Minutes of the Payson City Council of Payson City held at the Payson City Center, 439 West Utah Avenue, Payson, Utah on Wednesday, May 6, 2015 at 6:00 p.m.

**ROLL CALL**: Mayor Rick Moore; Councilmembers: Larry Skinner, Mike Hardy, JoLynn Ford, and Kim Hancock. City Manager David Tuckett and City Recorder Sara Hubbs. Councilmember Scott Phillips excused.

Mayor Rick Moore presiding. Meeting started at 6:04 p.m.

**PRAYER & PLEDGE OF ALLEGIANCE**

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

**CONSENT AGENDA**

**MOTION** by Councilmember Skinner to approve the consent agenda. Motion seconded by Councilmember Hancock. Motion carried.

**PUBLIC FORUM**

Public Forum opened at 6:05 P.M.

Steve George-concerned citizen. He stated he is concerned about water restrictions. He doesn’t know how the City can enforce these restrictions. He stated businesses and schools had sprinklers on during the last two storms. Mr. George asked if there were any plans to build a dam. He stated Payson is growing and a reservoir would be beneficial.

Councilmember Hancock clarified the City had started work on studies of the dam and reservoir a few years ago and the City has had engineering studies done to address the issue. Once the study is complete, the City is planning to move forward.

Rhett Huff- Payson City Lions Club. Next Friday May 15th, they will hold a town hall meeting at 7 p.m at the City’s banquet hall. Mr. Huff explained there will be many speakers attending to discuss water concerns. Councilmember Ford asked how the meeting is being advertised. Mr. Huff responded that it was advertised mainly using social media. Councilmember Ford offered ideas about how to advertise this meeting.

Rhett Huff- concerned citizen. Mr. Huff is also concerned about water conservation. He believes that meters are the way the City is going to have to go. He stated it is frustrating to see people watering twice a day when he is trying to conserve. He witnesses the excess water usage all the time and believes meters would help to monitor usage.

Councilmember Hardy stated there is a new study coming out from the state and the state will probably mandate meters being installed for every city.

Public Forum closed at 6:13 p.m.

**STAFF REPORTS**

Public Works Director Travis Jockumsen reported the well is done and the casing is in. Hopefully in the next 3-4weeks, they will have a pump on and ready to go. Councilmember Skinner asked how deep the well was. Public Works Director Jockumsen stated it went about 900 ft. deep. He stated that the driller didn’t believe it would be beneficial to go deeper. Councilmember Skinner asked if there was an idea of the type of flow. Public Works Director Jockumsen stated they didn’t know yet.

Chief Brad Bishop reported the monthly numbers of arrests, violation, citations, calls and D.U.I.s. and reported call volume was up 300 calls. Chief Bishop reported the temple open house is going very well. About 20,000 people a day have attended the open house. Chief Bishop publicly thanked Utah Highway Patrol Corporal Chaney for setting up a mock traffic accident drill which focused on distracted and impaired driving. Chief Bishop reminded the council that seat belt law goes into effect May 12, 2015. Violators will get a warning before they are issued a citation. Schedule 1 and 2 drugs will no longer be a felony it will be a Class A misdemeanor. He stated it is not a good change for the communities and kids. Chief Bishop also mentioned that the change to the law took away a drug free zone and the drug free zones only apply to distribution cases. Mayor Moore asked why the legislature dropped drug free zones. Chief Bishop stated he didn’t know why that happened. Chief Bishop stated the Police Department is doing a clean-up at the police department this month and informed council that 6-8 officers are being sent to crisis intervention training, so they can get more officers certified in this area.

Community Events/Recreation Director Karl Teemant stated Peteetneet started work on the masonry, regrouting, and repointing the brick work. Pool tiles have been repaired and in the fall they will make more repairs. Mayor Moore asked if the leak in the pool was found. Mr. Teemant said they hadn’t found it yet. He stated they ran a camera through another line and couldn’t find anything. Mr. Teemant also mentioned that lifeguard training has started and 36 lifeguards were hired in addition to 30. He stated adult softball and youth softball and baseball and youth track club are well under way and youth tennis now taking registrations.

Community Events Coordinator Janeen Dean stated the Peteetneet had received flowers form the prison nursery and will be planting them on May 16th. The Peteetneet is looking for families to volunteer to help plant and weed flower beds. Councilmember Ford asked if the City had decided on the float. Ms. Dean reported it is done and will provide pictures to those who want to see it.

**COUNCIL REPORTS**

Councilmember Skinner stated he read the Payson newsletter and mentioned that the watering schedule shows that there is a 3 day watering schedule. He stated the City needed to redo the newsletter and send it out as soon as possible.

Councilmember Hardy stated the billboard has generated some significant hits on the website which points them to restaurants in the city, Gladstan golf course, and various local sites. Councilmember Hardy also stated that table tops will go out into local restaurants that show sites to visit.

Councilmember Ford said it’s been great having new visitors and she is glad it is going well.

Councilmember Hancock would also like to thank Chief Bishop for the way traffic has been handled during the temple open house. Councilmember Hancock also held up an article from the daily herald and mentioned, the Herald printed the water use and it is incorrect. He also stated that he noticed Salem City had water restriction notices posted on businesses doors. He would like Payson City staff to find a way to get the information out so all citizens can be informed because it is important to remind citizens of the restrictions and to conserve.

Mayor Moore stated first of all he was glad the temple open house is going great. Mayor Moore thanked Public Works Director Jockumsen and his team for all kicking in to help. The Mayor stated he was pleased with the flow of traffic and it is going smoothly and going smoother than expected. He mentioned how nice the parks look with all the cement and asphalt installed. He thanked the streets department for all their efforts and mentioned they had been doing a good job. Mayor Moore also stated the golf course looks really good right now thanks to the rain.

Council and Staff Reports close at 6:30 p.m.

**SCOUT ATTENDANCE CERTIFICATES**

No Scout Attendance

**CHAMBER BUSINESS OF THE MONTH**

Chamber of Commerce representative Mr. Colin Logue stated before he gets to the business of the month, he thought the suggestion of posting water restrictions in businesses is a great suggestion and the chamber of commerce is glad to help out. If Payson can print it, they will gladly help disburse those to different businesses. Mr. Logue asked if there are consequences for not complying with the restrictions. Councilmember Hancock stated that is an item on the agenda that the Council will address tonight.

Mr. Logue also mentioned the Installation banquet will be May 28th at 7:00 at the Clarion. He stated Sean Reyes should be there and will be the main speaker. The cost of admission is $25/person or $40/couple.

Councilmember Hardy reminded Mr. Logue of the movies under the stars. Mr. Logue mentioned the movies under the stars will begin June 19th and will be on various Friday nights during the summer at dusk. Mr. Logue also stated June 20th is a shop local Payson/Santaquin area expo at the Payson market parking lot and steak lunches will be at that same event.

Mr. Logue presented the Business of the Month for May 2015 to a business that does so much for the community. He stated this business has stepped up and has given the Payson Onion Days car show $800 in gift certificates which is great advertisement. The business of the month was presented to Big-O Tires to Kevin and Janeal Dunn. Mr. Dunn stated they are thrilled to receive the award and to be part of this wonderful community. In the 4 years they have been here, he has interacted with some of the nicest people. He said he enjoys working and living in Payson and believes Payson is the best managed city and acknowledged the public safety departments.

**CTC Mayor Youth Awards**

Mayor and Kim Lefler presented CTC Mayor Youth Awards to

* Joslyn Openshaw Payson Jr. High
* Rylee Chandler Mt. Nebo Jr. High
* McKenna Charles Payson High School and through Utah Highway Patrol Corporal Chaney

Ms. Lefler reported that Communities that care is a substance abuse prevention program. She informed attendees that the coalition calls legislatures and lets them know their concerns. She also publicly thanked Sip’n Spot and Stadium Cinema for sponsoring the youth awards and appreciated those donations.

**PROCLAMATION- WATER RESTRICTIONS**

City Manager Tuckett read the following water proclamation:

**WATER RESTRICTIONS IMPOSED**

May 6, 2015 for the remainder of Irrigation Season

**WHEREAS,** The Payson City Council is authorized to protect and provide for the public health, safety and general welfare of its citizens; and

**WHEREAS,** the City is experiencing extreme drought conditions with our pressurized irrigation system; and

**WHEREAS,** the Payson Lakes reservoirs are at critical low levels and are not sufficient to sustain the Pressurized Irrigation System through the irrigation season; and

**WHEREAS,** section 10.5 of the Payson City Ordinance authorizes and empowers the Mayor during times of emergency to issue an order restricting the use of water; and

**NOW, THEREFORE,** I, Richard D. Moore, Mayor of the City of Payson, do hereby declare that effective May 6, 2015, and continuing until the end of the irrigation season (September 30, 2015), the Citizens of Payson shall restrict watering with the Pressurized Irrigation system to twice each week as follows:

All water users with odd numbered addresses shall water only on Tuesdays and Saturdays.

All water users with even numbered addresses shall water only on Mondays and Fridays.

Large water users, Churches, Schools, City Parks and larger agricultural users will water on Wednesdays and Sundays.

There shall be **NO** watering on **Thursdays**, as this allows the system to recover.

Watering times are from midnight to 10:00 a.m. and 6:00 p.m. to midnight. It is recommended that pop-up sprinkler heads operate at 20 minutes or less and rotating sprinkler heads operate at 30 minutes or less.

There shall be no hard-surface washing of driveways and parking lots.

It is unlawful for any pressurized irrigation user to waste water by imperfect stop-taps, valves, leaky joints or pipes. Water shall not be wasted by allowing water to run from hose bibs, excessive watering, open pipes, or other apparatus, or to use the water in such a manner as to cause it to overflow into the neighboring yards, properties, streets or sidewalks.

City employees will be enforcing the water restrictions first with a warning and then with a citation. The second offense will result in a citation and shall be considered an infraction with a recommended fine of $50. The third offense will result in a second citation which shall be considered a Class C Misdemeanor and shall require a mandatory court appearance in the Payson Justice Court and may result in a fine up to $750.00 and/or incarceration up to ninety (90) days. In addition, the City shall install a meter on the violator’s pressurized irrigation system. The cost of the meter and installation shall be charged to the violator.

**Watering of City Properties**

In addition to the above-stated water restrictions, Payson City will adhere to the following priorities in watering its properties within the city limits:

1. Cemetery

2. Memorial Park

3. Recreation fields

4. Golf Course

5. Corridors along Main Street, 930 West and 800 South

6. Peteetneet Area near amphitheater and north Rose Garden

7. All other city properties will be kept alive but not watered consistently.

Mr. Tuckett pointed out that last year the fine was $25, but has increased to $50.

Mr. Tuckett has looked at other cities to see what they are doing. He stated Lehi gives a warning on the first offense and then $100 for 2nd offense.

Mr. Tuckett explained the list of properties that are not necessarily listed in order. He stated he wanted to list the properties, so everyone will be on the same page of which properties need to be watered. Mr. Tuckett stated he wanted the council involved in prioritizing city property, so when citizens call about the watering of city properties, the council can explain the prioritization schedule.

Mayor Moore stated he would like the greens to be the top priority because to lose the greens would be a huge loss. Mayor Moore asked how citizens can be encouraged to do xeriscaping Mr. Tuckett says they will meet as staff and try and find ways to encourage xeriscaping.

Councilmember Ford stated lawns don’t need as much water as people think. She mentioned she read something from the Utah State extension on watering. Councilmember Ford stated she waters her lawn twice a week and the lawn looks fine. She mentioned watering twice a week is plenty.

Mr. Tuckett clarified the City will not water city properties at all this week due to all the rain that has been received.

Councilmember Hancock stated the 4th whereas of the 2nd paragraph beginning with “due to severe drought conditions…” could be taken out. He stated he doesn’t see any reason in saying the same thing twice.

Councilmember Skinner stated the restrictions are a needed step in the right direction. He believes watering one day a week is enough. He stated based on public comment, he believes if the City is going to impose these restrictions, the city needs to set the example.

Councilmember Ford stated the pocket parks would be fine if they were watered every other week, if they aren’t being walked on. Mr. Tuckett stated High line is looking to see if there is any more water that the City can rent. He has asked High line if the City can get a credit if they don’t use the water.

Public Works Director Jockumsen stated last year the water they did rent they got it at $3 per acre inch, but they will now more than likely be paying $6-$10 per acre inch.

Mr. Tuckett expressed that if the city is going to eventually run out, then maybe the city should not rent the water and run out earlier. He said it will all depend on how they can get citizens to conserve.

Mayor Moore asked when the sprinkler system could be put in at Peteetneet. Superintendent Tracy said it is a fall project, but if the council and mayor want it done sooner they will figure it out. Mayor Moore doesn’t think it is right to have the Peteetneet wasting water when citizens are being asked to conserve.

Mr. Tuckett said we could look at the budget amendment tonight or put it in the next year budget.

Chief Bishop mentioned maybe on the third offense the citizen has to pay for the meter to be installed.

Councilmember Skinner said if it was metered, the City would allow them a certain amount of usage, but anything over that will be charged a significant amount. Councilmember Hancock mentioned there is a natural meter. He stated you can tell who is watering by the look of the lawn. The Council asked about the possibility of installing meters. Mr. Tuckett said he is trying to get Zions to do a presentation about installing the meters and funding them. Mr. Tuckett explained the City is waiting to hear if they applied for a $300,000 grant to install the meters.

Councilmember Hardy stated he understands that from tonight’s conversations, there is a need for meters to be installed.

Mr. Tuckett clarified that citizens will have to pay for installation of a meter on the 3rd offense. Councilmember Ford stated the City would have to decide which water meter to install. Councilmember Skinner said if the city is going to make the offenders install the meters on the 3rd offense, the City needs to get bids.

Councilmember Hardy stated the city should be monitoring flow.

**MOTION** by Councilmember Hardy to approve the proclamation with change of installing a meter on the third offense and removing the third paragraph. Motion seconded by Councilmember Hancock. Motion carried. All Councilmembers present Skinner, Hardy, Ford, Hancock voting aye.

**RESOLUTION AMENDING THE FEE SCHEDULE OF PAYSON CITY TO INCLUDE AN INCREASE TO THE FEES FOR FOOD AND BOUTIQUE BOOTHS, PARADE ENTRY, SKATE COMPETITION, AND SALMON SUPPER TICKET PRICE.**

Janeen led the discussion on amending the fee schedule. She stated the Salmon Supper needs to be increased because SYSCO prices have increased, so to offset the cost increase she would like to increase the ticket price from $15 to $16. Janeen also stated she has already been charging the booths the proposed rates, but she didn’t know that it needed a formal action to be approved. She also explained the need for the price changes for the parade entries and skate competition fees. She compared other city prices and is proposing new rates that are comparable with other cities.

Janeen also mentioned the Peteetneet fee schedule is out of date and needs to be updated as well, so it will most likely be on the next council meeting.

Discussion was held by councilmembers regarding parade entries and boutique booths.

**MOTION** by Councilmember Skinner to approve the resolution amending the fee schedule of Payson City to include an increase to the fees for food and boutique booths, parade entry, skate competition, and Salmon Supper ticket price. Motion seconded by Councilmember Hardy. Motion carried.

**MOTION** by Councilmember Hancock to open the public hearing. Motion seconded by Councilmember Hardy. Motion carried.

Public hearing opened at 7:38 p.m.

**PUBLIC HEARING – PROPOSED BUDGET AMENDMENTS**

Finance Director Sara Hubbs led the discussion regarding the budget amendments that needed to be made. She described that some of the amendments were due to an increase of revenue and corresponding expenses, a needed increase of payments to the revolving loan for the front load garbage truck and the energy bucket truck, and an amendment to correct the due to and due from balances that need to be corrected to comply with the state auditor regulations. The fire department had previously budgeted two $80,000 payments, but they were not recorded, so it dropped to fund balance.

No public comment.

**MOTION** by Councilmember Skinner to close the public hearing. Motion seconded by Councilmember Hancock. Motion carried.

Public hearing closed at 7:42 p.m.

**MOTION** by Councilmember Hardy to adopt proposed budget amendments as presented. Motion seconded by Councilmember Hancock. Motion carried. All Councilmembers present Skinner, Hardy, Ford, Hancock voting aye.

**MOTION** by Councilmember Skinner to move to RDA Budget. Motion seconded by Councilmember Hardy.

RDA Hearing opened at 7:43 p.m.

**RDA PUBLIC HEARING – PROPOSED BUDGET AMENDMENTS**

Mr. Tuckett led discussion regarding a $4,000 amendment needed for the appraisal and deposit for property the City is looking into purchasing. Ms. Hubbs led discussion regarding the need for a $14,000 amendment for the Walgreen’s incentive payment that the City is obligated to pay half the sales taxes back to the company until 2028 (20 years) or an amount of $391,968 whichever comes first. Ms. Hubbs explained the original budget did include that amount and was approved, but the budget that was sent to the State Auditor didn’t included that amount, so it needs to be amended to include it since it wasn’t included the state auditor’s copy.

Mr. Tuckett mentioned the RDA has accumulated a significant Fund Balance and he is working with the attorney who helped create the RDA to determine what the City legally can do with those funds. Mr. Tuckett isn’t sure if the RDA had paid for administration costs that could be moved to the general fund to cover the administration costs.

Councilmember Skinner asked if the funds could be used for an economic developer and if it had to be spent by a certain time. Mr. Tuckett said he will continue to work with the attorney to determine the restrictions on using the funds and will let the council know when he figures that out.

No public comment.

**MOTION** by Councilmember Hardy to adopt proposed budget amendments. Motion seconded by Councilmember Ford. Motion carried. All Councilmembers present Skinner, Hardy, Ford, Hancock voting aye.

**MOTION** by Councilmember Hancock to close the RDA session. Motion seconded by Councilmember Skinner. Motion carried.

**ACCEPT TENTATIVE BUDGET AND SCHEDULE PUBLIC HEARING TO ADOPT FY16 BUDGET**

Mr. Tuckett presented the FY16 Tentative Budget. He stated that the work session the week before was used to review the budget. Mr. Tuckett told the council if they are willing to do a property tax increase they will have to hold a public hearing in August and adopt the budget in August. He also said it is still beneficial to hold the regular meeting in June to get the word out to citizens and involve them and notify them of the proposed increase and give the public an opportunity to express their concerns and opinions.

**MOTION** by Councilmember Skinner to adopt tentative budget and to set public hearing for first meeting in June and to discuss the meeting in August. Motion seconded by Councilmember Hancock. Motion carried. Councilmembers Skinner, Hardy, Ford, Hancock voting aye.

**MOTION** by Councilmember Hardy to go into closed session. Motion seconded by Councilmember Ford. Motion carried.

Moved to closed session at 7:54 p.m.

Regular session reconvened at 8:21

**MOTION** by Councilmember Hardy to adjourn.

Meeting adjourned at 8:22 p.m.