencing

Mr. Blunt discussed with the Council a request by the Park Committee to erect boundry fences on the baseball diamond.

Mr. Blunt indicated that if the Council will hold those funds until spring, 50/50 grant money could be obtained for further development of the park. However, if the money was expended at this time for the boundry fences, the City would lose a comparable amount of grant funds.

Discussion followed. The Council determined that installation of the boundry fences would be delayed until next spring so that application could be made to obtain a larger amount of 50/50 grant money.

#### Installation of Street Lights Re: High Country Estates

Mr. Blunt discussed with the Council installation of street lights in High Country Estates. The Council had previously approved installation of four (4) street lights. However, Mr. Blunt indicated that Mike Hayes of UP & L indicated that it would be more feasible and cost effective to install seven (7) street lights as opposed to the four already approved.

Discussion followed. The Council directed Mr. Blunt to get the price confirmed for installing seven lights and to see about getting a definite installation date. Mr. Blunt is to then call all of the Council members with the information. At that time a vote will be taken on how many lights to install in High Country.

#### Transient License Re: J. Morton

Mr. Blunt discussed an application for a business license by John Morton. According to the ordinance Mr. Morton qualifies as a transient businessman and is therefore required to pay a fee of \$120.00 per month for a business license.

Mr. Morton is a resident of Uintah County and would like to bring a semi truck in to sell produce out of.

Discussion followed. Mr. Morton is a partner in a produce store in Vernal City (Nature's Produce). Glen Fleener moved the Council direct that the transient fee be waived in Mr. Morton's case as his proposed business in Naples is an extension of his Vernal City operation, and due to the fact that he is an area resident. Mr. Morton is to be charged the normal business license fee. Donna P. Merrrell seconded, the motion passed with all members present voting aye.

#### Contractor's License Renewed

Mr. Blunt presented a plumbing contractor's license for LeMar Long to be approved for renewal by the Council. Discussion followed. Dennis Judd moved the Council approve renewing Mr. Long's plumbing contractor's license. Glen Fleener seconded, the motion passed with all members present voting aye.

#### Fire Hydrant Markers

Mr. Blunt discussed with the Council ordering fire hydrant markers. The request was to order 100 markers at \$3.95 each. Discussion followed. Glen Fleener moved the Council authorize the purchase of 100 hydrant markers at a cost of \$3.95 each. Dennis Judd seconded. The motion passed with all members present voting aye with the exception of Lynn McCarrell who abstained from voting.

#### Norman Haslem Re: Planning & Zoning

Norman Haslem was in attendance to present a recommendation from the Planning & Zoning Commission regarding a request for a conditional use permit by Mr. Sparks to erect a billboard on East Highway 40.

Mr. Haslem informed the Council the Planning & Zoning Commission had voted 3 to 2 to deny the application. Based on that vote the Commission recommended the Council also deny the application. Discussion followed. No action was taken by the Council at this time.

#### Dan Olsen Re: Save the City Committee

Dan Olsen was in attendance to give the Council a progress report on the Save the City Committee and to obtain a decision from the Council on radio advertising on the disincorporation election.

Mr. Olsen reviewed the following with the Council:

Town Meeting scheduled for September 6, 1984

House to House Campaign to begin after Labor Day

Radio Program on September 10, 1984

An organizational meeting for the house to house campaign was scheduled for September 5, 1984 at 7:00 P.M. Marlene will call all those involved to inform them of the meeting.

The Council decided against advertising on the radio. They directed that Marlene or Craig contact the radio station about putting some public service announcements on regarding the town meeting and the upcoming election.

#### Appointment of Judges of Election

The Council discussed appointing judges of election for the disincorporation election. Donna Merrell moved the Council appoint Toni Reynolds, Shirley Oldaker and Carol Southam as the judges of election for the disincorporation election. Dennis Judd seconded, the motion passed with all members present voting aye.

#### Appointment of Watchers

Dennis Judd moved the Council appoint Craig Blunt and Marlene Stidham as poll watchers during the upcoming disincorporation election. Glen Fleener seconded, the motion passed with all members present voting aye.

#### Consolidating Voting Precincts

Glen Fleener moved the Council consolidate the two County voting precincts containing Naples City residents into one municipal voting district for the disincorporation election. Donna Merrell seconded with all members present voting aye.

#### Approval of Minutes

Donna Merrell moved the Council approve the minutes of the August 1, August 6 and August 15, 1984 City Council minutes as corrected. Glen Fleener seconded, the motion passed with all members present voting aye.

#### Donation for State Water Fund Dinner

Mayor Kay presented a request from the Water Resources Board for a \$100.00 donation from Naples City to help fund a dinner for the State Water Board at the Sheraton Inn on Friday, August 31, 1984. Uintah County and Vernal City were also asked for a donation.

Discussion followed. Donna Merrell moved the Council authorize a donation to \$100.00 to the Water Resources Board. The donation is to be used to help fund a dinner for the State Water Board on Friday, August 31, 1984. Glen Fleener seconded, the motion passed with all members present voting aye.

Executive Session

Donna Merrell moved the Council adjourn into executive session to discuss an appointment to the Council. Lynn McCarrell seconded, the motion passed.

Executive Session Adjourned

Dennis Judd moved the Council adjourn the executive session at 11:50 P.M. Glen Fleener seconded, the motion passed with all members present voting aye.

Appointment to Council Seat

Dennis Judd moved the Council appoint Barbara Wilkerson to fill the vacancy on the Naples City Council left by Larris Hunting and that there be no public announcement until Monday, September 4, 1984. And further, that Mayor Kay contact all of the applicants as soon as possible and let them know the Council's decision. Lynn McCarrell seconded, the motion passed with all members present voting aye.

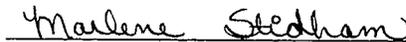
Adjournment

Donna Merrell moved the Council adjourn at 12:05 P.M. Dennis Judd seconded, the motion passed with all members present voting aye.

NAPLES CITY COUNCIL

  
\_\_\_\_\_  
Lawrence C. Kay  
Mayor

ATTEST

  
\_\_\_\_\_  
Marlene Stidham  
City Recorder

75-117  
20-12

**NAPLES CITY COUNCIL**  
**September 5, 1984**

**MINUTES**

This meeting of the Naples City Council was held September 5, 1984 at the Naples City office. Mayor Lawrence C. Kay called the meeting to order at 7:50 P.M. Those in attendance were:

**Council Present**

Lawrence C. Kay, Mayor; Dennis Judd, Donna Merrell and Barbara Wilkerson. Glen Fleener arrived at 9:50 P.M. Lynn McCarrell was absent.

**Staff Present**

Marlene Stidham, City Recorder; Craig Blunt, Building Official; Shirley Price, Treasurer and Ray Nash, City Attorney.

**Others Present**

Bryce Caldwell, Carol Judd, Dan Olsen, Traci Menke and Howard Weaver.

**Swearing In New Councilwoman**

Mayor Lawrence C. Kay administered the oath of office to Barbara Wilkerson. The Council meeting was called to order after the oath was administered to Mrs. Wilkerson.

**Approval of Bills - Shirley Price**

Treasurer Shirley Price presented the bills for approval for payment by the Council. Discussion followed. Dennis Judd moved the bills be approved for payment as presented. Donna Merrell seconded, the motion passed with all members present voting aye.

**Building Official's Report - Craig Blunt**

Raising Sewer Manholes. Mr. Blunt discussed with the Council the problem he has been having with the Ashley Valley Sewer Management Board regarding raising their manholes. Discussion followed.

The Council directed that Mr. Blunt contact attorney Ray Nash and have him prepare an ordinance requiring utilities to raise their manholes whenever the City repairs or upgrades its roads. The Council would like the ordinance ready for their review at the September 19, 1984 meeting.

Training Request. Mr. Blunt presented a request to attend a training seminar on Redevelopment Agencies to be held Sept. 20 & 21, 1984 in Salt Lake City. The program is sponsored by the Utah League of Cities & Towns in conjunction with their annual convention.

Discussion followed. A request was also submitted for Lynnette Merrell to attend the Court Clerk's training session to be held on the same dates.

Dennis Judd moved the Council authorize Craig Blunt, Lynnette Merrell and any of the Council members, to attend the training sessions sponsored by the League of Cities & Towns in Salt Lake on the 20th and 21st of September 1984. Registration fees and per diem expenses are to be charged to the appropriate budgets. Barbara Wilkerson seconded, the motion passed with all members present voting aye.

Street Lights in High Country Estates. Mr. Blunt discussed installation of street lights in High Country Estates with the Council. He informed the Council that after further review of the project by UP & L, they would have to charge \$3.00/foot to do the trenching. Discussion followed. Mr. Blunt indicated the City could do the trench work for 50¢/foot.

Dennis Judd moved the Council authorize an expenditure of up to \$1,000.00 for the City to do the trench work on the installation of street lights in High Country Estates. Donna Merrell seconded, the motion passed with all members present voting aye.

1500 S. Bridge Repair. Mr. Blunt discussed repair work on the 1500 S. bridge with the Council. It was the consensus of those present that as a temporary solution, Mr. Blunt will install two 3' x 20' culverts in the creek. These will be covered over with dirt so that people will be able to cross the creek by driving over the top of the culverts instead of in the creek bed.

In addition, the Council authorized work to begin on a joint grant application to the State Impact Board for funds to install a proper bridge over the creek. Randy Freeston of Uintah Engineering will make the application on behalf of Naples City, Ashley valley Water & Sewer District, Utah Power & Light, Uintah County and the Bureau of Land Management. In addition, Mr. Freeston will do all of the preliminary engineering work on the project.

Weeds by 7-11. The Council discussed with Mr. Blunt having the weeds by the 7-11 on East Highway 40 cut down.

### Joint Meeting With County Commissioners

The Council discussed setting up a joint meeting between the Naples City Council and the County Commissioners when the new Commissioners take office.

### Review Newsletter

The Council reviewed the newsletter. Discussion followed and corrections were made. The Council authorized mainling of the newsletter as corrected, to all Naples City residents.

### Approval of Minutes - August 29, 1984

Glen Fleener moved the minutes of The August 29, 1984 City Council meeting be approved as corrected. Donna Merrell seconded. The Motion passed, with all members present voting aye.

### Court Order Re: Voting in Disincorporation Election

Dennis Judd moved the Council direct City Attorney Ray Nash to contact the District Court regarding an order which will require that all voters identify themselves and their place of residence and that only bona-fide residents of the City of Naples who are properly registered be allowed to vote on the question of disincorporation of the City of Naples in the special election to be held on Spetember 18, 1984. Glen Fleener seconded, the motion passed with all members present voting aye.

### Ad in Vernal Express

The Council discussed placing an ad in the Vernal Express regarding the disincorporation election. It was the consensus of the Council that the City run a paid ad in the September 12 and 14, 1984 issues of the Vernal Express on the issue of disincorporation.

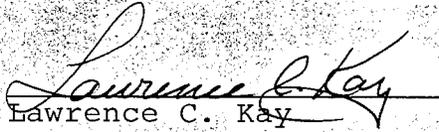
### Adjournment

No further business having come before the Council, Donna

Naples City Council  
September 5, 1984  
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Merrell moved the Council adjourn at 10:30 P.M. Barbara Wilkerson seconded, the motion passed with all members present voting aye.

NAPLES CITY COUNCIL

  
Lawrence C. Kay  
Mayor

ATTEST

  
  
Marlene Stidham  
City Recorder

**NAPLES CITY COUNCIL**  
**September 19, 1984**

**MINUTES**

This meeting of the Naples City Council was held September 19, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:35 P.M. Those in attendance were:

**Council Present**

Lawrence C. Kay, Mayor; Barbara Wilkerson, Lynn McCarrell, Glen Fleener and Dennis Judd. Donna Merrell was absent.

**Staff Present**

Marlene Stidham, City Recorder; Shirley Price, Treasurer and Ray Nash, City Attorney.

**Others Present**

Accountant Varr Snedakar; Carol Southam; Howard Weaver; Kermit Harrison; Bryce Caldwell; Carl & Shirley Oldaker and Toni Reynolds.

**Audit for FY 1983/84**

Varr Snedaker of Winward Foley & Co. was in attendance to present the annual financial audit for the City for fiscal year 1983/84. Mr. Snedaker reviewed the audit with the Council. Discussion followed. Glen Fleener moved the Council accept the audit as prepared by Winward, Foley & Co. for fiscal year 1983/1984 and directed that Mr. Snedaker forward a copy of the audit to the State Auditor's office as soon as possible. Dennis Judd seconded, the motion passed with all members present voting aye. Copies of the audit are available in the office of the City Recorder for review by the public.

**Canvass of Special Election**

Mayor Kay and the City Council acted as the board of canvassers and conducted the official canvass of the results of the special disincorporation election ordered by District Court.

Glen Fleener moved the Council make the following findings: that the total number of votes cast was 514; that the number of affirmative votes (favoring disincorporation) was 134; that the number of negative votes (opposing disincorporation) was 380; that the number of spoiled ballots was 1; that the number of challenged voters was 1; and that the challenged voter was not permitted to cast a ballot. Further, that based on the above findings, the proposal to disincorporate the City of Naples was lost by a margin of 4 to 1. Dennis Judd seconded, the motion passed with all members present voting aye.

The Council further directed that city attorney Ray Nash present the canvass results to the district court.

### Approval of Bills

The Council reviewed the bills as presented by Treasurer Shirley Price. Discussion followed. Glen Fleener moved the Council approve the bills as documented. Barbara Wilkerson seconded, the motion passed with all members present voting aye.

### Petition to Reduce Speed Limit on 2500 East

Howard Weaver presented a petition from residents on 2500 East to have the present speed limit on 2500 East lowered from 35 miles per hour to 25 miles per hour and that a "Children Playing" sign be posted on either end of 2500 East.

Discussion followed. The Council took no action at this time. They directed that Craig Blunt and Chief Ledkins review the request and present their recommendations and findings to the City Council at the October 3, 1984 meeting.

### Speeders on 500 South

Lynn McCarrell discussed with the Council complaints about people speeding on 500 South from East Highway 40 to 2000 E.

The Council directed that a memo be sent to the Police Dept. asking them to put an extra patrol in that area to try to deter people from speeding.

### Building Official's Report

Conditional Use Permits Re: Yellow Jacket and Mortenson Bros.  
Dennis Judd discussed with the Council the recommendation from the Planning & Zoning Commission to issue a conditional use permit to Yellow Jacket Tool and Mortenson Brothers, to place a caretaker's dwelling at their office locations. Mr. Judd indicated that the Planning & Zoning Commission had placed restrictions on the issuance of the conditional use permits.

Glen Fleener moved the Council accept the recommendation of the Planning & Zoning Commission to allow Yellow Jacket Tools and Mortenson Brothers to place caretaker's dwellings on their property. And further that the conditional use permits be issued subject to all of the restrictions recommended by the Planning & Zoning Commission. Lynn McCarrell seconded, the motion passed with all members present voting aye.

### Time Frame for Spending Money on the Park

The Council directed that Park Committee Chairman Earl Reigh be asked to meet with them October 3, 1984 to discuss this

matter with them. Members of the Park Committee should also be invited to attend the meeting.

#### Redevelopment Meeting

The Recorder informed the Council that the regularly scheduled meeting of the Redevelopment Agency was not held because the required notice had not been posted. The Council directed that the September meeting of the Redevelopment Agency be cancelled and that the Agency meet next on its regularly scheduled date in October.

#### Police Schooling

The Council discussed attendance by the police department at various training sessions. The Council directed that Mayor Kay meet with Chief Ledkins and review with him the City's policies regarding attendance at training/schooling sessions.

#### Insects in the Office

The Council directed that the Building Official purchase something to get rid of all of the insects in the City office.

#### Street Light in Wilwood Subdivision

The Council discussed placing a street light in Wildwood Subdivision. Barbara Wilkerson moved the Council contact UP & L to have them install a street light at 360 East 1500 South in Wildwood subdivision as soon as possible. Glen Fleener seconded, the motion passed with all members present voting aye.

#### Updating Mailing List

The Council directed that work begin on updating the City mailing list.

#### Resolution

Dennis Judd moved the Council direct Marlene Stidham to prepare a resolution commending the Naples staff and the Save the City Committee for all of the hard work they have done to keep the City from being dissolved. The resolution is to be ready for their review at the October 3, 1984 City Council meeting. Glen Fleener seconded, the motion passed with all members present voting aye.

#### Letter to Skip Anderson, U.D.O.T.

The Council directed that a letter be sent to Skip Anderson, Region 6 Director of the Utah Department of Transportation. The

Council would like to know why the traffic survey for Naples has not yet been done.

Barbara Wilkerson discussed concerns of residents in High Country Estates that unless there was a crosswalk or traffic light on the highway, children from that subdivision would not be able to fully utilize the City Park.

However, crosswalks or traffic lights cannot be installed until the Department of Transportation does its traffic survey.

The Council would like a response from Mr. Anderson as soon as possible.

#### Bridge on 1500 South

Shirley Price presented concerns from Mr. & Mrs. Ray Sadlier regarding the bridge that has washed out on 1500 S. Discussion followed.

Mayor Kay informed those present that work has started on a joint application for off-systems money to erect a proper bridge over the creek on 1500 S. The bridge will have a 60' span and will have concrete buttresses. Mayor Kay also informed the Council that the other entities involved asked that Naples act as the lead agency on the grant because the bridge was in the Naples City boundaries. As the lead agency on the application, Naples City is required to front 10% of the cost of the bridge (\$6,000.00) for the preliminary work on the project. Once the grant application is approved, Naples will be reimbursed the \$6,000.00.

As a temporary solution, the Mayor will contact Don Holmes and the County to see about using their equipment to fill in the 6' culvert that is currently in the creek. This way traffic will be able to drive over the top of the culvert instead of in the creek bed. Additional discussion followed.

#### Approval of Minutes - September 5, 1984

Dennis Judd moved the minutes of the September 5, 1984 City Council meeting be approved as corrected. Barbara Wilkerson seconded. The motion passed with all members present voting aye with the exception of Lynn McCarrell who abstained from voting.

#### Adjournment

No further business having come before the City Council at

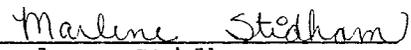
Naples City Council  
September 19, 1984  
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this time, Barbara Wilkerson moved the Council adjourn at 10:31 P.M. Glen Fleener seconded, the motion passed with all members present voting aye.

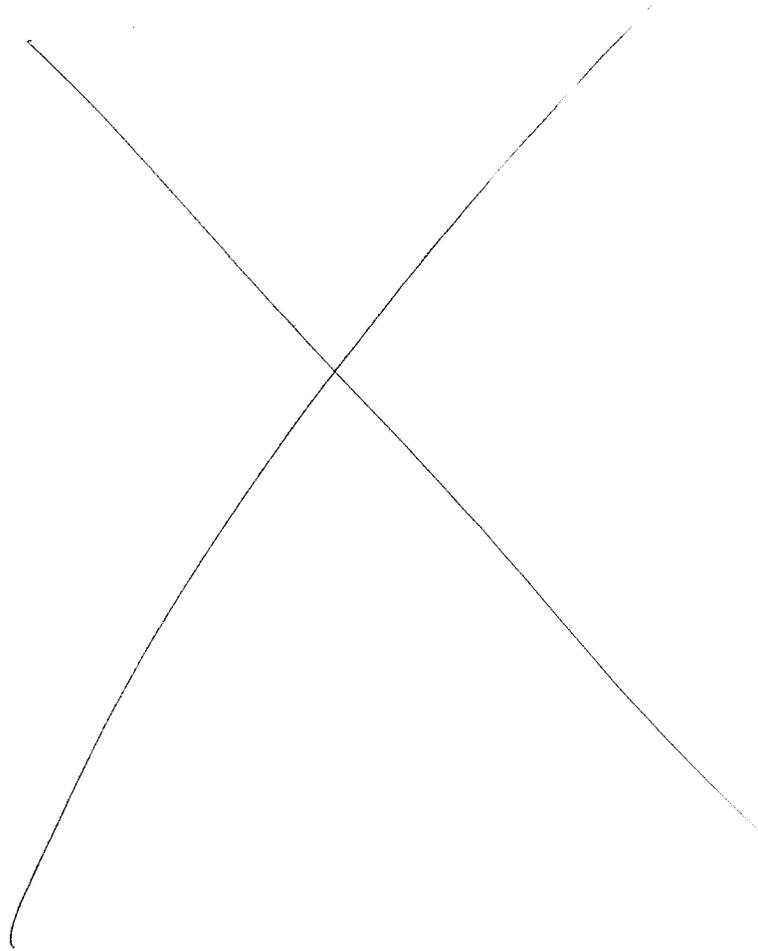
NAPLES CITY COUNCIL

  
Lawrence C. Kay  
Mayor

ATTEST

  
Marlene Stidham  
City Recorder

CTM



**NAPLES CITY COUNCIL**  
**October 3, 1984**

**MINUTES**

This meeting of the Naples City Council was held October 3, 1984 at the Naples City Office. Mayor Lawrence C. Kay called the meeting to order at 7:38 P.M. Those in attendance were:

**Council Present**

Lawrence C. Kay, Mayor; Donna Merrell, Dennis Judd and Barbara Wilkerson. Glen Fleener and Lynn McCarrell were absent.

**Staff Present**

Marlene Stidham, City Recorder; Craig Blunt, Building Official; Shirley Price, Treasurer; Ray Nash, City Attorney; John Ledkins, Chief of Police; Sergeant Lon Salmond and Patrolman Sam Arbcast.

**Others Present**

Nellie Southam; Beth Pack, Earl Reigh and Jill & Rulyan White.

**Speed Limit on 2500 E. from 2500 S. to 3000 S.**

Craig Blunt informed the Council a counter-petition had been filed opposing the reduction of the speed limit on 2500 East. The petition had been signed by approximately 20 people. Although most of these petitioners do not live on 2500 E., they do travel on that road on a regular basis.

Nellie Southam and Beth Pack were in attendance on behalf of those petitioners who requested that the speed limit **not** be lowered.

Discussion followed. Chief Ledkins and Craig Blunt had reviewed both petitions. Their recommendation was that the Council **not** reduce the speed limit on 2500 E. from 2500 S. to 3000 S. because conditions do not warrant the reduction.

Discussion followed. Dennis Judd moved the matter be tabled until October 17, 1984 at which time a public hearing on the issue will be held at 7:30 P.M. All persons concerned with the matter are to be notified and encouraged to attend the public hearing. Barbara Wilkerson seconded, the motion passed with all members present voting aye.

**Disclosure Statement Filed**

Mayor Kay filed a disclosure statement to be entered into the official minutes of the meeting.

Treasurer's Report - Shirley Price

Approval of Bills. Treasurer Shirley Price presented the bills for approval for payment by the Council. The Council reviewed the list of bills to be approved. Discussion followed. It was determined that the bill from Basin Auto would be held until Chief Ledkins could determine that all of the charges were justified.

In addition two other payments were authroized:

Don Holmes	\$720.00	John Ledkins Mileage	\$219.32
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Ledkins' mileage was authorized for the 30-day period when his police vehicle was down and he used his personal car.

Payment to Don Holmes was authorized for repair work he did to the culvert across the creek on 1500 South.

Donna Merrell moved the Council approve paying the bills with the above listed adjustments. Barbara Wilkerson seconded, the motion passed with all members present voting aye.

Training Request

Craig Blunt presented a request for Chief of Police John Ledkins to attend a Police Chief Conference in Salt Lake City the week of October 22, 1984.

Costs for the trip are:

Registration Fee	\$95.00	Membership Dues	\$50.00
Meals		Motel	
6 days @ \$15/day	\$90.00	6 days @ \$30/day	\$150.00

Discussion followed. Donna Merrell moved the Council approve the request for Chief Ledkins to attend a police Chief's conference in Salt Lake City the week of October 22, 1984. And further that the Council approve the expenditures for the trip as outlined above. Dennis Judd seconded, the motion passed with all members present voting aye.

Repayment of T.A.N.

City Manager Craig Blunt discussed repaying a portion of the \$100,000.00 T.A.N. the City issued in July of 1984. Mr. Blunt proposed the City take \$65,000.00 of the extra sales tax revenue received and apply it towards repayment of that T.A.N. in order to cut down on the amount of interest the City will have to pay in June of 1985. Discussion followed.

Dennis Judd moved the Council authorize Treasurer Shirley Price to issue a check in the amount of \$65,000.00 to Zion's Bank as partial payment on the \$100,000.00 T.A.N. issued by the City in July 1984. Donna Merrell seconded, the motion passed with all members present voting aye.

#### Status of Road Resurfacing Project

Mayor Kay informed the Council that the Quality Control Engineer on the City's road resurfacing project recommends that the contract on the project be extended to June 1, 1985. This recommendation is based on his assessment that it would be too cold to lay the asphalt. Discussion followed. The Council directed that the engineer send a letter to the City to that effect.

#### Earl Reigh - Park Committee

Earl Reigh, Park Committee Chairman was in attendance to discuss with the Council, financing for the Park. Discussion followed.

Mr. Reigh requested that the Council consider appropriating \$770.00 for the backstops. Mr. Reigh pointed out that if this was done, then the fields could be played on this year.

Donna Merrell moved the Council appropriate \$1,000.00 from the account titled Excess Revenue Over Expenditures to be used for chainlink and other materials necessary to complete the backstops at the park. And further that the \$1,000.00 be returned to the Excess Revenue Over Expenditures account when the recreation grant is approved in Jan.-Feb of 1985. Dennis Judd seconded, the motion passed with all members present voting aye.

Winter Flag for Park. The Council and Mr. Reigh discussed getting a flag to be used during the winter season at the pool. The Council directed that Mr. Blunt check into the matter.

Hours on Swimming Pool/Slide. Members present also discussed the current operation of the slide/pool by World Entertainment Co. The Council directed that a letter be sent to Mr. Romney requesting that he meet with the Council to review the books for the last season and to discuss some of the operating procedures at the pool.

#### Executive Session

Dennis Judd moved the Council adjourn into Executive Session to conduct an interview for the patrolman's position. Donna Merrell seconded, the motion passed with all members present voting aye.

Dennis Judd moved the Council adjourn the Executive Session and return to regular session at 10:38 P.M. Donna Merrell seconded, the motion passed with all members present voting aye.

Patrolman Sam Arbgast

Patrolman Sam Arbgast was in attendance to discuss with the Council the need for them to **consider** upgrading the police pay scale and review of City employee benefits. Officer Arbgast felt that a review of the benefits and pay scale may be in order should the City want to retain its personnel.

Discussion followed. The Council directed that Mr. Blunt and Mrs. Stidham look into alternate health/medical insurance plans and present that information to the Council as soon as possible.

Hiring Patrolman

The Council reviewed the candidates for the patrolman position. Discussion followed.

Barbara Wilkerson moved the Council hire Rose Burek and that she sign an employment contract which will require her to reimburse the City for the cost of her training should she voluntarily terminate her employment with Naples prior to one year from the date she completes training at the police academy. And further, that she will be subject to one year's probation from her date of hire. Dennis Judd seconded, the motion passed with all members present voting aye.

Adopting Resolutions #22 & 23

Resolution #22: A Resolution commending the City staff for their work during the disincorporation attempt. The Council reviewed and discussed resolution #22.

Dennis Judd moved the Council adopt Resolution #22. Donna Merrell seconded. The roll call vote was as follows:

Dennis Judd	Aye	Barbara Wilkerson	Aye
Donna Merrell	Aye	Lynn McCarrell	Absent
Glen Fleener	Absent		

The motion passed.

Resolution #23: A Resolution recognizing and commending the work of the "Save The City Committee". The Council reviewed and discussed Resolution #23.

Dennis Judd moved the Council adopt Resolution #23. Donna Merrell seconded. The roll call vote was as follows:

Dennis Judd	Aye	Barbara Wilkerson	Aye
Donna Merrell	Aye	Lynn McCarrell	Absent
Glen Fleener	Aye		

The motion passed.

### Letters of Appreciation

The Council reviewed letters of appreciation to the following people/firms for their donation of time/materials on the Naples park:

1457 Eng. Btln., Utah Nat'l Guard: Earthmoving, Welding, etc.

Ziegler Chemicals: Welder & Welding Machine Re: Backstops

Arie Owns: Welding Machine/Time on Backstops

Norman Merrell: Service as Park Committee Chairman

Ashrock: Concrete for Backstops

Artic Circle: Punch & Cups for table at School Registration

Grant Merrell: Scaffolding for Construction of Backstops

Scoutmaster Dean Baker/Naples 1st Ward Scouts: Construction on Backstops

Donna Merrell moved the Council direct Mayor Kay to sign the above listed letters of appreciation on behalf of the City Council. Dennis Judd seconded, the motion passed with all members present voting aye.

### Insurance Proposals

Dennis Judd moved the Council direct Craig Blunt and Marlene Stidham to secure alternate insurance proposals for the Council's review as soon as possible. Barbara Wilkerson seconded, the motion passed with all members present voting aye.

### Street Lights

8th Light for High Country Estates. Mr. Blunt discussed with the Council installing an 8th light in High Country Estates Subdivision. It was the consensus of the Council that an 8th street light not be installed at this time.

Other Street Lights. Dennis Judd discussed with the Council the installation of a street light on 5th East near the entrance to

the Cemetary. It was the consensus of the Council that the light at the cemetary entrance needs to be moved to light the intersection of 1750 South and 5th East. They directed that Craig Blunt contact UP & L and have them move the light to the correct location as soon as possible.

The Council also directed the positions of other street lights be checked to assure that they are lighting the intersections so that they can be clearly seen when turning off of a main road.

**Redeem Swimming Pool Revenue Bond**

The Council discussed redeeming the 1st swimming pool revenue bond. Donna Merrell moved the Council direct Shirley Price to make out a check to redeem the first bond on the swimming pool. Dennis seconded, the motion passed with all members present voting aye.

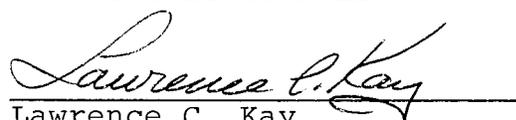
**Clothing Allowance Advance**

The Council directed that Treasurer Price advance Rose Burek 1 year's clothing allowance (\$600.00) in order for her to purchase all of her uniforms, etc.

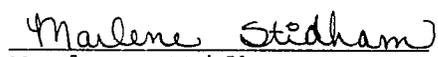
**Adjournment**

No further business having come before the Council, Donna Merrell moved the Council adjourn. Barbara Wilkerson seconded, the motion passed. The meeting was adjourned at 12:10 A.M.

NAPLES CITY COUNCIL

  
\_\_\_\_\_  
Lawrence C. Kay  
Mayor

ATTEST

  
\_\_\_\_\_  
Marlene Stidham  
City Recorder