

May 7, 2014 City Council Minutes

Minutes of the Payson City Council Meeting held at the Payson City Center, 439 West Utah Avenue, Payson, Utah on Wednesday, May 7, 2014 at 6:00 p.m.

ROLL CALL: Mayor Rick Moore; Councilmembers: JoLynn Ford, Kim Hancock, Mike Hardy, Scott Phillips (attended by telephone) and Larry Skinner; City Manager Dave Tuckett, and City Recorder Jeanette Wineteer. Attorney Sorensen excused.

Mayor Rick Moore presiding.

PRAYER & PLEDGE OF ALLEGIANCE

Prayer offered by Councilmember Skinner and Pledge of Allegiance led by Councilmember Hancock.

CONSENT AGENDA

MOTION by Councilmember Hardy to approve the Consent Agenda consisting of approval of April 16, 2014 City Council Minutes, and approval of April 26, 2014 City Council Minutes. Motion seconded by Councilmember Hancock. Motion carries.

PUBLIC FORUM

Debra Carter and Andrea Bailey representing Nebo Philharmonic Orchestra asked if their organization could partner with Payson City to hold live concerts. They need to cover their costs, which are approximately \$8000 per year. They would like to seek support from the City with either holding concerts, advertising in the City newsletter, grants, etc.

Consensus of the Council was that we don't have funds set aside for this type of grant however they could contact the City Manager to see what other kind of support we could provide.

Kelly Mitchell representing Relay for Life invited everyone to participate in the Nebo Relay for life from 6:00 – 9:00 a.m. on June 20th and 21st at Salem Hills High School Track. She would like to see Payson City have a team and come and walk on June 20th.

COUNCIL AND STAFF REPORTS

Superintendent Crump stated that the Power Department has recently received two Safety Awards: one from Intermountain Power Association and one from the American Public Power Association. They have been 8 years accident free and hope that to continue.

He also reported that it looks like there might be more stringent restrictions on the coal resources, so the San Juan Generation might go away as soon as 2017.

Public Works Director Travis Jockumsen reported on the procedure to protest the new FEMA flood maps and what Springville is doing. He wants to see what we can do to argue our point. Consensus of the Council was that we need to protest, and should find out what the costs are to begin this process.

Golf Pro Tracy Zobell reported that Memorial Park has been planted and is germinating, we have also hired Parker Sweat to help at the golf course and he started today.

Manager Tuckett announced that we closed on the Sewer/Pool Refunding Sales Tax Bonds today. This will save us about \$30K per year in cash flow.

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Recreation Director Karl Teemant said there is a leak in the pool and we are waiting to see when we can locate this with a camera to see what we are up against.

He said they have just finished the Hershey Track and Field for the Elementary Schools, and Youth Softball and Baseball started last night.

Councilmember Phillips commented on how nice the park looks and thanked all those involved in lighting, sidewalks, sprinkler installation, and planting.

Councilmember Hancock reported that SUVMWA has been sharing an engineer with Salem and this person has moved to Salt Lake so they are in the process of looking for a new engineer to share.

Councilmember Hardy noted that Payson City/Chamber Easter Egg Hunt went well and fast. He also said that the Chamber will probably report on the Business Expo that will soon be happening.

Mayor Moore said that the Council has been attending meetings regarding UTOPIA and there are some large decisions coming up that the Council will soon have to make. He suggested that citizens get informed and get your input to the Councilmembers. Manager Tuckett will try to get the links from our website to try to help everyone get informed.

He reported that they met with Hanson Welding regarding the Peteetneet Amphitheater project they did last year, and they will finish all the welding.

There will be a Concert at Peteetneet Amphitheater June 7th at 5:30 p.m. (Ty Herndon, Due West, and Charley Jenkins) \$12 in advance, \$15 at the door, kids 5 and under free. We want to raise some money to help pay for the facility and help repair the Peteetneet.

He agreed that Memorial Park looks fabulous with the lighting, sidewalks with handicap ramps, new trees, lawn with a sprinkling system, etc.

He said that they are looking at ammonia levels at the sewer plant, and discussions are being held regarding a regional plant.

SUSPEND AGENDA

MOTION by Councilmember Ford to suspend the agenda and move at the Mayor's discretion. Motion seconded by Councilmember Hardy. Motion carries.

SCOUT ATTENDANCE AWARDS

Councilmember Ford presented attendance certificates to scouts in attendance: Jack Stewart, Taylor Brothersen, Trevor Campbell, Gabe Toelupe, and Slade Steinagel.

SWEARING IN OF TWO NEW PART-TIME OFFICERS

Judge Dahlquist administered the Oath of Office to two new Part-time Officers: Glen Andrew Carlson and Kenneth Kody Wall.

CHAMBER OF COMMERCE BUSINESS OF THE MONTH

Collin Logue, Payson Chamber of Commerce President presented the May 2014 Chamber of Commerce Business of the Month to Jade Walker, Manager of First Federal Credit Union. He thanked them for participating in all the Payson Chamber events.

CHAMBER OF COMMERCE

Collin Logue reported that a Shop Payson Expo will be held June 19th in the Wal-Mart Parking lot. We plan to display all businesses. Since this is a free event, they are asking each business participating to donate one prize to give away to the community.

REQUEST FOR FINANCIAL ASSISTANCE FOR MOVIES IN THE PARK

At the last meeting Mr. Logue asked the Council if they could start doing “Movies in the Park” over this summer. He said that the setup, sound, screen would cost about \$500 for each movie (they hope to do three), so he was hoping that the City could donate half of that. Discussion was held and Councilmember Ford said she was to find out some things but hadn’t heard back.

Councilmember Hancock felt the movies were a good idea, however he feels attendance will snowball after the first event. He is worried how to restrict it to 200 people. Mr. Logue feels we could hand out free tickets at Chamber businesses and let people know that they can’t get in without a ticket and the tickets are limited.

MOTION by Councilmember Hancock to approve \$250 per movie for three movies and the city obtain the licensing; not to exceed \$2500 total. Motion seconded by Councilmember Ford. Motion carries.

DISCUSSION REGARDING PETEETNEET BUDGET

Mrs. Corno and Dee Stevens from PPP said they have decided to mail out their newsletter this year for the last time and then continue to put that information out the Peteetneet website. This should save them about \$800 per year in printing and postage and they would like to use that money for Christmas lighting.

Mr. Stevenson said they have been putting up lights for Christmas and each year there is always quite a bit if repair.

MOTION by Councilmember Ford to leave the Peteetneet Budget the same as last year to use for the Christmas Lights rather than for a newsletter. Motion seconded by Councilmember Hancock. Motion carries.

STATE STATUTE REQUIRING POLICY ON NON-DISCRIMINATION IN UTAH STATE RETIREMENT PURCHASE AGREEMENTS

Dora Edvalson, Human Resources Coordinator presented the requirements to be in compliance with Utah Code Annotated Section 49-13-408 and 49-12-409.

MOTION by Councilmember Skinner to approve Resolution #05-07-14, a resolution to bring the Personnel Policy into compliance with Utah Code Annotated Section 49-13-408 and 49-12-409 regarding Non-Discrimination in Utah State Retirement Purchase Agreements. Motion seconded by Councilmember Ford. Motion carries.

PUBLIC HEARING – IMPACT FEE FACILITIES PLAN & IMPACT FEE ANALYSIS (ORDINANCES)

MOTION by Councilmember Ford to open the public hearing to receive public input regarding the Impact Fee Facilities Plan and Impact Fee Analysis. Motion seconded by Councilmember Hardy. Motion carries.

Public hearing opened at 7:12 p.m.

The ordinance being addressed by City Council is an ordinance adopting updated impact fees for the Municipal Power Department. The facilities plan, the analysis and recommended fees are in one document. This matter should have a public hearing prior to action by City Council.

Brent Ventura from Horrocks Engineering was introduced and explained that they gathered data and Horrocks Engineers, has determined the fair and proportionate impact each project development will have on the ability of the City to maintain the adopted level of service for the municipal power facilities and that the power base impact fee is derived from formulas outlined in the Municipal Power Impact Fee Analysis.

Councilmember Skinner noted that we are not obligated to adopt what is recommended, but cannot adopt more than what is recommended. In doing this, he asked if we would open ourselves up to law suits from past developers that have been charged the higher rate and Mr. Ventura said that this has not happened in the past.

Receiving no further input MOTION by Councilmember Hardy to close the public hearing. Motion seconded by Councilmember Hancock. Motion carries.

Public hearing closed at 7:20 p.m.

Attorney Tuckett noted that the ordinance will be affective as soon as it is published; however our plan is to charge the lower amount immediately.

MOTION by Councilmember Hardy to adopt Ordinance #05-07-14, An Ordinance Adopting the 2014 Municipal Power Impact Fee Capital Facilities Plan and Amending The Municipal Power Impact Fees Based Upon the 2014 Municipal Power Impact Fee Analysis and Established Level of Service for Payson City Municipal Power System Pursuant to §11-36a Utah Code Annotated, 1953, As Amended, And Providing An Effective Date. Motion seconded by Councilmember Phillips. Voting aye: all. Motion carries.

PUBLIC HEARING – PROPOSED BUDGET AMENDMENTS

MOTION by Councilmember Hancock to open a public hearing to receive input regarding amendments to the FY 2013-2014 budget. Motion seconded by Councilmember Ford. Motion carries.

Public hearing opened at 7:22 p.m.

Manager Tuckett presented and explained the following proposed amendments:

7-May-14

Amendment

General Fund Revenue	Amendment	
Appropriation of General Fund Balance	\$	18,500.00
Appropriation of General Fund Balance	\$	6,328.00 Our Champions

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Library Grant	\$	2,400.00	
Miscellaneous Rev (Insurance Rebate)	\$	40,000.00	Insurance Rebate ULGT
Reduce Trans from Sewer	\$	-13,500.00	
GF TOTAL			
Parks	\$	15,000.00	MiniX
Cemetery	\$	15,000.00	MiniX
Swimming Pool	\$	15,000.00	Pool Repair
Library Department Exp			
Grant Expenditures	\$	2,400.00	Books
Peteetneet Expenses			
Our Champions	\$	6,328.00	Donation, Frame, etc.
Capital Projects Fund			
Appropriate Capital Projects Fund Balance	\$	60,000.00	
Cap Project Expenditures	\$	60,000.00	Improvements to lots by Golf Course
Solid Waste			
Landfill Fees	\$	100,425.00	Additional Revenue
Solid Waste Expenditures			
	\$	70,424.00	Equipment Maint, power, etc.
Transfer to General Fund	\$	30,000.00	To purchase MiniX
Electric Fund			
Electric Revenue	\$	505,000.00	
Electric Expenses			
	\$	505,000.00	Power purchase, Natural gas, etc.
Sewer Fund	\$	13,500.00	Reduce Transfer to GF
Sewer Expenses	\$	13,500.00	Flow Meter

Discussion was held regarding where the Peteetneet could use the money that is left from the “Our Champions”. Manager Tuckett will talk to them and see.

Manager Tuckett said the Council received the email explaining that the next phase of testing for the new reservoir would be approximately \$107K. We budgeted \$30K, but this will probably fall to fund

balance because we won't get it done before the end of the fiscal year. Councilmember Skinner feels that we should do this, but commented that it will require a bond election to get the water or reservoir. Discussion was held regarding the Mt. Nebo Water Association, and put forth our effort towards planning for the dam.

Receiving no further input MOTION by Councilmember Hancock to close the public hearing. Motion seconded by Councilmember Hardy. Motion carries.

Public hearing closed at 7:35 p.m.

MOTION by Councilmember Phillips to accept the amendments as proposed. Motion seconded by Councilmember Skinner. Voting aye: Councilmembers: Ford, Hancock, Hardy, Phillips, and Skinner. Motion carries.

ACCEPT TENTATIVE BUDGET AND SCHEDULE PUBLIC HEARING

Manager Tuckett presented a balanced budget and asked the Council to accept the tentative budget and set a public hearing for June 4th. He explained that the Council can look in depth at the budget from now until it is adopted.

MOTON Hardy to accept the FY 2014-2015 Tentative Budget and set a public hearing for public input on June 4th. Motion seconded by Councilmember Ford. Motion carries.

DISCUSSION REGARDING STORM DRAIN/CURB AND GUTTER ISSUES

Superintendent Fowden presented pictures showing and explaining storm drain problems throughout town. He would like some direction on what to do to mitigate the issues.

Discussion was held regarding curb and gutter that is in throughout the city and where it is not, and the issues caused from that. The probability of the City fixing the problems or whether that burden should be put on the property owner. A Special Improvement District was discussed to install storm drain in quadrants of the city, and whether the properties with curb and gutter already could opt out of the projects.

Consensus of the Council was to check the ordinance to see whose responsibility it is when water flows onto someone else's property because off something on your own. Manager Tuckett said that staff will find what the law requires or allows and get back with the Council. He will also get some information on an SID.

OTHER

Council comments were discussed and the Council would still like follow up regarding those complaints. Manager Tuckett will check with Amanda and make sure that is happening.

TENTATIVE BUDGET (Continued)

Manager Tuckett said that the Fire Truck that is in the budget this year is not enough to cover the cost. The Fire Department has already made one payment of \$80,000 and if they pay another one next year and hold the \$350K budgeted, in two years they will have enough. However, if the Council would appropriate an additional \$200,000, he could buy it now and those payments could go into purchasing a few smaller equipment items.

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ADJOURNMENT TO CLOSED SESSION

MOTION by Councilmember Ford to adjourn. Motion seconded by Councilmember Hancock. Motion carries.

Council adjourned to Closed Session at 8:20 p.m.

RECONVENE AND ADJOURN

Council reconvened and **MOTION** by Councilmember Hancock to adjourn. Motion seconded by Councilmember Hardy. Motion carries.

Council adjourned at 8:32 p.m.