

# PANGUITTCH CITY COUNCIL MINUTES

SEPTEMBER 12, 2006  
6:30 P.M.

LIBRARY CONFERENCE ROOM  
25 SOUTH 200 EAST  
PANGUITTCH, UTAH 84759

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Present at the City Council meeting were Mayor J. Arthur Cooper, City Manager Allen K. Henrie, City Recorder Cindy B. Johnson, City Council Members Eric Houston, John Orton, Nick Reynolds and Tim Smith. Councilman Greg Payne and Attorney Barry Huntington were absent.

Others in attendance were Jolyn Smith, Laura Mosdell, Caryl Englestead, Mary Ann Mudge, Kory Owens, Roxy Roundy, Lucille Proctor, Scott Christensen, Troy and Anne Marie Norris.

**OPENING CEREMONY** The opening ceremony was conducted by Allen K. Henrie.

## **ADOPTION OF THE AGENDA**

Nick Reynolds moved, seconded by Tim Smith to adopt the agenda as outlined. The motion passed with all in favor.

## **APPROVAL OF THE MINUTES**

John Orton moved, seconded by Nick Reynolds to approve the minutes as corrected. The motion passed with all in favor.

**UP COMING MEETINGS** City Leagues will begin tomorrow.

**PUBLIC HEARING FOR CHANGES TO THE FENCE ORDINANCE** Mayor Cooper declared the public hearing open at 6:50 p.m. Allen K. Henrie went over the fence ordinance clarification which Attorney Barry Huntington prepared. He went on to report that the planning and zoning board feels that the ordinance needs to be fair and standard for everyone. If the ordinance is not changed, requests for fences on corner lots would have to go to the Board of Adjustments for a variance. The following motion was made by the planning and zoning commission:

*Jeremy Henrie moved, seconded by Eric Houston to change the Fence Ordinance to state that fences on corner lots will be considered on an individual case-by-case basis and each must be reviewed by the Planning and Zoning Commission and each applicant must obtain signatures of approval from affected neighbors. Jeremy Henrie further moved, seconded by Eric Houston that the six foot high fence on the Norris' corner lot side yard be approved on condition of getting his neighbor, Mr.*

*Sawyer's signature of approval. The motion passed with all in favor.*

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Mayor Cooper asked for any comment from the public. There was none. Mayor Cooper declared the public hearing closed at 6:58.

Nick Reynolds moved, seconded by Eric Houston to accept the recommendation and motion made by the planning and zoning commission as stated above. Nick Reynolds made further motion to allow Troy and Anne Marie Norris to build their fence as discussed and recommended by the planning and zoning upon meeting all requirements. The motion passed with all in favor.

**PUBLIC HEARING FOR THE ANNEXATION OF THE NORTHWEST SECTION OF TOWN.** Mayor Cooper opened the public hearing at 7:02 p.m. Allen K. Henrie went over the annexation approval request made by Curt Allred/Aspen Valley Subdivision, with the council.

Scott Christensen asked what the zoning would be and if the city would be furnishing water and sewer. Allen K. Henrie responded that he assumes the land would be zoned residential with some agriculture lots. As far as the water and sewer, the contractor will be installing all lines necessary for water and sewer and the city will provide them with the services when they are connected to our system.

Mayor Cooper asked if there were any further comments. There were none. Mayor Cooper declared the public hearing closed at 7:10 p.m.

Eric Houston moved, seconded by Nick Reynolds to accept and adopt the ordinance of annexation for the northwest area of Panguitch submitted by Curt Allred as Aspen Valley Subdivision. The motion passed with all in favor.

**SCENIC BYWAY 12 - JOHN HOLLAND** John Holland was in attendance to discuss Scenic Byway 12. He is currently the coordinator for the Scenic Byway 12 Committee. John presented some art work for the signage of highway 12 and ask the city council for an opinion regarding the art work.

Mayor Cooper liked the design and color but asked if it should have "Scenic Byway 12" or "All American Road" somewhere on it. He then asked the city council if they liked the design. The council was very pleased with both the design and color.

Mr. Holland encouraged a representative from the city to attend the meetings and thanked the council for their time.

**BASEBALL COMPLEX - USE OF SCHOOL FACILITIES - GREG EXCELL** Greg Excell and Clint Barney were in attendance to discuss the baseball

complex. Greg informed the council that he has been asked if the city would like to host a Pacific Southwest Tournament for nine year olds in 2007. It will cost \$2,800.00 up front. The city would be required to pay for umpires, baseballs and Greg's wages. Greg feels it would be well worth hosting.

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**John Orton moved, seconded by Eric Houston to host the Pacific Southwest Regional Tournament for nine year olds in the summer of 2007. The motion passed with all in favor.**

Greg Excell asked if the city would agree to make a covered pit for dry dirt to be used during tournaments when the rains are here. Clint Barney feels that any investment we make at the ball field is a good one. He has some concerns with the infields on all three fields. The nets have been a big improvement but need to be finished.

Mayor Cooper stated that we need to keep up all of the facilities owned by the city. Allen K. Henrie would like to see the high school team take responsibility to clean up the field as well as the younger kids who play ball. They could pick up trash and balls and take care of the place. They also need to clean up the dugout after they have been used.

It was also reported that Garfield County School District will not allow any youth to use their facilities without proof of insurance. Principal Betty Ann Rember informed Greg Excell that unless proof of insurance is received, there will be no use of school facilities. Greg stated that the participation charge may have to be increased to raise money for insurance. Greg also asked if the city would be willing to sponsor these youth events. Nick Reynolds reported that very few school districts pay for the youth activities in their areas.

**FENCE - TROY NORRIS** Allen K. Henrie informed Troy and Anne Marie Norris that their fence request was approved under item #5 - Planning and Zoning Report.

**CAMPING AT FAIRGROUNDS** This was put on the agenda from the previous council meeting. Current policy is there is no camping at the fairgrounds without city approval or permission. Allen K. Henrie feels that the policy should be tightened up some by not providing power or water. They should also not leave any trash and horses cannot be tied up.

There is concern that if camping is disallowed it will hurt the attendance and participation at some of the events. Mayor Cooper feels that the current policy is to keep tourists passing through to go to a campground.

Scott Christensen feels camping should be allowed at the fairgrounds. We previously have had complaints from the local campgrounds when camping has taken place at the fairgrounds. Mayor Cooper feels that we should not change the policy but allow someone to give permission as needed for camping.

Eric Houston moved, seconded by Nick Reynolds to allow camping at the fairgrounds with permission given by the Mayor or City Manager for event camping or by the Triple C Manager for individual stall rent camping. The motion passed with all in favor.

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**UDOT ROAD SHED** Robert Brown reported that UDOT is going to put in a proposal to build a new shed making their current one available soon. Previously the city agreed to run water and sewer lines to the new shed as partial payment for the old UDOT shed. Some council members had concerns regarding the supply of water and sewer.

#### **ILLEGAL DUMPING ORDINANCE**

Tim Smith moved, seconded by Eric Houston to table the illegal dumping ordinance until September 26, 2006. The motion passed with all in favor.

**WATER METER READINGS FOR SEPTEMBER** Allen K. Henrie recommended to not read the water meter any more this year.

Tim Smith moved, seconded by Nick Reynolds to discontinue reading water meters for 2006. The motion passed with all in favor.

**MAIN STREET - NICK REYNOLDS** Panguitch Main Street is requesting permission to keep half of the fee for vendor permits sold during the 2006 Balloon Festival. It would be approximately \$300.00 to \$500.00. The city has granted this request the past few years.

Eric Houston moved, seconded by John Orton to allow the Main Street Committee to keep half of the vendor permit fees that come in pertaining to the balloon festival each year. In addition, a copy of all vendor permits must be given to the city office for their files. The motion passed with all in favor.

#### **GARFIELD MEMORIAL FUND RAISING DINNER**

John Orton moved, seconded by Tim Smith to buy one table, seating 8, in the amount of \$150.00, in support of the Garfield Memorial Fund Raising dinner to be held on September 29, 2006 at 6:00 p.m. The motion passed with all in favor.

SPRING PROJECT There will be a bid opening on September 26, 2006 at 1:00 p.m.

CITIZEN COMMENT There was none.

MULTI PURPOSE EVENT CENTER The next executive board meeting will be held on October 10<sup>th</sup> at 9:00 a.m.

PENDING BUSINESS The pending business list was edited.

### DEPARTMENT REPORTS

Eric Houston moved, seconded by Tim Smith to accept the JP fine report. The motion passed with all in favor.

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**Trash behind business** - There is a large pile of trash behind a business here in town that needs to be cleaned up.

**Grants** - Eric Houston reported on the Homeland Security Grants and the requirements that will be necessary for those who will be applying for them. Classes should be upcoming for those needing to take the test to become qualified to prepare the grants.

**Airport Board** - Tim Smith reported the new airport board consists of Allen K. Henrie, Tom Hatch, Jerry Jorgenson, Steve Winters and himself. Tim hopes to have a meeting held before the next city council meeting.

**Trailer living** - It has come to the city's attention that someone is living in a trailer behind a house here in town. The owner of the home has been contacted and informed that this is against city ordinance. There also may have been a problem with theft at this same location.

**Audit** - The audit went well and took less time than it has in the past couple of years.

**Cross Country meet** - There will be a high school cross country meet here towards the end of the week. They are going to try a new route and run on some of the city streets and the grass on the edges of the ballfields.

CURRENT BILLS The council reviewed the current bills to be paid.

Eric Houston moved, seconded by Tim Smith to pay the current bills. The motion passed with all in favor.

ADJOURNMENT

Meeting adjourned at 9:00 p.m.

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J. Arthur Cooper, Mayor

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Cindy Johnson, City Recorder