

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
JANUARY 12, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present were:

Mayor:	James K. Slavens
City Councilmembers:	Lou Mueller Michael Northern Wayne E. Palmer Stan Perkins
City Administrator:	Norman L. Johnson
City Treasurer:	Laurie H. Anderson
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present: Brad Rooney, Robert Hosler, Jim Hughes, John Hughes, Kim Acton, Jim Shumway, Irvin Jones, Dale Slade, Bob Fredere, Don Palmer, Phil Mueller, Rick Shelby, Jerry Holliday, Danny Flannery, Mike Halliday, Bevan Wright, Elaine Wright, Denise Bradford, Mike Bradford, Notah Tahy, Maryleen Tahy, Roy Taylor, Jim Brandt, Phil Acton, Jerry Adams, Lynette Adams, Brad Harris, John Houskeeper, Lawrence Isaac, Helen Yazzie, Danny Fleming, LaRee Burgess & daughter, Karen Slavens, Don E. Smith.

1. Prayer was offered by Councilmember Stan Perkins.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held December 22, 1993 were approved.
4. Chief of Police Mike Halliday presented a Chief's and Patrolman's badge to Mr. Bevan Wright in appreciation for his years of service as Chief of Police and read a letter from Tom Austin who was unable to attend. Mayor Slavens presented a plaque to the former Mayor Jim Shumway and Councilmember Don Palmer in appreciation for their years of service to the community. Both Mr. Shumway and Mr. Palmer made a few comments. Mr. Tom Austin was presented a plaque and watch for his service as Chief of Police. Chief of Police Mike Halliday accepted these in behalf of Mr. Austin.
5. Oath of Office was administered On January 3, 1994 at 12:00 noon to Mayor-elect James K. Slavens and Councilmembers-elect Stan Perkins and Michael D. Northern; who each did acknowledge and accept said oath.
6. Motion was made by Councilmember Perkins, seconded by Councilmember Northern and unanimously carried that support be given to the Mayor in appointing Councilmember Mueller as Mayor Pro-tem for 1994.
7. Mayor Slavens expressed a desire to have the Council support him in making the following assignments:  
Michael Northern: Electric (Power Board Chairman)  
Stan Perkins: Natural Gas; Front Office  
Wayne Palmer: Continue on the Planning and Zoning Commission  
Council gave their advice and consent.
8. Following a discussion, the Council agreed to have a Work Session on Thursday, January 20, 1994 at 5:30 P.M. to meet with and interview persons desiring to obtain the position of councilmember vacated by Mayor Slavens. Said meeting will be open to the public.
9. The City Engineer reported to and/or discussed with the Council the following items:
  - A. Informed the Council of the annual UDOT Meeting to be held of February 8, 1994 and requested that as many Councilmembers attend as possible.
  - B. Reported on a plugged sewer on 500 South and 200 East. The line was plugged with a dead skunk. Norman reported that the

sewer had backed up into the canal and into Mr. Kenny Shumway's stock watering pond. Mr. Shumway has requested permission to pump his well for a couple of weeks, to dilute any contamination in his pond, at the City's expense.

Council gave their advice and consent.

C. Gave an update on the water supply.

D. Asked as to the Council's feeling on making application to the CIB for a matching grant on the Starvation Engineering Report to be prepared by RB&G.

10. The City Planner reported to and/or discussed with the Council the following items:

A. The second half of the monies allotted to us for completing the AOG Community Inventory has been received in the amount of \$568.00 totaling \$1,136.00. The City Planner mentioned that it is noted in this report that, as of yet, we have not received any utility hook-up fees from the National Guard.

B. A grant in the amount of \$1,860.00, for the Airport Sign, has been obtained from the County Economic Development Board. This money has already been received by the City.

C. Presented to the Council the possibility of sending a letter to citizens in violation of zoning ordinances. He said the letter could state the violation and give a time limit to correct the problem. If the letter is ignored, the problem should be turned over to the Justice Court. Councilmember Palmer suggested there be some kind of personal contact before sending a letter. Following further discussion, Council requested that Bret draft a notice, with the assistance of the Planning Commission, and present it to the Council.

D. Requested Phil Mueller announce on the radio that the City Planner is a resource as a guide to codes for anyone desiring to build. Bret feels this would be positive publicity.

E. Informed the Council that Mr. Bryce Redd is not available, at this time, to accept an appointment to the Board of Adjustments. Council requested that a letter be drafted to Mrs. K.C. Benedict for her possible appointment to the Board.

11. The City Administrator reported to and/or discussed with the Council the following items:

A. Travel

1. Mike Halliday/Jan. 19/SLC/Chief Association
2. Bret/Feb. 21-26/St. George/Utah ICB●
3. Roy/Feb. 24-25/Farmington, NM/Dog School

Council gave their advice and consent.

B. Parks & Recreation Meeting on January 25, 1994 at 1:00 P.M. concerning Recapture Reservoir.

C. Reviewed a letter from Lowther & Associates concerning an investigation on a claim filed. Norman cautioned the Council to wait until an investigation had been completed before responding to any further claims.

D. There is a Western Area Power Meeting on January 31 in SLC. Also, the Environmental Impact Statement on Glen Canyon Dam is available for review.

E. City Patrolman application deadline is January 14. Interviews for this position will be January 26 at 6:00 P.M. before Council Meeting.

F. City Attorney opinion on FLSA questions has been received but he has not had sufficient time to review it.

G. This year's Christmas Light Project report was submitted.

12. Dr. Irvin Jones of Blue Mountain Dine' introduced himself and gave an update of the present proceedings and goals of Blue Mountain Dine'.

13. Mr. Phil B. Acton presented to the Council a four year Service Contract to include \$9,350.00 a year for the annual audit and \$600.00/month for monthly accounting performed.

Following further discussion, motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried

to accept said contract for the annual audit and monthly accounting.

14. Ms. LaRee Burgess with Blue Mountain Training and employment Services presented, to the council, a contract proposal to continue picking up litter along the City streets on a weekly basis. The proposed route will be from Parley Redd's along Main Street down to Stars, also from the High School A-Building along Main Street to Stars, then along Center Street to Cedar Pony, and once a month to Blanding City Limit on the south end of town. This to be done for \$150.00/month.

Following discussion, motion was made by Councilmember Palmer, seconded by Councilmember Mueller and unanimously carried to accept said proposed contract.

15. Mrs. Lynette Adams addressed the Council concerning a water surge problem she has been experiencing in her home for several years. Following further discussion, the Council advised Mrs. Adams to hire a private plumber to determine the problem. If the problem can be traced to the City then Mrs. Adams needs to readdress the Council with her findings.

16. Mr. Robert Hosler expressed concern over the condition of the road from Blanding to Bluff and requested the City bring whatever pressure they could to encourage the State to finish the upgrade.

17. The Administration, with the concurrence of the Mayor, stated that the meeting was called pursuant to notice for the purpose, among other things, of considering an offer received on that date, for the purchase of \$1,430,000 Blanding City, San Juan County, Utah General Obligation Bonds, Series 1994 (Natural Gas Project) (the "Bonds") of the Issuer.

It was determined that the offer of Kemper Securities, Inc. (the "Purchaser") of Salt Lake City, Utah, for the purchase of the Bonds pursuant to a Bond Purchase Agreement dated as of January 12, 1994 to be entered into between the Issuer and the Purchaser (the "Bond Purchase Agreement"). Thereupon, the following resolution was introduced in written form by the Mayor, was read in full and, pursuant to motion duly made by Councilmember Stan Perkins and seconded by Councilmember Wayne Ellis Palmer, was adopted and unanimously approved.

RESOLUTION 1994-1

A resolution authorizing the Issuance and Sale of \$1,430,000 Blanding City, San Juan County, Utah General Obligation Bonds, Series 1994.

The entire document is thereby attached and made a part of the permanent City Minutes.

PASSED, ADOPTED and APPROVED this 12 day of January, 1994.

\_\_\_\_\_  
James K. Slavens  
Mayor

Attest:  
\_\_\_\_\_  
Norman L. Johnson  
Recorder

Mayor Slavens requested the minutes reflect that he was being directed, by the Council, to sign the bonds and related documents as he is very hesitant about the project.

18. The Administration presented two personal policies for review.

C-2 a revised Insurance Policy and C-5 a new policy on educational assistance. The Council, on a motion from Councilmember Palmer, seconded by Councilmember Perkins and unanimously carried, accepted Policy C-2 Revised and requested C-5 be placed on the next agenda.

19. The City Administrator informed the Council that there were no "Appendix A" condemnations at this point. There is one person yet to be located, and one local person they are still hoping to work with. He advised Council that by next council meeting these would need to be under signature or they would need to proceed with the condemnation.

20. Motion was made by Councilmember Palmer, seconded by Councilmember Northern and unanimously carried to authorize Mayor James K. Slavens, Councilmember Lou Mueller, Norman L. Johnson, and Laurie H. Anderson, to sign the necessary bank signature cards.

21. Motion was made by Councilmember Palmer, seconded by Councilmember Perkins and unanimously carried to adopt the following resolution:

RESOLUTION 1994-2

A resolution authorizing Zions First National Bank to release funds back to the City of Blanding.

BE IT RESOLVED by the Blanding City Council that Zions First National Bank, Trust Department at 1 South Main, Salt Lake City, Utah is hereby authorized to release the investment fund created by Resolution 1972-14.

BE IT FURTHER RESOLVED that Zions First National Bank is authorized to send the fund balance of \$5,575.47 together with accrued unpaid interest by official check to the City of Blanding at the earliest date.

PASSED, ADOPTED and APPROVED this 12 day of January 1994.

\_\_\_\_\_  
James K. Slavens  
Mayor

Attest:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

22. Councilmember Mueller reported that the theme for the Olympic Year is "The World is Welcome Here" and that more information would be forthcoming.

23. Councilmember Palmer attended a Site Specific Advisory Board meeting in Monticello on January 11th and gave a brief update on the Department of Energy project. The Department of Energy was conducting a similar hearing in Blanding this very evening. More information will be forthcoming.

24. Councilmember Mueller requested that someone attend the Utah Rural Development Council meeting to be held in Provo on January 13th & 14th as she was ill and would not be able to attend. After further discussion, it was suggested that Bret Hosler attend in Councilmember Mueller's place, and that a letter be prepared for Bret stating that he was representing Blanding in these meetings. Council gave advice and consent.

25. Councilmember Perkins reported on the Utah League of Cities and Towns training session he attended. He felt this had been very

January 12, 1994 Cont'd.

beneficial. He recommended that the Council look at the possibility of having written reports from the department heads submitted in the agenda versus oral reports at Council meeting. This would allow the Councilmembers the opportunity to read beforehand and be prepared with questions and suggestions.

Council retired to Executive Session at 9:40 P.M.

Council returned from Executive Session at 9:55 P.M.

26. Upon a motion by Councilmember Northern, seconded by Councilmember Palmer and unanimously carried, the following resolution was adopted.

RESOLUTION 1994-3

BE IT RESOLVED by the Blanding City Council that the Police Department position pay schedules for current employees established as follows:

Effective January 1, 1994

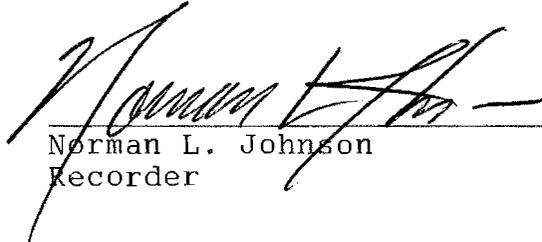
CHIEF OF POLICE	26-5
ASSISTANT CHIEF OF POLICE	15-15
PATROLMAN	14-9

PASSED, ADOPTED, and APPROVED this 12 day of January, 1994.

\_\_\_\_\_  
James K. Slavens  
Mayor

Attest:  
\_\_\_\_\_  
Norman L. Johnson  
Recorder

Meeting adjourned at 9:59 P.M.

  
\_\_\_\_\_  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
JANUARY 26, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James K. Slavens  
City Councilmembers: Lou Mueller  
Michael Northern  
Wayne E. Palmer  
Stan Perkins  
City Administrator: Norman L. Johnson  
City Treasurer: Laurie H. Anderson  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Also present: Kim Acton; Phil Mueller; the Rev. Stanley Jones; Mike Bradford; Tyson Bradford; Roy Taylor; Gerald Cook; Hansen Bayles; Nadine Bayles; Lyle Bayles; Dennis Stone; Kay Walker; Kay Shumway; Larry Richmond; Regan Richmond; Robert Hosler; Gail Glover; Dick Tholen; Dan Hurst; Ken Bradford; Fred Powell; Craig Halls; Don Smith; Preston Nielson; Dayne Johnson.

1. Prayer was offered by the Rev. Stanley Jones.
2. The Pledge of Allegiance was recited.
3. Minutes of the City Council Meeting held January 12, 1994 were approved with the following corrections:  
Item #6 - support "be" given to the Mayor  
Item #11-2 - Bret "Hosler"/Feb. 21-26/St. George/Utah ICBO  
Item #11-3 - Roy "Taylor"/Feb. 24-25/Farmington, NM/Dog School  
Item #13 - Mr. Phil B. Acton, "CPA"
4. Motion was made by Councilmember Perkins, seconded by Councilmember Northern and unanimously carried to appoint Mr. Kim Acton to fill the vacancy on the Council created by Mr. James Slavens' election as Mayor.  
Oath of office was administered to Councilmember Acton, and he took his seat at the Council table.
5. Motion was made by Councilmember Perkins to hire Mr. Roy Taylor as patrolman.  
Motion died for lack of a second.
6. Motion was made by Councilmember Acton to table the issue.  
Motion died for lack of a second.
7. Motion was made by Councilmember Northern to hire Mr. Danny Flannery as patrolman.  
Motion died for lack of a second.  
Mayor Slavens suggested that the issue be tabled until a decision could be reached.
8. Councilmember Mueller requested that legal council be sought prior to next meeting, and that she would like to make a motion to do this because the job advertisement had stipulated "Blanding City experience preferred", and she would like clarification on whether that was the proper way to advertise. Councilmember Acton seconded the motion.  
Voting was as follows:  
Those voting "AYE" Councilmember Mueller  
Councilmember Acton  
Those voting "NAY" Councilmember Perkins  
Those abstaining: Councilmember Palmer  
Councilmember Northern  
constituting all the members thereof, Mayor Slavens declared the motion defeated.  
Following further discussion, the Mayor requested that the issue be tabled until legal council could be sought. He then requested that the City Administrator leave the meeting and call the City Attorney.

9. The City Administrator, in behalf of the City Planner, reported to and/or discussed with the Council the following item:  
A. Bret Hosler has been elected chairman of the County Economic Board.

10. The City Administrator reported to and/or discussed with the Council the following items:

A. Travel

1. Daniel Fleming & Philip Palmer/Feb. 10-11/St. George/RWA

Council gave their advice and consent.

B. The Bond closing will take place in Richfield on February 1 at 9:00 A.M. This will coincide with what is done in New York and must be closed by 11:00 A.M. Weather permitting, Mayor Slavens, Norman Johnson, and Laurie Anderson will fly over to the closing.

C. Following a discussion, it was decided that the staff would not need to submit written reports, and they will be kept at the head of the agenda as in the past.

D. Advised the Council that there may soon be vacancies on the Recreation Board, and they may want to be involved with the selections.

11. Craig Halls, the City Attorney, arrived at the meeting and discussed the concerns of the Council regarding the legality of the public notice advertising the position of patrolman to the Blanding Police Department.

12. Motion was made by Councilmember Perkins and seconded by Councilmember Northern to hire Mr. Roy Taylor as patrolman.

Voting was as follows:

Those voting "AYE"

Councilmember Perkins

Those voting "NAY"

Councilmember Acton

Councilmember Mueller

Councilmember Northern

Those abstaining:

Councilmember Palmer

constituting all the members thereof, Mayor Slavens declared the motion defeated.

13. Motion was made by Councilmember Mueller and seconded by Councilmember Acton to go into executive session to further discuss it.

Voting was as follows:

Those voting "AYE"

Councilmember Acton

Councilmember Mueller

Councilmember Northern

Councilmember Palmer

Those voting "NAY"

Councilmember Perkins

constituting all the member thereof, Mayor Slavens declared the motion carried.

Council retired to executive session at 7:30 P.M.

Council returned from executive session at 7:50 P.M.

14. Motion was made by Councilmember Acton and seconded by Councilmember Northern to hire Mr. Danny Flannery as patrolman.

Voting was as follows:

Those voting "AYE"

Councilmember Acton

Councilmember Northern

Those voting "NAY"

Councilmember Mueller

Councilmember Perkins

Those abstaining

Councilmember Palmer

constituting all the members thereof, Mayor Slavens declared the motion a possible tie and sought legal council.

Item #10 Cont'd.

E. The six month Financial Report ended 12-31-93 has been placed in the Council's individual mail boxes. It was requested

that each one please review it and ask any questions they may have concerning it.

F. Reported on the January 25 meeting with the BLM, Utah Parks, County and Private Landowners concerning the Recapture Reservoir. It appears the area could become a State Park if all goes well.

G. Centennial grants are available. Please review the letter in the packet and give Norman direction on how they want to pursue any funding.

H. The recent power outage was due to a burned insulator. Kay Walker, Blanding Foreman for UP&L, then addressed the Council regarding the inability to contact his workers during outages due to citizens calling them. He requested that there be some way to inform the citizens of their "800" number. It was suggested that the procedure for citizens to follow be put on the monthly utility bill, advertised on the City bulletin board and a notice put in the newspaper.

Councilmember Palmer then expressed his concern over the Fire Station doors and their inability to open during an outage if there is a fire. He explained that the backup generator does not have the power to lift them nor can they be opened by hand. He requested that this issue be addressed.

Councilmember Mueller commended UP&L for their fast service & for all they have done for the community.

Item #14 Cont'd.

Mr. Craig Halls informed the Council that according to case law, 66% of the time a voting of two ayes and two nays with one abstention is considered a tie and therefore the Mayor could break the tie. At which point, Mayor Slavens voted to hire Mr. Danny Flannery as patrolman. He expressed to the public that this decision had been very difficult, and he was very impressed with all the applicants.

15. Mrs. Gail Glover, Dean of Administration at CEU-SJC, presented to the Council an update on the new Technology Building. There was a discussion concerning the location of the Sewer Lift Station with the final decision being to have the College place it wherever it will best serve their needs. The Council did request the City Engineer give them further direction at the next Council Meeting. Council also committed to complete the asphalt on 100 South to the property line of the College as funds and the Technology Building is completed.

16. Mr. Preston Nielson and Mr. Don Smith discussed a proposed project to bring water from Recapture to the upper Mesa. The pipe would be laid along with the gas line if any and all problems can be worked out. The Council was handed a draft agreement combining all the City, Conservancy District and Irrigation Company agreements and were requested to review it prior to next meeting. Payment for the new upper Mesa pipeline was discussed with ideas of selling Camp Jackson and leveraging the money for the City to purchase Dry Wash from the Irrigation Company with additional funds from the CIB. This item is to be discussed again at the next meeting.

17. Motion was made by Councilmember Perkins, seconded by Councilmember Palmer and unanimously carried that the staff begin the necessary paperwork to request CIB funding to proceed with the proposed golf course and then report back to the Council with additional directions on funding sources and project costs.

Councilmember Northern commented that there were many citizens who are willing to volunteer their time and services. The Administration advised the Council there were funds budgeted to take care of travel and office costs.

18. It was directed that the request, by Mr. Rex Anderson, for out of city limits water service be moved to the next agenda. Council requested the City Administrator contact Mr. Anderson and ask that

he be present at the next Council Meeting, and that Mr. Anderson contact any other persons interested in connecting with the water line at the Airport and have them present also so the entire project could be reviewed at one time.

19. The City Administrator reported to the Council on the Natural Gas Project. He advised them that they have received commitments from all but one property owner, and that one property owner has been sent a certified letter requesting that he address the requests of the City or we will go ahead with the condemnation of his land.

20. Following a discussion, the Council asked the City Administrator to redraft Personnel Policy C-5 "Educational Assistance" and present it to the Council at the next Council Meeting.

21. Following a discussion, Mayor Slavens requested that Personnel Policies & Procedures B-2 Hiring be placed on the next agenda.

22. Mayor Slavens reported to and/or discussed with the Council the following items:

A. made the following Council assignments:

Councilmember Acton - Parks & Recreation, Water/Sewer and Airport.

Councilmember Mueller - Beautification, Chamber of Commerce, Christmas, Health Care, Community & Economic Development, Interagency, Arts & Humanities and Mayor Pro-tempore.

Councilmember Northern - Maintenance shop, Power Board Chairman, Electricity, Solid Waste/Garbage and Education.

Councilmember Palmer - Fire, Planning & Zoning, 4th of July, Nations of the Four Corners and Roads.

Councilmember Perkins - Front Office, Insurance and Natural Gas.

Mayor - continue with Police & Animal Control.

B. Asked the Councils opinion concerning the removal of watershed restrictions on the Blue Mountain. The Council requested additional information concerning it.

C. Asked as to the Councils interest in acquiring two more cars, with around 25,000 miles on them, from the Woods Cross Police Department at a cost of \$10-11,000 each. The Council requested they wait until next year.

23. Councilmember Northern discussed the Emergency Response Policy of the City and asked if there might be a more cost effective way of dealing with electric, water and sewer calls. The Council discussed the possibility that the firstcall may need to be to the private sector rather than the City. The Administrator was assigned to work on the issue and to look at a re-organization of the staff seven day work week and written procedures as it pertains to emergency calls.

24. Councilmember Mueller reported on the RD and the Small Cities Inc. meetings along with an update on Health Care Issues. She also mentioned the CIB was changing its policy on solid waste and giving some funding to County projects.

The Administrator was asked to check into the need for a handicap services availability statement to be placed on the Council Agenda.

Council retired to Executive Session at 9:51 P.M.

Council returned from Executive Session at 9:56 P.M.

25. Motion was made by Councilmember Northern and seconded by Councilmember Mueller to make the following salary changes:

David Homedew - Grade 11-16

Mike Dayzie - Grade 13-14

January 26, 1994 Cont'd.

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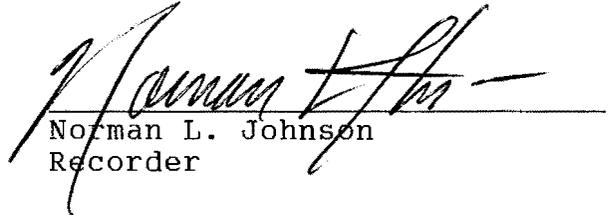
Voting was as follows:  
Those voting "AYE"

Councilmember Acton  
Councilmember Mueller  
Councilmember Northern  
Councilmember Palmer  
Councilmember Perkins

Those voting "NAY"  
constituting all the members thereof, Mayor Slavens declared  
the motion carried.

Councilmember Perkins noted that he felt the grade level  
should have been one step lower.

Meeting adjourned at 9:58 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
FEBRUARY 9, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor Pro-Tempore: Lou Mueller  
City Councilmembers: Michael Northern  
Wayne E. Palmer  
Stan Perkins  
City Administrator: Norman L. Johnson  
City Treasurer: Laurie H. Anderson  
Absent were: Mayor: James K. Slavens  
City Councilmember: Kim Acton

Also present: Dallas L. Johnson; Ken Bradford; Kay Bradford; Cleal Bradford; Rick Shelby; Phil Mueller; Dana K. Nielson; Roy Taylor; Renis Hylton; Kelly Laws; Klayton Laws; Rex Anderson; Preston Nielson; John Black; Gary Guymon; Laura Guymon; Bob Fredere; Lee Reynolds; Kent Tibbitts; Don Smith; Mike Halliday.

1. Prayer was offered by Councilmember Stan Perkins.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Palmer, seconded by Councilmember Perkins and unanimously carried to accept the minutes of the City Council Meeting held January 26, 1994 with the following corrections and/or additions:  
Change the spelling of legal council to "counsel" where applicable.  
Item #10-G - strike "they want"  
Item #8 - the first paragraph to read as follows:  
Councilmember Mueller felt the decision should not be postponed and made a motion that legal counsel be sought. The job advertisement stipulated "Blanding City experience preferred", and she wanted clarification on whether that was the proper way to advertise and how it should impact the decision. Councilmember Acton seconded the motion.
4. Mr. Dana Nielson gave an update on the Downtown Beautification project. He expressed the need that the landscaping be completed and requested permission to purchase trees for the landscaping.  
Following a discussion, Council advised Mr. Nielson to find additional businessmen who would be willing to participate in this project. They also granted him permission to buy ten trees and requested that he work with Mr. Gerald Perkins, a local nursery owner, in obtaining these trees.
5. The City Administrator reported to and/or discussed with the Council the following items:
  - A. Travel
    1. Norman Johnson/March 24-25/St. George/ Joint Highway Meeting.
  - B. The setting up of a work session concerning Executive Sessions and Council Procedures was deferred until the first agenda in March.
  - C. Advised Council of the ULCT meeting to be held in April in St. George. He requested that all who can attend please do so. Councilmembers Mueller, Perkins and Northern indicated that they did plan on attending.
  - D. The ICPA Public Power Workshop will be March 9 in Ephraim. The ICPA Annual Meeting will be on March 16 in Logan. It was requested that we have a representative at the meeting in Logan, if possible, Councilmember Northern.
  - E. Advised the Council that the UP&L 1-800 emergency number had been advertised on the monthly utility bill.
  - F. Gave a brief update on the Natural Gas Project. Mr. Truitt Purcell had spent the first three days of the week in Fillmore reviewing plans and specifications. Also informed the Council that things are progressing well with Farmer's Home Administration.
  - G. Requested the Council inform him of any corrections •

additions to the list of council assignments. The following were added:

Councilmember Perkins - Finances  
Councilmember Palmer - DOE-SSAB  
Councilmember Mueller - Park Bulletin Board  
Mayor Slavens - SEAOG, Castleland RC&D

H. Informed the Council that the PCIB application form has been received. Council requested that the Administrator prepare the application for golf course funding in order to be on the PCIB agenda for March.

I. The application from Monte Tate requesting funding from the City to help sponsor him in an international sporting event was denied as Council felt they could not support it with taxpayers money.

J. Asked for direction on the possible purchase of a changeable banner for public use. Council requested that it be put in the budget packet and they will address it at that time.

K. The next Recapture Lake meeting will be February 22 at 1:00 P.M. at the Edge of the Cedars Museum.

L. Asked for direction on the possible purchase of a Foamaker for the sewer machine. Council requested that Philip Palmer or Jeff Black make a few phone calls and check into it further.

M. Advised the Council that he has been called to jury duty on Monday, February 14. Also informed the Council that the Mel Laws trial will begin on February 22 in Monticello.

6. Mr. Gary Guymon presented to the Council the design and specifications for the South Park sign. Councilmember Mueller requested the council to authorize an advance of \$300.00 for materials so Mr. Guymon could move forward with completion of the sign.

Council gave their advice and consent.

7. The City Administrator informed the Council that he had been contacted by Mr. Butch Bryce who requested that he set up a Public Meeting to give citizens an opportunity to voice their concerns over the DOE truck haul. Council asked Councilmember Palmer to talk with Mr. Bryce and have him contact Norman with a time and date for the meeting.

8. Mr. Kent Tibbitts addressed the Council concerning the road, owned by the School District, located at 50 East 200 South. The District would like to deed the street to the City. Mr. Tibbitts advised the council that the District has been legally advised that they cannot spend money to repair the road or the sewer system under the road.

Following further discussion, Council requested that staff look at the road and sewer system and determine what is needed to bring them up to a proper standard. They would like the staff to then make recommendations to the Council on any problems that exist. Council will notify Mr. Tibbitts when this report will take place and the findings of the staff.

9. Mr. Preston Nielson addressed the Council concerning the proposed Upper Mesa Pipeline and the options that are available and requested support for the consolidated water agreement drafted by Mr. Craig Halls. The Council agreed to set up a work session for Wednesday the 16th at 7:00 P.M. to deal with the water issue and requested the administrator, Danny Fleming and Philip Palmer attend.

10. Mr. Rex Anderson requested the Council re-approve the decision of February 26, 1992 wherein he was granted permission to tap into the City Culinary Water System at as near the fire hydrant on the Airport Road. The Council agreed to the previous conditions and also directed that the rules involving residual chlorine also be addressed along with any Right-of-Way questions. The Administrator was directed to follow up on any issue and bring it back to council

and issue a letter of authorization for Mr. Anderson to start construction.

11. Mr. John Black expressed his thanks to the Police Department in helping recover his grandson's motorcycle. He was very appreciative of the Police Department and praised them highly. He then addressed the Council about a concern he had regarding the manner in which juveniles are dealt with in the judicial system and requested that the Council help in getting these juveniles put away. The Council expressed their sympathy and understanding but informed Mr. Black that there was nothing that they could do, as a problem like this is out of their hands.

12. The City Administrator informed the Council that there are two vacancies on the Central San Juan Recreation District Board. He suggested that the City be involved in getting persons interested appointed to these seats.

Council gave their advice and consent for Norman to look into the matter and contact the county to make suggestions for possible appointees.

13. Motion was made by Councilmember Palmer, seconded by Councilmember Perkins and unanimously carried to adopt Personnel Policy & Procedures C-5 with its changes.

CITY OF BLANDING  
PERSONNEL POLICIES AND PROCEDURES

POLICY NUMBER C - 5  
ADOPTED FEBRUARY 9, 1994

TITLE: SPECIAL PROGRAMS

POLICIES: EDUCATIONAL ASSISTANCE

Educational Assistance Program is designed to encourage you to obtain education in subjects and fields of endeavor which directly relate to your present job and the operations, activities and objectives of the City of Blanding.

Educational assistance is available to all employees on completion of their probationary period if they are applying for approved courses offered by acceptable educational institutions including correspondence schools.

You should consult with your supervisor to determine the types of courses which will aid you in your work since your application for educational assistance must be submitted in writing to your supervisor for review and analysis prior to processing. All applications for educational assistance must be channeled through the City Administrator for approval by the City Council.

Upon completion of the course, you must submit receipts for the essential books and tuition, along with a transcript of your grades, to the City Administrator for final processing. Reimbursement will be at fifty (50) percent.

All requests for approval must be in writing and state the following:

- (a) why you want to take the course;
- (b) what material the course covers;
- (c) what you expect to get out of the course;
- (d) an estimate of the time required to complete the course; and
- (e) the cost of the course;
- (f) a commitment of understanding that any or all time expended will be the employee's personal time and not charged as work hours to the City.

The total educational assistance provided each employee annually will not exceed \$250.00.

POLICY: LONG TERM EDUCATIONAL LEAVE OF ABSENCE

A leave of absence for education may be granted to an employee to be used in pursuit of education relevant to the employee's job. The City will not pay employee's tuition or expenses or reimburse him in whole or in part nor provide the employee with City benefits.

14. Personnel Policy & Procedures B-2 Hiring was tabled until all members of the Council could be present. Council requested Norman to write up an alternative policy so as to have two policies to work with.

15. Chief of Police Mike Halliday expressed his appreciation to the County for the help the police department had received on the motorcycle and tire slashing cases.

Chief of Police Halliday requested the Council purchase two vehicles from Woods Cross which have fewer miles and would greatly upgrade our fleet.

Motion was made by Councilmember Palmer, seconded by Councilmember Northern and unanimously carried to make the purchase.

16. Motion was made by Councilmember Palmer, seconded by Councilmember Perkins and unanimously carried to accept the following policy on overtime for all police personnel as presented to the Council by Chief of Police Halliday.

BLANDING POLICE DEPARTMENT  
POLICY ON OVERTIME  
FEBRUARY 1, 1994

As of February 1, 1994, there will be no overtime unless it is by written authorization by the Chief of Police. An officer will calculate his time on the current pay period or month of that pay period. An officer will not exceed the required hours for a pay period or 171 hours in any given 28 day period. In the case of authorized overtime, the officer will be given time off in the same pay period to compensate. An officer will only count duty time for the shift that the officer is scheduled to work. Any time past the scheduled shift, unless authorized by the Chief, is not to be counted as duty time. When the Chief is unavailable, the Assistant Chief will have authority to authorize overtime.

17. Chief of Police Halliday requested the Council to set up a work meeting with the police department as soon as possible. The meeting was set for February 23, 1994 at 5:30 P.M. prior to Council meeting.

18. Motion was made by Councilmember Perkins, seconded by Councilmember Northern and unanimously carried to establish the following pay grade for Patrolman Danny Flannery.

Pay grade was set at 14-9.

19. The Grand Circle Tour will be in Blanding on March 22-23 to promote the area. Councilmember Mueller requested that the City provide lunch for the tour.

Council gave their advice and consent.

20. Representative Bill Orton will be in Blanding on February 15 to discuss health care issues. He will be here at 1:00 P.M. and Councilmember Mueller requested permission for the City to provide lunch. She informed the Councilmembers that they were invited to the lunch.

Council gave their advice and consent.

21. Motion was made by Councilmember Mueller and seconded by Councilmember Palmer to place an add in the 1994 San Juan County Visitors Guide Brochure.

Voting was as follows:

Those voting "AYE"

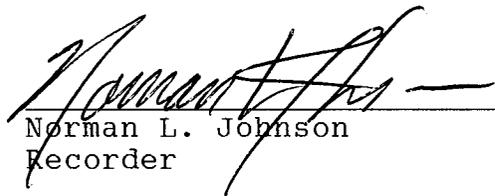
Councilmember Mueller

Those voting "NAY"                      Councilmember Northern  
   Councilmember Palmer  
   Councilmember Perkins  
constituting all the members thereof, Mayor Pro-tempore  
Mueller declared the motion carried.

22. The Chamber of Commerce has hired Mr. Harold Lyman to take care of the Chamber. Mr. Lyman is working very actively with the Chamber, and Councilmember Mueller stated there would be a more expanded report at next council meeting.

23. Councilmember Perkins gave a brief update on the Cultural Arts Center which included a reminder to the Council of their \$49,000 commitment and the need for the daily operation of the Center to be resolved as soon as possible.

Meeting adjourned at 10:01 P.M.

  
\_\_\_\_\_  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
FEBRUARY 23, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present were:	Mayor:	James K. Slavens
	City Councilmembers:	Lou Mueller
		Michael Northern
		Wayne E. Palmer
	City Administrator:	Norman L. Johnson
	City Treasurer:	Laurie H. Anderson
	City Engineer:	Philip L. Palmer
Absent were:	City Councilmembers:	Kim Acton
		Stan Perkins
	City Planner:	Bret Hosler

Also present: Jeff Black; Truitt Purcell; Danny Fleming; Alden Robinson; Shon Fullmer; Neil Joslin; Rick Shelby; Chad Perkins; Bob Fredere; Dallas Johnson; John Black; Joel Redd; Phil Mueller; Cleal Bradford; David Lacy; Karson Lacy; Val Hoggard; Ray Palmer; Don E. Smith; Kortney Bradford; Tony Wojcik; Leslie Wojcik; Patsy Shumway; Virginia Redd; Ken Bradford; Jerry Holliday; Joey Holliday; Iva Loo Perkins; LaVerne Tate; Gary Guymon; Dee Hancock; Dorothy Hancock; Corey Perkins; Randy Bayles; Joe B. Lyman; Debbie Hunt; Wayne Day; Don Palmer; Lyle Nielson; Marcia Hunt; Dan Shores; Preston Nielson; Kent Tibbitts; Kyle Burtenshaw; LaRay Alexander; Doris Alexander; Rex Anderson; Nicole Perkins; Keith Ivins; John L. Thornton; Dan Wheeler; Gail Glover; Dennis Gutke.

1. Prayer was offered by Councilmember Wayne E. Palmer.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Mueller, seconded by Councilmember Palmer and unanimously carried to accept the minutes of the City Council Meeting held February 9, 1994.
4. The City Engineer reported to and/or discussed with the Council the following item:
  - A. An Emergency Action Plans and Standard Operating Procedures must be prepared and submitted to the State Engineer by May 1, 1994. As CIB funding cannot be obtained until May 1, Philip requested permission to get the report started as much as possible. Motion was made by Councilmember Mueller, seconded by Councilmember Palmer and unanimously carried that Philip go ahead with what he can do.Mayor Slavens inquired on the condition of the snow pack. Mr. Palmer reported that it is doing good.
5. Councilmember Palmer, in behalf of the City Planner, reported to and/or discussed with the Council the following item:
  - A. Requested support from the Council in enforcing ordinances. Councilmember Mueller recommended that general support be given but that the item be tabled until Bret could be there.
6. The City Administrator was in Monticello in Court, so the Council discussed the following items:
  - A. Travel
    1. Truitt Purcell/April 5-6/SLC/Pipeline Safety.
    2. New City J.P./April 6-9/St. GeorgeCouncil gave their advice and consent.
  - B. The Honorable Jay McDaniel, City Justice of the Peace will be retiring at the end of May. Councilmember Mueller recommended that a plaque be presented to Judge McDaniel in Council meeting.
  - C. Direction for 1994 Parks Care & Maintenance to be placed on the next agenda.
  - D. Mrs. Gail Glover gave an update on the CEU-SJC Technology Building. She presented to the Council a copy of the Bid Tabulation Sheet. Low bidder for the Technology Building was Lawrence Construction Company, and this bid will be submitted to DFCM in Salt Lake City who will award the contract.

E. Reviewed the 1994 Council Assignments and added the following:

Mayor: San Juan County Road District.

Councilmember Mueller: Utah League of Cities & Towns; Utah Advisory Council on Intergovernmental Relations; Grand Circle.

Councilmember Acton: Golf Course.

Discussed staying with Castleland RC&D. Councilmember Palmer suggested remaining with them for one more year to see if beneficial. Council suggested asking Councilmember Perkins to take the assignment.

F. For general information, TCI Cablevision of Utah, Inc. has adjusted their rate charge for repairs. Repairs can be made by the customer, hired out to a third-party contractor, have TCI do the repairs at an hourly service charge, or the customer can enroll in a maintenance program from TCI for a small monthly fee.

7. Mr. David Lacy, representing the San Juan High School Baseball Team, reported that there are several broken sprinkler heads and a Prairie Dog problem at the baseball field. Council advised him to contact Mr. Rodney Workman with the San Juan County Recreation District as they are in charge of the field.

8. Mr. Bob Fredere inquired on the status of the road owned by the School District located at 50 East 200 South. Council informed Mr. Fredere that it would be tabled until everyone - Council and School Board could be represented and present. It was suggested that it be placed on the next agenda, and that a representative from the School Board be present to address their side of the issue.

9. Mr. Alden Robinson gave an update on the Natural Gas Project. and indicated there were a couple of issues which needed to be acted upon. All of the Gas Contracts are in place except for the Utah Gas Transmission Agreement from Northwest Pipeline to Monticello; a distance of 13 miles. Utah Gas has not shown much cooperation in the negotiation for our use of their line, with our attorneys concerns and the requirements of the revenue bonding. The issue must be resolved.

The options we have are not so much the over all cost, but with the timing. For the City to construct a pipeline, the cost will be \$862,000. Northwest Pipeline will pay \$200,000 plus the cost of the tap and metering station. Utah Gas has expressed an interest in purchasing a backup supply for Monticello for approximately \$330,000 which leaves \$332,000 for Blanding.

The operating budget of the Gas System allowed \$40,000 per year in transmission fees for Utah Gas. This money could be used to make payments on the line and we would then own the line.

At this point the Mayor asked Mr. Robinson if we could continue with the Natural Gas update after the public hearing which had been advertised for 8:00 P.M.

10. At 8:03 P.M. the City Council conducted the advertised public hearing relative to the proposed Golf Course and Application for Funding from the PCIB.

Mayor Slavens explained to the public that the hearing was to obtain information from the public to determine whether they should go to the CIB for funding.

Councilmember Northern expressed his belief that the golf course was a necessary step forward for the community's economic development.

Several citizens expressed concern over the ability of the golf course to support itself, and if it cannot, who would have to pay for it. There were several examples of other golf courses in the state that, according to what information they were able to gather, were losing money every year.

Other citizens felt it should be put to the community to vote on.

Some expressed positive feelings towards the proposed golf

course feeling it would give the youth and other citizens a place to work and a reason to come back to Blanding.

Following a discussion, motion was made by Councilmember Northern, seconded by Councilmember Mueller and unanimously carried to close the Public Hearing and defer any decisions until a full council was present.

Mayor Slavens declared the Public Hearing closed at 9:03 P.M.

#9 Natural Gas Update Cont'd.

To build the pipeline, the City will need to borrow an additional \$662,000 as the Utah Gas money will not be available until after completion and they would then buy into the project. The net effect on the retail price of gas would be around \$.02 per therm or from \$.75 to \$.77.

Environmental clearance and rights-of-way will take additional time, so along with the construction, it may push the system operation date back to December. Utah Gas has expressed interest in selling gas to the City on a special industrial rate as a backup to our system and the contract could also run for 20 years to parallel the bonding requirements.

Following discussion on the importance of maintaining our time schedules and following thru on commitments to supply gas, the following motion was made by Councilmember Northern, seconded by Councilmember Mueller and with a unanimous vote to (1) Build and own our own pipeline for the additional 13 miles and authorize the acquisition of necessary rights-of-way and environmental clearance. (2) Pursue the special industrial rate with Utah Gas as a long-term permanent basis. (3) Authorize the administrator to attend whatever meetings may be necessary to push the project along.

11. Councilmember Mueller publicly acknowledged and thanked Mrs. Gail Glover for the use of the CEU van to transport Representative Bill Orton and staff to the different tour sites.

12. The City Administrator reported to and/or discussed with the Council the following items:

A. Administration and Council Transportation Needs tabled to a later date.

B. Gave a report on the Mel Laws vs. City trial which had concluded just that evening. Mr. Johnson expressed respect for Mr. Laws in the way he conducted himself during the trial and for the pain he had suffered. Mr. Johnson informed the Council that the jury came back with a verdict of not guilty which absolved the City of any financial obligation for Mr. Law's accident at the dump.

C. Requested that the letter from the State Auditor be gone over at a later date.

D. Informed the Council that LaVerne Tate was unable to make it to the meeting and would like to be scheduled on the next agenda.

13. Mr. Preston Nielson, Mr. Don Smith and Mr. Cleal Bradford discussed the Upper Mesa Pipeline Project and the current progress being made. The Council set a work session for March 1, at 7:00 P.M. and made note that Mr. Eugene Johansen would be there at 1:00 on March 2nd to review the project with the Irrigation Company. The Mayor and Council are invited to attend.

14. Motion was made by Councilmember Mueller, seconded by Councilmember Palmer and unanimously carried to extend the meeting until 10:30 P.M.

15. Motion was made by Councilmember Palmer, seconded by Councilmember Mueller and unanimously carried to accept the following resolution:

RESOLUTION NO. 1994-4

A RESOLUTION APPOINTING OFFICERS  
OF THE CITY OF BLANDING

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the following named persons be appointed to the following offices for the respective periods shown:

Norman L. Johnson	City Administrator	2/1/94-1/31/96
	Recorder	2/1/94-1/31/96
	Purchasing Agent	2/1/94-1/31/96
	Budget Officer	2/1/94-1/31/96
Laurie H. Anderson	Treasurer	2/1/94-1/31/96
Melvin M. Halliday	City Marshall (ex-officio Chief of Police)	2/1/94-1/31/96
Jay D. McDaniel	Justice of the Peace	2/1/94-1/31/96
Philip L. Palmer	City Engineer	2/1/94-1/31/96

PASSED, ADOPTED, and approved this 28th day of February, 1994.

\_\_\_\_\_  
James K. Slavens  
Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

16. Mr. Cleal Bradford made a request on behalf of the Health Care Board that the Council reinstate the Health Care Board as 5013C - a nonprofit corporation. He informed the Council that the City Council would still appoint board members.

Following a discussion, motion was made by Councilmember Mueller, seconded by Councilmember Palmer and unanimously carried to reinstate the Health Care Board as 5013C.

It was requested that it be placed on a future agenda to look at existing Health Care Board members and establish their terms. Councilmember Mueller will make a recommendation to the Council concerning these terms.

17. The City Administrator requested that the Council consider raising the rental rate on City equipment used after hours and on weekends and holidays. He suggested that staff be present to hand out any City owned equipment.

Mayor Slavens requested Norman to look into it and make recommendations, and that it also be placed on the next agenda.

18. Motion was made by Councilmember Mueller, seconded by Councilmember Northern and unanimously carried to appoint Mr. Norman L. Johnson as Environmental Certifying Officer for the CDBG Project.

19. A letter dated February 22, 1994 from the Administrator to Mr. Rex Anderson was read and discussed. Mr. Anderson agreed to provide a chlorination device should water samples even show that the minimum levels are not maintained and understood no one else could hook into the system without the written permission from the City. Council gave their advice and consent for Mr. Anderson to proceed and the staff to work out any remaining details.

20. A motion to extend the meeting until all business was completed was made by Councilmember Palmer, seconded by Councilmember Mueller and unanimously carried. Councilmember Palmer indicated he would not vote again for this type of

extension.

21. Councilmember Mueller informed the Council of the Chamber of Commerce banquet on March 13 at the San Juan Campus Cafeteria. Dick Bradford will be the speaker. Written nominations for Citizen of the Year and Business Person(s) of the Year are needed.

22. Councilmember Mueller gave a report on Health Care and the activities going on within the local system.

23. Councilmember Palmer made a public apology to the Chamber of Commerce. In the past he felt that they had been very unproductive, but he now feels very optimistic towards the Chamber.

24. Councilmember Palmer gave an update on the DOE - S.S.A.B. and the meeting with them last Tuesday evening here at the City office. There have been some political roadblocks on the Monticello Truck Haul, so right now we are not sure what is happening.

25. Motion was made by Councilmember Palmer, seconded by Councilmember Northern and unanimously carried to give Ernest Montano a \$.25/hour raise and order new equipment - vest and stop sign - for him.

26. The request from the Police Department to go to a five-man department as discussed in the 5:30 P.M. work session is to be placed on the next agenda for further discussion.

27. Mayor Slavens reported to and/or discussed with the Council the following items:

A. Inquired about the DOE Truck Test Run from Monticello to Blanding and the UMETCO Mill. Mr. Phil Mueller informed him that it had taken place earlier today.

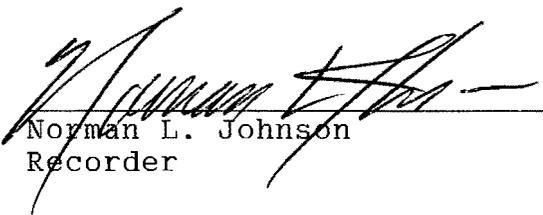
B. Asked the Administrator to review a letter from the Farm Home Administration concerning the early payoff of the Kigalia Apartments and how it may effect their operation.

C. Advised the Council that, against his personal feelings, he had signed a letter of support for a FmHA apartment complex to be constructed in the near future by a group out of Idaho.

D. Indicated his desire to have a representative from the City at a Risk Management Conference in SLC on March 10 if at all possible.

E. Advised the Council to be aware that Executive Sessions had to be ended by a motion and vote of the Council.

Meeting adjourned at 10:43 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
MARCH 9, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James K. Slavens  
City Councilmembers: Kim Acton  
Lou Mueller  
Michael Northern  
Wayne Palmer  
City Administrator: Norman L. Johnson  
City Treasurer: Laurie H. Anderson  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
City Attorney: Craig C. Halls  
Absent were: City Councilmember: Stan Perkins

Also present: Ed Lyman; Judy Lyman; Rosalie Payne; Rick Shelby; Irvin Jones; Ken Bradford; Donald Jack; Shirley Jack; Roy Taylor; Robert Fredere; Rande L. Bayles; Joe B. Lyman; LaRue McDaniel; Gail Glover; Gary Bayles; Carrie Bayles; Barry Simpson; Phil Mueller; Niel Joslin; Kirk Redd; Rick Clements; John Black; Robert Hayden; Mike Halliday; Larry Isaac; Nancy Kimmerle; Mike Bradford.

1. Prayer was offered by Mr. Barry Simpson.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Mueller, seconded by Councilmember Palmer and unanimously carried to accept the minutes of the City Council Meeting held February 23, 1994 with the following corrections:

Pg.3 #12D - LaVerne Tate was unable to stay at the meeting;  
Pg.4 #20 - Omit "Councilmember Palmer indicated he would not vote again for this type of extension."

4. City Attorney Craig Halls explained to the public the process of a District Court Lawsuit and that an action had been filed in a zoning case by Corinne Roring. he explained that the Judge had met with Mayor Slavens, Councilmember Mueller, the City Administrator and himself in a formal court setting. The Council held an Executive Session earlier this evening in which the City Attorney had advised the City Council as to his feelings about the case. He further explained that any public disclosure of his legal advise to the Council would jeopardize the City's position in the lawsuit. He advised that any public discussion must be based on the facts present during or at the time of the original Council decision; that no new information should be accepted by the City Council.

City Attorney Halls offered to discuss with any citizen who would come to his office what his recommendations had been to the Mayor and Council and why he had made them.

Following further discussion from the public, Councilmember Mueller made a motion, seconded by Councilmember Palmer that the Mayor, the City Administrator and the City Attorney be authorized to negotiate a settlement on Case #9307-38CV which would avoid further court action or expense to the City.

Voting was as follows:

Those voting "AYE"

Councilmember Mueller  
Councilmember Northern  
Councilmember Palmer

Those voting "NAY"

constituting all the members thereof, Mayor Slavens declared the motion carried.

5. The City Engineer reported to and/or discussed with the Council the Following items:

A. Reported that the Soil & Conservation reports water at Camp Jackson at 108% of normal, but there was very little water in the creek.

B. Mayor Slavens inquired on the progress of the Starvation Reservoir Project to which the Engineer reported he will be in Salt Lake City this week to finalize some of the planned actions.

6. Mayor Slavens reported he had received a letter on open burning. The Administrator informed him that it had been referred to the Fire Chief.

7. The City Planner reported to and/or discussed with the Council the following items:

A. Attended an International Building Conference in St. George. Informed the Council that because the insurance companies have been hit with several natural disasters, every county and city in the United States will be evaluated and given an insurance rating based on 1 - 10. It is very important that we get as high a rating as possible because once this rating is in the insurance book, it will be very difficult to change. This rating will affect our insurance premium.

B. Gave an update on the downtown beautification project and asked for advice and consent of the Council to purchase five more trees. Council request Bret to continue working on the project and try to find more Main Street business owners to work with the program.

Council gave their advice and consent to go ahead with the purchase of the five additional trees.

8. The City Administrator reported to and/or discussed with the Council the following items:

A. Travel

1. Norman Johnson & Lou Mueller/State & Local Govt. Conference/March 18/BYU.

2. Jeff Black & Michael Dayzie/ Street & Roads School/April 27-29/St. George.

3. Mark Shumway/UG Systems/April 11-14/SLC.

Council gave their advice and consent.

B. ULCT Conference will be April 13-16 in St. George. The City Administrator and Councilmembers Mueller and Northern were authorized to attend and represent the City.

C. The Joint Highway Meeting will be March 24-25 in St. George. Norman will be in attendance at this meeting.

D. The Public Notice for Justice of the Peace has been posted. Sought direction from the Council as to when interviews should be set up. Following a discussion, it was decided that the interviews would be held on March 28 at 6:00 P.M. City Attorney Craig Halls recommended to the Council that it might be beneficial to have the Chief of Police present during the interviews. Council asked the Administrator to notify Chief of Police Halliday to be present at the interviews.

E. For the Council's information, ULCT is sponsoring a limited edition print and medallion set to support Salt Lake City's 2002 Olympic Winter Games bid.

F. Council gave their advice and consent for the Administrator to attend the State Auditor Training Seminar in Salt Lake City on March 31.

G. Gave an update on the Natural Gas Project. Informed the Council that the project is behind schedule and felt they should discuss any commitments to potential customers.

Following a discussion, it was decided by the Council that a work session would be held on March 23 at 5:00 P.M. to discuss the Natural Gas Project and continue at 6:00 P.M. to discuss the Water Project.

H. Requested that the Council review the 1994 Council Assignment list and make any corrections. Mayor Slavens informed the Administrator that the list was correct.

I. Informed the Council that the Recapture Reservoir Public Hearing would be held on March 10 at 7:00 P.M. at the Edge of the Cedars Museum and requested that everyone be there to express personal or City opinions.

J. Discussed the SJSD Teacher Housing Area and suggested the Council accept responsibility for the Main Lateral Sewer Line and accept the property as a Utility Corridor only. He further suggested that the District could release the City from a property lease on 700 North 100 West and that the District could consider

spending a cash amount equal to the sewer hookup fees on the safety and beautification of that same property.

Council gave their advice and consent for the Administrator to continue discussion with the School District in this direction.

K. Following a discussion concerning rental rate and procedures for City equipment, it was decided to increase the rental rates on the City equipment as follows:

Bucket Truck - \$45.00/hr.

Bucket Truck with Operator - \$60.00/hr.

Backhoe with Operator - leave as is on the current rent form.

Sewer Machine - \$50.00/hr.

All rates double on weekends, holidays, and after 3:30 p.m.

L. In a discussion of the audit management letter, the Council directed or authorized the following items:

1) That beginning with the FY95 Budget, the City Dump and Solid Waste System will become an Enterprise Account.

2) That a careful review of the Water Rates would be done as they relate to Bonding requirements.

3) Authorized the Mayor, Administrator and Treasurer to sign signature cards for dividing one of the City TCD's held at First Western Bank to satisfy any Bond Sinking Fund or reserve requirements.

M. The Department of Energy has information and data available on the Monticello project. They have inquired of us if we would like the information and data in our City library. Council directed Norman to look into it.

N. Requested direction from the Council concerning the 1994 parks care and maintenance needs.

Following a discussion, motion was made by Councilmember Mueller, seconded by Councilmember Palmer and unanimously carried to hire a seasonal employee as a grounds person. Council directed that hiring procedures be followed but that the Mayor, the Administrator and Jeff Black do the actual hiring of this employee.

9. Mr. Robert Hayden with the College of Eastern Utah - San Juan Campus requested the Council to expend the fund already in place to improve 500 South. Council advised Mr. Hayden that it would be difficult for the City crews to work on this project and possibly the only thing the City could do is give the college the money promised and let them make arrangements for improvements.

Following a discussion, motion was made by Councilmember Palmer, seconded by Councilmember Northern and unanimously carried to give CEU - SJC the rest of the allotted money to them in order for them to make arrangements for improvements on 500 South. Council requested the City Administrator to determine the amount left in the fund and advise the college.

10. Mrs. Gail Glover gave an update on the Technology Building Project. Mrs. Glover informed the Council that the ground breaking would be on March 22nd and it would take 330 days to construct. She also informed the Council that a foreman would be on the job by the following Tuesday to build a fence around the project area. The College is hoping to move in to the building in Spring of 1995 and offer classes beginning in Summer and full classes in Fall of 1995.

The city Council agreed to assist the College Project by extending the 100 South sewer line toward the West 200 feet and placing a manhole. We will also bring the 3-phase electric service to the lift station location.

11. Councilmember Palmer inquired on the progress of the City Dog Pound. He was informed that the pound is coming along well and it actually belongs to the Police Department.

12. Mr. Rande Bayles requested the Council to please read the Golf Report that Councilmember Northern had loaned to him to read. Mr. Bayles felt that most of the facts were negative to Blanding

March 9, 1994 Cont'd.

4

and asked that the Council read the report with an open mind. Mayor Slavens assured Mr. Bayles that he would read the report.

13. The Blanding Irrigation Company annual meeting will be held Tuesday, the 15th at 7:00 P.M. Councilmember Acton was authorized to vote the City's Water Stock proxy at the meeting.

14. Chief Mike Halliday reviewed the need for a 5th man with the Council and also requested the purchase of a radar unit. The Council requested he refine his data on the 5th man and place the radar unit into the next budget year.

The Council also approved the City paying dues for the Police Officers Membership in the Utah Peace Officers Association and the Chief attending the State Chief of Police Association Meeting in St. George on the 23rd.

The Chief updated the Council on the Mountain Bike Raffle being sponsored by Mr. Rick Shelby. He expressed appreciation for his interest in the Department and said that raffle sales had been slow. The entire proceeds are to go for Protective Vests for the police as Mr. Shelby is donating the \$400 bike.

15. The City Administrator informed the Council that there is one person who refuses to work with the City on the Right-of-way for the Natural Gas Project. He requested the Council take official action and allow the City Attorney to write a letter to this person or submit it to the court.

Following a discussion, motion was made by Councilmember Palmer, seconded by Councilmember Mueller and unanimously carried giving authorization for Appendix A on Glen E. Martin and to submit it directly to the court bypassing any letter to the individual.

16. Councilmember Mueller presented to the Council a list of Health Care Board Members clarifying which were two year and which were four year terms. Councilmember Mueller indicated that it was expected of the Board that they write By Laws indicating that at the end of each two year term, the following term will be for four years. By doing this, all terms will be four years and will come up for appointment or reappointment on a staggered basis.

Motion was made by Councilmember Mueller, seconded by Councilmember Acton and unanimously carried to accept the proposed Blanding Health Care Board Members and their designated term limitations as follows:

- 2 years - Letha Burtenshaw
- 4 years - Doctors (they share one vote between them)
- 2 years - Lou Mueller
- 4 years - Jim Shumway
- 2 years - Donna Singer
- 4 years - Jim Slavens
- 2 years - Craig Stanley

17. The City Administrator informed the Council that ULGIT has been in touch with him and advised him that they have a workman's compensation fund at a better rate. As it is a law to have workman's comp, Norman requested permission from the Council to put all insurance with ULGIT and drop the Utah State Worker's Compensation Program.

Council gave their advice and consent.

18. Councilmember Palmer gave a brief update on the progress for the 4th of July. As of yet he has not been able to find a chairperson. He informed the Council that the main celebration would be held on Monday, the 4th, but that some events would take place on Saturday.

The City Administrator informed the Council that he would be willing to be in charge of the Fireworks portion of the Celebration.

Councilmember Acton requested that they set a specific time for the fireworks this year in order to accommodate late business schedules.

19. Councilmember Mueller reminded the Council of the Chamber of Commerce dinner which would be held on March 12. She informed the Council that the City would receive two complimentary tickets to the dinner and requested that someone please use them and represent the City.

Following a discussion, it was decided that Councilmember Northern would use the tickets and attend the dinner.

Councilmember Mueller also informed the Council that the Chamber will be having a clean-up day in conjunction with the State clean-up day. This will be on May 14 and is part of the Centennial Celebration. The Chamber would like to work with the City on this project.

20. Councilmember Mueller requested the Council approve a full page advertisement for the San Juan County Fair Guide. She informed the Council that they would be using the same drawing purchased from Mr. Ben Byrd in 1992.

Council gave their advice and consent.

21. Councilmember Acton requested a time with Councilmember Palmer to go down and review the Airport. Councilmember Palmer informed him that Friday would be a good day.

Mayor Slavens advised Councilmember Acton that if the head of the National Guard were to write a letter to the County requesting the County upgrade the road into the airport, the County would probably do it.

Following a discussion, Council gave their advice and consent to have the City Administrator approach General Mathews of the National Guard to write this letter.

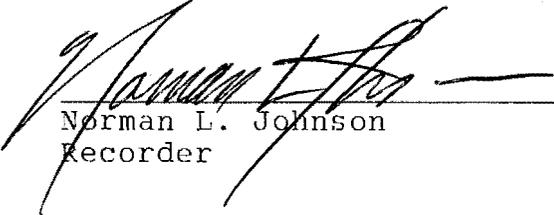
22. Councilmember Northern, for the Council's information, reported that Mr. Robert Frederic had approached him to see if the City might be interested in starting an industrial park. At the current time, Navtech is having a problem where they are staffed and need to get moved into a larger facility. Mr. Frederic informed Councilmember Northern that the Tribe has offered to give them facilities and he wanted the City to be aware of this.

23. Councilmember Northern informed the Council that there is an individual that would like to start an Air Ambulance Service but is having a hard time obtaining a hangar at the airport. The Administrator informed the Council that any hangar not being used for aviation purposes can be asked to vacate the hangar if there is an aviation need for the hangar. He said they would need to give a ninety (90) day notice to the last occupant to rent a hangar.

It was requested that this item be put on the next agenda.

24. Councilmember Palmer inquired about the high utility rates this last month. He reported that several customers had complained about a jump in their utility bill. City Planner, Bret Hosler, informed Councilmember Palmer that Mark Shumway and his assistant had both been sick during the month and a couple of books were not read until later in the month. This put extra days on these peoples bills which means that next month if they keep the original time schedule, the bills would be much smaller.

Meeting adjourned at 9:55 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
MARCH 23, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present were:	Mayor:	James K. Slavens
	City Councilmembers:	Kim Acton
		Lou Mueller
		Michael Northern
		Wayne Palmer
		Stan Perkins
	City Administrator:	Norman L. Johnson
	City Engineer:	Philip L. Palmer
	City Planner:	Bret Hosler

Also Present: Rona Flannery; Ernie Montano; Rick Montano; LaVerne Tate; Wendi Simons; Chet Johnson; Randee L. Bayles; Pastor Robert M. Torres; Phil Mueller; Vernon R. Fisher; Corey Perkins; David Bradford; Ken Bradford; David Blake; Roy Taylor; Rick Shelby; Richard Watkins; Joselyn Johnson; Kirk Redd; Tony Wojcik; Joe B. Lyman; Georgia Hoggard; Terri Lyman; Letha Burtenshaw; Steve Burtenshaw; Modessa Hancock; Alden Robinson; Jon Tate.

1. Prayer was offered by Pastor Robert Torres.
2. The Pledge of Allegiance was recited.
3. Motion was made by Mayor Slavens, seconded by Councilmember Lou Mueller and unanimously carried to accept the minutes of the City Council Meeting held March 9, 1994 with the following corrections:
  - Pg.2 #7D - Council requested Bret "Hosler" to continue working on the project and try to find more Main Street business owners to work with the program.
  - Pg.2 #8C - "The City Administrator", Norman Johnson will be in attendance at this meeting.
4. The City Engineer, Philip Palmer, reported to and/or discussed with the Council the following items:
  - A. Gave an update on the water situation at Starvation and Fourth Reservoirs. Commented that last year's repair of the leak at Starvation seems to be holding.
  - B. Informed the Council that the Blanding Irrigation Company Shareholder's Meeting was very peaceable. The Irrigation Company discussed the Upper Ditch Pressure Irrigation Project with the idea of going ahead as fast as possible. More work sessions and discussions will need to take place and the Irrigation Company will look to the City to spend some money on the 3rd Reservoir. The City Engineer, Philip Palmer, received a letter, with respect to the 3rd Reservoir, from the State Engineer and will give a copy to each Councilmember. He will also be meeting with the Soil Conservation Service next Thursday to survey the surrounding area. The Mayor requested Philip to write up a cost estimate to present to the Council.
  - C. Asked for and received advice and consent from the City Council to do the 400 West to Knoll water and sewer lines and the 100 South CEU sewer line as City projects with City personnel.
5. The City Planner, Bret Hosler, reported to and/or discussed with the Council the following item:
  - A. Presented to the Council a letter from the Planning Commission requesting renewed support for the City employees in enforcing the City Ordinances.

Councilmember Wayne Palmer expressed concern that the public is not taking the Planning and Zoning Commission seriously. He feels that some situations have gone on too long and by not enforcing the ordinances, it defeats the purpose of the Planning and Zoning Commission. He suggested that offenders be notified once with a copy of the zoning violation and a nice letter with an invitation to attend a Planning and Zoning meeting. If the situation is not corrected, they will be given a more serious

warning by letter to comply within a reasonable number of days.

General support of the Council was given. However, Councilmember Kim Acton felt we should work around problems of the citizens and be more compatible.

6. The City Administrator, Norman Johnson, reported to and/or discussed with the Council the following items:

A. Travel

1. Lou Mueller/April 6-8/Park City/Health Care.

After considerable discussion, it was authorized for Councilmember Mueller to attend the Health Care meeting in Park City.

2. Laurie Anderson/April 20-22/UMTA/St. George.

Council gave their advice and consent.

B. Due to other commitments, interviews to determine the hiring of the Justice of the Peace was changed from March 28th to the 29th at 6:00 p.m. Requested Rona Flannery contact all councilmembers and Chief Mike Halliday to remind them of the change.

C. The contract from RSI was presented to the Council to determine whether it would be renewed. Mrs. Wendi Simons, representing RSI, informed the Council they would be willing to include any changes the Council thought were necessary for the same \$350.00 per month. Mayor suggested the contract include the flower beds in front of the City Office and the clean-up be extended to Parley Redd's. Mayor requested the City Administrator make any necessary wording changes needed on the contract to make sure everything was acceptable.

D. Presented to the Council a revised draft of the hiring process and pointed out all changes.

Following a discussion, Mayor requested the Administrator include in the hiring policy that any councilmember wishing to be involved with the hiring may be, especially the councilmember over the area doing the hiring, but it is optional for the other councilmembers.

E. Requested the Council review the FY95 Budget schedule and make sure it meets individual schedules.

Council agreed on the specified dates outlined.

F. Informed the Council that the mid-month utility billings have been changed to read "Reminder Notice" instead of Disconnect Notice. Many customers have been upset by the 'Disconnect Notice' and we are hoping this will remind the customers, but it is still an official disconnect notice.

G. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Kim Acton and unanimously carried to have the Mayor sign the original UAMPS Certificate of Member.

H. Asked as to when the Council would like to complete the Consolidated Water Agreement Review. No decision was made.

I. Requested and received advice and consent of the Council to allow Michael Dayzie to contract for after hours street sweeping at \$10.00 per hour.

7. Mr. Vern Fisher of Sunrise Engineers reviewed the results of his study and compilation of the other golf course studies the City has had completed. The current project cost estimate is \$2.3 million and it is still very feasible even using a conservative revenue stream. The request to CIB will need to be a mix of grant and loan along with local match.

Following discussion and comments from the Mayor, Council and audience, motion was made by Councilmember Wayne Palmer, seconded by Councilmember Stan Perkins and unanimously carried that the City complete the CIB Application and get on their agenda while continuing to educate the public.

Mayor Slavens went on record as opposing the CIB Application.

8. Mr. Alden Robinson of Sunrise Engineers reviewed the Natural Gas Project and brought the Council up to date on the various agreements and contracts. A discussion was held on the advantages and disadvantages of separating the Pipeline into two separate

projects and whether or not we wanted Utah Gas to be a partner in the thirteen (13) mile section from Monticello to Northwest. Mr. Robinson stated that the cost of natural gas will remain approximately 35% below propane. Motion was made by Councilmember Kim Acton, seconded by Councilmember Stan Perkins and unanimously carried that the gasline be split into two separate projects and that we not have any co-owners.

9. Mr. Ben Black and School Zone Safety will be rescheduled for next council meeting.

10. Mrs. LaVerne Tate requested money from the Council to build shelves to properly store the Clarence Rogers Collection.

Motion was made by Councilmember Stan Perkins, seconded by Councilmember Wayne Palmer and unanimously carried to give \$500.00 for this project.

11. Mr. Chet Johnson requested a hangar at the Municipal Airport and an office in the Terminal Building for an Air Ambulance Service. Mayor Slavens requested Councilmember Acton and the City Administrator contact Mr. Keele Johnson regarding the rental of his hangar. Council requested the City Administrator seek legal advice in the City's responsibility to rent space at the Airport Terminal Building.

12. The City Administrator reported on the road re-construction on 200 North from 500 West to 700 West. There had been some hope that the Montano family might be interested in a trade or sell of their property but did not materialize.

13. Motion was made by Councilmember Wayne Palmer, seconded by Councilmember Stan Perkins and unanimously carried to appoint Councilmember Acton to represent the City of Blanding on the Central San Juan County Recreation Special Services District Board.

14. Assistant Chief of Police, Mike Bradford, presented a proposal to have the City hire a fifth officer. It is felt this would eliminate the need for overtime and the College will pick-up \$520.00 per month. Following discussion and direction from the Council that we would have 24 hour-a-day coverage, the Council directed that the City Administrator prepare a contract with CEU-SJC and bring it back to the next Council Meeting for final action.

15. Council gave their advice and consent to Mayor Slavens to sign the Proclamation concerning Passenger Safety Awareness and the advantages of wearing seatbelts.

16. Councilmember Mueller gave an update on the upcoming meetings and events of the Chamber of Commerce.

17. Councilmember Mueller gave an update on the Media F.A.M. Tour. She informed the Council that members of the tour were very impressed by our area and that of all the areas visited, our area was the highlight of the tour.

18. Council gave their advice and consent to purchase the Tractor and Mower as long as they stayed within the appropriated budget.

19. Council gave their advice and consent for Councilmember Perkins to attend the ULC&T meetings.

20. City Administrator, Norman Johnson, informed the Council that the Environmental Compliance Worksheet has been sent to the CDBG Grant Administration.

21. Because three of the five Councilmembers will be in St. George for meetings on April 13, Council Meeting will not be held on the 13th due to the lack of a quorum.



MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
APRIL 27, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present were:

Mayor:	James K. Slavens
City Councilmembers:	Kim Acton
	Lou Mueller
	Michael Northern
	Wayne Palmer
	Stan Perkins
City Administrator:	Norman L. Johnson
City Treasurer:	Laurie Francis
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present: Truitt Purcell; Phil Mueller; Niel Joslin; Rick Shelby; Alden Robinson; Ben Black; Dale Slade; Cardon Slade; Tamara Barton; Margaret Taylor; Hal Palmer; Don Ellis Smith; Vic Bradford; Mike Bradford; Mike Halliday; Preston Nielson; Chris Johnson.

1. Prayer was offered by Councilmember Kim Acton.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Lou Mueller, seconded by Councilmember Wayne Palmer and unanimously carried to accept the minutes of the City Council Meeting held March 23, 1994.
4. The City Engineer, Philip Palmer, reported to and/or discussed with the Council the following items:
  - A. Informed the Council that the reservoirs are full and the recent storms have covered the mountains with a blanket of snow.
  - B. Informed the Council that the CDBG advertised bid would be opened on May 11th at 4:30 p.m. and he would review them and have recommendations for the Council by that night.
  - C. Requested the Council set a Public Hearing Annexing the 3.4 acres belonging to Torres & Glass for the first meeting in June.

Council gave their advice and consent to an 8:00 p.m. Public Hearing on June 8th.
5. The City Planner, Bret Hosler, reported to and/or discussed with the Council the following items:
  - A. Presented to the Council a letter from the Planning and Zoning Commission with recommended changes to the Blanding Ordinances and requested that the Mayor and Council determine a date for a Public Hearing.

Following a discussion, Mayor requested that the item be put on the next agenda to give him time to look over the recommended changes.
  - B. Mr. Hosler informed the Council that the changes that have been recommended will bring our code in line with the State code.
  - C. Informed the Council that there are a couple of projects that will be happening in the near future; including an apartment complex and a restaurant.

Requested permission to attend the Governor's Board Economic Development meeting to be held in Price, Utah on May 11-13.

Council gave their advice and consent.
6. The City Administrator, Norman Johnson, reported to and/or discussed with the Council the following items:
  - A. Travel
    1. Jerry Bradford/Safety Seminar/May 16-17/Price  
Following a discussion, Council gave permission for Mr. Bradford to attend the Safety Seminar and also appointed him Safety Coordinator for the City.
  - B. Informed the Council that the Tractor/Mower has been ordered and will be in Spanish Fork in late May, and explained to the Council that if the shipping and handling was over \$500.00 staff would go pick up the tractor.

C. Advised the Council that the Recreation District will be moved across the hall and Mr. Truitt Purcell will occupy the office they were in for the Natural Gas Enterprise.

Also informed the Council that Mr. Rodney Workman has assured us that the East fence at the golf course is being worked on.

D. Asked direction from the Council concerning a request from a citizen to purchase the Christensen Property southeast of Blanding owned by the City.

Following a discussion, it was agreed by the Council to retain ownership of the land.

E. Presented to the Council, for their information, a letter received from Tele-Communications, Inc. (TCI) informing us of TCI's corporate reorganization.

F. Requested direction from the Council regarding the FY95 Budget Work Session.

Following a discussion, it was agreed that the Budget Work Session and the second May Council Meeting would be held Tuesday, May 24th starting at 5:00 p.m. as the High School Graduation is on Wednesday.

G. Asked the Council as to their interest in having a work session/retreat pertaining to the Open Meeting Law, Roberts Rules of Order, Mayor-Council Relations and other items as may come up. He also suggested the Senior City Staff be invited to participate in a part of the Session. Council agreed to the concept and asked the Administrator to select a date and place as soon as is reasonable.

H. Motion was made by Councilmember Lou Mueller, seconded by Councilmember Wayne Palmer and unanimously carried to ratify the hiring of Korrin Turley as Justice Court Judge as of May 1, 1994, and Willie Begaye as Summer Grounds Keeper as of April 4, 1994.

I. The City of Blanding is scheduled to meet with the County Commission on May 2, 1994 at 10:30 a.m. concerning the proposed golf course application to the CIB.

J. There will be a Power Board Meeting May 11th at 6:00 p.m. Mr. Kay Johnson will be in attendance at that meeting.

K. Gave an update on the Sewer Lagoon - Sheep Project and asked direction concerning a long-term agreement with Mr. Alma Palmer as he is interested in maintaining the lagoons with his sheep and building some permanent pens and loading shoots.

Council gave their advice and consent for Mr. Johnson to work out an agreement.

7. Mr. Chris Johnson and Mr. Ben Black requested help from the City in dealing with the school zone safety situation on 500 North and 100 East. Mr. Johnson informed the Council that the number of students crossing the street and the amount of traffic passing through has presented a dangerous condition. Mayor Slavens suggested that Chief of Police Mike Halliday take the results of their police survey, and the suggestions on how to deal with the safety situation at the school, to Mr. Johnson. He also suggested they put the item on the next agenda.

8. Motion was made by Councilmember Lou Mueller, seconded by Councilmember Wayne Palmer and unanimously carried to adopt the following resolution of support for the ARL Middle School Shakespearean Festival:

RESOLUTION 1994-5

WHEREAS the Lyman Middle School has historically run the Shakespearean Festival on an annual basis; and

WHEREAS much effort is expended by the student participants, volunteer parents, local residents and school employees; and

WHEREAS the City of Blanding is supportive of the efforts of the citizens in supplying cultural and educational events which can have a positive effect upon our children; and

April 27, 1994 Cont'd.

WHEREAS the City of Blanding actively supports the fine arts, into which the concept of the festival fits.

BE IT THEREFORE RESOLVED that the week of May 1, 1994 - May 7, 1994 be recognized by the City of Blanding as "Lyman Middle School Shakespearean Festival Week."

PASSED, ADOPTED and APPROVED this 27th day of April, 1994.

Signed \_\_\_\_\_ Mayor

Attest \_\_\_\_\_ Recorder

9. Mr. Dale Slade, President of the Chamber of Commerce, requested a grant for \$5,000 for 1995.

Following a discussion, it was agreed that the City Administrator would put the request on the FY95 Budget to be discussed.

10. Mr. Ben Black expressed his concern over the decision of staff relating to the zoning requirements on the structure which he has constructed, and requested the Council review staff's decision. Council requested that the City Administrator, contact Mr. Craig Halls, City Attorney, and have him review it and give an opinion.

11. A. Mr. Alden Robinson of Sunrise Engineering gave a detailed report of the Material and Construction Bids opened earlier today on the Natural Gas Project. The apparent low bidders for the construction were Sterling Construction on the Transmission Line at \$1,058,278 and the Tempest Company on the Distribution System at \$1,012,313. The materials bids were won by several companies as the bids were broken out as to type of material.

Following a discussion, a motion was made by Councilmember Stan Perkins and seconded by Councilmember Wayne Palmer that the materials bids be awarded as soon as possible using the G.O. Bond Funds on hand so the City can take possession prior to the State Sales Tax change going into effect July 1.

With continuing discussion, the motion was amended to also include the purchase of the additional steel pipe for the thirteen (13) mile project from Monticello to Northwest if, after the Engineers bid review, it shows to be cost effective, and authorized the Mayor to sign any related documents.

Voting was unanimous.

B. The following Resolution was introduced, in writing, read in full and pursuant to the motion of Councilmember Stan Perkins and seconded by Councilmember Michael Northern was adopted by the following roll-call vote:

YEA:	Stan Perkins
	Michael Northern
	Kim Acton
	Lou Mueller
	Wayne Palmer
NAY:	None

The Resolution was then signed by the Mayor of the City in Open Meeting and recorded by the City Recorder in the official records of the City of Blanding, Utah.

The Resolution is as follows:

A RESOLUTION OF THE CITY OF  
BLANDING INDEMNIFYING UTAH GAS  
SERVICE COMPANY FOR SPECIFIED  
PURPOSES.

PREAMBLE

WHEREAS, The City of Blanding has previously decided to construct a municipal gas utility system within the City and also to construct a gas transmission line within portions of San Juan County, Utah in order to deliver gas to the City (hereinafter collectively referred to as "The Project"); and

WHEREAS, The City of Blanding has previously authorized, issued and sold bonds to third parties and intends to issue and sell yet additional bonds to third parties, and the proceeds of said bonds (already sold and yet to be sold) have been and are to be utilized to pay for The Project, and

WHEREAS, Compliance with regulatory conditions of various types, possible construction delays, both within and outside the city limits, may result in the lack of a permanent gas supply source to the City until approximately mid-1995 or sometime thereafter, and,

WHEREAS, The City of Blanding currently desires to procure additional construction funds and similar funds currently through the sale of additional bonds for The Project, and the City of Blanding also desires to procure an interim gas supply source, and

WHEREAS, Utah Gas Service Company, a Utah corporation and also a public utility certificated to serve points in San Juan County and Monticello, Utah, has offered to make gas supplies available to the City of Blanding, at a point of receipt at or near Monticello, Utah under specified conditions, pursuant to the applicable rules and regulations of the Public Service Commission of Utah,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Blanding, Utah that:

1. The foregoing Preamble is incorporated as a part hereof.
2. The City Council hereby authorizes the city manager to purchase gas from Utah Gas Service Company ("Utah Gas") at a mutually-agreed-upon point at or near Monticello, Utah at the rates of Utah Gas filed with and approved by the Public Service Commission of Utah, from time to time, under "General Service-Rate Schedule F-2" of Utah Gas; the City Council acknowledges that the rates and conditions of service may change from time to time, subject to the approval of the Public Service Commission of Utah.
3. In consideration of Utah Gas making said interim source of gas available and further recognizing that third parties may act in reliance thereon, the City of Blanding does hereby agree to indemnify, defend, and hold harmless Utah Gas, its officers, directors, employees, agents, attorneys and other authorized representatives from and against any and all claims, losses, damages or liabilities, joint or several, including, without limitation, any such claims made by the holders of the bonds relating to The Project or their assigns, to which Utah Gas or any of its officers, directors, employees, agents, attorneys, and other authorized representatives may become subject; however, the foregoing indemnification shall be effective only insofar as such losses, claims, damages or liabilities (or actions in respect thereof) arise directly or indirectly, in whole or in part, out of The Project, operation of a gas utility by the City of Blanding and/or sales of gas by the City of Blanding or are based upon any other act or omission in connection with The Project by the City,

including, without limitation, the financing thereof, and the issuance of the bonds in connection therewith. In the event any claim is made or action brought against Utah Gas or its officers, directors, employees, agents, attorneys, or other authorized representatives, Utah Gas may direct the City of Blanding to assume the defense of the claim and any action brought thereon and to pay all reasonable expenses (including attorneys' fees) incurred therein; or the City of Blanding may assume the defense of any such claim or action, the reasonable cost (including attorneys' fees) which shall be paid by the City of Blanding. The counsel selected by the City of Blanding to conduct such defense shall be approved by Utah Gas, which approval shall not be unreasonably withheld. Utah Gas may engage its own counsel to participate in the defense of any such action, the cost of which shall also be paid by the City of Blanding. The defense of any such claim shall include the taking of all actions necessary or appropriate thereto.

4. The indemnification and related provisions in the preceding paragraph 3 shall remain in effect so long as any bonds, or reissues there, issued in any way in connection with The Project, remain outstanding and not yet paid, or redeemed, in full by the City of Blanding.

5. The indemnification and related provisions in paragraph 3 hereof shall become effective upon passage of this Resolution by the City Council of the City of Blanding or as soon thereafter as provided by Utah law.

PASSED AND ADOPTED this 27th day of April, 1994.

City of Blanding

By \_\_\_\_\_  
James K. Slavens, Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson, City Recorder  
and City Manager

12. Mr. Preston Nielson and Mr. Don Smith brought the Council up to date on the Upper Mesa Pipeline Project and rehearsed the agreement which had been reached in a work session earlier in the week between the City and the Irrigation Company. All agreed the negotiations and meetings had been positive and done in good harmony.

Following continued discussion, motion was made by Councilmember Kim Acton and seconded by Councilmember Stan Perkins that the City trade the Third Reservoir to the Irrigation Company for the Dry Wash Reservoir, with the Irrigation Company reserving 80 acre feet of storage capacity each year and the District to place a 6" line from the Detention Center to the Cemetery and give the City perpetual use of the Irrigation Company owned ditches and canals for storm run-off water. The City will grant \$50,000 of the \$75,000 due the City from the Conservancy District and loan the \$25,000 balance at no interest to the Irrigation Company for use on the Project, the \$25,000 to be paid in lump sum in 25 years (2024) and give the Irrigation Company perpetual use of the City Recapture Secondary Water Pipeline and authorize the Mayor to sign all documents pertaining to the City and Irrigation Company agreement.

Voting was as follows:  
Those voting "AYE"

Councilmember Acton  
Councilmember Mueller

<p>Those voting "NAY"          Those abstaining          Constituting all the members thereof, Mayor Slavens declared the motion carried.</p>	<p>Councilmember Northern          Councilmember Perkins          None          Councilmember Palmer</p>
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13. The Blanding Fire Department presented the following concerns:  
 A. Mr. Mike Bradford, Assistant Fire Chief, informed the Council that the Uniform Fire Code and the NFPA do not concur on above ground fuel storage tanks dispensing gas and diesel. He requested that the City Attorney review and give direction on establishing an ordinance for the City.

B. Mr. Bradford also requested that a Fire Closure on Open Burning within City Limits run concurrent with that established by the San Juan County Fire Warden which would be May 1, 1994 through October 31, 1994.

Council gave their advice and consent.

C. Requested the Council assist in acquiring a Water Tanker for fires a long distance from established fire hydrants. The Mayor requested it be put on the next agenda.

14. Motion was made by Councilmember Lou Mueller, seconded by Councilmember Michael Northern and unanimously carried to give Mr. Steve Jensen permission to tie on to the Town Culinary Water System. Mr. Jensen has signed the required annexation commitment agreement.

15. Chief of Police Mike Halliday presented to the Council a CEU-SJC signed agreement to provide coverage by the Police Department. For this service they are willing to pay \$520.00/month (for a minimum of 2 hours a day with special activities taken into consideration) Based on this agreement and a proposal previously brought before the Council, Chief Halliday requested that a fifth officer be hired on the Blanding Police Department. Following a discussion, motion was made by Councilmember Wayne Palmer, seconded by Councilmember Lou Mueller and unanimously carried to hire a fifth officer for the Blanding Police Department from the applications received earlier this year.

16. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Michael Northern and unanimously carried to change Mr. Roy Taylor's status with the Police Department from part-time to full-time.

17. Motion was made by Councilmember Michael Northern and seconded by Councilmember Stan Perkins to adopt the following revised Personnel Policies and Procedures Policy B-3.

Voting was as follows:

<p>Those voting "AYE"</p>   <p>Those voting "NAY"</p>	<p>Councilmember Mueller          Councilmember Northern          Councilmember Palmer          Councilmember Perkins          Councilmember Acton</p>
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Constituting all the members thereof, Mayor Slavens declared the motion carried.

CITY OF BLANDING  
 PERSONNEL POLICIES AND PROCEDURES

POLICY NUMBER   B   -   3    
 ADOPTED   FEBRUARY 26, 1992  

TITLE:       HIRING

POLICY:     PROCEDURE

All personnel shall be hired to perform consistent with a respective job description.

Positions or job vacancies, not subject to the appointment process, shall be filled in accordance with the following procedure without regard to race, religion, color, creed or national origin:

1. All positions to be filled shall be advertised, inclusive of job description, with the Utah State Department of Employment Security and may be otherwise advertised as deemed proper in the circumstances, for a period of not less than fourteen (14) days.

2. Job applicants shall complete an application furnished by the City of Blanding.

3. Applications will be screened to three (3) final applicants by the City Administrator and the pertinent department supervisor or superintendent.

4. The final three (3) qualified applicants shall be interviewed by the Mayor, the Department Representative of the City Council, any other Councilmembers wishing to attend, the Administrator and the appropriate Supervisor. They will make the final selection.

POLICY: SALARY OR WAGE

The City maintains a Step and Grade Scale. The Step and Grade Scale was revised in 1992 after a study of comparative wages in our area. All personnel hired will be based on this Step and Grade Scale, (See Policy D-3), and allowed an annual step increase provided satisfactory job performance is maintained and they have not reached the top of their assigned grade.

Revised 06-24-92

Revised 04-27-94

18. Motion was made by Councilmember Wayne Palmer, seconded by Councilmember Stan Perkins and unanimously carried to adopt the following two resolutions pertaining to annexations previously approved:

RESOLUTION 1994-7

WHEREAS, a majority of the owners of real property and the owners of not less than one-third in value of the real property as shown on the last assessment rolls in territory lying contiguous to the City of Blanding have petitioned said City for annexation; and

WHEREAS, the petition was accompanied by an accurate plat or map of the territory to be annexed prepared under the supervision of a competent engineer or surveyor land certified by the same; and

WHEREAS, the petition and plat or map have been filed in the office of the City Recorder,

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Blanding, Utah:

Section 1. Territory Annexed. The territory described below is hereby declared annexed to the City of Blanding:

Beginning at a point on the North-South centerline of Section 22, T.36S., R.22E., SLB&M, said point being N.00 02'00"W. 1623.85 feet from the South 1/4 corner of said Section 22; running thence N.00 02'00"W. 536.15 feet along the N-S centerline of section 22, thence west 363 feet, thence North 480 feet, thence N.45 05'49"E. 512.07 feet (+) to a point on the N-S centerline of Section 22 - said point being 362.7 feet North of the center of Section 22, thence S.72 02'45"E. 650.52 feet, thence S.29 53'17"E. 191.73 feet

April 27, 1994 Cont'd.

8

to a point on the E-W centerline of Section 22, thence West 29.02 feet, thence South 191.78 feet to a point on the existing corporate limit line, proceeding along the corporate limit line South 450 feet (+), West 239.1 feet (+), South 344.5 feet (+), S.45 30'00"W. 35.87 feet (+), and thence West 413 feet (+) to the point of beginning. (Approx. 23.12 acres)

PASSED, ADOPTED and APPROVED this 27th day of April, 1994.

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James K. Slavens  
Mayor

ATTEST:

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Norman L. Johnson  
Recorder

RESOLUTION 1994-8

WHEREAS, a majority of the owners of real property and the owners of not less than one-third in value of the real property as shown on the last assessment rolls in territory lying contiguous to the City of Blanding have petitioned said City for annexation; and

WHEREAS, the petition was accompanied by and accurate plat or map of the territory to be annexed prepared under the supervision of a competent engineer or surveyor land certified by the same; and

WHEREAS, the petition and plat or map have been filed in the office of the City Recorder,

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Blanding, Utah:

Section 1. Territory Annexed. The Territory described below is hereby declared annexed to the City of Blanding:

Beginning at a point which is South 89 57'00" East - 471.2 feet from the center of Section 34, Township 36 South, Range 22 East, SLB&M; running thence North 330 feet (+), thence East 628.6 feet (+), thence South 00 15'00" West 330.5 feet (+), thence North 89 57'00" West 630 feet (+) to the point of beginning. (Contains 4.76 acres)

PASSED, ADOPTED and APPROVED this 27th day of April, 1994.

---

James K. Slavens  
Mayor

ATTEST:

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Norman L. Johnson  
Recorder

April 27, 1994 Cont'd.

9

19: Motion was made by Councilmember Stan Perkins, seconded by Councilmember Lou Mueller and unanimously carried to adopt the following resolution:

RESOLUTION 1994-9

A RESOLUTION OF THE CITY OF BLANDING  
IN SUPPORT OF CRIME VICTIMS' RIGHTS WEEK

BE IT KNOWN BY THESE PRESENT:

WHEREAS, the Governor of the State of Utah, Michael O. Leavitt, has declared the week of April 25 - May 1, 1994 as Crime Victims' Rights Week in Utah; and,

WHEREAS, reports of major crime in Utah's communities increase each year; and,

WHEREAS, victims of crime, family and friends of said victims suffer death, physical injury, financial loss and emotional trauma at the hands of criminals; and

WHEREAS, prosecution and incarceration of criminals often fail to adequately compensate victims of crime, particularly in certain populations such as racial minorities, mentally ill, children and the elderly; and,

WHEREAS, while much progress has been made in the past, several years to recognize and protect the particular needs of crime victims, much still needs to be done to restore said victims to full mental, physical, and financial health in their community;

NOW, THEREFORE, BE IT RESOLVED by the City of Blanding, the purposes behind the declaration of Crime Victims' Rights Week be supported and said City does hereby urge all citizens to support the establishment and enforcement of crime victims' rights and services through participation in appropriate activities during the designated week.

RESOLUTION MADE AND ADOPTED THIS \_\_\_\_\_ OF \_\_\_\_\_, 1994 AT BLANDING, SAN JUAN COUNTY, STATE OF UTAH.

CITY OF BLANDING

By \_\_\_\_\_  
Mayor

20. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Wayne Palmer and unanimously carried to authorize Mayor Slavens to sign the Certificate of Designation of Depositories for the 1994-1995 Fiscal Years as requested by our Insurance Carrier.

21. The City Administrator presented and reviewed a request from the Kigalia Apartment Manager that the City consider adopting a special utility deposit for landlords and renters. The proposal is that the renters be required to put up a \$150 deposit (rather than \$400) for total electric, and the Landlord - a reasonable Master Deposit to protect the City in the event of a renter default. Thus putting the responsibility for utility bill payments onto the renters but guaranteed by the Landlord.

With a motion by Councilmember Wayne Palmer and a second by

Councilmember Stan Perkins, the Administrator was authorized to draft the appropriate policy and procedures. Voting was unanimous.

22. Motion was made by Councilmember Lou Mueller and seconded by Councilmember Northern to extend Council Meeting for thirty (30) minutes.

Voting was as follows:

Those voting "AYE"

Councilmember Mueller  
Councilmember Northern  
Councilmember Perkins  
Councilmember Acton  
Councilmember Palmer

Those voting "NAY"

Constituting all the members thereof, Mayor Slavens declared the motion carried.

23. Councilmember Lou Mueller informed the Council that May 14th is the State and City Clean-up Day. Posters will be made explaining to the public that the City of Blanding will be joining the State for this clean-up day. The National Guard will be hauling off large items for anyone who signs up in the City Offices. The Chamber of Commerce is having a poster contest in the Elementary School.

Councilmember Mueller requested monies to advertise the Clean-up Day on the radio and in the newspaper and the Council gave their advice and consent to give \$200.00 for advertising.

24. Councilmember Michael Northern reviewed with and presented to the Council a draft of Public Meeting Procedures and asked for direction. Council requested that the Administrator put it on the agenda for next Council Meeting.

25. Councilmember Wayne Palmer gave a report on the SSAB - April 26th meeting.

Following a discussion, the Council requested the DOE Safety Request List be on the next Council agenda.

The Monticello Tailings Truck Haul to UMETCO is quite up in the air at the present time.

26. Councilmember Palmer gave an update on the 4th of July Celebration. There is no general chairman as of yet, but there are many events scheduled. The theme for the 4th of July Celebration is "This is Our Country". The City Administrator advised that the fireworks have been ordered as a personal assignment he has accepted toward the Celebration.

27. Councilmembers Mueller, Northern and Perkins gave a report and update on the recently attended ULC&T meetings held in St. George. Each felt it was money well spent. Councilmember Mueller is on the League Board of Directors and played a major roll in the Convention.

28. Mayor James Slavens reported and asked about the following items:

A. Asked as to the rental contracts for office space at the airport with the two air ambulance services.

B. Has had requests from staff to meet with the City Council in a work sessions.

C. Advised the Council of his concern that as a Council, they themselves do not have the right to break the law. That we must uphold the City Ordinances until they are legally changed.

D. Advised the Council he had signed the stipulated agreement on the Roring Lawsuit which changed her property zoning and required the City to issue a Building Permit.

29. Councilmember Michael Northern wanted on the record as having given information in the Golf Course Public Hearing which was inaccurate. He said the figures he quoted on the Monticello Golf Course were for two years - not one year as he had thought.

30. Motion was made by Councilmember Lou Mueller and seconded by Councilmember Stan Perkins to extend the Council Meeting ten (10) minutes and go into Executive Session for the purpose of reviewing a personnel matter.

Voting was as follows:

Those voting "AYE"

Councilmember Acton  
Councilmember Mueller  
Councilmember Northern  
Councilmember Perkins  
Councilmember Palmer

Those voting "NAY"

Constituting all the members thereof, Mayor Slavens declared the motion carried.

Council adjourned to Executive Session at 10:30 p.m.

Council returned to Open Session at 10:55 p.m.

31. Following a discussion in which a motion was made by Councilmember Stan Perkins and seconded by Councilmember Michael Northern with a unanimous vote, Employee Policy C-2 Insurance Programs was revised as follows:

CITY OF BLANDING  
PERSONNEL POLICIES AND PROCEDURES

POLICY NUMBER     C    -    2      
ADOPTED     FEBRUARY 26, 1992    

TITLE:       INSURANCE PROGRAMS

POLICY:     MEDICAL INSURANCE

To give you maximum protection in the event of illness or injury, your City provides you with one of the finest and most comprehensive health insurance plans available to industry. Effective 30 days after salaried full-time employment, this plan covers such things as hospital expenses, surgery, maternity, laboratory, x-ray and in-hospital physician's visits. Major medical and stop-loss provisions are also included. An explanation of your coverage, as well as that of your dependents, if applicable, may be obtained from the office or your group insurance plan booklet.

POLICY:     DENTAL INSURANCE

The expense of dental care is a major concern to many of us today and at the City we have done something about it. We have provided all salaried full-time employees, and their dependents, if applicable, with 100 percent coverage for preventive dental care on a usual, customary, and reasonable fee basis. Included are: cleaning, x-rays, fillings, extractions, and emergency palliative treatment. Additional coverage for other specified procedures, such as crowns, root canals, etc., is provided on a fifty (50) percent basis after satisfying a deductible. Details pertaining to your dental coverage may be obtained from the office or your group insurance plan booklet.

POLICY:     LIFE INSURANCE

You are covered under our group life insurance policy 30 days

after you are on the job. The policy is for \$18,000 dollars on the employee and in addition to your coverage, your spouse and children (depending on age) also receive coverage. Please contact the office or refer to your group insurance booklet for further explanation of dependent coverage.

POLICY: PAYROLL DEDUCTION PROGRAMS

Several payroll deduction programs are available for additional life, accident and disability insurance. Please contact the City Administrator for details.

POLICY: EYE CARE (VISION)

You are covered with a modern vision plan which includes eye examinations, contacts and eye glasses. An explanation of your coverage is in the group insurance plan booklet.

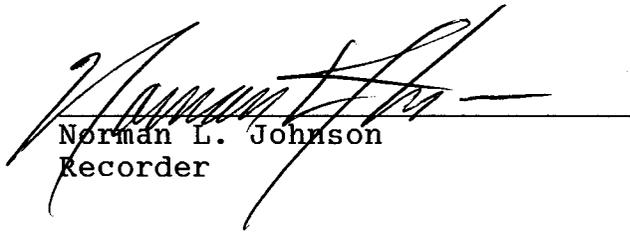
POLICY: PAYMENT IN LIEU OF INSURANCE

All salaried employees will be covered under the City single comprehensive insurance plan. However, upon proof that the family is not covered by a health, dental, or eye care plan, the City will pay the additional component cost for the employee's family to be covered by the City health plan.

Revised 01-12-94  
Revised 04-27-94

The City Administrator was directed to revise the affected Employees pay grades and Individual Insurance Policies so to keep each employee "whole" but bring them into compliance with the new revised policy.

Meeting adjourned at 11:00 p.m.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
MAY 11, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James K. Slavens  
City Councilmembers: Kim Acton  
Lou Mueller  
Michael Northern  
Wayne Palmer  
Stan Perkins  
City Administrator: Norman L. Johnson  
City Treasurer: Laurie Francis  
City Engineer: Philip Palmer  
Absent were: City Planner: Bret Hosler

Also present: Philip Palmer; Gorden Hawkins; Rick Shelby; MariAnell Glover; John Shumway; Michelle Shumway; Neil Joslin; Danny Fleming; LaRee Burgess; David Barton; Tamara Barton; Tad Barton; Vic Bradford; Lawrence Isaac; Ruth Ellen Pollen; Phil Mueller; Donna Singer; Mike Halliday; Craig Halls.

1. Prayer was offered by Rick Shelby.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Lou Mueller, seconded by Councilmember Wayne Palmer and unanimously carried to accept the minutes of the City Council Meeting held April 27, 1994.
4. Council gave their advice and consent to move Councilmember Mike Northern from the Electric Department to the Recreation Department, and to move Councilmember Kim Acton from the Recreation Department to the Electric Department. Mayor Slavens requested the City Administrator, Norman Johnson, write a letter to the San Juan County Commission informing them of the change.
5. The City Engineer, Philip Palmer, reported to and/or discussed with the Council the following items:
  - A. Informed the Council that the CDBG bid opening was held this afternoon. There were two bidders Tri-Hurst Construction of Blanding and Flare Construction of Castle Valley. Tri Hurst was the low bidder at \$90,250 and Flare Construction bid \$188,300.  
Motion was made by Councilmember Wayne Palmer, seconded by Councilmember Stan Perkins and unanimously carried to award the bid to Tri-Hurst Construction.
  - B. Advised the Council that the Starvation Reservoir Inspection will be Tuesday, May 17, at 11:30 a.m.
6. The City Administrator, Norman Johnson, reported to and/or discussed with the Council the following items:
  - A. Reviewed with the Council the Comprehensive Services Plan and the County Fire Services Agreement. The Agreement will be up for renegotiation next year.  
Mayor informed the Council that the County Commission will take the lead in obtaining a Water Tanker for the Fire Department.
  - B. A roads Meeting with the County Commission will be May 23, 1994 at 3:00 p.m. and everyone possible needs to attend.
  - C. Reminded the Council that a Special Council Meeting will be on May 24th with a Public Hearing concerning the Torres/Glass annexation beginning at 5:00 p.m.
  - D. Advised the Council that there will be a Public Hearing at 8:00 p.m. on May 24th concerning the FY95 Preliminary Budget.
  - E. Informed the Council that there will be a State Parks, City, County, Water District and BLM meeting concerning Recapture Reservoir on May 13th at 10:00 a.m. at the Edge of the Cedars Museum. Also advised the Council that a check for \$20,000 has been cut to Utah State Parks & Recreation releasing funds from the last three years so State Parks can take over the facility.
  - F. Requested permission from the Council to advertise for the gasoline, concrete and propane for FY95.  
Council gave their advice and consent.

G. Requested that the Council set the FY94 Budget Adjustment and FY95 Budget Adoption Public Hearing. Council set the Public Hearing for June 22 at 8:15 p.m.

7. A Public Hearing was set for June 22, 1994 at 8:00 p.m. for the recommended changes to the Zoning Ordinance requested by the Planning and Zoning Commission.

8. Mrs. LaRee Burgess requested funding in the amount of \$500.00 from the City of Blanding for support of the Special Olympics to be held in Provo, Utah in June.

Motion was made by Councilmember Wayne Palmer, seconded by Councilmember Lou Mueller and unanimously carried to authorized the already budgeted funds to help support the Special Olympics.

9. The City Administrator presented for Council review and consideration a draft copy of the preliminary Blanding City Fiscal Year 1995 General and Enterprise Funds Budgets.

Major developments contained within this document are:

A) Transfer of solid waste from the general fund to a City Enterprise.

B) Full budgeting for the Natural Gas Enterprise construction and start up operation.

C) Placing special "grants" under their general fund department - not just automatically allowing the electric system to fund all the special projects.

There has not been any attempt on my part to eliminate requests from the staff, public or Mayor & Council.

As presented, the summary is as follows:

<b>General Fund</b>			1,073,434
<b>Water</b>	-	O & M	424,486
		Capitol Outlay	<u>217,800</u>
			642,286
<b>Sewer</b>	-	O & M	121,171
		Capitol Outlay	<u>31,500</u>
			152,671
<b>Electric</b>	-	O & M	1,093,916
		Capitol Outlay	<u>132,700</u>
			1,226,616
<b>Natural Gas</b>		O & M	261,125
		Capitol Outlay	<u>4,875,000</u>
			5,136,125
<b>CEU-SJF</b>		O & M	4,490
<b>Golf Course</b>		O & M	11,500
<b>Solid Waste</b>		O & M	<u>81,331</u>
		<b>TOTAL</b>	<u><u>\$ 8,328,453</u></u>

Advised the Council to feel free to contact him for any special information or with questions on this Budget Document.

Mayor requested Council study the proposed budget closely to be able to make recommendations when they meet again on May 24th.

10. Ruth Ellen Pollen addressed the Council and gave a history and progress report of the CEU-SJC Art Program. She indicated that many of her students were now selling their works. She was invited by Council to return at a later date to present a proposed project to enhance the local Arts Community.

11. Dr. Lawrence Isaac publicly thanked the Council and City of Blanding for the support that had been given to the Navajo Trust and to his family while he has lived in Blanding. Mayor informed Dr. Isaac that his leaving was a loss to Blanding.

Motion was made by Councilmember Lou Mueller, seconded by Councilmember Mike Northern and unanimously carried to write a letter of appreciation, signed by the Mayor, for Dr. Isaac to take with him for his files and resume.

12. Motion was made by Councilmember Mike Northern and seconded by Councilmember Wayne Palmer to accept the following Public Meeting Agenda Proposal with the exception to item #6 which would become effective July 1, 1994 to allow Council to vote on the Budget after the hearing on June 22.

- 1. Time limit on meeting length.
- 2. Sign up sheet to speak, and no one to speak again until the sign up sheet has been completed.
- 3. Limit comments to meeting pertinence.
- 4. Limit time of speaker (suggest 2-3 min.)
- 5. Council will not respond to questions from the speaker or audience.
- 6. No vote could be taken until next Council Meeting.
- 7. Possible Sgt. at Arms (suggest an on-duty patrolman)

Voting was as follows:

Those voting "AYE"	Councilmember Mueller
	Councilmember Northern
	Councilmember Palmer
Those voting "NAY"	None
Those abstaining	Councilmember Acton
	Councilmember Perkins

Constituting all the members thereof, Mayor Slavens declared the motion carried.

13. Council requested that the DOE - Truck Haul and Safety Requirements List be placed on the next agenda and have all Department and Individual lists compiled into a single Master List. Mayor requested the City Administrator contact Mr. Luske and find out when the list is needed by the DOE.

14. Following a discussion of office space availability at the Airport and the City's obligation to supply an office to the FBO, the Administrator was directed to charge \$150.00 for office space used by anyone other than the FBO. The Administrator was further directed to write a letter to the FBO that the existing contract would be reviewed and reconsidered in April of next year.

15. Chief of Police Mike Halliday requested permission to transfer funds in the police budget from supplies and equipment to capitol outlay in order to purchase a computer for the Police Department. Motion was made by Councilmember Lou Mueller, seconded by Councilmember Stan Perkins and unanimously carried to allow the purchase of a computer for the Police Department.

16. Chief Mike Halliday reviewed, with the Council, his findings of traffic problems around the ARL Middle School. Re-painting of the cross walks and parking regulations would help a great deal. It was also noted that additional speed control signs may be needed. The Council directed the Chief get a recommendations list together for both the Middle and Elementary Schools signed by himself and the School Principal so the Council could see exactly what is needed.

The Council directed the Administrator to study the amount of street lighting in the areas around schools and to also contact the County about the 100 East (Mountain Road) Project to see if it can include excavation of the blind hill North of the Middle School.

17. A proposed ordinance concerning Above Ground Fuel Storage Tanks has been drafted by the City Attorney, working with the City Planner and City Fire Chief. They Mayor directed that a copy of the draft ordinance be given to each Councilmember and a copy be mailed to local affected fuel suppliers. The item is to be put on

the May 24th Council Meeting for further discussion.

18. Councilmember Lou Mueller gave an update on the May 14th clean-up day. Informed the Council that the Chamber of Commerce Poster Contest went very well and there are many posters around town advertising the clean-up and encouraging everyone to get involved.

19. Mayor Slavens asked the Council their feelings on having the City Police write citations for City Ordinance Violations and having the Justice Court deal with all the issues as a matter of record and to give each individual Due Process of the Law.

Following a discussion, Councilmember Wayne Palmer requested the Mayor present his ideas to the Planning and Zoning Commission and give them a chance to review and comment. The Mayor agreed to do this.

20. Councilmember Wayne Palmer gave a brief update on the 4th of July. Informed the Council that things are moving forward and they plan to advertise activities soon. The major activities are planned and scheduled for Monday, but the rodeo is planned for Saturday.

21. Councilmember Wayne Palmer expressed concern over a recent Life Flight incident at the Emergency Care Center where a private citizen had blocked the road where the helicopter lands. He requested the Chief of Police advise him as to the circumstances. Chief Halliday said the helicopter had been diverted to the airport by Medical Staff prior to City Officers arriving, but that had there been a problem, the private auto would have been removed by force, if necessary.

Mrs. Donna Singer stated that the Hospital Board has re-approved the establishment of a Helipad and that Mr. Bruce Bushore was assigned to get it completed.

22. Mayor Slavens declared that it was 9:15 and the scheduled time on the agenda to hold an Executive Session for collective bargaining on the FY95 City Budget.

The City Administrator informed the Council that according to new statutes, they are required to take very detailed minutes or tape record any Executive Session so there will be a document if needed in a court action. The City Administrator inquired of the Council if they wanted detailed minutes of the session or did they want it recorded on tape? He also informed them that the Chief Executive Officer has to sign a document as to why they are going into Executive Session. He advised the Council that the minutes or tape will be sealed and put in a safe once the meeting has adjourned.

Motion was made by Councilmember Wayne Palmer and seconded by Councilmember Lou Mueller to retire to Executive Session and use the tape recorder to take minutes.

Voting was as follows:

Those voting "AYE"

Councilmember Mueller  
Councilmember Northern  
Councilmember Palmer  
Councilmember Acton  
Councilmember Perkins

Those voting "NAY"

Constituting all the members thereof, Mayor Slavens declared the motion defeated as Councilmember Perkins stated there must be a two-thirds majority and not a simple majority to go into Executive Session. Therefore, the meeting was still open session at 9:30 p.m.

23. Motion was made by Councilmember Lou Mueller to retire to Executive Session. Motion died for lack of a second.

24. Motion was made by Councilmember Lou Mueller and seconded by Councilmember Wayne Palmer that minutes for the Executive Session be taken by Tape.

Voting was as follows:

Those voting "AYE"

Councilmember Mueller  
Councilmember Northern  
Councilmember Palmer  
Councilmember Acton  
Councilmember Perkins

Those voting "NAY"

Constituting all the members thereof, Mayor Slavens declared the motion carried.

25. Motion was made by Councilmember Lou Mueller and seconded by Councilmember Wayne Palmer to retire to Executive Session.

Voting was as follows:

Those voting "AYE"

Councilmember Mueller  
Councilmember Northern  
Councilmember Palmer  
Councilmember Acton  
Councilmember Perkins

Those voting "NAY"

Constituting all the members thereof, Mayor Slavens declared the motion defeated for a lack of a two-thirds majority.

26. Following further discussion, motion was made by Councilmember Stan Perkins, seconded by Councilmember Kim Acton and unanimously carried to retire to Executive Session.

Council retired to Executive Session at 9:35 p.m.

Council returned from Executive Session at 11:00 p.m.

27. Motion was made by Councilmember Lou Mueller, seconded by Councilmember Stan Perkins and unanimously carried to authorize the extension of this Council Meeting for one hour and five minutes from 10:00 p.m. to 11:05 p.m.

28. Motion was made by Councilmember Lou Mueller and seconded by Councilmember Stan Perkins to change the City Administrator, Norman Johnson's salary to grade 29-13 effective May 1, 1994.

Voting was as follows:

Those voting "AYE"

Councilmember Acton  
Councilmember Mueller  
Councilmember Palmer  
Councilmember Perkins

Those voting "NAY"

None

Those abstaining

Councilmember Northern

29. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Lou Mueller and unanimously carried that the City Employee Personnel Policies and Procedures C-2 TITLED: Insurance Programs; Policy; PAYMENT IN LIEU OF INSURANCE, read as follows:

Policy: INSURANCE COVERAGE

All salaried employees will be covered under the City single comprehensive insurance plan as a minimum benefit. The employee may elect dependant coverage under the City Comprehensive Insurance Policy if dependents of the employee are not covered for Health, Dental, or Eye Care Insurance by another Insurance Policy. The City will pay the additional cost for the employee dependant insurance coverage thru the City Employee Health Insurance carrier. The intention of the City Health Care Policy is to offer each employee and their dependents adequate health Care coverage. Should two or more members of the same family unit be employed by the City, the City will only fund the cost of one family insurance program.

Revised 01-12-94

Revised 04-27-94

Revised 05-11-94

30. Motion was made by Councilmember Stan Perkins, seconded by

May 11, 1994 Cont'd.

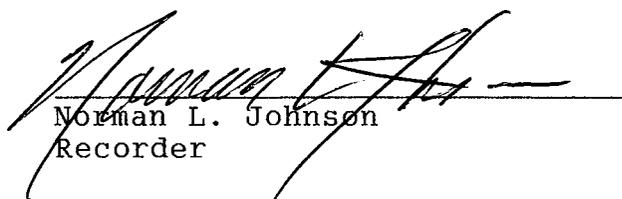
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Councilmember Kim Acton and unanimously carried that the pay grade for Willie Begaye be set at 4-E effective May 1, 1994.

31. Motion was made by Councilmember Lou Mueller, seconded by Councilmember Stan Perkins and unanimously carried that the pay grade for Korrin Turley be set at (1/3) 12-17 effective May 1, 1994.

32. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Mike Northern and unanimously carried that the pay grade for Truitt Purcell be set at 16-15 since the gas project is now preparing for construction, and the pay grade for Jerry Bradford be set at 15-17 with the assigned responsibilities as City Safety Coordinator, and the pay grade for Roy Taylor be set at 11-1 effective May 1, 1994.

Meeting adjourned at 11:05 p.m.



Norman L. Johnson  
Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
MAY 24, 1994  
AT 5:00 P.M. IN THE CITY HALL

Present: Mayor: James K. Slavens  
City Councilmembers: Kim Acton  
Lou Mueller  
Michael Northern  
Wayne Palmer  
Stan Perkins  
City Administrator: Norman L. Johnson  
City Treasurer: Laurie Francis  
City Engineer: Philip Palmer  
City Planner: Bret Hosler

Also present: Gorden Hawkins; Vic Bradford; Craig Stanley; MariAnell Glover; Neil Joslin; Phil Mueller; Rick Shelby; Ruth Ellen Pollen; Mike Halliday; Reed Palmer; Jerry Bradford.

1. Prayer was offered by Councilmember Lou Mueller.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Kim Acton and unanimously carried to accept the minutes of the City Council Meeting held May 11, 1994.
4. A Public Hearing was held at 5:09 p.m. concerning the annexation of the following property:

Beginning at a point 3060.7 feet North and 457.7 feet East of the Southwest Corner of Section 35 T36S, R22E, SLB&M, and running thence East 315 feet; thence South 210 feet; thence West 315 feet; thence North 210 feet to the point of beginning.

Torres Property (Contains 1.51 Acres)

Beginning at a point which lies N 07 degrees 58' E 3302.6 and whose coordinates are North 3270.7 feet and East 457.7 feet from the Southwest Corner of Section 35, T36S, R22E, SLB&M, and running thence South 210 feet; thence East 315 feet; thence North 210 feet; thence West 315 feet; to the point of the beginning.

Glass Property (Contains 1.51 Acres)

More commonly known as the Torres/Glass property. There was no public input.

Motion was made by Councilmember Stan Perkins, seconded by Councilmember Lou Mueller and unanimously carried to accept the above proposed annexation.

Public Hearing closed at 5:10 p.m.

5. The City Engineer, Philip Palmer, reported to and/or discussed with the Council the following item:

- a. Informed the Council that the Safety Project concerning the Dottie Laws property has been considered, and presented a possible plan to widen the driveway and lessen the slope of the embankment, and then construct a chain link fence. Mrs. Laws would then deed to the City the fifteen feet of property on the east side of the fence. The approximate cost will be \$2,000.

Motion was made by Councilmember Wayne Palmer and seconded by Councilmember Lou Mueller to accept the plan presented by the City Engineer.

Voting was as follows:

Those voting "AYE"

Councilmember Acton  
Councilmember Mueller  
Councilmember Palmer  
Councilmember Perkins  
Councilmember Northern

Those voting "NAY"

Constituting all the members thereof, Mayor Slavens declared the motion carried.

6. The City Planner, Bret Hosler, reported to and/or discussed with the Council the following items:

- a. Reported on the Governors Conference on Communications.
- b. Presented to the Council a letter from the Planning and Zoning Commission requesting a rezoning of 2/3 of Maggie Lyman's property located at 100 East and 200 West Streets from MH to R-2. The Planning Commission feels the request is in harmony with the Master Plan and requested the Council set up a Public Hearing date if they are in favor. Public Hearing was set for June 22, 1994 at 7:45 p.m.
- c. Reminded the City Council that people who are in violation of City Ordinances should be referred to the Planning Commission for any clarification. The Planning Commission has already researched the problem on anyone they invite by letter to their meeting, and they appear to be in violation.

7. The City Administrator, Norman Johnson, reported to and/or discussed with the Council the following items:

- a. Informed the Council that the Cemetery District has need of a computer. At the current time, the City has a computer that is not being used. The Council gave advice and consent to work something with the Cemetery District to their benefit.
- b. Informed the Council that we now have self-inking stamps at the front desk, for their use, with the 90's resolution written on them.
- c. Bids for gas, concrete and propane will be opened June 8, 1994 at 8:00 p.m.

8. Council conducted a line-by-line review of the FY95 Preliminary Budget until 7:30 p.m.

9. Ms. Ruth Ellen Pollen, local artist, presented to the Council a proposal for a grant of \$6,000 to help defray the cost of the Cultural Program Art Center located at the San Juan Foundation Pavilion.

Following a discussion, Council decided to place \$2,000 in the Preliminary Budget, and after they have worked through the entire budget they will add or subtract as funds are available.

Mayor requested that Councilmember Mike Northern help direct Ms. Pollen to the Recreation District and see if they will help with the grant.

10. A Public Hearing for the FY95 General Fund and Enterprise Preliminary Budget was held at 8:00 p.m. to give the public a chance to voice their opinion.

Mr. Bret Hosler reminded the Council of a budgeted purchase in 1991 of equipment for the parks. He requested that the Council consider making it a line item in the budget to make improvements in recreation facilities.

There was no other public input.

Public Hearing closed at 8:06 p.m.

8.(cont'd.) The line-by-line budget review continued until 8:45 p.m. - not being complete, the Mayor asked the item be put on the next agenda.

11. The Above Ground Fuel Storage Tank proposed ordinance was discussed by the Council.

However, following considerable discussion, there was not a consensus of opinion as to when a Public Hearing should be scheduled.

12. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Lou Mueller and unanimously carried to authorize Mayor Slavens to sign the Sunrise Engineers Service Agreements for both Phase I of the Natural Gas System and the thirteen mile pipeline extension.

13. DOE Truck Haul highway safety requirements list was held over

May 24, 1994 Cont'd.

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to the next Council Meeting agenda.

14. Motion was made by Councilmember Lou Mueller and seconded by Councilmember Mike Northern to retire to Executive Session.

Voting was as follows:

Those voting "AYE"

Councilmember Acton  
Councilmember Mueller  
Councilmember Northern

Those voting "NAY"

none

Those abstaining

Councilmember Perkins

Those absent during voting

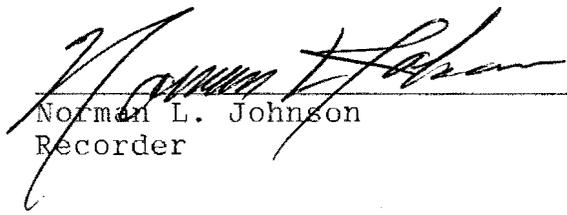
Councilmember Palmer

Constituting all the members thereof, Mayor Slavens declared the motion carried.

Council retired to Executive Session at 9:03 p.m. to conduct collective bargaining discussions with various employees.

Council returned from Executive Session at 9:58 p.m.

Meeting adjourned at 10:00 p.m.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
JUNE 8, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present: Mayor: James K. Slavens  
City Councilmembers: Kim Acton  
Lou Mueller  
Michael Northern  
Wayne Palmer  
Stan Perkins  
City Administrator: Norman L. Johnson  
City Treasurer: Laurie Francis  
City Planner: Bret Hosler  
Absent: City Engineer: Philip Palmer

Also Present: Phil Mueller; Donna Singer; MariAnell Glover; Neil Joslin; Rick Shelby; Linda Smith; Doug Austin; Debbie Christiansen; Cindy Davis; Jolin Redd; Phil Acton; Mike Halliday; Jerry Bradford.

1. Prayer was offered by Mayor James Slavens.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Lou Mueller and unanimously carried to accept the minutes of the City Council Meeting held May 24, 1994 with the following addition:  
Pg. 1 Item #4: The Torres/Glass Property was annexed as R-2 (Residential Zone).
4. The City Planner reported to and/or discussed with the Council the following items:
  - a. Informed the Council that as of July 1, 1993, the Uniform Building Standards Act required the licensure and certification of all building inspectors. At the present time, the City Planner has certified and been licensed in plumbing, mechanical, and the uniform code. He reported that he has taken the test for electrical certification and licensure but is unsure whether he has passed it or not.
  - b. Requested the Council take notice that the trees purchased from the nursery have been planted, and they have approximately five more planters to take care of and the City Beautification will be caught up.  
Mayor Slavens noted that there are two trees that have limbs growing out in the walk way on Main Street in front of Redd's and Steve Burtenshaw's Insurance Office and requested they be taken care of.
5. The City Council discussed the following items listed under the City Administrator:
  - a. Travel Requests
    1. Philip Palmer/June 9-10/UCEA Board Meeting.
    2. Korrin Turley/June 12-15/Justice Judge Training.Council gave their advice and consent.
  - b. Council gave their advice and consent to set the date and times for the following Public Hearings:  
June 22, 1994
    1. 7:30 p.m. Zoning Ordinance Changes
    2. 7:45 p.m. Re-Zoning Maggie Lyman Property
    3. 8:15 p.m. FY95 Budget
  - c. Judge Korrin Turley has set his scheduled hours at Monday 8:00 a.m. to 1:00 p.m., Wednesday 1:00 p.m. to 5:00 p.m. and Friday 1:00 p.m. to 2:00 p.m. Judge Turley will be attending formal training in June.
  - d. Council set a tentative time and date for a Mayor/Council retreat on Friday, July 15, 1994 at 6:00 p.m. Spouses are invited.
  - e. Discussed concerns regarding the closure of North Highway 191 during the fireworks display at Recapture Reservoir on the 4th of July. Written request was made to UDOT to officially close the road during the fireworks. However, Mr. Dale Stapley has suggested that another location be found for the fireworks display.

Following a discussion, Council agreed to leave the fireworks display at the present location of Recapture Reservoir.

6. Council discussed the Rangeland Reform '94 Issue and the effects it will have on the County and the Ranchers here in the County.

Following a discussion, Councilmember Lou Mueller suggested Council write a letter expressing our concerns regarding Rangeland Reform. Councilmember Stan Perkins suggested we write a form letter that anyone interested could come in to the office fill it out, and send it in.

Following further discussion, motion was made by Councilmember Lou Mueller, seconded by Councilmember Stan Perkins and unanimously carried that a resolution be written expressing their concerns regarding Rangeland Reform.

7. Council continued a line-by-line review of the Preliminary FY95 Budget started during the May 24th Council Meeting.

8. Councilmember Stan Perkins suggested the Council look into increasing the water rates as the Water Department is losing money.

Following a discussion, Mayor Slavens requested that Councilmember Kim Acton, Councilmember Stan Perkins and City Planner, Bret Hosler, meet with the City Auditor and work something out together.

9. At 8:00 p.m. the bid opening for gasoline, propane and concrete was held. The following bids were received:

Gasoline:

Black Oil Co. - unleaded at .6925/gal.

Saveway Tire - unleaded at .6550/gal.

Canyonlands Texaco - unleaded at .66/gal.

Propane:

Petrolane - .449/gal.

Concrete:

No bids were received for concrete services.

Following a discussion, motion was made by Councilmember Wayne Palmer and seconded by Councilmember Lou Mueller to accept the low bids as long as they checked out alright.

Voting was as follows:

Those voting "AYE"

Councilmember Acton  
Councilmember Mueller  
Councilmember Northern  
Councilmember Palmer  
none

Those voting "NAY"

Those abstaining

Councilmember Perkins

Constituting all the members thereof, Mayor Slavens declared the motion carried.

7.(cont'd.) Council continued the line-by-line review of the Preliminary FY95 Budget.

10. Mrs. Debbie Christiansen, representing EOTS (Edge of the Seaters) requested help from the City in presenting a proposal to the CIB for the Blanding Arts Enterprise and Conference Center. Mrs. Christiansen explained to the Council that the Center would be used for more than just a place for EOTS to present their plays. The multi-purpose facility will house business incubation space and services, performing and visual arts companies and cooperatives, dinner theater, catering service, tourist information, convention services and an historical museum.

Following discussion, the Council restated their support for the project and indicated the \$49,000 budgeted in the FY95 General Fund to cover utility work will be transferred to the individual Utility Enterprise Budgets and increased by \$8,500 to also provide a \$10,000 cash match to the project.

Motion was made by Councilmember Stan Perkins and seconded by Councilmember Lou Mueller to increase the \$49,000 budgeted in the FY95 Budget by \$8,500 to provide a \$10,000 cash match.

Voting was as follows:

Those voting "AYE"

Councilmember Acton  
Councilmember Mueller  
Councilmember Palmer  
Councilmember Perkins  
Councilmember Northern

Those voting "NAY"

Constituting all the members thereof, Mayor Slavens declared the motion carried.

11. The Council discussed the Safety Request List, should the D.O.E. implement the Truck Haul of mill tailings from Monticello to UMETCO. The Administrator was directed to write a cover letter to Mr. Don Leske of the D.O.E. and ask him to review the lists as presented to the City by various agencies and or City Departments.

12. Motion was made by Councilmember Lou Mueller and seconded by Councilmember Kim Acton to retire to Executive Session.

Voting was as follows:

Those voting "AYE"

Councilmember Acton  
Councilmember Mueller  
Councilmember Northern  
Councilmember Perkins  
Councilmember Palmer

Those voting "NAY"

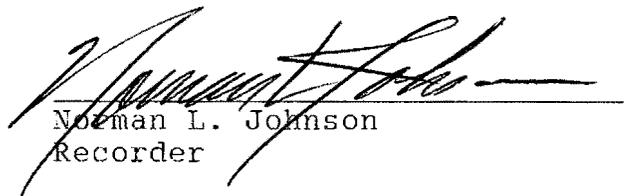
Constituting all the members thereof, Mayor Slavens declared the motion carried.

Council retired to Executive Session at 9:03 p.m.

Council returned from Executive Session at 9:40 p.m.

7. (cont'd.) Council continued a line-by-line review of the FY95 Budget and set a Budget Work Session for Wednesday, June 14 at 5:30 p.m. to finalize their review.

Meeting adjourned at 10:00 p.m.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
JUNE 22, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present: Mayor Pro-tempore: Lou Mueller  
City Councilmembers: Kim Acton  
Michael Northern  
Wayne Palmer  
Stan Perkins  
City Administrator: Norman L. Johnson  
City Treasurer: Laurie Francis  
City Engineer: Philip Palmer  
City Planner: Bret Hosler  
Absent: Mayor: James K. Slavens

Also present: MariAnell Glover; Arlene Lyman; Harold Lyman; Neil Joslin; Duane Olsen; David Baus; Debbie Christiansen; Gorden Hawkins; Phil Mueller; Lisa Pellegrini; Tony Pellegrini; LaRue McDaniel; Leonard Hurst; Jim Shumway; Lynda Shumway; Cathy Patterson; Patsy Shumway; Bruce Royer; John Shumway; Michelle Shumway.

1. Prayer was offered by Councilmember Kim Acton.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Kim Acton and unanimously carried to accept the minutes of the City Council Meeting held June 8, 1994.

4. Duane Olsen with FmHA presented a letter of conditions and offer to loan the City \$3,390,000 on the Natural Gas Project. Mr. Olsen reviewed each of the major loan conditions and conducted a discussion on them.

Following the review, motion was made by Councilmember Stan Perkins, seconded by Councilmember Wayne Palmer and unanimously carried to accept the loan and conditions from the Farmers Home Administration and authorized Mayor Pro-tempore Lou Mueller to sign the necessary papers which would allow the Farmers Home Administration to proceed and authorized the Administrator to proceed with the Revenue Bond Documents.

5. The City Engineer reported to and/or discussed with the Council the following item:

a. Informed the Council that Dry Wash is draining to irrigators and is down seven feet from the top, and that water is running at 3.5 sec.ft. in the City pipelines.

He also informed the Council that adjustments have been made so that the homes on the mountain line without water or with low pressure have been corrected, and he felt adjustments can be made to maintain adequate pressure but that no new taps should be allowed on the mountain lines.

6. At 7:30 P.M. the City Council conducted the advertised Public Hearing relative to the following proposed amendments to the Blanding City Ordinance No. 1978-1 (zoning).

1. Definition of Building - Change.
2. Allow Housing in Commercial Zone.
3. Increase in size of R-1 (Residential Lot Size) Zone Lot Requirements.
4. Eliminate the need for written approval from neighboring properties through out the ordinance.

Citizens expressed concern about existing lots and were informed by the City Planner that existing lots were grandfathered in and did not need to be changed.

Other concerns expressed regarded the loss of control by

allowing a residence in a commercial zone. The City Planner and the Chairperson of the Planning and Zoning Committee, Arlene Lyman, informed the public that they felt the higher price of land in the commercial zone would control the purchase of land in that zone for a residence.

At 7:45 P.M., Mayor Pro-tempore Lou Mueller declared the Public Hearing tabled until the following Public Hearings were concluded.

7. At 7:45 P.M. the City conducted the advertised Public Hearing relative to the proposed re-zoning of 1.38 acres from MH (Mobile Home Zone) to R-2 (Resident Single and Multiple Family Housing Zone) the following described property:

Beginning at the Northwest Corner of Lot 1, Block 27, Blanding Townsite Survey and running thence East 77 feet, thence South 210 feet, thence West 77 feet, thence North 210 feet to the point of the beginning. Also, all of lot 2, Block 27, Blanding Townsite Survey. (total 1.38 Acres+/-) Commonly known as Lyman Trailer Court on 100 South 200 West Street.

The City Planner expressed to the Council that a company is currently developing a 24 unit apartment complex to be built on the above described property. He explained that the developer has worked closely with the Planning and Zoning Commission. The surrounding property is zoned R-2 and the Zoning Commission feels that the proposed zone change would be in harmony with the surrounding property. They also feel the apartment complex would be a higher and better use and that the Commission has tried to address all possible issues.

Mayor Pro-tempore commented on the distinct need for housing in this area and that an apartment complex will augment the college program by providing housing for students.

Various citizens requested information on the size, number of units, number of people allowed in each apartment, and the amount of parking per apartment.

David Baus, with the Human Resource Development Company, explained that there will be 24 units, 4 one-bedroom, 16 two-bedroom, and 4 three-bedroom units. The amount of persons allowed to each unit will be one to two persons per one-bedroom unit, two to four persons per two-bedroom unit, and three to six persons per three-bedroom unit. Mr. Baus also explained that FmHA required one parking stall per unit, but that they will provide one and one-half stalls per unit.

Motion was made by Councilmember Wayne Palmer, seconded by Councilmember Stan Perkins and unanimously carried to accept the re-zoning of the Lyman Trailer Court.

Mayor Pro-tempore declared the Public Hearing closed at P.M. and returned to the previous Public Hearing.

6. (cont'd.) Zoning Ordinance Amendments 7:30 P.M Public Hearing

Several citizens expressed concern regarding another proposed apartment complex to be built on 500 South and the amount of children who will have to cross Main Street.

Arlene Lyman informed the public that it had been taken into consideration and that all the preliminary information had been sent to FmHA.

Other citizens expressed concerns over the elimination of written approval from neighboring properties throughout the ordinance. They felt they had the right to input on what the neighbors are doing.

The City Planner explained to them that under pressure a person will sign anything, and the public process is to hold a public meeting and that is when the neighbor may have input.

Commission Chairperson, Arlene Lyman, suggested the Council pass on this item and they would look at that concern again.

Mayor Pro-tempore Lou Mueller tabled the item until the Commission could look at it and declared the Public Hearing closed at 8:15 P.M.

8. At 8:15 P.M. the City Council conducted the advertised public hearing for the purpose of opening and adjusting the FY94 Budget and adopting the FY95 General Fund and Enterprise Fund Operating Budgets.

Mrs LaRue McDaniel inquired as to the amount of curb and gutter to be done during the fiscal year.

The City Administrator informed her that \$20,000 had been set aside for curb, gutter and sidewalk. He also explained that the City provides the concrete, and the owner must provide their own contractor. It was also explained that the curb and gutter must go from corner to corner or that everyone on the block must participate so the street work can all be done at the same time.

There being no other comments, Mayor Pro-tempore Lou Mueller declared the Public Hearing closed at 8:20 P.m.

9. The City Planner reported to and/or discussed with the Council the following items:

a. Presented to the Council the results of the Animal Survey and requested that permission from the Council to re-open the Animal Ordinance in existence and create a new animal ordinance. Also requested permission to release the results of the survey to the public.

Following a discussion, the Planning and Zoning Commission was given permission to release the results of the survey and to create a series of drafts and then present those drafts to the Council for their review.

b. For the Council's information and so they may be kept abreast of what the Planning and Zoning Commission is doing, they have been presented two letters of commendation. The first concerning Above Ground Storage Tank Ordinance, the second concerning a proposal from The Division of Human Services to purchase the Cliff Palace Motel for the purpose of developing apartments for the chronically mentally ill.

10. The City Administrator reported to and/or discussed with the Council the following items:

a. Requested direction from the Council concerning the July 15 retreat at 6:00 p.m.

Following a discussion, the item was placed on the next Council agenda when the Mayor could be present.

b. Requested the Council set the public hearing for the Arts Conference Center for July 13th at 8:00 p.m.

Council gave their advice and consent.

c. A 1990-93 Water Sales Report was given to the Council as information of interest for the Council to review.

d. Requested direction from the Council concerning hiring more summer help and informed the Council that a program has been started for youth who need to put in community service, but a supervisor is needed according to John Hacker, Probation Officer.

Council gave their advice and consent to hire a supervisor in the range of \$6.00 - 7.50/hr. for two months.

e. Councilmember Perkins requested the next agenda have an item to discuss developing a City Budget or Grant Request Form and process for accountability of the funds.

10. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Wayne Palmer and unanimously carried to accept the following resolution:

RESOLUTION NO. 1994-10

A Resolution opening the Fiscal Year 1994 General Fund and Utility Enterprise Budgets for Adjustment as follows:

<u>Department or Enterprise</u>	<u>FY94 Budget</u>	<u>Expenditure Increase</u>	<u>Decrease</u>	<u>Adjusted Budget</u>
Mayor & Council	24,399	2,000		26,399
JP Court	11,145	1,000		12,145

June 22, 1994 Cont'd.

Administration	83,908		20,402	63,506
City Attorney	11,000	4,000		15,000
Police Dept.	212,725	27,000		239,725
Fire Dept.	20,589	1,000		21,589
Streets & Hwys.	349,242		3,098	346,144
City Engineer	29,733	2,000		31,733
Parks & Recreation	61,454		13,500	47,954
Airport	856,016		557,357	298,659
Land & Bldgs. CEU-SJC	20,800	2,575		23,375

REVENUE

Gen. Fund-Fed. Grants	762,106		557,357	204,749
Land & Bldgs. CEU-SJC	20,800	2,575		23,375

The City Administrator, in connection with the City Auditor, is authorized to make Line Item Transfers within the FY94 Department approved Budgets as necessary

PASSED, ADOPTED and APPROVED this 22nd day of June, 1994.

\_\_\_\_\_  
James K. Slavens  
Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

11. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Wayne Perkins and unanimously carried to accept the following resolution:

RESOLUTION NO. 1994-11

A Resolution adopting the Proposed 1994 Tax rate for General Purposes.

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the 1994 proposed Property Tax Rate be set at .004533.

PASSED, ADOPTED and APPROVED this 22nd day of June, 1994.

\_\_\_\_\_  
James K. Slavens  
Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

12. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Kim Acton and unanimously carried to accept the following resolution:

RESOLUTION NO. 1994-12

A Resolution adjusting the Blanding City Sewer and Solid Waste Utility Enterprise Fund Fees for Service Rates to become effective July 1, 1994.

Residential	\$ 10.00	
Residential Garbage	10.00	
Non - Residential Garbage	2.00	cubic yard

PASSED, ADOPTED and APPROVED this 22nd day of June, 1994.

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James K. Slavens  
Mayor

ATTEST:

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Norman L. Johnson  
Recorder

13. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Wayne Palmer and unanimously carried to accept the following resolution:

RESOLUTION NO. 1994-13

A Resolution adopting the FY95 General Fund and Utility Enterprise Budgets.

BE IT RESOLVED by the City Council of the City of Blanding, Utah that FY95 General Fund and Utility Enterprise Budgets are adopted as follows:

GENERAL FUND

Mayor & Council		\$ 25,533
JP Court		11,382
Administration		22,125
Non-Departmental		20,517
City Attorney		15,000
Planning & Zoning		38,804
Police Department		234,189
Fire Department		37,254
Streets & Roads		364,001
Class "C" Roads		75,000
Engineering		48,230
City Parks		
General	23,000	
Non City Owned	<u>35,000</u>	58,000
Airport		<u>12,000</u>
TOTAL GENERAL FUND BUDGET		<u>\$ 962,035</u>

UTILITY ENTERPRISE FUNDS

Water	Operations	\$ 233,741
	Depreciation	139,200
	Debt. Service Interest	52,150
	Capitol Outlay	<u>76,300</u>
		\$ 501,391

June 22, 1994 Cont'd.

Sewer	Operations	85,603	
	Depreciation	33,600	
	Capitol Outlay	<u>28,000</u>	147,203
Electric	Operations	1,017,478	
	Depreciation	85,200	
	Debt. Service Interest	48	
	Capitol Outlay	<u>170,193</u>	1,272,919
Nat. Gas	Operations	261,125	
	Depreciation	N/A	
	Debt. Service Interest	N/A	
	Capitol Outlay	<u>4,875,000</u>	5,136,125
Bldg. Authority	Operations		20,800
Golf Course	Operations		11,500
Solid Waste	Operations	77,387	
	Depreciation	<u>500</u>	<u>77,887</u>
TOTAL FISCAL YEAR 1994 BUDGET			<u>\$8,129,860</u>

PASSED, ADOPTED and APPROVED this 22nd day of June, 1994

James K. Slavens  
Mayor

ATTEST:

Norman L. Johnson  
Recorder

14. Motion was made by Councilmember Stan Perkins and seconded by Councilmember Mike Northern to accept the following resolution:

RESOLUTION NO. 1994-14

A Resolution adopting the FY95 Employee Salary Schedule and related grade and step assignments.

BE IT RESOLVED by the City Council of the city of Blanding, Utah that the following grade and step scales are assigned for the FY95 Budget year as adopted in the Employee Policy and Procedures Policy D-3 Blanding City Salary Schedule:

<u>SALARIED EMPLOYEES</u>	<u>GRADE/STEP</u>
BEGAYE, WILLIE SR.	8 - 10
BLACK, JEFF	26 - 07
BRADFORD, JERALD	16 - 16
BRADFORD, MICHAEL	15 - 16
BRANDT, JIM	14 - 10
DAYZIE, MICHAEL	13 - 15
FLANNERY, DANNY	14 - 10
FLANNERY, RONA	10 - 10

FLEMING, DANIEL	15 - 16
FRANCIS, LAURIE	13 - 10
HALLIDAY, MELVIN	26 - 06
HOMEDREW, DAVID	11 - 17
HOSLER, BRET	28 - 03
JOHNSON, NORMAN	29 - 14
PALMER, PHILIP	28 - 14
PURCELL, TRUITT	16 - 16
SHUMWAY, MARK	15 - 14
TAYLOR, ROY	11 - 02
TURLEY, KORRIN	12 - 17 (1/3 time)
GAS PROJECT - MAINTENANCE	14 - 02 (Sept. 1, 1994)

HOURLY, CONTRACT, TEMPORARY & FIXED BUDGET TOTALS	
MAYOR & COUNCIL	\$ 15,600
SUMMER TEMPORARY	7,000
FIRE CHIEF & FIREMEN	11,850
SCHOOL CROSSING GUARDS	4,640
POWER REPRESENTATIVE	3,000

PASSED, ADOPTED and APPROVED this 22nd day of June, 1994.

James K. Slavens  
Mayor

ATTEST:

Norman L. Johnson  
Recorder

Voting was as follows:  
Those voting "AYE"

Councilmember Acton  
Councilmember Mueller  
Councilmember Northern  
Councilmember Perkins  
Councilmember Palmer

Those voting "NAY"

Constituting all the members thereof, Mayor Pro-tempore Lou Mueller declared the motion carried.

15. Councilmember Wayne Palmer gave a final update on the 4th of July. The theme will be "This is Our Country".

16. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Kim Acton and unanimously carried to adopt the following resolution giving the City Administrator authorization to write-off the following bad debts with the stipulation that the City continue through a collection and all means possible to collect the bad debts.

RESOLUTION NO. 1994-15

A Resolution authorizing the write-off of bad debts of the utility funds and referring them to a collection agency as follows:

<u>ACCOUNT#</u>	<u>AMOUNT</u>	<u>RESPONSIBLE PARTY</u>
50.1430.00.3	2,542.98	Phil Foutz - Sunset Inn
50.1430.01.3	1,242.97	Phil Foutz - Sunset Inn
20.3577.00.4	539.57	Herman Farley
55.1890.00.1	1,735.37	Utah Navajo Industries (Bankruptcy)
50.1400.00.1	147.29	Wendel Black - Blue Jeans
20.3355.00.2	250.42	Adakai LLC - Manuel Morgan

30.4976.00.5	715.26	John McKay - Rental
50.0960.00.2	18,087.29	Phil Foutz - Blanding Mrkt.
40.7221.00.2	119.15	Steve Bracket
30.4006.00.2	91.76	Connie Bradey
20.2815.00.5	160.57	Janet Einerson - Rental
20.2815.00.4	49.90	Janet Einerson - Rental
40.5785.00.2	189.34	Sadie Fewkes
10.0760.00.1	96.90	Jack Holiday Jr.
40.6680.00.1	102.83	Bert Jackson
20.2590.00.3	131.00	James P. Jones
30.5067.00.5	32.53	Cory Wright - Rental
40.8075.00.1	332.77	Sherwin Shumway
30.5485.00.2	219.54	Stubbs Day care - Rental
30.5484.00.2	456.82	Stubbs - Rental
20.3880.00.3	26.48	Eddie Toledo - Rental
30.4990.00.5	202.83	Steven Whatcott - Rental
40.8265.00.4	210.53	Minnie Willie

PASSED, ADOPTED and APPROVED this 22nd day of June, 1994.

\_\_\_\_\_  
James K. Slavens  
Mayor

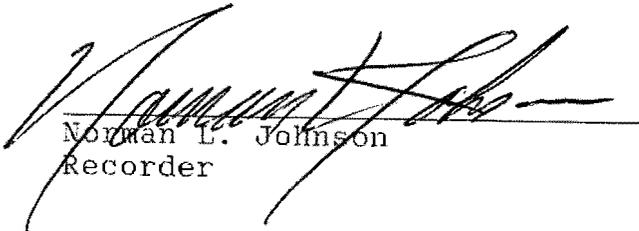
ATTEST:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

17. Motion was made by Councilmember Kim Acton, seconded by Councilmember Mike Northern and unanimously carried to authorize Mayor Pro-tempore Lou Mueller sign the State of Utah Municipal Wastewater Planning Program Self-Assessment Report for Blanding City Corporation in the absence of Mayor Slavens.

18. Mayor Pro-tempore Lou Mueller presented to the Council a letter opposing Rangeland Reform '94. She requested if there are any questions or concerns to please see her about it in the next day or so.

Meeting adjourned at 10:00 P.M.

  
\_\_\_\_\_  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
JULY 13, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present: Mayor: James K. Slavens  
City Councilmembers: Kim Acton  
Lou Mueller  
Michael Northern  
Wayne Palmer  
Stan Perkins  
City Administrator: Norman L. Johnson  
City Treasurer: Laurie Francis  
City Engineer: Philip Palmer  
Absent: City Planner: Bret Hosler

Also present: Mark Huntsman; Heidi Huntsman; Shon Fullmer; Phil Mueller; John Shumway; Michelle Shumway; Susan Lee; Patsy Shumway; Carolyn Hunt; MariAnell Glover; Neil Joslin; Rick Shelby; Alyn C. Mitchell; Jolin Redd; Doug Austin; Lynnette Adams; Ann Hawkins; Dana Nielson; Janet Wilcox; Ned Smith; Kedric Redd; Danny Fleming.

1. Prayer was offered by the City Engineer, Philip Palmer.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Wayne Palmer, seconded by Councilmember Lou Mueller and unanimously carried to accept the minutes of the City Council Meeting held June 22, 1994 with the following additions:  
Page 2, Item #7: Mayor Pro-tempore Lou Mueller declared the Public Hearing closed at "7:55" P.M. and returned to the previous Public Hearing.  
Page 8, Item #17: ...authorize Mayor Pro-tempore Lou Mueller "to" sign the State of Utah Municipal....
4. The City Engineer reported to and/or discussed with the Council the following items:
  - a. The sewer line at the College has been installed by the City crew. They should be complimented as they completed it very quickly and below the original estimate.
  - b. Informed the Council that water is running at 2 sec.ft. in the pipeline from the mountain. There has been some low pressure above the treatment plant. 4th Reservoir and Starvation are down some but there is still quite a bit of water.
  - c. Emergency action plans on the City reservoirs need to be completed as they were due May 1st. It is recommended we hire RB&G to complete the project for both Starvation and the 4th Reservoir.
  - d. Requested direction from the Council concerning the possibility of approaching the PCIB for a portion of the money needed to complete the studies required by the State Division of Dam Safety. Council directed the Administrator to begin preparing an application.
5. The City Administrator reported to and/or discussed with the Council the following items:
  - a. Requested the City have a ground breaking for the Natural Gas Project on Monday, July 18th at 10:00 A.M. over at the Border Station east of Job Service, and requested that Council be present.
  - b. Councilmember Stan Perkins gave a brief update pertaining to the meetings he attended in Salt Lake the previous Thursday. Councilmember Perkins informed the Council that both contractors for the Natural Gas Project are ready to begin construction on the lines. Advised the Council that FmHA has strongly advised that any complaints or concerns citizens have concerning the Natural Gas Project be directed to Sunrise Engineering to be taken care of.  
Mr. Mark Huntsman with Sunrise Engineering also gave an update of the project and what we can expect over the next few weeks as the construction progresses.
  - c. The City Administrator requested direction on the Mayor - Council Retreat. Mayor Slavens expressed a desire to schedule one, but preferred the retreat be for a work session only. Council,

being unable to find a date when all could attend, suggested the item be tabled until next Council Meeting and they would try again.

d. Informed the Council that the City had received a note of thanks from Blue Mountain Training for the City's support of the Special Olympics Program.

e. Informed the Council of a July 26 tour of the Rifle, Colorado Truck Haul with DOE.

Following a discussion, Councilmember Wayne Palmer agreed to attend if possible.

f. Advised the Council that the Bond Resolution is set for the July 27th Council Meeting. The Bond Attorneys will have the preliminary document ready which we have to have for the FmHA loan.

g. Requested the Council look into the Solid Waste Association Training Session scheduled for September 7 - 9 and determine if it is something we should be involved in. It was suggested the item be tabled until a later agenda.

6. At 8:05 the City Council conducted the advertised public hearing for the purpose of the Blanding Arts Enterprise and Conference Center request to PCIB.

Linda Smith took a few minutes to explain the purpose of the building

Several citizens expressed their support of the project. Others felt the Center was a good opportunity to jump at and that it would be a boost to the economy. Many felt it would be a nice place for the Edge of the Seaters to perform.

Janet Wilcox expressed her support of the project as she felt it would be a good place to display the Clarence Roger's Display and be an excellent place to hold lectures. She also felt it would be an avenue for promoting the Blue Mountain Shadows Magazine.

There being no further comment, Mayor Slavens declared the Public Hearing closed at 8:13 P.M.

7. Mrs. Carolyn Hunt expressed concern regarding the low water pressure in her's and several surrounding homes and requested that Council please try to find the problem and correct it.

Following a discussion, the Council informed Mrs. Hunt that they would have to follow City policy procedures, and she would need to hire a licensed plumber and have him check for any problem. If the licensed contractor found the problem to be the City's, then the City would pay for the plumber and correct the problem. The City also agreed to have Mr. Danny Fleming test the water pressure at the City meter at the homes having problems prior to their contacting a licensed plumber.

8. The City Administrator requested direction from the Council concerning water use restriction or policies as he had concern about the dry summer.

Following a discussion, Council decided they were not ready to move on this item.

9. Motion was made by Councilmember Wayne Palmer, seconded by Councilmember Lou Mueller and unanimously carried to accept the Quit Claim deed and termination of the Recreation lease from the San Juan School District as part of the agreement to resolve a sewer problem in the 100 East 300 South area.

10. Energy Fuels has made contact regarding having culinary water service extended to the Mill. With only initial discussion, it appears they will be willing to pay for the line in cooperation with other users along the Highway. The Administrator was granted permission to work with Energy Fuels to further study the options available as Council was in favor of the project.

11. Following a brief discussion, Council requested that Councilmember Stan Perkins and the Administrator draft up a Budget Request Application and Report form for anyone interested in obtaining money from the City.

12. Council discussed the need to advertise the second Natural Gas position as soon as possible in hopes the new employee could be trained by the Contractors and Engineers. Council directed the Administrator proceed with the advertisement.

13. Councilmember Lou Mueller reported to the Council that while in Salt Lake for the Utah Advisory Council meeting, she met with Mr. Bill Howell and invited him to Blanding for a retreat with AOG and to see what is happening in our area. Councilmember Mueller requested the City host a luncheon for him and the AOG Board. Mayor informed Councilmember Mueller that the next AOG meeting would be on the 21st.

Council gave their advice and consent.

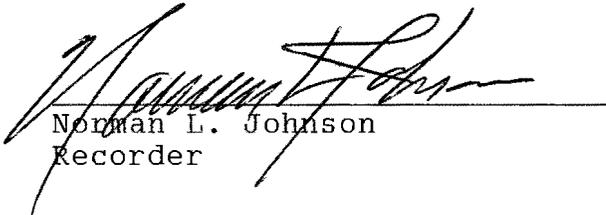
14. Councilmember Mike Northern discussed with the Council the possibility of constructing a new water treatment plant to augment the one we have and the need to obtain more storage for treated water.

Following a discussion, Council requested the Administrator have the staff look into it and start gathering information.

15. Mayor Slavens requested that as many Councilmembers as possible be at the ground breaking for the Natural Gas Project as he would probably be working and not be able to attend. He also requested that Councilmember Lou Mueller attend as Mayor pro-tempore.

16. Mayor Slavens suggested to the Council that letters of thanks and appreciation be sent out to those key people who gave so freely of their time to make the 4th of July so successful. He requested the Administrator get a list of volunteers from Councilmember Palmer and have the letter prepared for his signature.

Meeting adjourned at 9:29 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
JULY 27, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present: Mayor: James K. Slavens  
City Councilmembers: Kim Acton  
Lou Mueller  
Michael Northern  
Wayne Palmer  
Stan Perkins  
City Treasurer: Laurie Francis  
City Planner: Bret Hosler  
Absent: City Administrator: Norman L. Johnson  
City Engineer: Philip Palmer  
Also present: Jeff Black; Phil Mueller; MariAnell Glover; Neil  
Joslin; Shon Fulmer; Rick Shelby.

1. Prayer was offered by the City Planner, Bret Hosler.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Kim Acton, seconded by Councilmember Stan Palmer and unanimously carried to accept the minutes of the City Council Meeting held July 13, 1994 with the following correction:  
Page 3, Item #15: He also requested that Councilmember Lou Mueller "be prepared to go as Mayor Pro-tempore".
4. The City Planner reported to and/or discussed with the Council the following items:
  - a. Reminded the Council of the upcoming Land Use Training Seminar and requested that as many Councilmembers as possible be present.
  - b. Expressed concern over the large amount of development taking place outside the city limits. He informed the Council that the third largest concentration of people in the County, approximately 700-750 people, is just outside the city of Blanding. He feels that the County is making it too easy to build by charging a very low amount for building fees. He also feels that the County is not enforcing building requirements. Mr. Hosler advised the Council that these people building outside the City limits then request paved roads and busing for their children, and the residents of the City are covering most of the cost for these requests. Mr. Hosler pointed out that he had nothing against people building outside the City limits but feels they should pay a more appropriate price.  
Councilmember Michael Northern inquired about the current annexation policy and wondered if we were being aggressive enough. Mr. Hosler informed him that the County has asked the Cities to be more aggressive and annex, but the City does not have the capital funds to install roads, water and sewer. Mayor Slavens also pointed out that if people are building homes that do not meet the codes and standards, the City will inherit those problems if they annex. He suggested to the Council that he approach the County Commissioners and discuss it with them.
5. Motion was made by Councilmember Stan Perkins and seconded by Councilmember Lou Mueller to prepare the necessary application for the Blanding Arts Council to approach the PCIB.  
Voting was as follows:  
Those voting "AYE" Councilmember Acton  
Councilmember Mueller  
Councilmember Palmer  
Councilmember Perkins  
Councilmember Northern  
Those voting "NAY"  
Constituting all the members thereof, Mayor Slavens declared the motion carried.
6. Following a discussion, motion was made by Councilmember Lou Mueller, seconded by councilmember Stan Perkins and unanimously carried to adopt the following resolution.

RESOLUTION NO. 1994-FMHA-1

A Resolution authorizing the issuance of not to exceed \$3,390,000 Natural Gas Revenue Bonds, Series 1994, of Blanding City, San Juan County, State of Utah, providing for payment of said bond; resolving that there be issued, sold and delivered a not to exceed \$3,390,000 Natural Gas Revenue Bond Anticipation Note prior to the execution and delivery of the final bonds (hereinafter referred to as "Definitive Bonds") and adopting certain covenants and representations in association with the foregoing.

(Entire text attached and made a part of the minutes.)

PASSED, ADOPTED and APPROVED this 27th day of July, 1994.

\_\_\_\_\_  
James K. Slavens  
Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

7. Mayor James Slavens expressed concern regarding the application for Natural Gas hook-up and suggested there be some kind of monetary representation on the paper showing future prices that people are going to have to pay if they do not use the natural gas. He informed the Council that as it is, it is like signing a blank check.

Following a discussion, it was decided to leave the application as is and allow Sunrise Engineer Representatives going door to door to give estimates to those requesting them.

8. General Services Director, Jeff Black, reported to the Council that there are some citizens who are concerned about getting curb and gutter in front of their homes. They have been waiting for several years now, and would like to go ahead and do it on their own. However, they are unable to get a full block but would still like to do as much of the block as they can.

Following a discussion, motion was made by Councilmember Lou Mueller and seconded by Councilmember Stan Perkins to allow curb and gutter if the block can come up with 3/4 of a block starting from any radius.

Voting was as follows:

Those voting "AYE"

Councilmember Acton  
Councilmember Mueller  
Councilmember Perkins  
Councilmember Palmer  
Councilmember Northern

Those voting "NAY"

Constituting all the members thereof, Mayor Slavens declared the motion carried.

9. Mayor and Council discussed the possible retreat and decided to schedule a work session before the regularly scheduled Council Meeting on August 10th at 5:30 p.m. instead of have a retreat.

10. Councilmember Wayne Palmer gave an update on the July 26 DOE-SSAB meeting. Informed the Council that they are trying to form their own charter and bylaws but have been informed that they must accept the charter from headquarters. Advised the Council that they have set up a rotating meeting schedule between Monticello and Blanding and that they will be formulating the agenda and taking charge. They will also address issues concerning the County.

11. Councilmember Lou Mueller discussed with the council the

following items:

a. The National Park Service will be in Blanding September 21-23 to conduct Parks Management Assessments. They have requested Mayor Slavens and the Blanding chamber of Commerce to take ten minutes to welcome and greet those participating. The Mayor and Council have been invited to participate, if possible.

b. The Chamber of Commerce will do the Fourth of July Celebration in 1995. Council agreed the fireworks not used this year because of the drought would be used in '95. Council further agreed the entire \$5,000 budget for the Fourth would be given to the Chamber in addition to the fireworks.

c. The Southeastern Utah Association of Governments has accepted our invitation to conduct a retreat in Blanding in October. Councilmember Mueller will work with Mr. Bill Howell in planning the event. Mayor Slavens and the Council will host a luncheon for the group.

d. Council gave their advice and consent for Councilmember Mueller to attend the Utah Rural Summit to be held in Cedar City September 8-10.

e. Council gave their advice and consent to any councilmember wishing to attend the Utah League of Cities and Towns convention September 14-16. Councilmembers Mueller, Northern, and Perkins expressed intentions to attend.

f. Councilmember Mueller will represent Mayor Slavens at a luncheon and public hearing in Moab on July 29th. The Utah Travel Council Master Plan for Grand and San Juan Counties will be the topic of discussion.

12. Councilmember Mike Northern advised the Council of a possible source of major funding if effluent grey water could be used on the Golf Course. Councilmember Northern will investigate and report on his findings.

13. The Department of Energy has invited the Mayor and Council to tour their UMPTRA site in Rifle, Colorado. The July 26-27 tour was cancelled due to a conflict and has been rescheduled for August 25-26. Councilmember Palmer indicated he will go.

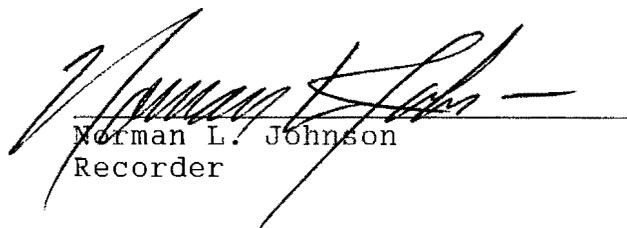
14. Council gave their advice and consent for the City Administrator to attend a Solid waste meeting in Price on August 4th.

15. Mayor Slavens conveyed a request from Blue Mountain Dineh for \$2,500 which was allocated for Indian Days in 1993. Council decided Blue Mountain Dineh should send a representative to make their request.

16. Mayor Slavens inquired of the Council if they were interested in purchasing Elected Official Handbooks.

Following a discussion, it was decided to order one set to be kept in the City Office.

Meeting adjourned at 9:15 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
AUGUST 10, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present: Mayor: James K. Slavens  
City Councilmembers: Kim Acton  
Lou Mueller  
Michael Northern  
Wayne Palmer  
Stan Perkins  
City Administrator: Norman L. Johnson  
City Treasurer: Laurie Francis  
City Engineer: Philip Palmer  
City Planner: Bret Hosler

Also Present: Phil Mueller; Neil Joslin; John Shumway; Rick Shelby.

1. Prayer was offered by the City Treasurer, Laurie Francis.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Lou Mueller, seconded by Councilmember Wayne Palmer and unanimously carried to accept the minutes of the City Council Meeting held July 27, 1994.
4. The City Engineer reported to the Council that it had rained on the mountain today and it looked good and reassuring. He also informed the Council that they have quit taking water from the 4th Reservoir and are currently pulling water from Starvation Reservoir for treatment. The mountain water is draining into the 4th Reservoir. No water has been taken from Camp Jackson or Dry Wash, and no decision has been made to lower them. They will, however, need to be emptied by winter.
5. The City Planner reported to and/or discussed with the Council the following items:
  - a. The Planning and Zoning Commission held a Training Seminar on Saturday, August 6th. Turn out was very low, but the information presented was excellent. Mr. Hosler informed the Council that they received several hand-outs which he had made copies of for the Council. One of the hand-outs was a flow chart for planning and zoning issues that come before the City. A copy of this flow chart will be placed in the front of all ordinance books.
  - b. Discussed with the Council his concerns on development outside the City limits. Informed the Council that in an effort to work with the County Planner better, he obtained a copy of zoning plans from Washington County. In Washington County a permit for building outside city limits will only be issued if it is in a subdivision or the person obtaining the permit has twenty acres of land or more. He did not see a need for San Juan County to be that strict, but felt that they should have some kind of plan. The idea was presented to form a regional planning group including citizens living outside Blanding City limits, some living inside City limits, and some from the White Mesa area, and requested that the County be called to see if this would be permissible.
  - c. Mr. Hosler and Councilmember Wayne Palmer presented to the Council the first item on the Planning and Zoning Commission Meeting to keep the Council updated with the issue.

The Planning and Zoning Commission has invited Mr. Bill Redd to attend their meeting and let the Zoning Commission know of his intentions regarding his building on Main Street. Bret Hosler informed the Council that they are not getting much of a response from the owners. However, the City does have a nuisance ordinance and can go in and clean it up, if necessary, but it will cost the City a considerable amount of money.

Councilmember Palmer explained to the Council that the Planning and Zoning Commission wanted the Council to be aware that they are working on the issue and that it may get a little heated before it is settled.

6. The City Administrator reported to and/or discussed with the Council the following items:

a. Travel

1. Judge Korrin Turley/August 19/Cedar City/Training.

Council gave their advice and consent.

b. Informed the Council that the Solid Waste Meeting on September 7th will be a training course for landfill operators and felt there was no need to attend at this point but felt it was something that he should follow up on for the future.

c. Advised the Council that there had been several complaints from concerned citizens regarding the weeds on Main Street.

Following a discussion, the Council expressed disappointment that the business owners had not cleaned up the weeds in front of their businesses. Council agreed that Rise, Inc. should be contacted as they felt that there had been a miscommunication concerning their contract regarding weeding and it was part of the contract to do the weeding in front of businesses.

d. Requested direction from the Council concerning a request from a local citizen to lease the proposed golf course land for grazing.

Following a discussion, Council directed the City Administrator to determine the current rate and inform him that he will be responsible for maintaining and securing the fences.

Council gave their advice and consent.

e. Informed the Council that the City had received a letter from Southeast Association of Governments informing the City it is time to fill out applications for the 1997-96 CDBG program.

Following a discussion, Council requested the City Administrator check with the County and determine whether they are still anticipating receiving all the CDBG money for the landfill. If not, they requested that he fill out the necessary applications to receive the money.

f. Informed the Council of the Public Power PAC Rally on August 16th, and advised the Council that any Councilmembers planning on attending needed to get the necessary papers to him.

g. Discussed with the Council a letter Mr. Harold Lyman had given him from the Park Service concerning the installation of a telephone line to the Natural Bridges. The Park Service has requested that we write a letter of support to get the telephone line installed.

Following a discussion, Mayor Slavens requested the City Administrator write a letter of support for the Mayor to sign.

h. Gave an update of the natural gas project and handed out copies of the weekly written reports he receives from Sunrise Engineers each Monday for both the pipeline and the LDC.

i. Requested direction from the Council concerning Draft #6 of the San Juan Water Conservancy District, City and Irrigation Company Water Agreement.

Council instructed the City Administrator put it on the next agenda.

j. Advised the Council that the registration for the Utah Cities and Towns Convention needs to be in by the 24th of August.

k. Discussed with the Council the possibility of a new employee policy and procedure pertaining to the purchase of unused vacation time for employees who have the 480 hour maximum limit.

Following a discussion, the Mayor tabled the issue.

l. Informed the Council that the deadline for applications for the September PCIB Meeting is August 19th, and there is a lot of paper processing prior to submission of an application.

7. Following an indepth discussion, motion was made by Councilmember Michael Northern, seconded by Councilmember Lou Mueller and unanimously carried to restructure the current application to PCIB and ask for matching grant money to study the location of the proposed golf course further.

Following additional discussion, motion was made by Councilmember Lou Mueller, seconded by Councilmember Michael Northern and unanimously carried to give the Mayor authorization to

sign any papers necessary for the PCIB application for matching grant money.

8. The City Administrator advised the Council of a citizen request for speed bumps or dips on 500 North between the Albert R. Lyman Middle School and 100 West.

Following a discussion, Council decided a possible solution might be enforcement of the speed limit. Mayor Slavens suggested he talk to the Police concerning the issue.

9. The City Administrator reported to the Council that the County has asked the City to go in 50% on the reconstruction of 400 West around the Knoll area. Mayor Slavens commented that the County had already made the commitment to do the reconstruction and he felt the County should do it. Council agreed to the same.

10. Baker Sanitation Inc. has requested a solid waste collection rate increase of \$1.00/month starting in September.

Following a discussion, Council felt that as there was insufficient justification as to why the rate should be increased, and since the budget for FY95 had already been set the request should be denied.

11. The City Administrator reported that there have been several requests for natural gas outside the City limits.

Following a discussion, Council requested the Administrator meet with Sunrise Engineering and write up a proposal.

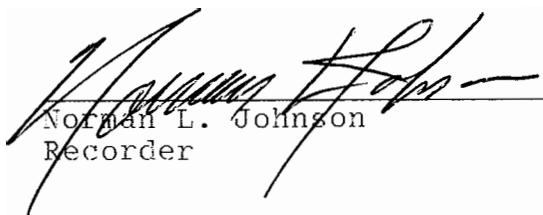
12. The City Administrator requested approval of a letter authorizing the transfer of a mountain line tap onto the culinary water system for Mr. Don Pilling. He will be allowed 10,000 gallons per month on a 3/4 inch tap for use in a single household.

Council gave their advice and consent to the trade and stated value of mountain taps.

13. Councilmember Michael Northern reported that at the last Recreation District Meeting the Recreation Director received a raise. The Administrator was asked if he had received a budget document from the Recreation District yet. He reported that he had received what he would consider to be a revenue expenditure statement, but that he had not given them any money at this point as they had not requested it. Councilmember Lou Mueller requested that a copy of the document received from the Recreation District be put in their mail boxes.

14. A note to the minutes was added indicating that during an earlier work session, the Administrator was directed to invoice the San Juan County Sheriff for animal control outside the City limits.

Meeting adjourned at 8:42 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
AUGUST 24, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present: Mayor Pro-tempore: Lou Mueller  
City Councilmembers: Kim Acton  
Michael Northern  
Wayne Palmer  
Stan Perkins  
City Administrator: Norman L. Johnson  
City Treasurer: Laurie Francis  
City Engineer: Philip Palmer  
City Planner: Bret Hosler  
Absent: Mayor: James K. Slavens

Also present: Joe B. Lyman; Alden Robinson; Kay Bradford; Neil Joslin; Joyce Martin; Rick Shelby; MaryLynn Smith; Dale Slade; Shon Fullmer.

1. Prayer was offered by the City Administrator, Norman L. Johnson.

2. The Pledge of Allegiance was recited.

3. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Wayne Palmer and unanimously carried to accept the minutes of the City Council Meeting held August 10, 1994.

4. The City Engineer reported to the Council that he felt that it was a good decision not to restrict water usage. He also reported that Camp Jackson is full and Dry Wash is up slightly. They are currently using water from Starvation Reservoir to make room to bring the water from Dry Wash down. The water from the mountain pipeline is draining into the 4th Reservoir.

Mr. Palmer also informed the Council that as of yet they do not have a set date for bringing the water from Camp Jackson down.

It was discussed how much of Dry Wash would be lost when it was brought down, he felt approximately 15% would be lost. Mr. Palmer also reported that the recent usage of water at the treatment plant is at its highest ever, 1,000,000 gallons per day. Philip advised that due to the water running at full capacity it could taste bad and to please let him know, if it is noticed, as there are chemicals that can be added.

5. The City Planner reported to and/or discussed the following items:

a. Gave a report and update on the Planning Commission. Informed the Council that the Commission invited the owners of the old Blanding Merc building to their August 11th meeting. The Commission will be making a recommendation to the Council.

b. Mrs. Arlene Lyman, Planning Commission Chairperson has written a letter to the Council requesting that Council support the Commission in their decisions. At the present time they are taking a lot of heat over some of the issues they have addressed and hope the Council will support them.

c. Cedar Mesa Products has requested a zone change on some property behind the residence of Zenos Black for the possibility of expansion. It will be used for storage and then later as a part of their pottery business. The property is currently zoned R2, and based on the findings of the Commission, they feel it would be appropriate to change the property zoning to commercial as this would be in harmony with the general plan of the community and it meets the requirements of commercial zoning. Therefore, they would like to set a public hearing for as soon as possible. Council tabled the issue until later in the meeting when they discussed the Council meeting for September 14th.

d. For the Council's information, Mr. Hosler informed them that he has drafted a letter to send to the State concerning their having put him under investigation for inspecting without a license. He went to Cedar City recently and has taken the electrical exam and has the application for the license but has not

sent it in. He informed the Council that in his letter he reminded State Officials that as he attended the classes he told them that he was concerned about meeting all the requirements by the deadline, and they had assured him that they would work with us on it.

6. The City Administrator reported to and/or discussed with the Council the following items:

a. Travel  
1. Norman Johnson/Joint Highway Meeting/Torrey, Utah/September.

2. Michael Northern/research on golf course/ Santaquin. Council gave their advice and consent.

b. The Community Impact Board Golf request has been submitted but as of yet we do not know if it has been accepted.

c. The ULC&T Convention is September 13-17. Philip Palmer, Bret Hosler and Norman Johnson will be attending as staff.

d. Following a discussion, Council decided that due to the lack of a quorum because of the ULC&T Convention, there will be no formal Council Meeting on September 14th. Rather, there will be two public hearings scheduled for that night with Councilmembers Kim Acton and Wayne Palmer in attendance. Public hearings were set for 7:15 p.m. for the rezoning request by Cedar Mesa Pottery and at 7:30 p.m. for the PCIB study grant request for Starvation Reservoir.

e. The Natural Bridges Management Assessment is September 21-23. They have invited all Council members to attend.

Councilmember Lou Mueller advised the Council that the Chamber of Commerce discussed the possibility of purchasing some small memento for the officials conducting the meeting and wanted to know if the City would like to go in 50/50 with the Chamber.

Following a discussion, the Council felt it was entirely the Chambers responsibility.

f. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Michael Northern and unanimously carried to formally hire Mr. Chad Perkins as the Gas Department employee as of August 22, 1994 at step 12-6.

g. Received a letter from San Juan County Fire Warden thanking the City for their assistance in recent wildland fires.

h. Received a letter from Blue Mountain Dine to Southeastern Utah Local Government Association showing interest in making a proposal to develop a housing project in the southeast part of town. They may come to the City for funding. This project is in addition to the Westwater Project they have discussed in the past.

i. Gave an update on the Natural Gas Project. The pipe is welded coming off of Recapture and the Gas Superintendent, Truitt Purcell, is giving a tour Friday morning, August 26th, if anyone is interested. We have a letter addressed to Utah Gas requesting to tie in with their line in October. At the current time construction is ahead of schedule.

Informed the Council that we have received a copy of a sample natural gas ordinance and should have a rough draft prepared for the Council on September 28th to set a public hearing for adopting a complete natural gas ordinance for the City.

j. There will be a public hearing August 31st at the high school concerning the D.O.E. Truck Haul.

k. Following a discussion, Motion was made by Councilmember Stan Perkins, seconded by Councilmember Wayne Palmer and unanimously carried to adopt the following property tax rate resolution for 1994.

#### RESOLUTION 1994-16

A Resolution of the City Council of the City of Blanding lowering the General Property Tax Rate by 3.5% from .004533 to .004371 for the 1994 Tax Year.

PASSED, ADOPTED and APPROVED this 24th day of August 1994.

Signed: \_\_\_\_\_  
James K. Slavens, Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson, Recorder

1. Had invited Bowring Communication to make a presentation and would like to transfer our long distance service to their company who will provide new calling cards.  
Council gave their advice and consent.

7. Councilmember Lou Mueller, in association with Mr. Dale Slade, discussed the current plans of the Dinosaur Museum Project. Mr. Slade said the deeds to the City Streets had been signed for 600 South, and 200 and 300 West.

A request for support was made to have the City Council declare the Museum as their Centennial Legacy Project; thereby making the Museum eligible for a \$15,000 grant. Councilmember Perkins expressed concern at the City being involved in a private enterprise.

Following further discussion, motion for approval of support was made by Councilmember Lou Mueller and seconded by Councilmember Wayne Palmer.

Voting was as follows:

Those voting "AYE"	Councilmember Mueller
	Councilmember Northern
	Councilmember Palmer
Those voting "NAY"	Councilmember Acton
	Councilmember Perkins

Constituting all the members thereof, Mayor Pro-tempore Mueller declared the motion carried.

8. The City has received a letter from San Juan County stating that they will not be doing any road construction after 1995. They have asked the City to formulate a road priority list and return it to them for the City Fiscal 1995 & 1996 years. Mayor Pro-tempore Lou Mueller requested the City Administrator make such a list and set it for the next agenda.

9. Following a lengthy discussion concerning serving residents outside the City limits, the following motion was made by Councilmember Stan Perkins, seconded by Councilmember Wayne Palmer and unanimously carried to accept the following resolution:

RESOLUTION 1994-17

A Resolution authorizing staff to direct the expansion of the Municipal Natural Gas System and to sell natural gas outside the City limits as follows:

- 1) A Standard written request/agreement from the requesting property owner; and
- 2) the requesting property owner provide a written legal right-of-way/easement from the existing City service main to their meter point; and
- 3) agree to pay a 10% surcharge on basic service fees and natural gas so long as the system is funded by general obligation bonds of the City; and
- 4) provided it is economically feasible as determined by the Natural Gas Superintendent.

PASSED, ADOPTED and APPROVED this 24th day of August, 1994.

\_\_\_\_\_  
James K. Slavens, Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson, Recorder

10. Following a discussion concerning the need to set fees associated with the Natural Gas System and to encourage the citizens to connect to the system, motion was made by Councilmember Stan Perkins and seconded by Councilmember Kim Acton to adopt the following resolution:

RESOLUTION 1994-18

A Resolution establishing the Natural Gas System Service fees and associated conditions within the incorporated City limits.

- 1) Service Connection Fee \$8.00/month for 24 months.  
After 24 months, the charge will drop to \$4.00 meter fee and a \$4.00 minimum gas use fee.
- 2) Vacant Lot Service Fee \$4.00/month.  
At the request for gas service, the owner will pay the actual cost of pipe, meter and regulator from the stub.
- 3) Trailer Parks/no monthly fee.  
The City will charge each customer a \$25.00 connection fee as service is requested from time to time.
- 4) Service Connection Fees after September 30, 1994.  
\$1,000.00 plus the cost of a meter and a regulator.

PASSED, ADOPTED and APPROVED this 24th day of August, 1994.

\_\_\_\_\_  
James K. Slavens, Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson, Recorder

Voting was as follows:  
Those voting "AYE"

- Councilmember Acton
- Councilmember Mueller
- Councilmember Northern
- Councilmember Perkins
- Councilmember Palmer

Those voting "NAY"

Constituting all the members thereof, Mayor Pro-tempore Mueller declared the motion carried.

11. The following resolution was introduced in writing, fully discussed and pursuant to motion made by Councilmember Stan Perkins and seconded by Councilmember Wayne Palmer, was adopted by the following vote:

Those voting "YEA"

Councilmember Acton  
Councilmember Mueller  
Councilmember Northern  
Councilmember Palmer  
Councilmember Perkins

Those voting "NAY"

None

Upon the completion of the meeting, the resolution was signed by the Mayor, attested by the City Recorder and recorded in the official records of the Issuer, and is as follows:

RESOLUTION NO. 1994-FMHA-2

A Resolution of the City Council of Blanding City, San Juan County, Utah (the "Issuer") authorizing the issuance by the Issuer of its Utility System Revenue Bond Anticipation Notes, Series 1994 (the "Notes") in anticipation of the issuance by the Issuer of Utility System Revenue Bonds; prescribing the form of Notes; providing for the manner of execution and delivery of the Notes; approving the form and authorizing the execution of a Note Placement Contract; providing how the proceeds of the Notes will be used and how payment of the Notes will be made; authorizing the publication of a Notice of Bonds to be issued; authorizing the taking of all other actions necessary to the consummation of the transactions contemplated by this resolution; and related matters.

The entire text is to be attached and made a part of the minutes.

12. The Tri-Agency Water Agreement draft #6 was tabled until the September 28th Council Meeting.

13. Councilmember Stan Perkins requested an update on the advertisement for bid of the meter reading. The City Administrator informed him that he had not had time to draft one up, but will handle it this week.

14. Councilmember Lou Mueller informed the Council that the Armory has set a tentative date for an open house/ribbon cutting ceremony on October 15th, but date is subject to change.

15. The Council, acting in their capacity as the Municipal Power Board, discussed the high cost of providing new electric service lines outside the City limits to individual residences and the rate of return from the sell of electric power. It was a consensus that the City could not subsidize those who choose to build outside the City boundary.

After continued discussion, motion was made by Councilmember Kim Acton and seconded by Councilmember Stan Perkins to adopt the following resolution:

RESOLUTION 1994-19

A Resolution of the Blanding City Council acting as the Municipal Power Board, setting the electric service connection fees outside the incorporated City limits effective August 25, 1994 and related responsibilities.

1) The customer will pay an Electric Utility Connection Fee of \$500; and

2) The customer will pay invoiced cost for Utah Power to construct power lines and make the connection to the customer provided service meter;and

3) The City will provide the necessary transformers to Utah Power;and

4) The City will assume ownership and responsibility for electric

August 24, 1994 Cont'd.

6

lines to the customer service meter.

PASSED, ADOPTED and APPROVED this 24th day of August, 1994.

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James K. Slavens, Mayor

ATTEST:

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Norman L. Johnson, Recorder

Voting was as follows:

Those voting "AYE"

Councilmember Acton  
Councilmember Mueller  
Councilmember Perkins

Those voting "NAY"

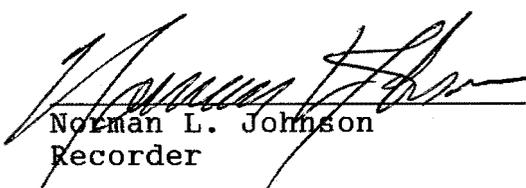
None

Those Abstaining

Councilmember Northern  
Councilmember Palmer

Constituting all the members thereof, Mayor Pro-tempore Mueller declared the motion carried.

Meeting Adjourned at 9:56 P.M.



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Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
SEPTEMBER 14, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present: Mayor: James K. Slavens  
City Councilmembers: Wayne Palmer  
City Treasurer: Laurie Francis  
Absent: City Councilmembers: Kim Acton  
Lou Mueller  
Michael Northern  
Stan Perkins  
City Administrator: Norman L. Johnson  
City Engineer: Philip Palmer  
City Planner: Bret Hosler

Also present: Joe B. Lyman; Neil Joslin; John Shumway; Michelle Shumway; Joyce Martin.

1. Prayer was offered by Mayor James K. Slavens.
2. The Pledge of Allegiance was recited.
3. At 7:15 P.M. the advertised Public Hearing was conducted relative to the proposed rezoning of .51 acres from R-2 (Residential Single and Multiple Family Housing Zone) to C (Commercial Zone) of the following described property:

Lot 4, Block 45, Blanding Townsite Survey, W 1/2 Lot 4 (total .51 acres +/-)

Commonly known as the vacant lot between Zenos L. Black's and Roy Keith's homes on 400 South between Main Street and 100 East Street.

Mr. Joe B. Lyman informed those present that he had visited with the surrounding property owners and none were opposed to the proposed rezoning.

There being no further comments, Mayor Slavens closed the Public Hearing at 7:18 p.m.

4. At 7:30 p.m. the advertised Public Hearing was conducted for the purpose of receiving public input on the Starvation Reservoir Emergency Action Plan request for funding from the PCIB.

There being no comments from the public, Mayor Slavens closed the Public Hearing at 7:32 p.m.

Meeting Adjourned at 7:42 P.M.

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Laurie Francis  
Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
SEPTEMBER 28, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present:

Mayor:	James K. Slavens
City Councilmembers:	Kim Acton
	Lou Mueller
	Michael Northern
	Wayne Palmer
	Stan Perkins
City Administrator:	Norman L. Johnson
City Treasurer:	Laurie Francis
City Engineer:	Philip Palmer
City Planner:	Bret Hosler

Also present: Gerald Perkins; Rick Shelby; John Shumway; Michelle Shumway; Wendi Simons; Joyce Martin; Neil Joslin; Phil Mueller; Rayburn Jack; Mary Grisham; Dr. Irvin Jones; Howard Randall; Melanie Holliday; Craig Stanley; LaRay Alexander; Gloria Begay; Alberta Grisham; Maretta Hatathley; Marie Scott; Randy Lee; Norman Lyman; Margie Lyman; Lynn Laws.

1. Prayer was offered by Councilmember Wayne Palmer.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Lou Mueller and unanimously carried to accept the minutes of the City Council Meeting held August 24, 1994 with the following correction:  
Page 2, Item 6E to read as follows: Following a discussion, "Council declined".
4. Motion was made by Councilmember Palmer, seconded by Councilmember Acton and unanimously carried to accept the minutes of the City Council Meeting held September 14, 1994.
5. The City Engineer, Philip Palmer, reported that we are now draining Camp Jackson, but that no decision has been made as when to drain Dry Wash. He stated that most of his time had been spent marking other utilities for the gas line.
6. The City Planner, Bret Hosler, reported to and/or discussed with the Council the following items:
  - a. Reported that the Planning and Zoning Commission has studied the Blanding Market Building, have met twice with the owners and discussed options. After considering the options, they made the following recommendations to the Council:

September 6, 1994

James K. Slavens, Mayor  
50 West 100 South  
Blanding, Utah 84511

Dear Mayor & Council,

Back in March of this year, a letter was addressed to you expressing concerns over enforcement and support for all City employees whose job it is to enforce laws and ordinances. The Council at that time agreed to support this concept with general support. They also asked the Planning Commission to first meet with citizens in violation of Planning and Zoning ordinances and encourage them to work out a solution. The Planning Commission has followed this request, although it has not always been pleasant.

We make the following report and recommendation on the Blanding Market building. Bill Redd, the principal owner of the building was invited to Planning Commission meeting in June 1994 to

explain any plans he may have for the building. At the meeting, he explained he did not have any plans except to sell the property as is. The Planning Commission asked him to come to a usable state or tear it down. Because of work related obligations, Mr. Redd was out of town in August and sent his partner, Eugene Shumway to represent him.

Eugene Shumway made it clear at this time they have no intentions of doing anything with the building except sell it unless the City took legal action to require them to either fix it or tear it down.

Based on the following information and facts, the Planning Commission recommends to the City Council to start the process to have the Blanding Market building either restored to a sound structure or torn down because in its present state, it is dangerous and a possible health hazard as well as an attractive nuisance and blight on our town:

1. Approximately two (2) years have passed since roof caved in.
2. Insurance settlement has occurred.
3. Several attempts have been made to purchase the property.
4. No attempt has been made to repair or remove the building.
5. Owner's current response is to do nothing with the building or property.
6. Current minimum asking price will narrow or eliminate much if not all of the market for this property.
7. Little or no effort to follow up on leads provided by City for potential business opportunities.

At this point, the City Council has two options:

#1 The Planning Commission requested the City Attorney research possible avenues to take care of the Blanding Market building. The most logical and economical approach is to declare the building a nuisance and give the owners a period of time such as 90 to 180 days to resolve the nuisance by fixing or tearing down the building, if no action has taken place in the prescribed time period. Then the City contracts to have the building torn down and cleaned up and then places that cost as a lean against the property with the County Recorder. The Planning Commission recommends this course of action to the City Council.

#2 Leave it alone.

Respectfully,

\_\_\_\_\_  
Arlene Lyman, Chairperson  
Planning Commission

\_\_\_\_\_  
Leonard Hurst  
Planning Commission

\_\_\_\_\_  
Wayne Palmer  
Planning Commission

\_\_\_\_\_  
Cecelia Tibbitts  
Planning Commission

\_\_\_\_\_  
Merlin Grover  
Planning Commission

Following a discussion, the Council recommended that the Mayor be given three months to work with the owners of Blanding Market and then the Council would discuss it again the first Council Meeting in January of 1995.

The Council then commented on the amount of work the Planning and Zoning Commission has accomplished and asked Bret to let them know that they do appreciate the work they do and understand the 'flack' they take. They also expressed the hope that it would be relayed to the Planning and Zoning Commission that the Council is not bypassing their recommendation, merely tabling it until Mayor has had a chance to personally work on it.

b. Informed the Council that an Open House for all plumbing contractors in Blanding and Monticello has been set up for September 29, 1994 at 7:00 p.m. They will be giving the contractors guidelines and standards for installation of gas pipes and appliances.

c. Reported to the Council that Mr. Scott Hurst is in the process of getting a building permit for the Dinosaur Museum. At this point Mr. Hurst is not sure whether the roof will be on the Museum by fall or not. Bret informed the Council that Mr. Hurst has put in a lot of time and labor and has requested some help with the building permit and would like to have the building permit fee waived. Council suggested that Bret inform Mr. Hurst or the owners that they will need to come to the Council personally and discuss it with them.

Councilmember Wayne Palmer informed the Council that the Planning and Zoning Commission are working on forming a committee to work on an animal ordinance and have obtained ordinances from several other cities. They are presently considering names to be presented to the Council for approval.

7. The City Administrator reported to and/or discussed with the Council the following items:

a. Travel

1. Norman/October 12-16/Natural Gas Users Convention.

Council gave their advice and consent.

b. Reviewed with the Council Policy and Procedure G-1 concerning travel, and requested feedback from the Council as to whether changes needed to be made.

Following a discussion, Mayor requested the Administrator to review it. The Administrator requested he be able to work with Councilmember Stan Perkins to consider any change that needed to be made.

c. Informed the Council that the National Guard Armory dedication will be December 10, 1994 at 1:00 p.m.

d. Advised the Council that Public Power Week and National Energy Awareness month are approaching. Suggested that any Councilmember that might have an opportunity to be involved in energy with schools, etc. let him know as he has considerable information available.

e. Informed the Council that the City has received the findings of the ULGIT safety inspection and each of the Councilmembers has received a letter of these findings.

f. Reported to the Council that he is concerned about the conditions of the Blanding Airport. There is a lack of ground care and maintenance in front of the ramp area. Suggested having an Airport Committee meeting.

Following a discussion, Mayor requested Councilmember Kim Acton contact the Airport Committee and set up a meeting.

g. Advised the Council that as we have had two GIS Demonstrations that it was time to put out a RFP.

Council gave their advice and consent as it was in the FY95 budget.

h. Informed the Council that the three grant requests that we have made with the Public Community Impact Board are all on the agenda, and there should be someone there to speak in behalf of each one.

Following a discussion, it was agreed that Philip Palmer would be there to represent the Dam Safety Standards and Operating and

Emergency Action Plan, Councilmember Mike Northern will represent the Golf Course Siting Study, and Councilmember Stan Perkins will represent the Arts Civic Center Complex.

i. Advised the Council that the City has received a letter from Social Services stating that they have received a \$50,000 grant to study the feasibility of purchasing the Cliff Palace Motel to utilize as a home for the chronic mentally ill. The Council will be hearing more on this in the future.

8. At 8:00 P.M. the advertised Public Hearing was conducted to consider potential projects for which funding may be applied under the CDBG Small Cities Program for FY 94-95. Suggestions for potential projects will be solicited, both verbally and in writing, from all interested parties.

Dr. Jones with Blue Mountain Dine presented to the Council a proposal to request money from the CDBG for funding housing for low and moderate income families, and requested the Council support them in this proposal.

Mayor Slavens inquired as to the possibility of this conflicting in any way with the City's agreement with the County to allow the County to apply for money.

Dr. Jones informed the mayor that Blue Mountain Dine is only seeking funding for housing.

The City Administrator added that the County is only applying for the Community funding side and not the housing side.

The Administrator advised the Council that if Blue Mountain Dine did all the work necessary to apply for the grant, he did not see any reason why the Council could not support them in this proposal.

Dr. Jones informed the Council that state officials have told him that very little work is needed by the City, mainly just signing documents.

Councilmember Lou Mueller asked Dr. Jones if Blue Mountain Dine received all the money requested, what will the City see happen with this money?

Dr. Jones informed Councilmember Mueller that there will be several types of housing available. He also stated that they will be taking their existing policy on housing and updating it so it will be in compliance with regulations. He advised the Council that this will not be a program just for Native Americans but for anyone who have a low to moderate income.

There being no further comments, Mayor Slavens closed the Public Hearing at 8:20 P.M.

7. City Administrator (cont'd.) Discussion led by Councilmember Perkins.

j. Councilmember Perkins advised the Council that the 13 mile feasibility study was completed and the Administrator had provided each of them with a copy. They were encouraged to read it as there was good information on the entire gas project.

k. Councilmember Perkins informed the Council that several citizens have approached him requesting that the trailer houses they own be treated as a trailer park to be able to receive the \$25.00 move-in fee versus the \$8.00 monthly fee.

Following a discussion, Council agreed to leave the current policy set as is.

l. Councilmember Perkins advised the Council that requests had been made by non-property owners to purchase future hook-up rights and requested the Councils direction.

Following a discussion, the Council did not feel it would be appropriate to sell future hook-ups.

9. The City Administrator presented to the Council a draft copy of a natural gas utility system ordinance and requested the Council review it and make any suggestions. He requested the Council set a date for a public hearing. Council set the public hearing for October 26, 1994 at 8:00 p.m.

10. Mr. Rayburn Jack presented to the Council, for their

information, the 1% sales tax increase to be placed on the ballot for voting this November. He informed the Council that tourism creates the problem of needing emergency health care needs and by voting for the 1% sales tax increase it would shift the responsibility of health care costs to the users of the facility - mainly the tourists. Mr. Jack stated that health care costs will increase and at some point, the revenue from tax will not cover the needs, therefore, the Health District feels a 1% sales tax increase will help our emergency health care facilities.

11. Mr. Randy Lee requested the Council give their consent to allow him to hook-up on city untreated water from the Johnson Creek pipeline. He informed the Council that he would be instilling a purifying system that is used in national campgrounds which is 99.9% effective in taking care of bacteria. He also advised the Council that he would be willing to pay for all water used and all hook-up fees and metering. He would also be willing to sign a waiver releasing the City of any liability. Councilmember Perkins reminded the Council that the City Attorney has told the Council that they cannot sign away their liability.

Following a discussion, Council informed Mr. Lee that they would be unable to grant him the hook-up because of the liability. They advised Mr. Lee to check with one of the current owners of taps on the line and see if they would be willing to sell him their tap.

12. Mrs. Wendi Simons requested the Council place a school crossing guard at 100 West Center street because of the numerous amount of children crossing there. She presented to the Council a report on a survey she had sent home with the elementary school children, and expressed to them the great need for a crossing guard there.

Following a discussion, Mayor Slavens requested the Administrator check into it and bring the results back in a month.

13. Mr. Craig Stanley expressed to the Council his concern at having a division of Navtech move into the building next to his home. He informed the Council that it was a quiet neighborhood that is zoned residential and not commercial. He also stated that there is not enough parking for a business to occupy that building, and was concerned about the increase it would make in traffic. Mr. Bret Hosler informed the Council that this particular building was included in the 'Grandfather Clause' and therefore was still zoned commercial as it was there before the ordinance. Councilmember Northern suggested they approach Navtech and have Navtech discuss with the School District the possibility of letting their employees park in the School District parking lot.

Following a discussion, Mr. Stanley informed the Council that they will pursue the issue and if something cannot be worked out they will return and seek further help from the Council.

14. Mayor Slavens requested advice from the Council concerning the letter to the DOE which had been drafted last week and what items or concerns should be addressed if the Mill Tailings Truck Haul comes through Blanding. The Council decided to table the matter until the DOE makes a decision on the direction of the entire Monticello project.

15. The Administrator informed the Council that three proposals were received for the residential utility meter reading, and Mr. Lynn Laws submitted the most cost effective one. The Administrator recommended to the Council that they accept Mr. Laws' proposal.

Motion was made by Councilmember Stan Perkins, seconded by Councilmember Lou Mueller and unanimously carried to accept the proposal submitted by Mr. Laws for the residential utility meter reading.

16. A draft street program and priorities for FY95 & 96 was presented for Council review and comment by the City Administrator.

September 28, 1994 Cont'd.

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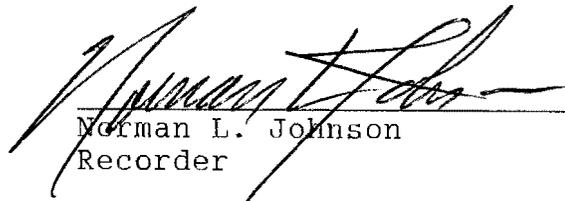
He asked for input and for each Councilmember to give comment to the proposal. Mayor Slavens requested a meeting with Monticello City and the County as soon as possible to discuss the Road Policy of San Juan County. The draft list will be finalized at the October 26 meeting.

17. Council scheduled an executive session for next council meeting to discuss the Justice Judges compensation.

18. Councilmember Palmer reported on the two Public Hearings held September 14, 1994 concerning the rezoning of .51 acres for Cedar Mesa from R-2 to Commercial and the Starvation Reservoir Emergency Action Plan request for funding from the PCIB.

Motion was made by Councilmember Lou Mueller, seconded by Councilmember Wayne Palmer and unanimously carried to change the zoning on the .51 acres between the Zenos Black lot and the Roy Keith lot from R-2 to Commercial.

Meeting Adjourned at 9:56 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
OCTOBER 12, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present: Mayor: James K. Slavens  
City Councilmembers: Kim Acton  
Lou Mueller  
Michael Northern  
Wayne Palmer  
Stan Perkins  
City Engineer: Philip Palmer  
City Planner: Bret Palmer  
City Clerk: Rona Flannery  
Absent: City Administrator: Norman L. Johnson  
City Treasurer: Laurie Francis

Also Present: Harold Lyman; Neil Joslin; Pam Hill; Rick Van Horne; Bill Deal; Diane Schmitt; Mike Lyman; Donald Sparling; Lynda Sparling; Joyce Martin; Phil Mueller; Dana Barnett.

1. Prayer was offered by Mayor James Slavens.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Lou Mueller and seconded by Councilmember Stan Perkins to accept the minutes of the City Council Meeting held September 28, 1994 with the following amendment:  
Page 4, Item 7H to read as follows: Following a discussion, it was agreed that "Councilmember Mike Northern, Councilmember Stan Perkins, and City Engineer Philip Palmer would be there to represent the Golf Course Siting Study, the Arts Civic Center Complex, and the Dam Safety Standards and Operating and Emergency Action Plan,"
4. The City Engineer, Philip Palmer, reported to and/or discussed with the Council the following items:
  - a. Reported to the Council that the Dam Safety Standards and Operating and Emergency Action Plan and the Golf Course Siting Study would be on the prioritized list for the CIB funding in December, 1994. He also suggested the Council follow up on the Arts Civic Center Complex and possibly present it again in November.
  - b. Starvation Reservoir is at the low for the year. While it is down, we will study it to see how the leak protection that was placed last year is holding.
  - c. Informed the Council that the Natural Gas System is going in smoothly and there have been no real complaints.
5. The City Planner, Bret Hosler, reported to and/or discussed with the Council the following items:
  - a. Informed the Council that the half of the Phil Foutz double wide trailer has been removed as of today, and the rest of the trailer will be removed on Monday.
  - b. The Sego Development Company has received a claim from their insurance company for the house that burned on 100 South and 400 West. The house will be rebuilt.
  - c. Reported that Mr. Sumner Patterson is in the process of building a Trading Post North of Parley Redds. He will be selling a variety of items including health food and videos.  
Informed the Council that at the present time there are five or six homes under construction.
6. Mr. Harold Lyman informed the Council that there will be a San Juan School District/Business Education Partnership Meeting on October 20, 1994 at 7:00 p.m. at ~~the~~ Tymer Restaurant. The meeting will be hosted by UP&L and Energy Fuels and Mr. Lyman invited the Council to attend.
7. Mrs. Diane Schmitt presented to the Council a petition requesting natural gas be delivered to Pinion Ridge Road and Blue

Mountain Road. The Council informed Mrs. Schmitt that Mr. Truitt Purcell, Gas Superintendent, would be responsible for making that decision. Council agreed that it would probably be a good idea to take the natural gas up there as the line was almost there and so many people had signed up for it.

8. The request made by Dr. Irvin Jones in the September 28, 1994 Council Meeting for support from the Council to seek a CDBG Grant for a Housing Application was discussed. Council agreed that as long as there was no work on the City's part that they could support this request.

9. Councilmember Perkins reported to the Council that the Natural Gas Project is going well. He informed the Council that the main lines are trenched. The patching crew is a little slower due to the weather. As the main line is completed, the gas crew will start working with the patching crew. They have been testing as they go along and have found only one leak. The whole system will be tested as soon as it is complete. We have approximately 85% of all residents signed up.

10. Councilmember Palmer reported on the D.O.E. unofficial decision to place the Monticello Mill Tailings on site and not haul them to Energy Fuels. As of now, there is no final decision, and requests have been made to have Secretary Grumbly have a third party facilitator look at the facts and render an opinion within thirty days.

Pam Hill and Rick Van Horne commented on the D.O.E. and the way information has been handled.

Motion was made by Councilmember Wayne Palmer and seconded by Councilmember Lou Mueller to have a letter drafted and sent registered mail to the D.O.E. expressing support for a third party facilitator.

Voting was as follows:

Those voting "AYE"

Councilmember Acton  
Councilmember Mueller

Councilmember Palmer  
Councilmember Northern  
Councilmember Perkins

Those voting "NAY"

Constituting all the members thereof, Mayor Slavens declared the motion carried.

Councilmember Palmer was assigned to follow up on this matter.

11. Mr. Dana Barnett presented to the Council reasons for the requested 1% Sales Tax Vote and encouraged the Council's support.

12. Motion was made by Councilmember Lou Mueller and seconded by Councilmember Stan Perkins to retire to Executive Session.

Voting was as follows:

Those voting "AYE"

Councilmember Acton  
Councilmember Mueller  
Councilmember Northern  
Councilmember Perkins

Those voting "NAY"

Constituting all the members thereof, Mayor Slavens declared the motion carried.

Council retired to Executive Session at 8:03 p.m.

Council returned from Executive Session at 8:15 p.m.

13. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Wayne Palmer and unanimously carried to raise Judge Korrin Turley to 1/3 of step 24-14. The Judge will work up to nineteen hours per week depending on his work load.

14. Councilmember Palmer suggested the City support the truck haul based on conditions being met. Councilmember Mueller reported that

October 12, 1994 Cont'd.

3

she felt D.O.E. had based their decision partly on the Native American opposition.

Following a discussion, Mayor Slavens requested Councilmember Palmer stay on top of this matter.

15. Councilmember Mueller informed the Council that she had received a call from Commissioner Bill Redd informing her that the County would still be able to request money for cancer screening. Councilmember Mueller requested permission to attend all meetings necessary.

Council gave their advice and consent.

Councilmember Mueller also asked to be excused from the Interagency Meetings due to a new busier schedule. Mayor Slavens requested Councilmember Acton to attend the next meeting to be held on October 26. Councilmember Acton informed the Mayor that he could do so as long as it did not conflict with his schedule.

16. Council discussed the possibility of changing the Christmas lighting Ceremony to the first of December to coincide with EOTS.

Following a discussion, Council agreed to leave the Lighting Ceremony for the day after Thanksgiving to keep with tradition and leave the program for the first of December.

Meeting adjourned at 8:45 p.m.

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Rona C. Flannery  
Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
OCTOBER 26, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present: Mayor: James K. Slavens  
City Councilmembers: Lou Mueller  
Michael Northern  
Wayne Palmer  
Stan Perkins  
City Administrator: Norman L. Johnson  
City Treasurer: Laurie Francis  
City Engineer: Philip Palmer  
City Planner: Bret Hosler  
Absent: City Councilmember: Kim Acton

Also Present: Kay Johnson; Kay Walker; Jennifer Walker; Neil Joslin; Rick Shelby; Lucky Morris; Johnny Shumway; Phil Mueller; Chief of Police Mike Halliday.

1. Prayer was offered by Councilmember Stan Perkins.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Stan Perkins and seconded by Councilmember Mike Northern to accept the minutes of the City Council Meeting held October 12, 1994.  
Voting was as follows:  
Those voting "AYE" Councilmember Northern  
Councilmember Perkins  
Those voting "NAY" Councilmember Palmer  
Those not present for the vote: Councilmember Mueller  
Constituting all the members thereof, Mayor Slavens declared the motion carried.
4. The City Planner, Bret Hosler, reported to and/or discussed with the Council the following items:
  - a. Informed the Council that the Planning Commission is putting together a list of names for the committee to work on the animal ordinance. They hope to have the names for the sub-committee that will work on the dog issue and be ready to present them to the Council by the first meeting in December. The sub-committee will approach the dog issue first, and when they have something worked up they will present it to the Planning Commission after which it will be sent to the Council for review.
  - b. Requested the Council set a Public Hearing for December 14, 1994 for the street abandonment on 600 West from 100 South to 150 South.  
Council gave their advice and consent.
  - c. Informed the Council that Glen and Patsy Shumway are leaving the community for a short time and requested the Council present Mrs. Shumway with a plaque of appreciation for her years spent on the Board of Adjustments.  
Council gave their advice and consent.  
Advised the Council that they would need to appoint another person to take Mrs. Shumway's place on the Board of Adjustments. Mayor requested that they be given a suggested list of names and time to review the list.
  - d. Reported to the Council that the Cable Franchise is soon up for renewal, and suggested we open a dialogue and write down some improvements we would like to see on the cable franchise.  
Council gave their advice and consent.
5. The City Administrator, Norman Johnson, reported to and/or discussed with the Council the following items:
  - a. Travel
    1. Norman Johnson, Councilmember Stan Perkins/meeting with FmHA/ Salt Lake City/ October 31 - November 1.
    2. Philip Palmer/ two different conferences need to attend in Salt Lake City/ November 3 and November 15.  
Council gave their advice and consent.
  - b. Requested direction on the Tri-Agency Water Agreement.

October 26, 1994 Cont'd.

2

Councilmember Palmer suggested the Council leave it to Councilmember Acton's discretion and when the Water Committee is ready, make a recommendation to the Council and then let the Council act on it.

c. Informed the Council that the Christmas lights need to be put up starting next week. The Administrator suggested they let R.I.S.E. do it again this year.

Council gave their advice and consent.

d. Advised the Council that the Police Department have requested a work session with the Council. Council set the work session for November 9 at 5:30 p.m.

e. Informed the Council that he had contact with Rick Bailey of San Juan County, and Rick will set up a meeting with the County Commission, Blanding and Monticello. Councilmember Mueller requested notices be placed in their boxes regarding day, time and place as soon as possible.

f. Reminded the Council of the Public Hearing to be held at the next Council meeting on November 9th concerning the creating of the rules and regulations for the Natural Gas System. The City Administrator also informed the Council that he has received comments back only from the City Attorney and Truitt Purcell, Natural Gas Supervisor. He requested the Council please review the ordinance and return any comments or suggestions they may have to him as soon as possible.

g. Requested possible interest or direction from the Council regarding the purchase of a road grader as he has received several comments from the staff and community regarding the need to get heavy equipment for road work. Council suggested they wait and see what the County is going to do.

h. Informed the Council that he had received a letter from the Salt Lake City Sheriff's Office thanking the Blanding City Police Department and especially Officer Jim Brandt for their assistance on a case they had.

i. Re-advised the Council of the October 17 memo regarding the Civic Center Complex request for a grant. It has been sent to the PCIB requesting that we would like to attend the meeting in January.

j. Informed the Council that UDOT will hold a public meeting on November 16th, and the Council hall has been cleared for them.

k. Advised the Council that the City Auditor is ready to present the fiscal year 94 audit on November 9th and inquired of the Council whether they wanted to meet early to discuss it or have it just presented during Council Meeting. Council suggested they discuss it right after the work session with the Police Department at around 6:15 p.m.

l. Informed the Council that our insurance premiums will remain the same next year and there may even be a rebate.

m. Requested direction concerning the second Council Meeting in November which is the day before Thanksgiving.

Motion was made by Councilmember Palmer, seconded by Councilmember Mueller and unanimously carried to cancel the second Council meeting in November.

6. Councilmember Stan Perkins gave an update on the Natural Gas System and stated that installation is progressing very well. We now have 869 buildings and lots signed up for gas service lines on the system.

Following a discussion, the Council set November 21 at 3:00 p.m. for the official Ribbon Cutting Ceremony for the Natural Gas System. The Administrator was assigned to compile a list and send out invitations.

Following further discussion concerning the Natural Gas Project completion and start up of operations, motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried authorizing the Mayor to sign change orders on the project as follows along with any other directions which may come up as the project comes to completion.

1. Amendment #1 - for engineering services - project costs \$84,000 start-up assistance personnel \$75,000.

2. Materials Contracts three (3) change orders.

7. Mr. Kay Johnson gave an update and report on the Electric Power and his assignment as our UAMPS representative. He presented the City with a photograph of the San Juan Power Plant. Mr. Johnson suggested the Council needed to become more familiar with the workings of the Power System and that they should meet every other month as a Power Board prior to the second Council Meeting starting with January of 1995 at 6:00 p.m.

Council agreed to this schedule.

8. Following a very brief discussion, Council agreed to address the sell of power lines, owned by the City of Blanding which are outside City limits, to Utah Power during the Power Board work session.

9. Chief of Police Mike Halliday addressed the Council concerning Crossing Guards in school zones. Chief Halliday informed the Council that he has just finished doing some research on setting up regulated school zones, and it requires that each School District set up a school safety board, and they are to analyze school traffic patterns and decide if crossing guards are necessary. Chief Halliday also discussed other alternatives to setting up another crossing guard which included the continuation of school safety programs. He informed the Council that if they implemented another crossing guard there were about fourteen other places that were just as critical as Center Street.

Following a discussion, Council agreed to have the City Administrator write a letter to Dr. Pellegrini at the Elementary School suggesting he approach the School Board about setting up the School Safety Board. Mayor Slavens requested that the letter suggest Councilmember Palmer be involved. Councilmember Northern also requested to be involved. Councilmember Mueller expressed appreciation to Chief Halliday for the work and time he has taken to research this matter.

10. Mr. Lucky Morris, District Manager for Utah Power and Light informed the Council that if there was any information they needed concerning the out of city limit power lines, he would be happy to supply it. The City Administrator advised the Council that maps have been prepared and capital inventories taken of the subject area and are available for review.

11. Following a discussion, motion was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried authorizing Mayor Slavens to sign the resolution prepared by Attorney General Jan Graham declaring the week of October 24 - 31 as Domestic Violence Prevention and Education Week.

12. Following a discussion, Council agreed that prior to the meeting with the County, the 1995-6 Streets and Roads Project list be prioritized. Councilmember Mueller requested that 500 South be placed on the list.

13. Following a discussion concerning the travel reimbursement policy and procedure, motion was made by Councilmember Perkins, seconded by Councilmember Northern and unanimously carried to amend and adopt Personnel Policies and Procedures Policy Number G-1.

CITY OF BLANDING

PERSONNEL POLICIES AND PROCEDURES

Policy Number G-1  
Adopted January 8, 1992

TITLE: Travel Allowances and Reimbursements

POLICY: Reimbursable Expenses

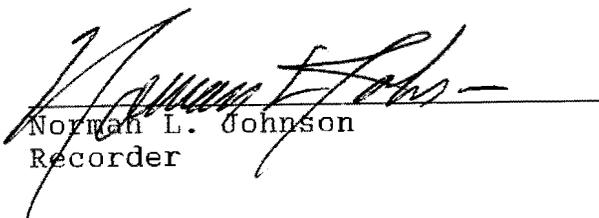
- A. Meals will be reimbursed at the rate of \$29.00 per day based on the following:
  - 1. Breakfast \$ 7.00
  - 2. Lunch 9.00
  - 3. Dinner 13.00

Any request other than the standard per diem allowance must be accompanied by a receipt and explanation.

- B. Private Vehicle Use will be reimbursed at the rate of \$.25 per mile.
- C. Lodging - Employees will be reimbursed at their cost, for which a receipt must be attached to the expense report. Lodging will be reimbursed at \$40.00 when staying without a receipt.

14. Councilmember Palmer gave a brief update on the DOE Mill Tailings Project. He informed the Council that as of that day no decision had been made concerning the removal of the mill tailings from Monticello. There will be a third party facilitator involved in helping SSAB to make a decision, and they have been tentatively requested to have a recommendation in to DOE by the 22nd of December. There will be an open public meeting here in Blanding with the facilitator on the 1st of November, and it would be very beneficial if the public attend.

Meeting adjourned at 8:27 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
NOVEMBER 9, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present: Mayor: James K. Slavens  
City Councilmembers: Kim Acton  
Lou Mueller  
Michael Northern  
Wayne Palmer  
Stan Perkins  
City Administrator: Norman L. Johnson  
City Treasurer: Laurie Francis  
City Engineer: Philip Palmer  
City Planner: Bret Hosler

Also present: Shan Redd; Phil Mueller; Johnny Shumway; Bill Boyle;  
Rick Shelby; Neil Joslin; Phil Acton; Annette Nielson; LeRoy  
Nielson.

1. Prayer was offered by Councilmember Kim Acton
2. The Pledge of Allegiance was recited.
3. Mrs. Shan Redd accepted a plaque of appreciation from the Council for her mother, Mrs. Patsy Shumway, for her many years of service on the Board of Adjustments.
4. Motion was made by Councilmember Lou Mueller, seconded by Councilmember Stan Perkins and unanimously carried to accept the minutes of the City Council Meeting held October 26, 1994.
5. The City Planner, Bret Hosler, reported to and/or discussed with the Council the following items:
  - a. Presented to the Council four items to be changed in Zoning and Ordinances. These had been presented previously and a public hearing held on June 22, 1994. Up to this point, the Council had not acted upon this matter, and the City Planner requested Council take direction.

Following further discussion, Motion was made by Councilmember Wayne Palmer and seconded by Councilmember Lou Mueller to adopt the following resolution:

RESOLUTION NO. 1994-21

(1) Definition of Building

currently reads:

4. Building  
Any enclosed structure intended for shelter, housing, or enclosure of persons, animals or chattel.

proposed change:

4. Building  
Any structure intended for shelter, housing or enclosure of persons, animals or chattel (ie. movable possessions).

(2) Housing in Commercial Zone

currently reads:

Allowed as a conditional use if several requirements are met.  
(see page 48)

proposed change:

(Commercial District 12-133- page 46)

- D. Permitted Home Occupations

Based on R-2 requirements if a conditional use permit is issued for residential development. (see page 37-39)

(Commercial District, Section "O" Conditional Uses, page 48)

(2) Residential Uses

Any use allowed as a Permitted Use in an R-1 or R-2 District, so long as the applicant and or owner is willing to sign a "Commercial Residential agreement of Understanding".

Commercial Residential Agreement of Understanding

Residential development in the Commercial Zone is allowed as a permitted conditional use. What does this mean? The primary use of the zone (all allowable commercial uses take precedence) and all impacts from these uses are allowed and must be accepted as a common and natural state of the commercial district (s) by way of example:

- traffic
- noise
- allowable 24 hour operation of business
- deliveries and pickup around the clock
- zero sideyard setbacks are possible
- greater chance of people coming on your property

Also, as the commercial district develops, it could adversely affect the resale value of residential development in its boundaries.

I/We \_\_\_\_\_ (name(s)) have read the above information and understand by choosing to develop housing in a commercial zone are subject to any and all of the above conditions with no legal basis for complaint or action.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Address

(3) Increase in size of R-1 zone lot requirements. (starting 1/2 way down on page 29)

currently reads:

E. Minimum Lot Area

Seven-thousand (7,000) square feet.

proposed change:

E. Minimum Lot Area

Ten-thousand (10,000) square feet.

currently reads:

F. Minimum Lot Width

Seventy (70) feet at the front set back line.

proposed change:

F. Minimum Lot Width

One-hundred (100) feet at the front setback line.

(4) Eliminate the need for written approval from neighboring properties from all areas of the zoning ordinance including the following:

1. Section "O" in the R-1 zone Temporary Conditional Uses  
(2) Mobile Homes - starting on page 43.
2. Section "O" in the R-2 zone Temporary Conditional Uses  
(2) Mobile Homes - starting on page 43.
3. Section "O" in the Commercial zone Conditional Uses  
(2) Residential Uses - starting on page 48.

PASSED, ADOPTED and APPROVED this 9th day of November, 1994.

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James K. Slavens  
Mayor

ATTEST:

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Norman L. Johnson  
Recorder

Voting was as follows:  
Those voting "AYE"

Councilmember Acton  
Councilmember Mueller  
Councilmember Palmer  
Councilmember Perkins  
Councilmember Northern

Those voting "NAY"

Constituting all the members thereof, Mayor Slavens declared the motion carried.

b. Informed the Council that the Torres/Glass Annexation had been approved in City Council on May 24, 1994, but that a resolution number had not been assigned to the resolution.

Motion was made by Councilmember Perkins, seconded by Councilmember Palmer and unanimously carried that the Torres/Glass Annexation Resolution be assigned the number of 1994-20 and signed by the Mayor as follows:

RESOLUTION NO. 1994-20

WHEREAS, a majority of the owners of real property and the owners of not less than one-third in value of the real property as shown on the last assessment rolls in territory lying contiguous to the City of Blanding have petitioned said City for annexation; and

WHEREAS, the petition was accompanied by an accurate plat or map of the territory to be annexed prepared under the supervision of a competent engineer or surveyor land certified by the same; and

WHEREAS, the petition and plat or map have been filed in the office of the City Recorder,

NOW, THEREFORE BE IT RESOLVED by the City Council of the City

November 9, 1994 Cont'd.

4

of Blanding, Utah:

Section 1. Territory Annexed. The territory described below is hereby declared annexed to the City of Blanding:

Beginning at a point which lied N 07 degrees 58' E 3302.6 feet and whose coordinates are North 3270.7 feet and East 457.7 feet from the Southwest Corner of Section 35, T36S, R22E, SLB&M , and running thence South 210 feet; thence East 315 feet; thence North 210 feet; thence West 315 feet' to the point of beginning.

(Contains 1.51 Acres)

Beginning at a point 3060.7 feet North and 457.7 feet East of the Southwest Corner of Section 35, T36S, R22E, SLB&M and running thence East 315 feet; thence South 210 feet; thence West 315 feet; thence North 210 feet to the point of beginning.

(Contains 1.51 Acres)

PASSED, ADOPTED and APPROVED this 9th day of November, 1994.

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James K. Slavens  
Mayor

ATTEST:

---

Norman L. Johnson  
Recorder

c. Reminded the Council that each had been sent a cover letter inviting them to an informal seminar with Mr. Gene Moser, elected County Commissioner of Summit County. The seminar will be held on November 29, 1994 at 7:00 p.m. at the City Hall and he encouraged all Councilmembers to please attend.

6. The City Engineer, Philip Palmer, reported to and/or discussed with the Council the following items:

a. Reported to the Council on the Airport Committee Meeting held earlier that evening. The Committee is setting up a five year plan for capitol improvements and will present it to the Council and then to the Federal Aviation Administration. They will start in 1997 with lighting and then move on to other projects such as runway extension, fencing, etc. They will have a printed form later on.

b. Informed the Council the safety people on the Starvation Dam project are coming down on them very hard, but he had met with them in Salt Lake City and talked them down from five piezometers to two piezometers and an observation hole. We have them installed and completed at this time.

7. The City Administrator, Norman Johnson, reported to and/or discussed with the Council the following items:

a. Travel

1. Mark Shumway/ Fiber Optics Workshop/ Salt Lake City; December 6, 1994.

2. Norman Johnson/ PCIB and Sunrise Engineering/ Salt Lake City/ December 1 & 2, 1994.

3. Laurie Francis/ Natural Gas Computer Training/ Spanish Fork/ November 29 - December 1, 1994.  
Council gave their advice and consent.

b. Reminded the Council of the November 16th UDOT meeting at the City Hall.

c. Requested direction from the Council regarding the electric lines - sell in place - outside the City Limits area and

informed the Council that Utah Power and Light deserves an answer.

Following a discussion, Council agreed to address the issue in their next work session, and agreed to meet with Utah Power and Light on Monday afternoon at 4:30 p.m. to discuss the issue with them.

d. Read the following letter of resignation from Mrs. Patsy Shumway from the Board of Adjustments to the Council:

November 4, 1994

To: Blanding City Mayor & City Council

Effective today please accept my resignation from the Blanding City Board of Adjustments.

I have enjoyed the experience of working with the citizens of Blanding and hope my input served to better our community.

One thing I quickly learned is that authority does not automatically grant wisdom; a good thing for all elected or appointed public officials to remember.

Sincerely,

Patricia Shumway

e. Reminded the Council that there will be no Council Meeting on November 23, 1994.

8. Mr. LeRoy Nielson requested permission to use the race track and stalls at the rodeo grounds for training horses. Mr. Nielson informed the Council that he would be willing to make improvements on the stalls and the race track.

Councilmember Perkins expressed concern over liability for the City even if Mr. Nielson were to sign papers releasing the City from any liability, Councilmember Perkins reminded the Council that the City cannot sign away their liability.

Following a discussion Council requested the Administrator discuss with Mr. Francis Nielson the possibility of turning the rodeo grounds back to the American Legion as they could likely work with private users better than the City can.

9. Following a discussion concerning the 1995-96 calendar years road priority list, Council recommended the list be turned over to staff for prioritizing. It was suggested that Jeff Black, Philip Palmer, Bret Hosler and Norman Johnson prioritize the list and return it to Council for review.

10. At 8:00 p.m. the City Council conducted the advertised public hearing for the purpose of establishing the Natural Gas Enterprise of the City of Blanding, Utah and setting forth definitions, responsibilities, regulations, operating rules, unlawful acts, penalties, liabilities, and other conditions of operating the City Natural Gas System. The City Administrator explained the purpose for the ordinance and gave a brief review of its contents.

There being no specific comments from the public, Mayor Slavens closed the public hearing at 8:12 p.m.

11. Motion was made by Councilmember Perkins, seconded by Councilmember Acton and unanimously carried to suspend the two week waiting period to act on a public hearing to adopt the Natural Gas Enterprise Ordinance immediately.

November 9, 1994 Cont'd.

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ORDINANCE NO. 1994-1

TITLE 14-000 UTILITIES  
CHAPTER 400 NATURAL GAS

PART 14-001 DEFINITIONS

Unless the context specifically indicates otherwise, the following terms, as used in this Ordinance, shall have the meanings hereinafter designated:

A. BY-PASS or BY-PASSING means any line, pipe, hose or other instrument, device or contrivance connected to the natural gas supply system, service line, fuel piping or any part thereof in such a manner as to transport or distribute any such natural gas without passing through an authorized meter for measuring or registering the amount of such gas.

B. CHAPTER or THIS CHAPTER means Chapter 400 of Title 14 of the Ordinance of Blanding City.

C. CERTIFIED OPERATOR or OPERATOR means any person certified by the Gas Department of Blanding City to install natural gas lines.

D. CUSTOMER means the person, authorized agent or employee of the person responsible for the gas service account for the premises being served.

E. DISTRIBUTION LINE means a pipe transporting natural gas, high or low pressure, which is used for the purpose of general distribution of natural gas to the user.

F. DISTRIBUTION SYSTEM means that portion of the natural gas system of the City which is used primarily for the distribution of natural gas to the user.

G. DEPARTMENT OR GAS DEPARTMENT means the operating department of the City of Blanding which is responsible for the operation and maintenance of the natural gas supply system of the City.

H. FUEL PIPING means the piping downstream of the Gas Department's meter set, which is owned and maintained by the owner of the premise being served.

I. MAIN LINE means a distribution line that serves as a common source of supply for more than one service line.

J. SUPERINTENDENT means the manager or supervisor of the Gas Department or his designated representative.

K. MASTER METER SYSTEM means any system of distributing gas whereby an owner buys metered gas from the City then distributes and sells the gas through the owner's own underground piping system to the ultimate user.

L. METER SET means the Gas Department's piping, fittings, service regulator, service meter, associated equipment, and instruments installed downstream of the service riser shutoff valve and upstream of the connection to the owner's fuel piping.

M. NATURAL GAS means any fuel consisting in whole or in part of natural gas or synthetic natural gas derived from petroleum liquids, coal organic wastes, etc.

CHAPTER 14-400 NATURAL GAS

N. NATURAL GAS SUPPLY SYSTEM or NATURAL GAS SYSTEM means:

1. Any and all services, facilities, structure, equipment or works owned or used by the City for the purpose of the production, distribution or regulation of natural gas, including but not limited to natural gas main lines, service lines, regulators, meter set, valves and associated appurtenances; and

2. Any and all rights, property and obligations of the City concerning natural gas distribution facilities; and

3. Any and all standby or contingency equipment facilities, devices or materials which may be necessary to provide reliable natural gas service; and

4. Any and all land or sites owned or used by the City for the purpose of measuring and regulating natural gas and/or providing natural gas service to users, including any and all Gas Department facilities, easements and rights of way; and

5. Any and all appurtenances, extension improvements, additions, alterations or replacements thereof.

O. OWNER means the person who holds record title to the premise being served.

P. SERVICE LINE means a distribution line that transports natural gas from a main line to a gas department meter set.

Q. SERVICE STUB means that portion of the service line which extends from the main line to the owner's property line, or to the City's utility easement line, whichever is appropriate.

CHAPTER 14-400 NATURAL GAS  
PART 14-420 REGULATION OF NATURAL GAS SERVICE

A. The rates, charges and regulations, including conditions for all classes of natural gas service for customers and users inside and outside of the corporate limits of the City shall be determined by the City Council, except in the case of a sale of natural gas by the department of another public utility. The rates, charges and regulations including conditions for all classes of natural gas service, shall be set forth in tariff sheets to be adopted by reference by resolution of the City Council.

B. One copy of the current effective tariff sheets for natural gas service shall be kept on file with the City Recorder and shall be open for public inspection during regular business hours. Copies thereof may be purchased by any person upon payment of the cost of reproduction.

C. Notice of any change in the base rates or regulations shall be mailed to all gas customers. This notice may be sent with utility bills.

D. Standard for setting rates: All rates, as established by the City Council shall be just, reasonable, sufficient and not unduly discriminatory. All rates and regulations shall be designated in tariff sheets as provided above and shall indicate an approval date and an effective date to be set by the City Council.

14-421 REGULATIONS (PRIORITY OF)

A. The use or connection to the natural gas supply system of the City by any person except a public utility shall be subject to one or more of the following as applicable:  
1. All ordinances and resolutions of the City;

CHAPTER 14-400 NATURAL GAS

PART 14-410: RESPONSIBILITY OF DEPARTMENT

The Gas Department shall be responsible for the natural gas supply system serving the City and such other areas as authorized by the City Council.

14-411 RESPONSIBILITY OF THE SUPERINTENDENT

A. The Superintendent shall be responsible for the management of the natural gas distribution system of the City and all of the property appertaining thereto. He shall see that such system is properly maintained and kept in good working order and repair and he shall ensure proper compliance with all local, State and Federal regulations concerning the distribution of natural gas.

B. The Superintendent shall perform such other duties in connection with operations of the Department as may be required by the City Administrator.

14-412 RULES AND REGULATIONS (ADOPTION OF)

A. Rules and regulations adopted by the Superintendent shall pertain to but not be limited to installation, construction, operation and maintenance of the natural gas distribution system of the City and standards, specifications, procedures and guidelines for regulating the distribution and use of natural gas supplied by the City. In establishing such rules and regulations, the Superintendent shall seek to assure the safe and efficient operation of the natural gas distribution system, and the protection of such system, process, equipment and facilities appurtenant thereto.

CHAPTER 14-400 NATURAL GAS

R. TAMPER or TAMPERING means damaging, altering, adjusting or in any manner interfering with or obstructing the action operation of any regulator, meter or related instrument provided for measuring, controlling or registering the amount of natural gas passing through such meter.

S. UNAUTHORIZED METERING means removing, installing, connecting, reconnecting or disconnecting any meter or metering device for natural gas service by a person other than an authorized employee of the Department.

T. USER means any person who uses, consumes natural gas from or is connected to the natural gas supply system of the City. A user may also be an owner, customer, or neither.

CHAPTER 14-400 NATURAL GAS

2. The provisions of the currently effective tariff sheets governing natural gas service for the various classes, including regulations set forth herein:

3. The most current Blanding City Gas Department service line design and construction specifications.

4. Applicable provisions of the United States Department of Transportation, published in the Federal Register concerning natural gas; and

5. Applicable provisions of the Uniform Mechanical, Building, Fire, and Electric Code.

14-222 SERVICE - SPECIAL CONTRACT

The City may provide by special contract for the use of a connection to the natural gas supply system of the City by institutions, plants, districts, governments, municipal corporations or other similar users.

14-423 SERVICE (EXCAVATIONS FOR)

A. All excavating for natural gas service installations or repair shall be performed in accordance with the City Ordinances and the rules and regulations of the Department as applicable. Such excavations shall meet all applicable safety standards, including any requirements as to barricades and lights. Streets, sidewalks, parkways and other public property disturbed in the course of work shall be restored in a manner satisfactory to the City Administrator or his designee.

B. All gas mainlines shall be in minimum of two (2) feet in depth. Service lines shall be 12" to 18" in depth. All transmission lines having a pressure of over 100 lbs. shall be minimum of 3 feet in depth.

CHAPTER 14-400 NATURAL GAS

PART 14-430 CONNECTION AND INSTALLATION OF SYSTEM

CONNECTION TO SYSTEM

The owner or developer of premises shall notify the Department when such premises are ready for connection to the natural gas distribution system of the City. No premises shall be supplied with permanent natural gas from the natural gas distribution system unless the same shall be designated by official street name and number and such official number shall be placed and maintained conspicuously thereon. Connection for such premises shall only be performed upon approval by the Department. The City shall not be subject to any liability for any deficiency or defect which is not discovered by inspection nor shall the owner or developer of such premises be absolved from liability for such deficiency or defect and any resulting damage of or from responsibility to correct such deficiency or defect.

14-432 UNAUTHORIZED CONNECTION PROHIBITED

It shall be unlawful for any person to connect any line, pipe, hose or other instrument, device or contrivance to the natural gas supply system or any part thereof without the written consent of the Superintendent. Any person found in violation of this Part shall be guilty of a misdemeanor. In addition to any other penalties that may be imposed, the Court may order any person who is found guilty of violating the provisions of this Part to pay estimated user charges for the period during which such violation existed.

CHAPTER 14-400 NATURAL GAS

14-433 UNAUTHORIZED CONNECTION - RECOVERY OF USER CHARGES

In addition to other penalties set out in the Title, estimated user charges may be recovered by the City from any person who connects a line, pipe, hose or other instrument, device or contrivance to the natural gas supply system or any part thereof without the written consent of the Superintendent.

14-434 MAIN LINES INSTALLATION

The Superintendent shall determine the location, type and capacity of all main line Easements may be required where deemed necessary by the Superintendent to ensure the safety or efficiency of the operation maintenance of the natural gas supply system.

14-435 SERVICE LINES - INSTALLATION AND FITTER CERTIFICATION

A. The Superintendent shall determine the location or locations at which any own service line shall be connected to the gas distribution system of the City. Such connections shall be made without entering upon property other than the property of the owner so connected, unless an acceptable recorder utility easement is provided.

B. The gas service line from the proper line of the premise to be served, or the City's utility easement line, to the meter shall be installed for the division by a certified service line fitter or the Gas Department at the expense of the owner of the premise and in accordance with the City of Blanding's Gas Department specifications. The City of Blanding Gas Department shall be responsible for the inspection of all such installations. Upon inspection and approval the Department shall be responsible for the

CHAPTER 14-400 NATURAL GAS

C. There is hereby established a service line fitter certification process to be administered by the Department. The Department shall review applications, conduct training courses, and administer exams as part of the service line fitter certification process. The certification process shall be conducted in accordance with the Gas Department's service line certification procedures. The certification process shall be successfully completed by all persons engaging or proposing to engage on the installation of natural gas service lines destined to be connected to the City's natural gas supply system. Upon successful completion of the certification process, the applicant shall be certified as a service line fitter.

D. Conditions for continued certification, recertification, and issuance of violations or revocation of certification shall be as set forth by the Department's service line fitter certification procedures. The Department reserves the right to revoke certification of any person determined by the Department to be inadequately qualified to install natural gas service lines.

E. As a condition precedent to receiving natural gas service, the owner of the premise being served shall grant the Department permission to locate any portion of the natural gas supply system lines or meters necessary to provide service, on or within the boundaries of the premise; and, further grant the Department the irrevocable right of access for the purpose of reading the meter, and installation, removal, operation and maintenance of all such portions of the natural gas supply system, including permission to make necessary excavation for such purposes.

CHAPTER 14-400 NATURAL GAS  
14-436 EXTENSION AND INSTALLATION -  
CONFORMANCE W/ RULES AND REGULATIONS

All extensions of the natural gas supply system, including the installation of new main lines and service lines, shall be in conformance with all applicable rules and regulations of the Department. The Superintendent in his discretion may refuse to extend service to any person failing to so conform with such rules and regulations.

PART 14-450 GAS METERS AND REGULATIONS  
14-451 LOCATION

The user shall be required to provide a location for the City's meter set which is safe from damage and is accessible for reading, operation and maintenance.

14-452 MULTIPLE METER LOOPS - MARKING  
REQUIRED

In the event that gas is served to more than one user at a single premise, through a multiple meter set, the owner shall be responsible for plainly marking each meter of the multiple meter set with a permanent brass tag or approved plastic tag which identifies the apartment, office, room or other area served by each meter.

14-453 MASTER METERS

In the event that gas is served through a master meter system, it shall be the responsibility of the owner of such premise to install, operate and maintain the gas piping and facilities downstream of the meter. Master meters shall be installed only upon the approval of the Department Superintendent. Installation and operation of piping downstream of a master meter shall be in

CHAPTER 14-400 NATURAL GAS

14-454 UNLAWFUL ACTS

A. It shall be unlawful for any person install a by-pass without the express written authorization of the Superintendent.

B. It shall be unlawful for any customer the user at any premises knowingly to receive natural gas service by means of a by-pass which has not been authorized in writing by the Superintendent.

C. It shall be unlawful for any person tamper with a gas meter, regulator or related instrument without the express written authorization of the Superintendent.

D. It shall be unlawful for any customer the user at any premises knowingly to receive natural gas service by means of tampering which has not been authorized in writing by the Superintendent.

E. It shall be unlawful for any person engage in unauthorized metering.

F. It shall be unlawful for any customer the user at any premises knowingly to receive natural gas service by means of unauthorized metering which has not been expressly authorized in writing by the Superintendent.

CHAPTER 14-400 NATURAL GAS

14-455 PROSECUTION AND RESTITUTION

Anyone found guilty of violating any of the provisions of Part 14-454 is guilty of a misdemeanor. As a condition of granting probation, deferred prosecution, deferred sentence, or suspended sentence, the Court may order any person who is charged with or found guilty of, as the case may be, to pay as restitution estimated or actual user charges for the period during which the violation existed, the cost of repairing or replacing any damaged utility equipment, and any other costs incurred by the City related to the violation including, but not limited to costs of investigation, disconnection, reconnection and service calls.

CHAPTER 14-400 NATURAL GAS

14-456 EVIDENCE OF VIOLATIONS

Proof of the existence of any by-pass tampering or unauthorized metering, as prohibited in this Ordinance, shall be deemed prima facie evidence that the user at the premises where such by-pass, tampering or unauthorized metering if it is proved that the user is an occupant of the premises and that said user had access to the gas meter or other utility equipment where the by-pass, tampering or unauthorized metering is proved to exist.

B. Proof of the existence of any by-pass, tampering or unauthorized metering, as prohibited by this ordinance, shall be deemed prima facie evidence that the customer had knowledge for the by-pass. Tampering or unauthorized metering if it is proved that said customer controlled access to the gas meter, regulator or other related equipment where the by-pass, tampering or unauthorized metering is proved to exist.

14-457 INTERRUPTION OF SERVICE ON ACCOUNT OF TAMPERING, BY-PASSING OR UNAUTHORIZED METERING

Tampering, by-passing or unauthorized metering, as defined in this ordinance is subterfuge and constitutes a safety hazard. Such tampering, by-passing or unauthorized metering shall be grounds for immediate disconnection of service without notice to the customer user at such premises, and service shall not be reconnected until any and all deficiencies in piping, connections, meters, and/or other natural gas facilities of the premises have been repaired, corrected or otherwise altered to conform to the requirements regulations, and until the requirements of Part 14-458 are met.

CHAPTER 14-400 NATURAL GAS

14-458 RECONNECTION CHARGES FOR TAMPERING BY-PASSING OR UNAUTHORIZED METERING

In order for gas service to be reconnected premises where tampering, by-passing unauthorized metering has occurred, customer or user at the premises shall pay following charges to the City prior to reconnection:

A. A service charge calculated to compensate the City for all reasonable expenses incurred on account of the tampering, by-passing unauthorized metering, including but limited to, costs of investigation, disconnection, reconnection and service call but in no event less than one hundred dollars (\$100.00); and

B. The cost of repairing or replacing damaged utility; and

C. The actual or estimated user charges previously billed to the customer as a result of the tampering, by-passing or unauthorized metering.

Part 14-460 CONTROL AND PROTECTION NATURAL GAS SYSTEM

14-461 UNLAWFUL TO DAMAGE SYSTEM

A. It shall be unlawful for any person to interfere or tamper in any manner with distribution line, service stub, service meter set or any appurtenance the connected to or part of the natural gas system without prior written permission obtained from the Superintendent.

B. It shall be unlawful for any person to damage, impair or deface any part, appurtenance of the natural distribution system of the City.

CHAPTER 14-400 NATURAL GAS

C. It shall be unlawful for any person to excavate, obstruct or disconnect any distribution facility of the City, or to do any act or thing to divert, damage or otherwise impede or hinder, or tend to impede or hinder, the flow of natural gas through the natural gas distribution system of the City.

D. It shall be unlawful for any person to excavate with other than hand tools within eighteen inches (18") of any underground natural gas pipeline or facility. Excavation near such facilities shall be in combination with careful probing. For the purpose of this sub-part, "hand tools" shall include only nonmotorized tools.

E. It shall be unlawful for any person to excavate on a premise located within the City's certified natural gas service area which is served by natural gas, or within a street right-of-way or utility easement which contains natural gas facilities owned by the City without first requesting utility locations from the City at least two (2) working days prior to beginning the excavation.

F. In the event that piping or equipment attached to or part of the City's gas distribution system is exposed or damaged, it shall be the responsibility of the party causing exposure or damage to immediately notify the gas department of such exposure or damage, and further, to provide for the continued exposure of said facilities until the City can appropriately inspect or repair its facilities.

CHAPTER 14-400 NATURAL GAS  
14-462 PROSECUTION AND RESTITUTION

Anyone found guilty of violating any of the provisions of Part 14-461 is guilty of a Class "C" misdemeanor. As a condition of granting probation, deferred prosecution, deferred sentence, or suspended sentence, the Court may order any person who is charged with or found guilty of, as the case may be, to pay as restitution estimated or actual user charges for the period during which the violation existed, the cost of repairing or replacing any damaged utility equipment, and any other costs incurred by the City related to the violation including, but not limited to, costs of investigation, disconnection, reconnection and service calls.

14-463 DISCONNECTION FOR UNSAFE CONDITION  
The owner of the premises served by the gas distribution system of the City shall maintain all natural gas piping downstream of the meter set to the end use at the premises and shall keep other gas equipment and facilities of such premises in safe condition in accordance with all ordinances, rules and regulations of the City; provided however, that all the natural gas supply system installed owned or operated by the Gas Department shall be maintained by the Department. In the event that the Superintendent determines that any gas piping or other natural gas equipment or facility on a premise is unsafe, service to such premises may be disconnected and shall not be reconnected until the owner of such premises and approved by the Department.

14-464 LIABILITY OF CITY (EXCLUSION OF)  
The City shall not be liable to any person for failure to maintain gas service during repairs or extensions to the gas supply system, nor shall the City be liable where such failure is caused by or result from a strike, and act of God, and unavoidable accident or other contingency beyond the control of the City.

CHAPTER 14-400 NATURAL GAS

Department

14-484 LIABILITY OF CITY (EXCLUSION OF

A. Liability. The building official charged with the enforcement of this code, acting in good faith and without malice in the discharge of the duties required by this code or other pertinent law or ordinance shall not be rendered personally liable for damages may accrue to persons or property as a result of an act or by reason of an act or omission in the discharge of such duties. A building official brought against the building official because of such act or omission performed by the building official or employee in the enforcement of any provision of codes or other pertinent laws or ordinances implemented through the enforcement of code or enforced by the code enforcement agency shall be defended by this jurisdiction until final termination of such proceedings and any judgment resulting therefrom shall be assumed by this jurisdiction.

This code shall not be construed to relieve from or lessen the responsibility of any person owning, operating or controlling any building or structure for any damage to persons or property caused by defects, shall the code enforcement agency or parent jurisdiction be held as assuming such liability by reason of the inspection authorized by this code or any permits or certificates issued under this code.

B. Cooperation of Other Officials  
Officers. The building official may request and shall receive, the assistance and cooperation of other officials of this jurisdiction so far as is required in the discharge of the duties required by this code or other pertinent law or ordinance.

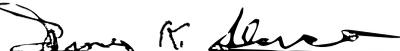
CHAPTER 14-400 NATURAL GAS

(Liability of (exclusion of) cont'd.)

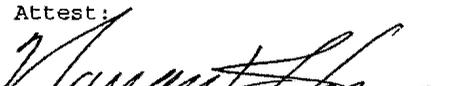
C. The City shall not be liable to any person for failure to maintain gas service during repairs or extensions to the gas supply system, not shall the City be liable where such failure is caused by or results from a strike, and act of God, and unavoidable accident or other contingency beyond the control of the City.

EFFECTIVE DATE: This Ordinance shall take effect upon adoption.

PASSED and APPROVED this 9 day of November, 1994.

  
James K. Slavens, Mayor

Attest:

  
Norman L. Johnson, City Recorder

12. Motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried to adopt the following resolution:

RESOLUTION NO. 1994-22

WHEREAS, the City of Blanding owns and operates the electric, water, sewer, and natural gas system; and

WHEREAS, the Power Board is empowered by the City Council to operate and to set fees for, the operation of the systems; and

WHEREAS, it is necessary to have rules and regulations governing the operation and payment of fees; and

WHEREAS, regulations concerning the conduct of business are important to protect the rights of all customers on an equal basis;

NOW, THEREFORE, BE IT RESOLVED that:

1. Utility bills will be mailed to each customer on or about the 1st day of each month.
2. The payment policy of the City Utility System shall be as follows:
  - A. Bills are to be due and payable in full on the 10th day of each month or next regularly scheduled work day.
  - B. Bills paid in the City Office by the 10th will receive a 1% discount on electricity.
  - C. A re-connection fee of \$25.00 will be charged for each disconnected service.
  - D. Interest at the rate of 1.75% per month or 21% annum will be added to all accounts not paid by the 25th of the month, along with a \$15.00 service charge.
3. A Utility Disconnect/Reminder Notice will be mailed to each account on or about the 11th day of each month showing the balance due prior to the 25th.
4. A 24 hour disconnect notice will be delivered in writing, to the property owner of record, or placed on the property prior to service termination.
5. Accounts subject to a utility deposit are based on two months of average utility consumption as follows:
  - A. Landlord requested - customers who rent and the property owner does not want to be responsible for the utility bills.
  - B. Delinquent accounts - those customers who demonstrate their lack of payment by being on the delinquent list two months in a row (deposit ~~to~~ held 90 days with a refund to be requested by depositor).
  - C. Non-Interest Bearing Deposit Requirements are:
    1. \$150.00 - Basic electric, water, sewer or gas.
    2. \$400.00 - Total electric or total City utility service.
6. Non-emergency utility disconnects will be completed by the City.
  - A. If the land owner signs and agreement to do so and pays the following fees:
    1. \$10.00 - Electric Disconnection
    2. \$10.00 - Water Disconnection
    3. \$15.00 - Electric and Water Disconnections

The payment of said fees will abate the monthly minimum

charges assessed by the City until re-connection is requested by the property owner. There will not be a re-connection charge except that all outstanding balances due the City must be paid prior to re-connection.

- B. Residential property held strictly for rent or lease will continue to be charged minimum fees when occupied or when a service meter reflects usage. It is the owners responsibility to inform the City in advance of any changes in occupancy.
- 7. All returned checks will be assessed a \$15.00 service charge and the customer subject to a 24 hour notice of utility disconnect.
- 8. The utility service meter disconnected for non payment of City utilities is at the discretion of the City Administrator.
- 9. Any deviation from the above Policy must be approved in writing by the Power Board Chairman or his designate.

PASSED, ADOPTED and APPROVED this 9th day of November, 1994.

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James K. Slavens  
Mayor

ATTEST:

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Norman L. Johnson  
Recorder

13. Mr. Phil Acton, CPA, reviewed with the Council the 1994 audit. Motion was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried to accept the 1994 Audit Review as presented by Mr. Acton in behalf of Karren, Hendrix, & Associates.

14. Councilmember Perkins gave an update on the Natural Gas project. He informed the Council that as of November 3, 1994 there were 913 committed sign-ups, 175 no's and 46 unknowns. We are presently five years ahead of projected sign-ups. He advised the Council that Tempest Construction has requested the City set a deadline for the last day to sign up for natural gas hook-up. They need to have an idea of how much they will be doing next spring. Council agreed that November 21, 1994 would be the last official day to sign up for natural gas.

Council agreed also, that the public needed to be notified that a meter would be set only after a licensed contractor, or owner, has notified Mr. Truitt Purcell, Natural Gas Supervisor, that the home is safe and the piping has been approved for gas and is ready for inspection.

Councilmember Perkins also reminded the Council that the Natural Gas open house will be November 21, 1994 at 3:00 p.m. The public will be invited and also several special guests have been invited. The ribbon cutting ceremony will be at the City gate just behind the sub-station. Following the Ceremony, the invited guests will go to the City office for a light lunch.

15. Motion was made by Councilmember Perkins, seconded by Councilmember Palmer and unanimously carried to approve the use of a specially trained dog by the police department.

16. Motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried to raise Officer Roy

November 9, 1994 Cont'd.

9

Taylor to grade 13-2 effective November 1, 1994 as he has completed a six month probation period which started May 1, 1994.

17. Councilmember Wayne Palmer gave an update on the DOE - SSAB Committee which he sits on representing the City. There is a need to write the letter of support for Energy Fuels and the Truck Haul to the DOE as soon as possible.

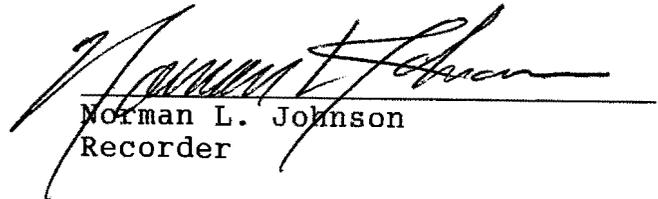
Following a discussion, it was agreed to meet at the Elk Ridge Restaurant on Monday, the 14th, at 11:00 a.m. to re-draft the letter and discuss the City's requirements and needs for supporting the Truck Haul.

18. Motion was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried to adjourn to Executive Session to discuss the purchase of real property.

Adjourned to Executive Session at 9:35 p.m.

Returned to General Open Session at 9:50 p.m.

Meeting adjourned at 9:51 p.m.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
DECEMBER 14, 1994  
AT 7:00 P.M. IN THE CITY HALL

Present: Mayor: James K. Slavens  
City Councilmembers: Lou Mueller  
Michael Northern  
Wayne Palmer  
Stan Perkins  
City Administrator: Norman L. Johnson  
City Treasurer: Laurie Francis  
City Engineer: Philip Palmer  
City Planner: Bret Hosler  
Absent: City Councilmember: Kim Acton

Also present: Phil Mueller; Neil Joslin; Daniel H. Francom; Joshua Johnson; Earl Dyer; Shane Deal; William Deal; Michelle Rehmann; Jeff Orr; Josh Orr; Traux Deal; Aaron Sanford; Royce Young; James Van Reenan; Harold Lyman; Vance Seely; David Redd; Jim Bayles; Bruce Arthur; Johnny Shumway; Dami Shumway; Reed Palmer; Steve Lovell; Terry Slade; Chet Johnson; Dr. Tony Pellegrini; Ruth Ellen Pollan; Vic Bradford.

1. Prayer was offered by the City Administrator, Norman Johnson.

2. The Pledge of Allegiance was recited.

3. Motion was made by Councilmember Lou Mueller, seconded by Councilmember Wayne Palmer and unanimously carried to accept the minutes of the City Council Meeting held November 9, 1994 with the following correction:

Page 14 #14: The ribbon "burning" ceremony will be at the City gate just behind the sub-station.

4. The City Engineer, Philip Palmer, reported to the Council that the 4th Reservoir is full and they are now diverting the water in the pipeline to Starvation Reservoir. He also informed the Council that the last snowfall showed 170% of normal at Camp Jackson. The 4th is topped of and is being used and there is no water remaining in Dry Wash.

5. The City Planner, Bret Hosler, reported to the Council that the seminar with Gene Moser held on November 29, 1994 went over well. There was good attendance and many excellent ideas presented.

6. The City Administrator, Norman Johnson, reported to and/or discussed with the council the following items:

a. Travel

1. Norman Johnson, Cleal Bradford, Debbie Christiansen & Stan Perkins/ CIB Meeting/ January 5, 1995/ SLC.

b. Informed the Council that the 1995 Insurance Premiums will be less, and the City has a credit in liability coverage which the City will leave with the Trust to reduce next year's payment. Individual health coverage may go up about 2%.

Mayor Slavens advised the Administrator and the Council that County Commissioner Bill Redd inquired if there is any interest in forming a County owned Self-insurance pool. Mayor was requested to pursue the matter further.

c. Reported to the Council on the December 1, 1994 PCIB Meeting in Salt Lake City. He informed the Council that the City will receive a matching grant of \$12,500 to work on Starvation Reservoir and the Emergency Action Plan. The Golf course did not fare too well and will be deferred to the April funding list.

d. Asked the Council if there will be a Council Meeting on December 28, and if not, a Christmas Social for staff and all Councilmembers could be held that night.

Council gave their advice and consent to omit Council Meeting on December 28th, and hold the Christmas Social.

e. Advised the Council that the ULCT Local Officials Day at the Legislature will be January 18, 1995 and if any are interested

in attending to please let Norman know as soon as possible to help assist in getting reservations. There will be more information on this at a later date. Councilmembers Mueller and Perkins informed the Council that they would like to attend.

Council gave their advice and consent.

f. The Annual UDOT visit to the area will be February 6, 1995 at 3:00 p.m. in Monticello. This will be an important meeting and all were encouraged to attend. Council requested that they be notified prior to the meeting.

g. Informed the Council that he had received a letter of appreciation from A. Scott Anderson, Executive Vice-president of Zions Bank, expressing appreciation for taking time out of his schedule to visit with him and Mr. Harris Simmons, President and Chief Executive Officer of Zions Bank. First Western Bank will become Zions Bank the first part of January.

7. Mayor Slavens recognized all the Scouts who were present and thanked them for coming.

8. Mr. Jim Bayles requested permission to rent hangar #3 to establish an aircraft paint facility. He expressed frustration at not being able to get an immediate answer from the City. The Administrator informed the Council that all the hangars were rented out. Considerable discussion centered around hangar rental for non-aviation use. The Council was reminded that the City had allowed a "Grandfather" type arrangement for those who had previously rented from the County and questioned the appropriateness of asking such long term renters to move out.

The Administrator reviewed what action had been taken last spring wherein Mr. Keele Johnson was directed to release hangar No. 16 to Blue Mountain Air Care and was promised hangars No. 12 and 3 to replace it so long as he also worked with the Civil Air Patrol and he would only be charged the price of \$800.00, the price of the larger hangars, for the two hangars rather than \$600.00 each.

Following continued lively discussion concerning types of materials stored and non-aviation uses, a motion was made by Councilmember Northern, seconded by Councilmember Perkins and unanimously carried to do the following:

- a) Vance Seely be allowed Hangar No. 12.
- b) Jim Bayles be allowed Hangar No. 3.
- c) Keele Johnson be allowed Hangar No. 2 - provided he works with CAP.
- d) That non-aviation hangars rented by Phil Acton, Theda Ochoa and Leonard Hurst be given sixty (60) days notice.
- e) That future hangar rental be for aviation purposes only.
- f) That staff work with Jim Bayles in ascertaining requirements for establishing a paint shop in #3, and
- g) That no hazardous materials will be stored in the Airport hangars.

9. At 8:00 p.m. the City Council conducted the advertised public hearing for the purpose of allowing interested and concerned parties the opportunity to be heard either orally or in writing relative to the following proposed street abandonment.

SUMMARY:

The City Council of the City of Blanding having reviewed the recommendations of the City Engineer and City Planner finds that it is in the public interest and that there is good cause to vacate that street appearing on the master plan of the City lying between the Elmer and Lea Hurst and the College of Eastern Utah properties and designated as 600 West Street, beginning at the south edge of 100 South Street and running south 209.5 feet.

The City Planner, Bret Hosler, informed the Council that this request for this abandonment had been made in conjunction with the College and neighbors in that area. The 1/2 block has never been developed, the City owns the right-of-way, and this is to eliminate the street. The need for the road is not legitimate anymore and

the City has no need for it.

Mayor Slavens inquired to whom would the property be deeded to if it were abandoned.

Mr. Hosler informed the Mayor that half of the property would be deeded to the College, the other half to Elmer and Lea Hurst.

The City Administrator, Norman Johnson, informed the Council that the request was not actually made by the Hursts nor the College, but by a third party, and the Hursts and the College will deed the property to the third party if they so desire.

There being no further comment, Mayor Slavens closed the Public Hearing at 8:07 p.m.

10. Dr. Tony Pellegrini, Principal of the Blanding Elementary School, requested that he be put on record as being opposed to the DOE Truck Haul of Mill Tailings. He informed the Council that both professionally and personally he was worried and concerned for the safety of not only the children, but all citizens of the community. He commented on the usage of Main Street by children during the summer to go to the various activities scheduled during the summer.

Councilmember Mueller informed Dr. Pellegrini that if the mill tailings were buried on site, there would still be trucks going through town from the south.

Dr. Pellegrini stated that there would be one-tenth, or approximately 10,000 trucks going through town if the tailing were buried on site as compared to 104,000 to haul the tailings to the mill.

Following a general discussion, Mayor Slavens thanked Dr. Pellegrini for voicing his concerns.

11. Ms. Ruth Ellen Pollan requested the Council review their policy on electric service connection fees for citizens living outside the City limits. She felt she could not spend the estimated \$17 - 18,000 for electricity based on a UP&L estimate.

Councilmember Mueller informed Ms. Pollan that our electricity is based on our costs, and it would bump the cost of the citizen's utilities and they would be subsidizing Ms. Pollan's electric hookup costs.

Ms. Pollan inquired if it would be possible to have someone other than the City perform the work and she accept service at the existing City lines. Council advised her that if it met with the Code then the City could accept it, or they may also consider her becoming a UP&L customer if that was a better alternative.

12. Mr. Harold Lyman of the Blanding Chamber of Commerce advised the Council that he had been working with Bloomfield, Colorado and Blue Mountain Dine in getting a garment factory started here in Blanding.

He also informed the Council that the Chamber was interested in working with the City in developing some kind of Economic Development Plan and requested the City help the Chamber by co-sponsoring a one day seminar.

Motion was made by Councilmember Mueller, seconded by Councilmember Palmer and unanimously carried to co-sponsor the one day seminar on January 14, 1995 and supply \$200 toward the seminar cost.

13. Motion was made by Councilmember Perkins, seconded by Councilmember Palmer and unanimously carried to accept the recommendation made by City Planner, Bret Hosler, to award the GIS System Contract to Sunrise Engineering as the prime consultants over the project and that, if possible, interns be hired to collect the data, and all concerns over quality of graphs and maps be satisfied.

14. The Administrator requested direction concerning the purchase of Mining/Mineral claims filed on the tunnel.

Following a brief discussion, Council informed the Administrator that they were not interested in acquiring the claims.

15. The Administrator requested advice and consent to purchase a new copy machine as the current one owned by the City has not worked properly for some time.

Council gave their advice and consent.

16. Motion was made by Councilmember Mueller, seconded by Councilmember Northern and unanimously carried to authorize the Mayor to sign the Agreement between the Bureau of Land Management, Utah Division of Parks and Recreation, San Juan Water Conservancy District and the City of Blanding giving the Utah Division of Parks and Recreation authority to take over Recapture Dam recreational activities.

17. The Administrator requested the Council give educational assistance, as stated in the new policy, in order for him to take a computer literacy class offered by College of Eastern Utah San Juan Campus.

Council gave their advice and consent.

18. The City Planner presented to the Council the following Gas Inspection, Installation Requirements and Qualification of Installers report and recommendations:

1) THAT EACH NATURAL GAS INSTALLATION MUST BE INSPECTED INCLUDING:

- A. Meter Set
- B. Gas Piping System (both in and out of house)
- C. Shutoff Valve(s)
- D. Combustion Air Requirements
- E. Appliance(s)

#### REASONS FOR RECOMMENDATION #1

1. Blanding City is the Gas Utility

We are subject to considerable liability if we supply gas without first verifying that the installation meets standards based on local and State Code.

2. Quality of Life

Responsibility to regulate the use and installation of all City utilities for the health, welfare and safety of its present and future citizens.

2) The Gas Utility and Blanding Building Department have worked together to hold an open house to inform local contractors of what standards would be required on gas installations.

I would recommend that the Gas Utility be responsible for all inspections listed in recommendation 1) for the following reasons:

- A. Simplification of Record Keeping
- B. Knowledge of Gas System
- C. Area of Responsibility
- D. Eliminate Unnecessary Duplication by City

As Blanding City Building Official, under State law I can deputize with the approval of the Mayor and Council such inspectors or employees as may be necessary to carry out functions of code enforcement. I therefore recommend that both Truitt Purcell and Chad Perkins be deputized to carry out all required gas inspections based on local and State code for Blanding City. I will train or assist them in becoming familiar with gas installation requirements.

3) I recommend that only State licensed contractors or individual home owners be allowed to make gas installations. And that this be verified by signature of either the contractor or the home owner at time of inspection before the Gas Company turns on the gas.

I would request that this report be made a part of the Official City Council minutes of the December 14, 1994 City Council Meeting.

Motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried to accept the previously stated recommendations to include Philip Palmer, Jeff Black, and Danny Flemming authorized to do inspections in the areas that they are knowledgeable.

19. Councilmember Stan Perkins was assigned to be the official liaison for the City of Blanding for the Utah 2002 Olympic Bid with the Administrator as an alternative.

20. Motion was made by Councilmember Perkins, seconded by Councilmember Palmer and unanimously carried to accept and approve the FY95-96 Street Improvement Priority List as presented.

21. Council addressed a letter received from Miss Melissa Hurst requesting the road through Pioneer Estates be paved as had previously been committed several years earlier.

Council discussed the importance of trying to follow up on commitments made by previous councils, after which a motion was made by Councilmember Perkins, seconded by Councilmember Palmer and unanimously carried to place Pioneer Estates as number thirteen on the roads priority list as previously approved.

22. Natural Gas update was given by Councilmember Perkins. It was agreed by the Council that this report would not be necessary at each meeting as we are now in an operational mode.

23. Council discussed a letter received from the ULCT requesting Council to list anyone from their municipal staff who may want to become more involved in the legislative process, and to also list any specific legislators that they might feel comfortable contacting concerning municipally-related legislation for lobbying purposes. Mayor Slavens informed the Council that he could contact Mr. Mike Dmitrich and Mr. Keele Johnson. Councilmember Northern also stated that Mr. Mike Dmitrich could be listed by his name.

24. Councilmember Mueller informed the Council of the release of Mr. James Shumway from the Blanding Health Care Board, and requested that Mr. Cleal Bradford be appointed in his place with the Mayor's approval, and also requested that Mrs. Jill Bayles be appointed to take Mr. Bradford's position as secretary.

Mayor Slavens made the requested appointments.

25. Councilmember Mueller requested the Council write a letter of support endorsing the Nations of the 4 Corners application to the Centennial Committee for a \$20,000 grant for a Centennial Program to tell of the heritage of this area.

Advice and consent was given for the Administrator to write the letter for the Mayor's signature.

26. Councilmember Mueller suggested to the Council they remove the advertisement in the San Juan County Visitors Guide and shift it to a local brochure in partnership with the Chamber.

Council requested it be put on the next agenda.

27. Mayor Slavens thanked Councilmember Mueller for her services on the Council as Mayor pro-tempore and asked the Council to support him in her release.

Council gave their advice and consent.

Mayor Slavens then requested that Councilmember Wayne Palmer

December 14, 1994 Cont'd.

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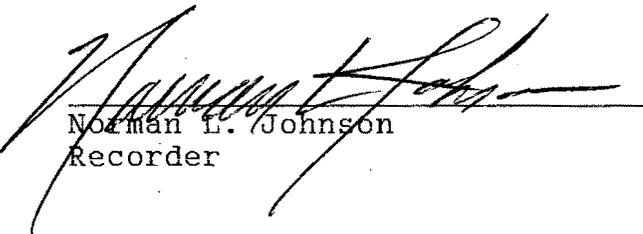
be assigned as Mayor pro-tempore for the year of 1995.  
Council gave their advice and consent.

28. Councilmember Northern gave an update on the Golf Study Project, and informed the Council that Mr. Cleal Bradford has offered to help get the petitions through the CIB and has suggested that Council do the site study with the funds budgeted. Mr. Bradford also suggested that the City tie the Golf Course in with water in some way in order to push it through. Councilmember Northern informed the Council that Mr. Tony Wojcik has agreed to be on any committee set up for the project.

28. The Mayor informed the Council that Mr. Kay Johnson has been re-elected to the UAMPS Idaho Project Board and also elected to the San Juan Project Board which has to do with the power plant in Farmington, New Mexico.

29. Mayor Slavens inquired if there was a need to fax any other letters to the DOE or if everything has been taken care of. Councilmember Palmer informed the Council that the Truck Haul was a long way from being resolved and that DOE is supposed to make a decision on the 20th of December. It was noted that there has been much anger and frustration in the community and that there was a need for support to all entities involved and a request that people be encouraged to not hate each other over this issue.

Meeting adjourned at 10:03 p.m.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JANUARY 13, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were:	Mayor:	James S. Shumway
	City Councilmembers:	Keele Johnson Lou Mueller Don W. Palmer Wayne E. Palmer James K. Slavens
	City Administrator:	Norman L. Johnson
	City Treasurer:	Karalee B. Austin
	City Engineer:	Philip L. Palmer
	City Planner:	Bret Hosler

Also present were: Danny Fleming; Mr. & Mrs. Ray Palmer; Ernest Montano; Jerry Holliday; Phil Mueller; Mr. & Mrs. Morris Christiansen; Mr. & Mrs. Mike Halliday & Trent; Stan Perkins; Robert Hosler; Cleal Bradford; Cathy Mellor; Gail Glover; Scot Meyer; Bonnie Meyer.

1. Councilmember W. Palmer offered the prayer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held 12/9/92 were approved with the following addition to Item #18B:  
"and the offered was accepted."
4. Mayor Shumway presented to Ernest Montano a "Distinguished Service Award" for his dedicated service as a crossing guard. The Mayor expressed appreciation to Mr. Montano for a job well done.
5. The City Engineer reported to and/or discussed with the Council the following items:
  - A. A report from the State Engineer regarding an inspection of Starvation Reservoir in June of 1992. The Council agreed that the item should be discussed at a work session January 27 at 6:00 P.M.
  - B. The 4th Reservoir is full and water from Starvation Reservoir is being used through the water treatment plant. As of January 1, moisture at Camp Jackson was 135% of normal for the year.
6. The City Planner reported to and/or discussed with the Council the following items:
  - A. Referred to a memo of December 22, 1992 that informed the Council that staff recommends the City accept alternative #4 regarding the sewer system for the new technology building at CEU-SJC. This recommendation has been given to the college and the city is waiting to hear from them.
  - B. Presented the 1992 Annual Building Report which showed 8.825 million dollars of new or started construction. Approximately half was the new highway.
7. The City Administrator reported to and/or discussed with the Council the following items:
  - A. Travel: Philip Palmer/St. George/Jan. 21-23/Engineers Association  
Bret Hosler/St. George/Jan. 16-20/ICBO Certification  
Council gave their advice and consent.
  - B. The First Western National Bank Annual Business Luncheon will be held January 22 in Moab.  
Councilmember Mueller will attend.
  - C. Asphalt deterioration is occurring in several places at the Municipal Airport. Temporary measures have been taken until repairs can be made in the spring.
  - D. There is concern because of lack of reports being made at the airport. Council agreed that Mr. Jon Hunt should be invited to meet with them at the next regular meeting.
  - E. There will a memorial service at Gouldings for Leone "Mike" Goulding. Councilmember Mueller will attend.

January 13, 1993 Cont'd.

2

F. The TCI Franchise is not renewable until 1995. Council agreed to review the franchise but not make any decisions at this time.

G. Because of the weather, the RSI has inquired if there are any other jobs that they might do until the weather clears and they can resume picking up trash. The City Administrator recommended that they be asked to clear the snow away from fire hydrants.

Mrs. Cathy Mellor informed the Council that it would cost \$10.00 per fire hydrant.

Council gave their advice and consent for the City Administrator to work with RSI on clearing the fire hydrants.

8. Mr. Jerry Holliday discussed with the Council the use of city equipment on private property by employees. Council assured him that the situation will not occur again.

Mr. Holliday also discussed the renting of city equipment to private contractors. Council agreed to check on the law regarding such rental.

9. Mr. Scot Meyer discussed dog problems with the Council. He is concerned about dogs disturbing or attacking his ostriches. Council agreed to make the animal control officer aware of the problem and see if there are other steps we can take to assist in the safety of his birds.

10. Council asked that the City Administrator set a work session with the San Juan Commissioners to discuss our involvement in the new landfill for the county.

11. The City Administrator informed the Council that Mr. Buddy Black has inquired if the City will consider an electric winter rate for motels.

Discussion was held with several businessmen present. Council agreed to have the City Administrator study the situation and bring back a proposal to the Council.

Council took a five minute break.

12. Councilmember Slavens requested that the Council consider him for reappointment to the San Juan County Transportation Special Service District Board when appointments are made on February 10.

13. The City Administrator informed the Council that the documents for the PCIB grant have been received and it is necessary for the Mayor to sign them.

Motion was made by Councilmember Mueller, seconded by Councilmember D. Palmer and unanimously carried that the Mayor be authorized to sign the necessary documents relative to the PCIB grant.

14. Following review of the PCIB Comprehensive Service Plan Committees, motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that the proposed committees be accepted.

15. Councilmember Mueller informed the Council that the ULCT is willing to sponsor a "Reconsidering Growth" training session in Blanding for all interested citizens.

Council gave their advice and consent for Councilmember Mueller to pursue the training session.

16. Councilmember Johnson discussed with the Council the possibility of initiating a gross business license fee and reducing the city property tax rate.

Council agreed to pursue the concept.

17. Councilmember Mueller reported on several meetings held relative to county health care. Mayor Shumway commented that many very

January 13, 1993 Cont'd.

3

positive things are happening with health care.

9:45 P.M. Council Retired to Executive Session

10:00 P.M. Council Returned to Regular Session

Councilmember W. Palmer left the meeting.

19. Motion was made by Councilmember Mueller and seconded by Councilmember Slavens that the meeting be extended five minutes.

Voting was as follows:

Those voting "AYE":

Councilmember K. Johnson  
Councilmember L. Mueller  
Councilmember D. Palmer  
Councilmember J. Slavens

Those voting "NAY":

None

Those absent:

Councilmember W. Palmer

constituting all the members thereof, Mayor Shumway declared the motion carried.

20. Motion was made by Councilmember Mueller and seconded by Councilmember D. Palmer that the City Administrator and Councilmember Slavens be authorized to act in behalf of the Council to negotiate a price for the purchase of real property for health care purposes.

Voting was as follows:

Those voting "AYE":

Councilmember K. Johnson  
Councilmember L. Mueller  
Councilmember D. Palmer  
Councilmember J. Slavens

Those voting "NAY":

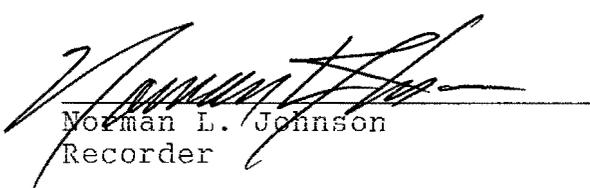
None

Those absent:

Councilmember W. Palmer

constituting all the members thereof, Mayor Shumway declared the motion carried.

Meeting Adjourned At 10:03 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JANUARY 27, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
Absent was: City Councilmember: Keele Johnson

Also present were: Phil Mueller; John Black; Bruce Guymon; Stan Perkins; Danny Fleming; Mr. & Mrs. Gary Guymon; Wendi Simons; Jon Hunt.

1. Prayer was offered by Councilmember Mueller.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held January 13, 1993 were approved.
4. Mayor Shumway presented to Bruce Guymon a "Distinguished Service Award" for practicing life saving skills following an automobile accident on November 19, 1992 involving sixteen San Juan High School students.
5. The City Engineer reported to and/or discussed with the Council the following items:
  - A. The mountain streams water flow is coming up and being channelled into the 3rd Reservoir.
  - B. Attended the Utah City Engineer's Association meeting. It was very enjoyable and very productive.
  - C. Estimates have been received from Creamer & Noble for the upgrading and widening of the Municipal Airport runway.
6. The City Planner reported to and/or discussed with the Council the following items:
  - A. Feels that the Council has really made progress in keeping their 90's resolution.
  - B. Public Hearing for the request from CEU-SJC to vacate 700 West Street between 100 and 200 South.  
Council agreed to hold the Public Hearing on February 24 at 8:00 P.M.
7. The City Administrator reported to and/or discussed with the Council the following items:
  - A. Travel - Danny Fleming/St. George/Feb. 18-19/Rural Water Conference  
Council gave their advice and consent.
  - B. Attended monthly meeting of the Drug & Alcohol Committee.  
Request permission to organize a night meeting during their seminar in April for the quest speaker to speak to the parents and teachers about gangs.  
Council gave their advice and consent.
  - C. Reminded Council they will be selecting a representative for the Transportation District on February 10.
  - D. Development of a new "Animal Control Citation" is being completed.
  - E. Made a suggestion concerning the business rates. The Council agreed to hold a Power Board Meeting March 10 at 6:00 P.M. to review the information in detail.
  - F. The CDBG pre-application was mailed January 22.
  - G. Referred to the Memo written concerning Mr. DeVon Hurst.  
Council gave their advice and consent to concur with the memo.
  - H. Presented a memo from City Attorney Craig Halls pertaining to

the rental of city owned equipment to the private sector or individuals. The memo stated that such a rental was not improper so long as it is not in a direct competition with private enterprise.

8. Mrs. Wendi Simons with RSI informed the Council that they have uncovered 125 fire hydrants. Suggested that the City might consider some way of marking them for future needs. Wendi indicated that she is the new manager for RSI.

9. Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that the City Administrator be authorized to write a letter to San Juan County notifying them that the City of Blanding will participate in the Solid Waste Landfill.

10. Councilmember Mueller recommended that the Council consider advertising in the San Juan County Visitor's Guide this coming year. Following discussion, motion was made by Councilmember Mueller, seconded by Councilmember D. Palmer and unanimously carried that the City of Blanding purchase the same advertising space as last year in the San Juan County Visitor's Guide.

11. Motion was made by Councilmember Mueller, seconded by Councilmember D. Palmer and unanimously carried that the Mayor and City Administrator be authorized to purchase real property from Mr. Richard Perkins in the amount of \$75,000. A grant from the Electric Utilities Fund Reserve is to purchase the property to be used for municipal purposes. As a part of the purchase arrangement, Mr. Perkins is to provide title insurance, a land survey and an 80 foot road right-of-way bordering the north side of the acquired land.

12. Mr. Jon Hunt discussed problems at the Municipal Airport with the Council and informed them that he will be moving back to Blanding in May. He requested that the Council consider installing a pay phone for the public to use at the airport. He assured the Council that the operations of the airport will improve immediately.

The deterioration of the asphalt was also discussed but until the weather breaks and the ground dries up, the full extent and the repair of damage will not be known.

13. Council reviewed the wording of a quit claim deed prepared by the attorney covering the ambulance garage and proposed heli-pad. It was agreed the document was ambiguous and needed more work by the city attorney.

14. The Council discussed the need to raise the solid waste fee but agreed to wait until a firm cost can be calculated.

15. Councilmember W. Palmer discussed with the Council the problems occurring with large semi-trucks parking in residential areas overnight. Following discussion, Council agreed that a letter should be written to truck owners asking for their cooperation in alleviating the problem.

16. Mayor Shumway informed the Council that Councilmember Johnson had been appointed State Representative and requested that a letter of congratulations be written.

Council gave their advice and consent.

17. Councilmember Mueller reported to and/or discussed with the Council the following items:

A. Met with the San Juan Commissioners and delivered a letter to them from the City requesting that they consider making Health Care Board appointments along the same district boundaries as the school board.

B. Attended the Local Officials Day in Salt Lake City.

C. The Arts Guild met and has chosen Blanding Arts & Humanities Alliance as their name.

18. Councilmember D. Palmer discussed the golf course development and told the council that the recreation committee would meet soon to review a proposal to authorize a feasibility study by Golf Resources

Inc.

19. Councilmember Slavens reported to and/or discussed with the Council the following items:

A. Informed that the County may have a snowmobile for sale. Council gave advice and consent to inquire and purchase if available.

B. Recommended that a meeting be set with the Irrigation Company, Water Conservancy District and the City of Blanding. Council gave their advice and consent for the Administrator to arrange such a meeting.

C. Recommended a meeting be held with Ron Theobald for a walk-through at the airport and request emergency monies for winter damage that is occurring.

Council gave advice and consent.

20. Councilmember Mueller informed the Council that she has received comments from concerned citizens about the large piles of snowing blocking visibility. The Council acknowledged the problem but hoped the citizens would be patient as this has been an unusual winter.

21. Councilmember Mueller informed the Council that the Health Care Committee would like to have Dr. Larry Isaac appointed to the committee.

Mayor Shumway appointed Dr. Larry Isaac to the Health Care Committee with the advice and consent of the Council.

22. Mayor Shumway reported to and/or discussed with the Council the following items:

A. Recommended that the committees set up for the area master plan meet together on Thursday, February 4 at 7:00 P.M. to be given the intent and purpose of each committee.

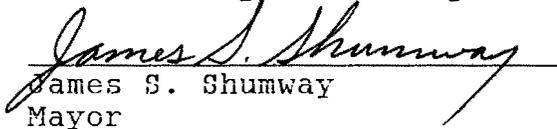
B. Requested that the Council state their purpose for the purchase of property from Mr. Perkins. The Council agreed that the intended purpose of the property south of town is for health care and related services.

23. Motion for adoption of the following resolution was made by Councilmember D. Palmer, seconded by Councilmember W. Palmer and unanimously carried:

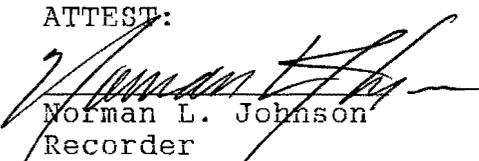
RESOLUTION NO. 1993-1

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign that certain agreement by and between the City of Blanding and the State Surplus Property Agency; that a copy of such agreement be attached hereto and made a part hereof.

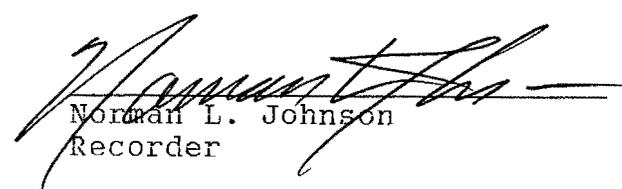
PASSED, ADOPTED and APPROVED this 24th day of January, 1993.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

Meeting Adjourned at 9:25 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD FEBRUARY 10, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were:	Mayor:	James S. Shumway
	City Councilmembers:	Lou Mueller Don W. Palmer Wayne E. Palmer James K. Slavens
	Deputy Recorder:	Karalee B. Austin
	City Engineer:	Philip L. Palmer
	City Planner:	Bret Hosler
Absent was:	City Councilmember:	Keele Johnson
	City Administrator:	Norman L. Johnson

Also present were: Stan Perkins; Dr. Kay Shumway, CEU; Mr. Gene Carlson, head of Maintenance for CEU; Mr. Dick Tholen, State Division of Facilities & Planning Management; Bob Hosler; LaRee Burgess; Dale & Donna Slade; Steven & Sylvia Czerkas; Phil Mueller.

1. Prayer was offered by Councilmember D. Palmer.
2. The Pledge of Allegiance was recited.
3. The Minutes of City Council Meeting held 1/27/93 were approved.
4. The City Engineer informed the Council that hopefully Starvation Reservoir will be empty by the time the snow pack is gone. The water treatment plant is pulling from Starvation Reservoir entirely.
5. The City Planner reminded the Council of the Public Hearing set for February 24 at 8:00 P.M. relative to vacating a street to the college.
6. Mayor Shumway informed the Council that the Clerk/Typist position is open and that applications will be received until February 19.
7. Mr. & Mrs. Dale Slade and Mr. & Mrs. Czerkas visited with the Council about the building of a Dinosaur Museum. They have acquired property from Aero Industries and plan to start construction as soon as weather permits.  
Mr. & Mrs. Czerkas further explained their plans and told the council of different items they have acquired throughout their careers.  
It was also requested of the Council to consider donating two acres of land south of the museum site so that development of a park surrounding the museum could be accomplished. The Council indicated that the property has already been designated for a purpose but that they would look into the possibility.
8. Mayor Shumway informed the Council that Lt. Governor Olene Walker will be in the Council Chambers Friday, February 12 at 5:00 P.M.
9. Dr. Kay Shumway discussed with the Council the sewer system at for the new technology building at CEU-SJC. It was agreed that the sewer lift station would be bid separately.  
Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried that the City will participate in the project as outlined in the December 22, 1993 memo prepared by the City Administrator and that any amount over \$65,000 will be shared on a 70/30 basis with CEU-SJC.
10. Mayor Shumway informed the Council that James Slavens, George Marian and Ferd Johnson have shown interest in the position on the SJCTSSD.  
Since Councilmember Slavens has performed an admirable service and is desirous of continuing in the position, Mayor Shumway appointed Councilmember Jim Slavens to the San Juan County Transportation Special Services District Board.  
Council gave their advice and consent.

11. Mayor Shumway informed the Council that the City Engineer, City Administrator and himself met with the FAA in Denver on Friday, February 5. It was felt that the meeting was invaluable. The Blanding Municipal Airport will receive a total of \$1,600,000 in projects in 1993 and 1995.

12. Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that Councilmember Slavens, Mayor Shumway and Councilmember Mueller be authorized to meet with the Health Care Board to inform them that the City of Blanding has purchased property for health care purposes and that the property is at their disposal as needed for such purposes.

13. Councilmember Mueller informed the Council that she has been appointed by the Governor to the Utah Advisory Council and asked that the Council support her by supplying travel expenses.  
Council gave their advice and consent.

Councilmember Mueller also informed the Council that while she was in Salt Lake City she made several health care contacts that she feels will be invaluable.

14. Councilmember Slavens requested permission to organize a meeting with the Monticello City Council and take them to lunch in order to work out some differences in opinions.  
Council gave their advice and consent.

15. Mayor requested, and the Council agreed, that upon receiving resignation from Councilmember Johnson, the replacement appointment for Councilmember Johnson be an agenda item for the next regular meeting.

9:00 Retired to Executive Session.

9:15 Returned to Regular Session.

Meeting Adjourned at 9:15 P.M.

Karalee B. Austin  
Karalee B. Austin  
Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD FEBRUARY 24, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor Pro-Tempore: James K. Slavens  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
City Administrator: Norman L. Johnson  
Deputy Recorder: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
Absent was: City Councilmember: Keele Johnson  
Mayor: James S. Shumway

Also present were: Stan Perkins; Danny Fleming; Phil Mueller; John Black; Craig Halls.

1. Prayer was offered by Councilmember Slavens.
2. The Pledge of Allegiance was recited.
3. The minutes of City Council Meeting held February 10, 1993 were approved with the following addition:  
Item #13 - Utah Advisory Council "on Inter-Governmental Relations"
4. Mayor Pro-Tempore Slavens informed the Council that resignation as a Councilmember had been received from Councilmember Max Keele Johnson. Upon this notification, motion was made by Councilmember Mueller, seconded by Councilmember W. Palmer and unanimously carried that Councilmember Johnson's resignation as councilmember be accepted.
5. Motion was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried that Mr. Stan Perkins be appointed as Councilmember to fill the remaining term of office for Councilmember Johnson.
6. The City Administrator administered the oath of office to Mr. Stan Perkins.
7. The City Engineer gave a report to the council of the Blanding Irrigation Board meeting he and the City Administrator attended on February 16. It is felt a good working relationship is being created for the coming water year.
8. The City Administrator recommended that the City pay an invoice for water used in 1991 to the Blanding Irrigation Company in the amount of \$2,340.00.  
Council gave their advice and consent.
9. Mr. Danny Fleming, Water/Wastewater Supervisor, informed the Council that he had written an article for the National Rural Water Association and that it has been published in their magazine. Mr. Fleming also attended the Rural Water Association conference in St. George.
10. The City Planner reported to and/or discussed with the Council the following items:
  - A. Reviewed the basic blueprint plans for the National Guard Armory.
  - B. Attended classes and took the ICBO test in St. George.
  - C. SEUAOG is working on a Housing Resource Plan and we will have some input to the process.
  - D. Reminded the Council that Sydney Fennesbeck with the Utah League of Cities and Towns will be conducting a training session on planning for the Council, Planning and Zoning Commission and Board of Adjustments.
  - E. The County Economic Development Board as it exists may be dissolved and feels that when it becomes necessary the City Council needs to be involved in keeping the concept of a County Economic Development Board.

F. Informed the Council as to his efforts on a convention center facility. Council directed he continue to pursue the objective using the "EOTS" group and any other idea or concept.

11. The City Administrator reported to and/or discussed with the Council the following items:

A. Travel - Bret/March 29-30/Phoenix/Rural Development Conference.

Council gave their advice and consent.

B. There will be a work meeting on natural gas 3/10 at 4:30 p.m.

C. There will be a work meeting on solid waste in Monticello 3/3 at 1:00 p.m. and in Moab at 6:00 p.m.

D. There will be a power board meeting 3/10 at 6:00 p.m.

E. Asked as to the City getting a topographic survey of recently purchased health land.

F. The Tooele equipment sale was not a successful venture for the City. There was nothing there of value to us.

G. The ULCT Mid-Year Convention will be in St. George April 14-16.

H. The ICPA annual meeting will be March 17 in Wayne County.

I. The Joint Highway Committee meeting will in Kanab March 18-19.

J. Mr. Ray Palmer has inquired if the City would be interested in advertising on the Quality Oil sign on North Highway 191. The Council expressed no interest.

K. Mark Bradford has requested that Dr. Larry Isaac be appointed to the Higher Education Committee.

Following discussion, Mayor Pro-Tempore appointed Dr. Larry Isaac, Councilmember Stan Perkins and Councilmember Lou Mueller to the Higher Education Committee and Councilmember Stan Perkins to the Water Conservancy Committee.

Council gave their advice and consent.

12. 8:10 P.M. The Council conducted a Public Hearing relative to the abandonment of 700 West Street between 100 South Street

There was no public comment.

Mayor Pro-Tempore closed the Public Hearing at 8:12 P.M.

Motion for the adoption of the following ordinance was made by Councilmember W. Palmer, seconded by Councilmember Perkins and unanimously carried:

ORDINANCE NO. 1993-1

AN ORDINANCE VACATING 700 WEST STREET BETWEEN 100 AND 250 SOUTH.

WHEREAS, 700 West Street was dedicated for public use as a street to benefit the residents, students, and College of Eastern Utah and to Provide for access to the college campus; and

WHEREAS, the development plan for the college now provides that this area will better serve the needs of the campus if parking and walking area are established in this area in conjunction with the development of a vocational building; and

WHEREAS, Blanding City Municipal Corporation, by and through its governing board, does hereby find that there is good cause for the vacation of said street and that said vacation will not be detrimental to the general interest of the community;

NOW, THEREFORE, be it ordained:

That the property more particularly described as:

Beginning at a point on the 40 acre line, said point being S 89 51'00" E 1323.3 feet and N 0 02'00" W 339.65 feet from the southwest corner of Section 27, T36S, R22E 40 acre line, thence N 89 52'00" W 100 feet, thence S 00 02'00" E 792.5 feet, thence S 89 52'00" E 100 feet

to the point of beginning. (1.67 acre)

Includes part of the public right-of-way granted to the City of Blanding by the U.S. Department of the Interior BLM (SN, U-62434) August 1985.

EXCEPTING a right-of-way for the City of Blanding for existing infrastructure, including right-of-entry to operate and maintain, with no obligation to repair disturbed landscaping.

and known as 700 West Street between 100 and 250 South is hereby vacated.

The City does hereby relinquish and revoke its fee interest in said property in accordance with U.C.A. 10-8-8.5, except for right-of-ways or easements or the franchise right of any public utility and reserving unto the Blanding City Municipal Corporation a right-of-way to operate and maintain existing utilities and infrastructure with no obligation to repair or replace disturbed surface or landscape.

This Ordinance shall become effective 20 days after publication or 30 days after passage, whichever is closer to the date of passage.

This Ordinance passed by a majority of the City Council this 24th day of February, 1993.

BLANDING CITY MUNICIPAL CORPORATION

BY James Slaven  
MAYOR Protempore

ATTEST.

[Signature]  
Recorder  
(Seal)

13. Councilmember Mueller voiced her opinion that she felt each Councilmember should file a conflict statement with the City Office. The Administrator was assigned to get a sample document.

14. Councilmember D. Palmer informed those present that the Clerk/Typist position is open and that through interviewing all the candidates and process of elimination he motioned with a second by Councilmember W. Palmer and unanimously carried that Laurie H. Anderson be hired to fill the Clerk/Typist position at Grade 4-1 starting March 1, 1993.

15. The City Administrator presented the Council with a draft business electric rate study to be further reviewed at the power board meeting to be held 3/10.

16. The City Administrator presented a copy of a new animal control "Citation" report form. Councilmember Slaven requested the form be reviewed by the City Attorney to make sure it is legal to use.

17. Councilmember Mueller reminded the Council of the Health Care Board Meeting the following evening and informed them that they will tour the property purchased for health care.

18. The City Administrator informed the Council that the PCIB committees are organized and functioning.

19. Councilmember Mueller would like to have the Blanding City

February 24, 1993 Cont'd.

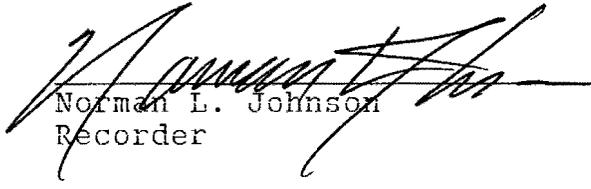
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Clean-up Days in conjunction with the National Guard and requested that the City Administrator check with the Guard for a list of their active weekends.

20. Councilmember Perkins asked if a letter could be written to San Juan County regarding the clean-up of the old burned out Frontier Theater.

21. Mr. John Black discussed with the Council the problem of large trucks parking on Main Street.

Meeting Adjourned at 9:25 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MARCH 10, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Lou Mueller  
Stan Perkins  
Don W. Palmer  
Wayne Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip  
City Planner: Bret

Phil Mueller; John Black; Keele Johnson; Keith Campbell; Layne Reed; Ernie Tibbitts; Shawn Blake; Russell Pincock; Benjamin Carroll; Tim Carroll; David Palmer; Richard Watkins; Jacob Hawkins; Earl Dyer; Lehi Lacy; Liz Mueller; Larry Putnam; Bruce Shumway; Craig Stanley; Rayburn Jack; Donna Singer; George and Donna Jones; Bob Hosler.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegiance was recited.
3. Mayor Shumway presented a plaque of appreciation to Mr. Keele Johnson for his tenure as a Councilmember.

4. Minutes of City Council Meeting held February 24, 1993 were approved with the following addition:

Item 17 - "Councilmember Slavens and Councilmember Mueller will make a verbal presentation of the land with the stipulation that it be used for health care purposes only on an as needed basis."

5. The City Engineer reported to and/or discussed with the Council the following items:

A. Requested permission to give North Highway 191 a street name so that addresses can be assigned. Grayson Parkway was suggested and the Council expressed their agreement to the concept and name.

Motion was made by Councilmember Stan Perkins, seconded by Councilmember D. Palmer and unanimously carried that Highway 191 from Center Street north be named Grayson Parkway.

B. Reviewed the Jones & DeMille report on 4th Reservoir. They will report in detail at a later date.

C. Would like to fix the water problem at 350 South 300 West by filling in with dirt removed for other curb and gutter projects.

Following discussion, motion was made by Councilmember Mueller and seconded by Councilmember D. Palmer that soil removed for curb and gutter projects be dumped on the 20 foot city right-of-way at 350 South 300 West and allow Mr. Pincock to distribute it on his property so as to help alleviate his water problem.

Voting was as follows:

Those voting "AYE": Councilmember L. Mueller

Councilmember D. Palmer

Those voting "NAY": Councilmember W. Palmer

Councilmember S. Perkins

Those absent: Councilmember J. Slavens

constituting all the members thereof, Mayor Shumway broke the tie by voting "AYE" and declared the motion carried.

D. Requested approval of scheduling of bids for the airport runway improvements on April 8 at 11:30 P.M. Council gave their advice and consent.

There will be a pre-bid on site tour earlier that morning. The Council will be advised.

6. The City Planner reported to and/or discussed with the Council the following items:

A. Reminded the Council of the ULCT Planning & Zoning

training March 18.

B. The City Administrator reported meeting with the Commissioners relative to Recapture Reservoir and pursuing possible improvements at the reservoir by getting the State Parks involved. The funding is already available by grants from San Juan County, Blanding and the Water District.

Bret informed the Council that the San Juan County Economic Development Board has acquired a grant for an Economic Development study of San Juan County. This study has looked at several possible projects for the County and recreation at Recapture Reservoir was one of these. The Board has also requested an additional 1% transient room tax, for bricks and mortar, effective July 1, 1993. They have offered a portion of this 1% for operation and maintenance at Recapture Reservoir on an annual basis.

Council gave their advice and consent for the concept to be pursued.

7. The City Administrator reported to and/or discussed with the Council the following items:

A. Travel/Norman/ICPA/March 17/Joint Hwy. 18 & 19/Torrey & Kanab. Council gave their advice and consent.

B. There will be a joint presentation by Blanding and Monticello Solid Waste Committees to the San Juan County Commissioners on Monday, March 22.

C. GTE was not interested in placing a pay phone at the Blanding Municipal Airport. Mr. Jon Hunt was asked to obtain a phone for local and operator assisted calls only.

D. A sample "Conflict of Interest" Statement in packet was discussed.

Advice and consent of Council to fill out statements and file.

E. Tuesday, March 16, Council will have dinner with the Monticello Council at the Lamplighter at 6:30.

Council agreed to meet at 5:30 and drive over together.

8. Representatives from Mr. Norman Lyman's ARL Middle School class informed the Council that they would like to earn money to make repair needed at the baseball field, tennis courts and pool. Request that the Council grant them permission to do these projects. Council gave their advice and consent to pursue these projects and they offered to work as liaison with the School and Recreation Districts to complete the project. The program is called "Kids Speak".

9. Councilmember Mueller introduced the members of the San Juan Health Care Services District Board, Rayburn Jack, Larry Putnam and Bruce Shumway, and explained they had been invited to report on the progress of the new medical facility to be built in Blanding.

A proposal from the architect of \$8750 to begin drawings was presented at the last County Health Care Board meeting but was not approved. Mr. Jack explained they were waiting for two things before moving forward: the final presentation of the Space Diagnostics study and a health care district financial projection. Mr. Putnam presented a list of needed expenditures and stated the County Health Care Board would be prioritizing this list before authorizing any new funding. Both Mr. Jack and Mr. Putnam assured the council this project has a very high priority.

Councilmember Mueller stated the Blanding Health Care Board authorized \$3,000 toward the architect's Master Planning to help with funding sources and to be included in the Blanding City Comprehensive Services Study.

10. Norman reported that in an earlier meeting with Sunrise Engineering it was indicated that the natural gas project is feasible and is ready for the City to decide whether it is a "go" or "no go" project.

Following considerable discussion, motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried that the City should bring in Natural Gas as a

Municipal Utility System as outlined by Sunrise Engineering; that staff should in connection with Sunrise Engineering and Dwight Osborn, as financial advisor; prepare to implement the \$4,335,000 project with all education of and input from the public as soon as possible.

11. Mayor Shumway made the following Council assignments with advice and consent of council:

Councilmember Perkins: Power  
Mayor Shumway: Water

Mayor Shumway made the following PCIB Committee assignments and changes with the advice and consent of the council:

Water Committee PCIB: Mayor Shumway and Keele Johnson added  
Councilmember Stan Perkins removed.

12. The annual Blanding Irrigation Company meeting will be held March 23 in the City Council Chambers at 7:30 P.M. Mayor Shumway will attend as proxy for the city.

13. Councilmember Mueller requested that the City consider paying 2-3 registration fees for representatives of the Blanding Arts and Humanities Alliance to attend training at an Annual Utah Arts Council Statewide Conference.

Following discussion, advice and consent of the Council was given for the City to pay for two registrations.

14. Mayor Shumway reported that in an earlier power board meeting it was suggested by Mr. Kay R. Johnson that the City should either put all businesses on demand meters and read them as demand meters or take all businesses off demand meters.

Motion was made by Councilmember W. Palmer, seconded by Councilmember Perkins and unanimously carried that staff analyze the demand meter situation, read all demand meters in place and purchase demand meters to be placed on all businesses that do not have one at this time.

Councilmember D. Palmer amended that after all businesses are on demand the concept of lowering commercial electric rates be analyzed.

15. Councilmember Mueller recommended that open burning be allowed to clean up this spring. Councilmember W. Palmer and Slavens commented that the Fire Chief is and will continue issuing burning permits this year.

16. Mayor Shumway gave an up-date on the PCIB Committees and made not of the chairmen.

17. Councilmember Mueller informed the Council that the Czerkas are going to request that the City go to the Castleland RC&D for a design and landscaping grant for their proposed Dinosaur Museum. Council indicated that they will welcome the request to assist the museum concept.

18. Councilmember Slavens asked as to what had been done about trucks parking on Main and Center Streets. The Administrator indicated he had not found out much but would try to have more information by next council meeting.

19. Motion was made by Councilmember Slavens and seconded by Councilmember Mueller to extend the meeting 10 minutes.

Voting was as follows:

Those voting "AYE": Councilmember L. Mueller  
Councilmember D. Palmer  
Councilmember S. Perkins  
Councilmember J. Slavens

Those voting "NAY": Councilmember W. Palmer  
constituting all the members thereof, Mayor Shumway declared the  
motion carried.

20. Councilmember Slavens reported to and/or discussed with the  
Council the following items:

A. Requested permission for himself and Mayor Shumway to  
visit with Mr. Jon Hunt about the conditions at the airport and the  
changes expected by the City.

Council gave their advice and consent.

B. Requested \$3,000 from the Council to organize an Indian  
Days in coordination with Dr. Larry Isaac.

Council agreed that Councilmember Slavens should coordinate a  
date and other information with Dr. Larry Isaac and come back to  
the Council with this information at next council meeting.

C. Requested permission to have the street cleaner work at  
night on Main and Center Streets when traffic is slower.

Council directed the City Administrator to work with Mr. Jeff  
Black and bring back a proposed schedule for night street cleaning.

21. The Administrator asked about setting a Public Hearing for  
annexation and zoning of the land deeded to the City by San Juan  
County near the old 21st Century Building. Council set April 14  
8:00 P.M. as the date for Public Hearing. The Mayor was authorized  
to sign a deed over to Mr. Vance Seely for a portion of the  
property upon approval of the City Attorney and Mr. Seely will deed  
the property on 300 West 300 South to the City.

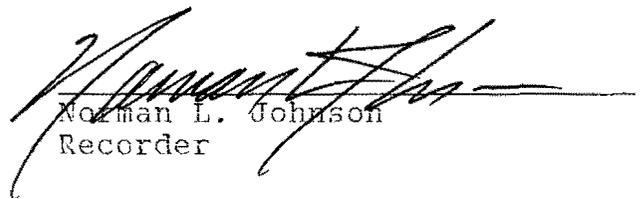
22. Motion was made by Councilmember Mueller and seconded by  
Councilmember Slavens to extend the meeting 5 minutes.

Voting was as follows:

Those voting "AYE":	Councilmember L. Mueller
	Councilmember J. Slavens
Those voting "NAY":	Councilmember D. Palmer
Those abstaining:	Councilmember S. Perkins
Those absent:	Councilmember W. Palmer

constituting all the members thereof, Mayor Shumway declared the  
motion dead.

Meeting Adjourned at 10:10 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MARCH 24, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
Absent was: City Councilmember: Stan Perkins

Also present were: John Black; David Homedew and son; James Harris; Bradley Harris; Joseph Harris; Ray Palmer; Alden Robinson; Vern Fisher; and Steven Christensen; Dana Nielson; Phil Mueller.

1. Prayer was offered by Councilmember W. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held March 10, 1993 were approved.
4. The City Engineer reported to and/or discussed with the Council the following items:
  - A. Recapture Reservoir is at overflow level and we are draining Starvation Reservoir slowly. The 4th Reservoir is also overflowing.
  - B. The airport bid opening has been changed to April 14 and the pre-bid tour will be on April 7.
  - C. Reported on the Emergency Management meeting with Rick Bailey and other county officials held to discuss potential flooding.
  - D. Irrigation Company met Tuesday night and the Mayor will sit on the Board representing the City until his term expires December 31 this year.
5. Mr. Alden Robinson remarked on an earlier work session regarding natural gas for Blanding and told the Council that he still feels that the project is positive and viable. He also stated that the natural gas project is much more sensible than considering a propane system.

Mr. Vern Fisher stated that they will be meeting with the CIB on April 6 to inquire if they will consider funding the project and that a Public Hearing should be scheduled for April 7th. Public education regarding the project needs to be started.

A motion was made by Councilmember Slavens, seconded by Councilmember W. Palmer and unanimously carried that a ceiling of \$100,000 be placed on expenditures up to May 12 when Sunrise Engineering will be reporting back to Council; at this time the Council will decided whether to pursue the project further.
6. The City Planner reported to and/or discussed with the Council the following items:
  - A. Presented the preliminary plans from Ray Palmer for a new restaurant just south of the Comfort Inn. Ray has requested the City participate in covering the irrigation ditch along the south end of the property. The culvert will cost around \$6200 and labor will be a similar amount.

Motion was made by Councilmember D. Palmer, seconded by Councilmember W. Palmer and unanimously carried that the City will participate when the building permit is taken out.
  - B. A Public Hearing relative to the annexation and rezoning of the 21st Century property will be April 14.
  - C. The Planning & Zoning Training Session held March 18

was a positive and educational experience. Those present from the League complimented the City on their ordinance and on the progress we are making within the community.

7. The City Administrator reported to and/or discussed with the Council the following items:

A. Jeff Black and Mike Dayzie/Road School/April 28-30/St. George

Council gave their advice and consent.

B. Needs to know who will be attending the ULCT Conference April 15-16 in St. George.

C. The new animal control citations seem to be working and Staff also recommends that the Council re-initiate the previous drawing of a dog shelter and start construction on the west side of the City shop.

Council gave advice and consent to construct the facility.

D. The land exchange between Mr. Vance Seely, San Juan County and the City is completed.

E. Would like to hire summer help to start mowing weeds on City property and streets by April 1st.

Advice and consent of Council.

F. FY94 budget timetable was presented for review, in the packet.

G. No response has been received from Bill Redd about the letter sent regarding the possibility of the City leasing the Blanding Mercantile Parking lot.

H. The Power Board Meeting will be moved to April 28.

I. Reported on meeting with San Juan County and Monticello City regarding solid waste. The Solid Waste Committee will meet April 1 at 5:00 P.M.

J. Request permission to place a request for proposal to maintain the Third Reservoir Park.

Council gave their advice and consent.

8. Mr. John Black asked when a meeting will be held with Jones and DeMille regarding water storage. The City Administrator indicated that it is to be Wednesday of next week.

9. Following a discussion of the need for a Housing Survey, motion for adoption of the following resolution was made by Councilmember D. Palmer, seconded by W. Palmer and unanimously carried:

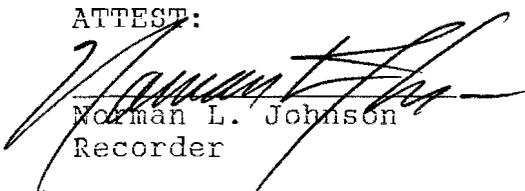
RESOLUTION NO. 1993-2

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign that certain agreement by and between the City of Blanding and the Southeastern Utah Association of Governments; that a copy of such agreement be attached hereto and made a part hereof.

PASSED, ADOPTED and APPROVE this 24th day of March, 1993.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

10. Councilmember Slavens informed the Council that he would like to organize and Indian Days Celebration for August and requested that the City contribute \$3,000.

The Council agreed to place the \$3,000 in the FY94 budget.

11. With advice and consent of the Council, Mayor Shumway appointed Councilmember Mueller as the voting delegate for Blanding at the ULCT Convention.

12. Councilmember Mueller informed the Council that she would like to have the Clean-up Days the last week of April and that the National Guard can assist on Saturday. She indicated that a public awareness campaign should be started to educate the citizens about the dump closure and encourage all to clean up before this happens.

The Council gave advice and consent to pursue and indicated that the City will help remove debris and old cars that citizens might want to clean up.

13. Councilmember D. Palmer requested that the City consider erecting lights at the Little League Field. The lights are available and being stored at this time. The approximate cost for poles, switches etc. is \$3,000.

Council gave their advice and consent to investigate this project further.

14. Councilmember D. Palmer and Mr. Dana Nielson discussed downtown beautification with the Council.

The Downtown Beautification Committee feels that the #1 priority should be the maintenance of what has already been completed by the City. It is felt that the City should plant and maintain the planter with cooperation from the businesses.

Council agreed to visit with RSI and see if they would be interested in contracting this service for the City.

Councilmember D. Palmer discussed several new projects that the Beautification Committee would like to see initiated and asked the staff to follow up on them.

15. Mayor Shumway gave a brief report on the dinner with the Monticello Council and read the article covering the meeting from the San Juan Record.

16. Councilmember Slavens requested that the Council consider hiring 5 summer workers, four for concrete and the person running the mower.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried that advertisement for the 5 summer workers be placed with Job Service and in the paper as appropriate. The Council will select the employees.

17. Councilmember Mueller reported to and/or discussed with the Council the following items:

A. Requested that they approach Castleland RC&D on behalf of Stephen and Sylvia Czerkas for landscape services. Councilmember Slavens would need to sign as the sponsor representing the City of Blanding with the Mayor authorizing the agreement.

Council gave their advice and consent.

B. Requested permission to attend all the Grand Circle Association meetings scheduled for 1993.

Council gave their advice and consent.

18. Councilmember Slavens reported to and/or discussed with the Council the following items:

A. Requested that the City respond to a letter from Ms. Cassie Bradford and inform her that her letter has been forwarded to the Recreation District for action and that they appreciated her interest.

B. Discussed the city "Tregallas" property south of the

March 24, 1993 Cont'd.

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airport. Council does not want to sell the property but would consider an agricultural lease. The Administrator was asked to contact Mr. Bruce Shumway.

C. Inquired if the County still has the snowmobile for sale.

D. Requested that an Airport Committee meeting be held before bids are received. The City Engineer will set one for next week.

E. A citizen has requested consideration be given to putting signs in the parks regarding littering and the penalties for doing so.

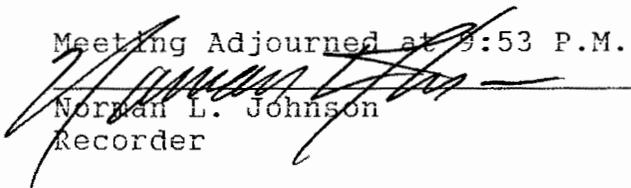
Council agreed to consider no-littering signs but did not want to place penalty signs.

F. Requested permission to hire someone to trim trees on city property along Main Street.

Council agreed that he is to get more information and a cost estimate.

19. Mr. Phil Mueller gave a brief report on the Hospital Board meeting held earlier this evening in Monticello.

Meeting Adjourned at 9:53 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD APRIL 14, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Don W. Palmer  
Wayne E. Palmer  
Stan Perkins  
James K. Slavens  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
City Clerk: Laurie Anderson  
Absent were: City Councilmember: Lou Mueller  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin

Also present were: Phil Mueller; Frank Seegmiller; Ferd Johnson;  
Vance Nielson.

1. Prayer was offered by Councilmember Perkins.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held March 24, 1993 were approved with the following addition to Item #6C:  
Motion was made by Councilmember D. Palmer, seconded by Councilmember W. Palmer and unanimously carried that "because of the importance of the canal in our flood drainage plan, and the necessity of keeping it and protecting our citizens from the dangers of open drainage", the City will participate when the building permit is taken out.
4. The City Engineer reported to and/or discussed with the Council the following items:
  - A. Bid opening for the Airport expansion was held this date at 11:30 a.m. Three bids were received on time and one late. The bids are being reviewed and a decision will be made at a later date.
  - B. Starvation Reservoir is not empty but has been closed off to check for leakage. It will be opened again on Monday.
5. The City Planner reported to and/or discussed with the Council the following items:
  - A. GTE is not interested in placing a telephone at the Blanding Airport. They are trying to sell all of their rural systems.
  - B. There will be Transportation Commission meeting Friday, April 23 in Moab. The City Planner and Councilmember Slavens will attend.
  - C. Mr. Craig Zwick, Executive Director Department of Transportation, has promised Blanding that he will try to get on line some Highway 191 projects between Blanding and Bluff.
  - D. A meeting will be held Thursday, April 22 at 7:00 p.m. to discuss the EDA grant.
  - E. Al Kuipers is ready to retire from the Board of Adjustments and will be sending a letter of resignation.
6. 7:45 P.M. Council conducted a Public Hearing relative to the HUD Community Development Block Grant Program.  
Mayor Shumway read the following notice:

The City of Blanding will hold a Public Hearing to consider increasing the application for a Community Development Block Grant to place curb and gutter in the areas of 200 and 300 West and 400 to 500 South to control storm water runoff and eliminate property damage and create a safer area around the Elementary School. Comments will be taken on the implementation and project make up. The effect on individuals located in that project area will also be discussed. The Hearing will begin at 7:45 P.M. on Wednesday, April 14, 1993 in the City Council Chambers located at 50 West 100 South Street, Blanding, Utah 84511. Further information can be obtained by contacting Norman L. Johnson at the City Office or calling at 801-678-2791.

There were no citizen comments.

Councilmember D. Palmer asked the City Engineer if this was where the money was most needed and he replied that it was.

Mayor Shumway closed the Public Hearing at 7:52 P.M.

Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that the proposed additional area be included in the FY93-94 project if the funding is granted.

7. Mayor Shumway reported to and/or discussed with the Council items for the City Administrator:

A. Travel - Jay McDaniel/St. George/April 19-21/Annual Conference

Council gave their advice and consent to attend.

B. Selection of summer workers will be April 28.

C. Power Board meeting will be April 28 at 6:00 P.M.

D. 3rd Reservoir Park will be handled by the City this year rather than an outside contract as years past.

E. Called attention to a letter from the County concerning the Frontier Theater.

F. Council agreed that the Administration should look into contracting someone to do necessary trimming of trees on Main Street and that the monies should come from the beautification funds.

8. Council discussed the proposal received from Blue Mountain Training and Employment for maintenance and care of area from sidewalk to curb along Main Street.

Following discussion, motion was made by Councilmember D. Palmer and seconded by Councilmember Slavens that the City contract with Blue Mountain Training and Employment, upon their acceptance, for a period of one year to clean and maintain the area from sidewalk to curb where maintenance is not being done from Go-Fer north to the Post Office on Main Street and from Stars Food to Cedar Pony on Center Street for the monthly fee of \$350.00.

Voting was as follows:

Those voting "AYE":

Councilmember J. Slavens

Councilmember D. Palmer

Councilmember W. Palmer

Those voting "NAY":

Councilmember S. Perkins

Those absent:

Councilmember L. Mueller

constituting all the members thereof, Mayor Shumway declared the motion carried.

9. 8:00 P.M. Council conducted a Public Hearing relative to annexation of City property near the 21st Century building.

There were no citizen comments.

Mayor Shumway closed the Public Hearing at 8:03 P.M.

Motion was made by Councilmember Slavens, seconded by Councilmember Perkins and unanimously carried that the City annex the following parcel of land:

Beginning at a point which is S 89°57'00" E 471.2 feet from the Center of Section 34, Township 36 South Range 22 East, Salt Lake Base & Meridian; running thence North 330 feet (+), thence East 628.6 feet (+), thence South 0°15'00" West 330.5 feet (+), thence North 89°57'00" West 630 feet (+) to the point of beginning. (Contains 4.76 Acre)

10. Mr. Vance Nielson inquired about the possibility of having 700 North Street graveled. Mayor Shumway informed Mr. Nielson that 700 North Street is on the priority list but that it is not known when it will be completed.

April 14, 1993 Cont'd.

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11. Council discussed the clean-up days planned. It was suggested that a poster contest be set-up in the elementary and middle schools and that a prize of \$10 be given for the winner of each class.

Council gave their advice and consent to pursue.

12. Discussion was held concerning Domer Trucking and the parking of their trucks. The lot on the northwest corner of 100 South Street and 100 East Street has been clean and they are welcome to park their truck but there is not gravel on the lot.

13. Discussion was held concerning the next action to be taken in regards to the golf course. Council agreed that the City Administrator should be requested to make application to the CIB and make an appointment to be on their June 9 agenda.

14. Councilmember D. Palmer discussed the lights at the Little League field. The Recreation Committee will be meeting Thursday night. Council agreed that Councilmember D. Palmer and the City Administrator should contact UP&L about placing the light poles at the Little League field.

15. Councilmember W. Palmer inquired if the City will be placing sheep and goats at the sewer lagoons this summer.

Mayor Shumway said that the City planned to acquire sheep and goats again this summer.

Meeting Adjourned at 9:05 P.M.

  
Laurie Anderson  
City Clerk

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD APRIL 28, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
Stan Perkins  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Also present were: Kay R. Johnson; Wendi Simons; LaRee Burgess;  
Phil Mueller; Dana Nielson.

1. Prayer was offered by Councilmember Mueller.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held April 14, 1993 were approved.
4. The City Engineer reported to and/or discussed with the Council the following items:
  - A. The draining of Starvation Reservoir is near completion and there seems to be no obvious leaks. It is felt that an expert should be consulted to help find the problem.  
A letter was written to the State in response to requests from the State for investigations of the construction at Starvation Reservoir. In response to this letter the State instructed that the investigations are still requested but no remedial construction will be necessary at this time.
  - B. Gibbons & Reed are ready to start construction on the project at the Blanding Airport. It is suggested that TLA, a natural asphalt, be added to the bid. This will increase the bid approximately \$41,000 but increase the quality of the runway. The City's share of the increase will only be \$2,000.  
Council gave their advice and consent.
  - C. Tri-Hurst is continuing with curb and gutter construction.
  - D. Met with the County to determine the outline of work to be done this summer. Will have available by next council meeting a report of the projected projects and their approximate cost. Will attend the road meeting next Monday.
5. The City Administrator informed the Council that the museum has received monies for curb and gutter extension to the Dump Road but have requested that the construction go through the City.  
Council gave their advice and consent to \$8.25 per foot.
6. The City Engineer informed the Council that the contract with UDOT for the airport improvements needs to be signed by the Mayor.  
Following discussion, motion for adoption of the following resolution was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried:

RESOLUTION NO. 1993-3

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign that certain agreement by and between the City of Blanding and the Department of Transportation for the Blanding Municipal Airport Improvements; that a copy of such contract be attached hereto and made a part hereof.

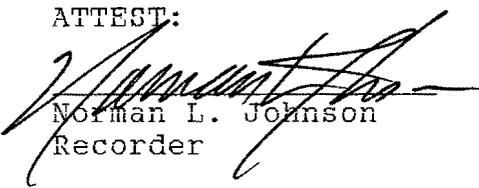
PASSED, ADOPTED and APPROVED this 28th day of April, 1993.

April 28, 1993 Cont'd.

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James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

6. The City Planner reported to and/or discussed with the Council the following items:

A. There is enough interest within the community to pursue the EDA application and grant. There will be a meeting May 6 at 5:15 P.M. to discuss the formation of a working committee. The grant match will be an 80/20 match but the committee will have to move quickly to be able to get the monies.

2. The County Economic Development Committee obtained a grant from the BLM and have completed the 1993 Action Plan.

A copy is available for Council review.

3. A letter of resignation has been received from Mr. Al Kuipers for the Board of Adjustments.

The Council agreed that a letter and a plaque to express the City's appreciation for his 15 years of service on the Board of Adjustments should be presented to Mr. Kuipers.

Mayor Shumway appointed Mr. Ray Palmer to the Board of Adjustments upon his acceptance of the position.

Council gave their advice and consent.

4. Met with a representative of the Cherokee Phone Service and they are willing to place a pay phone at the Blanding Municipal Airport. The City will also receive a 10% pay back on all proceeds.

Council gave their advice and consent.

8. The City Administrator reported to and/or discussed with the Council the following items:

- A. Travel - 1. Norman/SLC/CDBG & PCIB/April 30  
2. Mike Bradford/SLC/Medical Examiner School/April 26-30  
3. Bret/Economic Development Conference/SLC/April 29-30  
4. Bret-Tourism & Recreation/Ogden/May 10-12  
5. Karalee/UMTA/Ogden/May 5-7

Council gave their advice and consent.

B. Letters of acceptance for the FY92 Audit and the FY93 Budget have been received from the State Auditor.

C. Request permission to discontinue the direct fire line now that 911 is available.

Advice and consent of the Council.

D. Expenditures for the ADA requirements to the City Office building was presented and came to less than budgeted.

E. A letter has been received from TCI agreeing to the invoiced pole rent for 1992 and 1993.

F. The ULGT Annual Meeting will be held May 21, 1993.

G. After reviewing the proposals submitted for maintenance of the 3rd Reservoir Park, the Administrator has decided to assign it to full-time staff.

H. Gave an up-date on the FY93-94 CDBG Project application.

9. The Cemetery District has requested consideration to use the City's crew and cement forms for the median area of the cemetery.

Council gave their advice and consent if time and labor of the City crews permits.

10. Mrs. LaRee Burgess informed the Council that it is time for the Special Olympic Games again. She said that there are two teams this year and requested that the Council donate to both teams.

Council agreed that they would pay the budgeted amount of \$500 to the Finance Committee and they can distribute it the way they see fit.

11. The senior citizens have requested that the Council consider donating to their organization's building facility needs.

Council agreed that they feel it not the responsibility of the City since they receive funding from the County.

April 28, 1993 Cont'd.

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12. The Council briefly discussed the upcoming FY94 budget process.

13. Motion was made by Councilmember Slavens and seconded by Councilmember Mueller that the following five applicants be hired to work on the summer crews:

Dennis Kanatobie  
Jack Holiday Jr.  
Jeremy Lyman  
Boyd Palmer  
Todd Palmer

Voting was as follows:

Those voting "AYE": Councilmember J. Slavens  
Councilmember L. Mueller  
Those voting "NAY": Stan Perkins  
Those abstaining: Councilmember D. Palmer  
Councilmember W. Palmer

constituting all the members thereof, Mayor Shumway declared the motion failed.

14. Following discussion, motion was made by Councilmember Perkins and seconded by Councilmember Mueller that the following three applicants be hired to work on the summer crews:

Dennis Kanatobie  
Jack Holiday Jr.  
Jeremy Lyman

Voting was as follows:

Those voting "AYE": Councilmember J. Slavens  
Councilmember S. Perkins  
Councilmember L. Mueller  
Those voting "NAY": None  
Those abstaining: Councilmember D. Palmer  
Councilmember W. Palmer

15. The Council discussed information given during an earlier Power Board Meeting. Motion was made by Councilmember Perkins, seconded by Councilmember Slavens and unanimously carried that the commercial rates be as follows:

Customer Charge		\$4.00
Energy Charge	500	.08337/KWH
	Over	.03977/KWH
Demand Charge	5	0.00
Over		6.00

16. Mayor Shumway said he had been questioned regarding city water rates. The Council took no actions.

17. The City Administrator informed the Council that he met with the Solid Waste Committee and felt that they were very successful in their decisions. They concurred that there should only be one dump site within the County and that the cities should not be in the dump business. The Indian Health Service may be involved in the closing of the old dump and will be responsible for a transfer station. Pro-rating of the tipping fee should also be adjusted for distance required to travel.

Council gave their advice, consent and support of the concept.

18. Councilmember Mueller reported that the Good Neighbor Days seem to be moving along well.

19. Councilmember Perkins reported that he felt the ULCT meeting he attended were very informative.

20. Councilmember Mueller commented that several good comments concerning Blanding were mentioned at the ULCT meetings.

21. Councilmember Perkins discussed with the Council the safety of the Blanding Merc. building.

The city Planner commented that he will inspect the building only if the Council will support him 100%.

Following discussion, motion was made by Councilmember Perkins and seconded by Councilmember D. Palmer that the Building Inspector inspect the building for safety and report his findings to the City Administrator -

Following more discussion, Councilmember Perkins amended his motion to include that the City Administrator meet with the owner of the building to obtain an idea of what plans are intended for the building and what kind of attitude is perceived and then report back to the Council; that if the comment is not positive to then proceed with the safety inspection.

The amendment was seconded by Councilmember W. Palmer.

Voting was as follows:

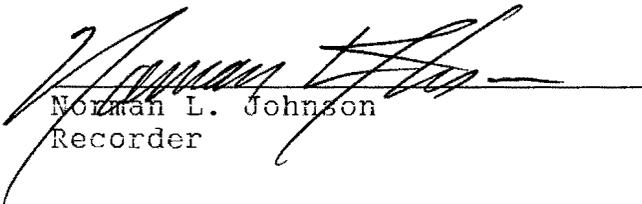
Those voting "AYE":            Councilmember L. Mueller  
   Councilmember D. Palmer  
   Councilmember W. Palmer  
   Councilmember S. Perkins

Those voting "NAY":        Councilmember J. Slavens  
constituting all the members thereof, Mayor Shumway declared the motion carried.

Mayor Shumway stated that he was in favor of the motion.

- 22. Mr. Mark Huntsman gave an update report on natural gas.
- 23. Councilmember Slavens requested the administrator make an application to UDOT for Highway Safety Funds.
- 24. Councilmember Slavens commented that the public should be educated and made aware that their are monies available for small businesses.
- 25. Councilmember Slavens informed the Council that Indian Days will be a part of the July 4th celebration because this was what the Indians preferred.

Meeting Adjourned at 10:00 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MAY 12, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
Stan Perkins  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee Austin  
City Engineer: Philip L. Palmer

Also present were: Bruce Royer; John F. Black; Jeff Black; Cleal Bradford; Danny Fleming; Mr. & Mrs. Pete Black; Mrs. Nick Mose; Susette Mose; Mrs. Begaye; Paulette Begaye; Alden Robinson; Mark Huntsman; Dale Slade; Craig Halls.

1. Prayer was offered by Councilmember D. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held April 28, 1993 were approved with the following additions:  
Item #14: Councilmember W. Palmer and Councilmember D. Palmer voted "NAY" instead of abstaining

4. The City Engineer reported to the Council that a complete drainage of Starvation Reservoir is not finished but that several holes have been located.

The Engineer requested that the Council grant permission to have a representative of Rollins, Brown & Gunnell, who will be in the area in two weeks, inspect the basin of the reservoir and give his opinion as to a possible solution. He then requests that the Council authorize staff to go ahead with correcting the problem as long as the cost is kept within the remaining water capitol outlay budgeted amount of \$15,000.

Mr. John F. Black commented that he felt it was very important that whatever repairs needed to be done should be done at this time.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that Rollins, Brown & Gunnell be consulted with for a possible solution and then all repairs be completed with staff and the cost kept within the budget.

The City Engineer also informed the Council that he will be working on the reported requested by the State on Starvation Reservoir.

5. Mayor Shumway awarded prizes of \$10.00 to the following winners of the Blanding Good Neighbor Days Poster Contest:

Andy Black  
Susette Mose  
Jennifer Royer  
Paulette Begaye

6. Following a discussion of the airport project, motion for the adoption of the following resolution accepting the FAA grant portion of funding was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried:

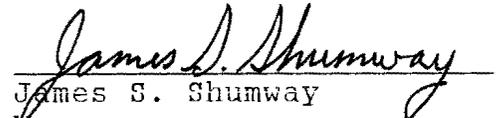
RESOLUTION NO. 1993-4

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor and City Attorney be, and they are hereby, authorized to sign that certain contract by and between the City of Blanding and Federal Aviation Association; that a copy of said contract be attached hereto and made a part hereof.

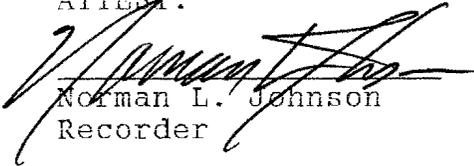
PASSED, ADOPTED and APPROVED retroactively the 11th day of May on this 12th day of May, 1993.

May 12, 1993 Cont'd.

2

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

7. The City Engineer presented a proposed expenditure of the 1993 Street Program money to the Council indicating that all the curb and gutter and asphalt paving would be done by June 30th and that we can then concentrate on the construction project in Pioneer Estates and 200 North Street.

8. Mr. Daniel Fleming informed the Council that a 100% refund for traveling to the Health Department Waste Water Task Force Meeting in Salt Lake City has been received and requested permission to attend another meeting with the Task Force on May 19 in Salt Lake City.

Council gave their advice and consent.

9. Mr. Cleal Bradford presented minutes of the Comprehensive Services Plan Meeting and a list of the Comprehensive Service Plan Committees. Mr. Bradford requested permission to furnish a luncheon at the Pavillion for the Community Impact Board members and Councilmembers on July 15 with the City sponsoring the meal.

Council gave their advice and consent.

10. Mr. Cleal Bradford also requested a meeting with all of the Comprehensive Service Committee Chairmen.

Following discussion, Council agreed to meet with the Committee Chairmen at 6:00 P.M. on May 25.

11. The Council agreed to hold the next Council Meeting on May 25 at 7:00 P.M. since High School graduation is on May 26.

12. Mr. Alden Robinson and Mr. Mark Huntsman gave an updated report on the Natural Gas Project. Mr. Huntsman reported that approximately 50% of the community have been contacted and that 90% of those contacts have signed up or indicated an interest in natural gas.

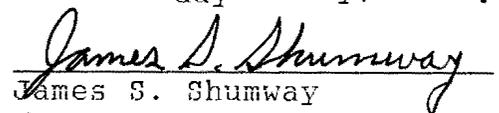
The natural gas supply proposals will be opened in Salt Lake City Monday at 3:00 P.M. which the Administrator will attend.

Following discussion and hearing comments from all present at the meeting, a motion for adoption of the following resolution was made by Councilmember Mueller and seconded by Councilmember Perkins:

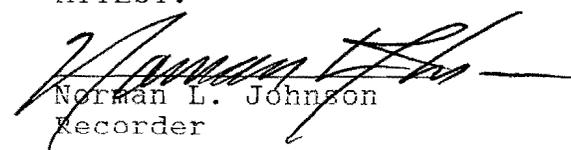
RESOLUTION NO. 1993-5

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he hereby, authorized to sign that certain contract by and between the City of Blanding and Sunrise Engineering relative to construction of a natural gas line; that a copy of said contract be attached hereto and made a part hereof.

PASSED, ADOPTED and APPROVED this 12th day of May, 1993.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

Voting was as follows:

Those voting "AYE":

Councilmember L. Mueller  
Councilmember D. Palmer  
Councilmember W. Palmer

May 12, 1993 Cont'd.

3

Those voting "NAY": Councilmember S. Perkins  
Councilmember J. Slavens  
constituting all the members thereof, Mayor Shumway declared the motion carried.

13. The City Administrator reported to and/or discussed with the Council the following items:

- A. Travel - Mike Halliday/P.O.S.T./May 25-26/SLC  
Advice and consent of Council.
- B. There will be a public sale on May 25 for excess equipment.
- C. Bid proposals for propane, gasoline and concrete will be opened June 9.
- D. Copy of a letter from Ty Lewis, San Juan County, to UDOT covering a road from Page, Arizona to Oljato was discussed.

14. The City Administrator requested permission to purchase fireworks for the 4th of July, bond insurance and to send two persons to training in Moab on June 12th.

Following discussion, motion was made by Councilmember W. Palmer, seconded by Councilmember Slavens and unanimously carried that the City Administrator be authorized to purchase fireworks in the amount of \$2,200, acquire bond insurance and to send two persons to Moab on June 12th for training.

15. The City Administrator requested direction from the Council concerning the trimming of trees on Main Street.

Motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that the bid from Palmer's Yard Services be accepted for the trimming of 10 trees on Main Street at \$125 per tree.

16. The City Administrator presented a preliminary budget to the Council for review.

Following discussion, the Council agreed to review the budget and then discuss it in detail at a work session on May 25 at 4:00 P.M.

17. Mr. Dale Slade, the Chamber of Commerce President, requested that the Council consider contributing \$10,000 toward the Chamber so that a full-time person can be hired to work for the Chamber.

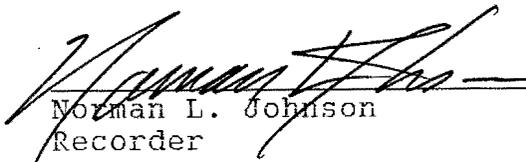
The Council agreed to discuss it at the work session on the budget.

18. Mr. John Black discussed that the proposed firing of missiles from Green River could also include some firing from the old Black Mesa site. The Mayor requested the Administrator check with the Army on this possibility.

9:47 P.M. Retired to Executive Session

10:05 P.M. Returned to Regular Session

Meeting Adjourned at 10:05 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MAY 25, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were:

Mayor:	James S. Shumway
City Councilmembers:	Lou Mueller
	Don W. Palmer
	Wayne E. Palmer
	Stan Perkins
	James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee Austin
City Engineer:	Philip L. Palmer

Also present were: John F. Black; Phil Mueller; Al Kuipers; George Jones; Gorden Hawkins; Mr. & Mrs. LaRay Alexander; Donald Bayles; William Sheppard; Emily Woodard; Dolores Bayles; Valera Davis; Ruby Bronson; Pauline Lisonbee; Kristy Carroll.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held May 12, 1993 were approved.
4. Mayor Shumway presented a plaque of appreciation to Mr. Al Kuipers for his fifteen years of service to the City of Blanding through working on the Board of Adjustments.
5. The City Engineer reported to and/or discussed with the Council the following items:
  - A. The Airport Project is on schedule. The major part of work so far has been earth moving.
  - B. Starvation Reservoir has been pumped and is almost dry. Thursday Brad Price will be here to inspect the Reservoir and make recommendations for repairs.
  - C. Bid openings for asphaltting on city streets will be June 1 at 9:00 A.M.
  - D. Met with Dick Nolan, Kay Shumway and Gail Glover to look at the drawings of the new lift station for the Technology Building at the CEU-SJC.
6. The City Planner reported to and/or discussed with the Council the following items:
  - A. There will be a Public Hearing June 9 relative to rezoning.
  - B. Councilmember W. Palmer requested that the planning commission be instructed to study the signing ordinance and bring a recommendation to the Council.  
Council gave their advice and consent.
  - C. Presented updated map of area with numbers of tourists visiting the area in 1992.
  - D. Gave report on training session on empowering leaders.
7. The City Administrator reported to and/or discussed with the Council the following items:
  - A. Travel - Bret/SLC/June 12-15/Inspector Exams  
David/SLC/June 29-30/Immobilization School  
Norman/SLC/June 14-18/Natural Gas, UAMPS & CDBG  
Council gave their advice and consent.
  - B. Participation in the Infrared Camera Project will cost the City \$1886 for two weeks of use.  
The Council gave their advice and consent.
  - C. The Budget Adoption will be June 9.
  - D. Gasoline, propane and concrete bids will be opened June 9.
  - E. Sunrise Engineering will be here June 9 to present a detailed update and attorneys pertaining to the natural gas project will be putting together bond packages.
  - F. Presented the bids and information on auction vehicles.

G. The July 4th fire works training will be June 12 & 14.

H. The County Solid Waste Consultant, Brian Bremner, has been requested to give the City an estimate on the cost of closing the City dump.

I. It appears that the CDBG funds will be in the amount of \$80,489.

J. Saturday, June 5, will be an animal clinic where citizens can license their pets and receive their vaccinations.

K. 1,000 shares of water stock in Recapture is available for purchase.

Council gave advice and consent to purchase.

L. Congressman Ortan will be here June 1 at 3:45 P.M. for visiting with the public and a no-host dinner at the Elk Ridge Restaurant will be at 5:00 P.M.

K. Requested permission to donate 7 reams of paper and the expense of copying letters written by the senior class when they were in the 2nd grade.

Council gave their advice and consent.

8. Carolyn Hunt reported on the July 4th celebration. The logo has been completed.

Mrs. Hunt requested that the council consider purchasing a sound system to be used at the activities on the 4th. The system would belong to the City for other use.

Following discussion and review of a proposals, motion was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried that the City purchase a sound system up to the amount of \$1250; that the budgeted amount may be overspent only if needed to purchase the sound system.

9. The City Council conducted a Public Hearing at 8:00 P.M. relative to the FY94 Budget.

LaRay Alexander, on behalf of the senior citizens, requested that the council consider donating to additional building needs at the Senior Citizen Center.

Council agreed to take the request under advisement and asked that the City Administrator contact Mr. Frank Morrell, Senior Citizen Director of Services.

The City Planner asked that the Council consider purchasing a painter for walkways and street markings.

Mayor Shumway closed the Public Hearing at 8:23 P.M.

10. Councilmember Slavens reported that Mr. Bill Redd has agreed to board the windows on the Blanding Mercantile building and fence it.

11. Council directed that the tree trimming on Main Street be done by July 4.

12. Stan reported on the ULCT annual meeting.

13. Councilmember Slavens reported to and/or discussed with the Council the following items:

A. Mr. Jon Hunt has requested permission to do away with the 24 hour service at the Airport and just have a 24 hour phone service available.

Council requested the City Administrator to talk to Mr. Hunt and write up an agreement and bring a recommendation back to the Council.

B. Requested a final work session on the budget June 3 at 7:00 P.M.

Council gave their advice and consent.

C. Reported on an agreement between the Chamber of Commerce and the county relating to their operations.

D. Asked what progress is being made on the design of the proposed amphi-theatre. Was advised the committee is moving ahead with the project.

May 25, 1993 Cont'd.

3

14. Motion was made by Councilmember Slavens and seconded by Councilmember Mueller that the Council retire to executive session.

Voting was as follows:

Those voting "AYE":

Councilmember L. Mueller

Councilmember D. Palmer

Councilmember S. Perkins

Councilmember J. Slavens

Those voting "NAY":

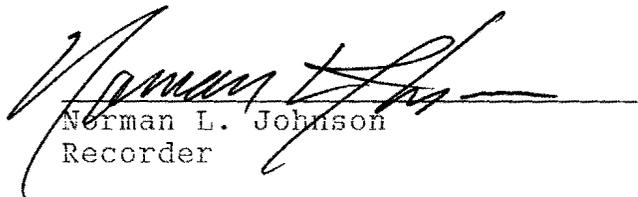
Councilmember W. Palmer

constituting all the members there, Mayor Shumway declared the motion carried.

9:00 P.M. Retired to Executive Session.

9:30 P.M. Returned to Regular Session.

Meeting Adjourned at 9:31 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL HELD JUNE 9<sup>th</sup>, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor Pro-Tempore: James K. Slavens  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
Stan Perkins  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer

Also present were: Phil Mueller; John F. Black; Joe B. Lyman; Jerry Holliday; Bob Hosler; Lee Reynolds; Arlene Lyman; Corrine Roring; Dawn Boyle; Lynda Shumway; Bernice Perkins; Ora Bayles; Gary Guymon; Donna Singer.

1. Prayer was offered by Councilmember Slavens.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held May 25, 1993 were approved.

4. The City Engineer reported to and/or discussed with the Council the following items:

A. Last week the holes of Starvation Reservoir were grouted with a cement formula. Excavation has started for placing of the blanket.

B. Opening of bids for city street asphaltting was June 1. The following two bids were received:

LeGrande Johnson	\$ 99,510
Gibbons and Reed	113,180

Council gave their advice and consent to accept the low bid of LeGrande Johnson in the amount of \$99,510.

5. The City Engineer informed the Council that signature of the Mayor was needed on the Project Application and Grant Agreement for State Aid for Development of Public Airports for funds in the amount of \$11,016.79.

Motion was made by Councilmember Mueller, seconded by Councilmember W. Palmer and unanimously carried that the Mayor Pro-Tempore be authorized to sign the Project Application and Grant Agreement for State Aid for Development of Public Airports for funds in the amount of \$11,016.79.

The City Engineer also informed the Council that an asphalt test strip will probably be done on Tuesday.

6. The City Administrator reported to and/or discussed with the Council the following items:

A. Letter from Governor Leavitt has been received awarding a Community Development Block Grant for 1993-94 in the amount of \$80,489.

B. Request permission to hire a meter reader for the summer at minimum wage.

Council gave their advice and consent.

C. Election data information available in packet

D. Westwater Ruin Land has been transferred from the City of Blanding to the San Juan Foundation by the Bureau of Land Management.

E. Showed the Council the WAPA Electric Resale Article for the winter season.

F. Need to know who would like to attend the luncheon by the Southeastern Utah Micro-Enterprise Fund and Utah Technology Finance Corporation in Monticello.

G. Requested permission to attend the ICMA National Conference in Nashville this September. Council decided against the expenditure.

H. Cleal Bradford has informed that the Comprehensive Service Plan will be ready by next Council meeting. The first priority on the Higher Education section is the need for housing and apartments for college students. Will the city support the building of an apartment complex for the college? Council agreed that they would support anyone or organization that might be interested in building an apartment complex but can not guarantee any type of funding assistance.

7. Mr. Joe B. Lyman requested that the City consider stop signs at the intersection of 100 North and 200 East Street.

Council requested that the City Engineer review the situation.

8. Mr. Jerry Holliday inquired as to why the surfacing of 200 East Street south of 500 South Street has not been done as a priority over the museum road. He was also concerned about the use of a city backhoe for private use.

The Council took a five minute break.

9. At 8:00 P.M. the Council conducted a bid opening for the FY94 Supplies and Materials. The following bids were received:

Gasoline -

Black Oil - \$.7948 regular unleaded

Saveway Tire & Oil - \$.715 regular unleaded

Propane

Petrolane Gas Service - \$.499 per gallon

Council agreed to take the gasoline bids under advisement and motion was made by Councilmember D. Palmer, seconded by Councilmember W. Palmer and unanimously carried that the propane bid from Petrolane be accepted in the amount of \$.499 per gallon.

10. At 8:05 P.M. the Council conducted a Public Hearing relative to the rezoning of property adjacent east of the Nielson Trailer Park. Corrine Roring showed a preliminary plan of the addition to the trailer court.

Arlene Lyman expressed no objection from the Planning and Zoning Commission and it was noted that a letter had been written by the City Planner expressing his support of the project.

Upon review and discussion, motion was made by Councilmember Mueller, seconded by Councilmember D. Palmer and unanimously carried that rezoning of the following parcel of land be permitted as long as the required parking allowance for each trailer space was met:

Beginning at the Northeast corner of Lot 2 of Block 10 of the BLANDING TOWNSITE SURVEY PLAT A and running thence South 315; thence West 105 feet; thence North 315 feet; thence East 105 feet to the point of beginning. (Contains .75 acre).

Mayor Shumway closed the Public Hearing at 8:17 P.M.

11. Mrs. Bernice Perkins requested permission of the Council to place a sign advertising her Bed & Breakfast at an off-premise location until the ordinance can be reviewed by the Planning and Zoning Commission; that she will abide by their decision once it has been made.

Following discussion, motion was made by Councilmember D. Palmer and seconded by Councilmember W. Palmer that the Old Hotel Bed & Breakfast and Sunset Inn be allowed to place off-premise advertisement until the Planning and Zoning Commission has had time to review and make a decision relative to off-premise advertisement.

Voting was as follows:

Those voting "AYE":

Councilmember L. Mueller  
Councilmember D. Palmer  
Councilmember W. Palmer  
Councilmember J. Slavens

Those voting "NAY": None  
Those abstaining: Councilmember S. Perkins  
constituting all the members thereof, Mayor Pro-Tempore declared the motion carried.

12. Council reviewed a proposal submitted to the Utah Department of Transportation for highway enhancement funds to construct a sidewalk and native stone retaining wall along the cemetery property.

13. Mr. Alden Robinson reviewed the revised figures for the natural gas project and discussed the position of the project at this time.

14. Mr. Kimball Young with Kemper Security discussed General Obligation and Revenue Bonds with the Council.

Following discussion and review, the Council agreed that the City Administrator should meet with Mr. Robinson and Mr. Young while in Salt Lake City next week and make some decision as to which way is the best for the City of Blanding and then bring the information and a recommendation back to the Council.

Councilmember Slavens stated that he felt that all spending should be stopped until the bonds for financing are sold.

Council took a five minute break.

15. Mayor Pro-Tempore Slavens requested permission to pay Tri-Hurst Construction the amount \$14,053.35 for curb and gutter completed in May.

Council gave their advice and consent.

16. Mrs. Donna Singer showed the Council architectural plans for the proposed clinic.

17. Discussion was held by the Council relative to the final budget, including employee wages. Mrs. Lynda Shumway spoke in favor of the employees receiving some type of increase.

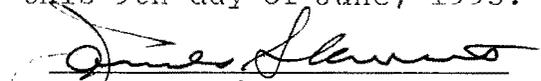
Following discussion, motion for adoption of the following resolution was made by Councilmember D. Palmer, seconded by Councilmember Perkins and unanimously carried:

RESOLUTION NO. 1993-6

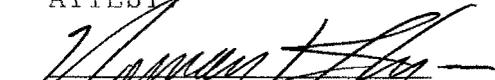
A RESOLUTION ADOPTING THE 1993 TAX RATE FOR GENERAL PURPOSES

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the 1992 Property Tax Rate is set at .004533.

PASSED, ADOPTED and APPROVED this 9th day of June, 1993.

  
James S. Shumway  
Mayor, Protempore

ATTEST:

  
Norman L. Johnson  
Recorder

18. Motion for the adoption of the following resolution was made by Councilmember Perkins and seconded by Councilmember Mueller:

RESOLUTION NO. 1993-7

A Resolution adopting the FY94 General Fund Budget and Utility Enterprise Budgets.

BE IT RESOLVED by the City Council of the City of Blanding, Utah that FY94 General Fund and Utility Enterprise Budgets are adopted as follows:

GENERAL FUND

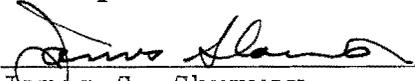
Mayor & Council		24399
JP Court		11145
Administration		20906
Non-Departmental		63002
City Attorney		11000
Planning & Zoning		32763
Police Department		212725
Fire Department		20589
Streets & Roads		349242
Class "C" Roads		75000
Waste Collection		120150
Engineering		29733
City Parks		
General	25454	
Non City Owned	<u>36000</u>	61454
Airport		<u>856016</u>

TOTAL GENERAL FUND BUDGET \$1888124

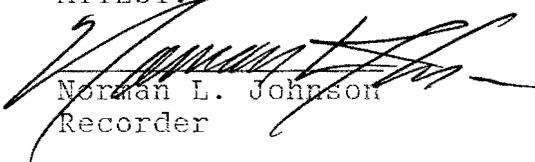
UTILITY ENTERPRISE FUNDS

Water	Revenue		313865	
	Operations	214215		
	Depreciation	<u>100800</u>	<u>315015</u>	(1150)
	Debt Service			122785
	Capitol Outlay			82000
	Franchise Fee			16950
Sewer	Revenue		103000	
	Operations	84104		
	Depreciation	<u>33000</u>	<u>117104</u>	(14104)
	Debt Service	-0-		-0-
	Capitol Outlay			40000
	Franchise Fee			5835
Electric	Revenue		1268715	
	Operations	220775		
	Purchase of Elec	750000		
	Depreciation	<u>76200</u>	<u>1046975</u>	221740
	Debt Service			2223
	Capitol Outlay			215336
	Non-Depart. Expen.			112000
	Franchise Fee			73930
Golf Course Project				4300000
Natural Gas Project				1262457
CEU-SJC Building Authority				20800

PASSED, ADOPTED and APPROVED this 9th day of June, 1993.

  
 \_\_\_\_\_  
 James S. Shumway  
 Mayor - Pro Tempore

ATTEST:

  
 Norman L. Johnson  
 Recorder

Voting was as follows:

Those voting "AYE":

- Councilmember L. Mueller
- Councilmember S. Perkins
- Councilmember J. Slavens
- Councilmember D. Palmer
- Councilmember W. Palmer

Those voting "NAY":

constituting all the members thereof, Mayor Pro-Tempore declared the motion carried.

19. Motion was made by Councilmember Mueller and seconded by Councilmember Perkins to extend the meeting for 10 minutes.

Voting was as follows:

Those voting "AYE":	Councilmember L. Mueller
	Councilmember S. Perkins
	Councilmember J. Slavens
Those voting "NAY":	Councilmember D. Palmer
	Councilmember W. Palmer

constituting all the members thereof, Mayor Pro-Tempore Slavens declared the motion carried.

20. Motion for adoption of the following resolution was made by Councilmember Perkins and seconded by Councilmember Mueller:

RESOLUTION NO. 1993-8

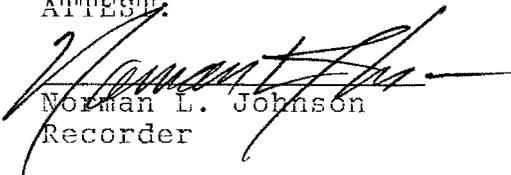
A resolution adopting the FY94 Employee Salary Schedule and related grade and step assignments and job title ranges as attached.

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the following grade and step scales are assigned for the FY94 Budget year as adopted in the FY93 City of Blanding Salary Schedule:

<u>SALARIED EMPLOYEES</u>	<u>GRADE/STEP</u>	
ANDERSON, LAURIE	4-2	(10-9 Sept. 1)
AUSTIN, KARALEE	13-10	
AUSTIN, TOM	26-5	
BLACK, JEFF	26-6	
BRADFORD, JERALD	15-12	
BRADFORD, MICHAEL	14-13	
BRANDT, JIM	13-7	
DAYZIE, MICHAEL	12-12	
FLEMING, DANIEL	15-14	
HALLIDAY, MELVIN	15-15	
HOMEDREW, DAVID	11-9	
HOSLER, BRET	28-2	
JONES, DRAKE	6-17	
JOHNSON, NORMAN	29-11	
MCDANIEL, JAY	12-17	(1/3 TIME)
PALMER, PHILIP	28-12	
SHUMWAY, MARK	15-13	
GAS PROJECT - SUPERVISOR	15-11	
GAS PROJECT - MAINTENANCE	13-4	
HOURLY, CONTRACT, TEMPORARY & FIXED BUDGET TOTALS		
MAYOR & COUNCIL	\$ 15,600	
SUMMER TEMPORARY	19,500	
FIRE CHIEF & FIREMEN	8,500	
POLICE TEMPORARY	7,500	
SCHOOL CROSSING GUARDS	5,400	
ANIMAL CONTROL OFFICER	3,000	
POWER REPRESENTATIVE	3,000	

PASSED, ADOPTED and APPROVED this 9th day of June, 1993.

  
 \_\_\_\_\_  
 James S. Shumway  
 Mayor Protempore

ATTEST:  
  
 \_\_\_\_\_  
 Norman L. Johnson  
 Recorder

Voting was as follows:

Those voting "AYE":	Councilmember L. Mueller
	Councilmember S. Perkins
	Councilmember J. Slavens
Those voting "NAY":	Councilmember D. Palmer
	Councilmember W. Palmer

constituting all the members thereof, Mayor Shumway declared the motion carried.

21. Motion for the adoption of the following resolution was made by Councilmember Perkins, seconded by Councilmember W. Palmer and unanimously carried:

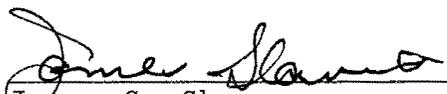
RESOLUTION NO. 1993-9

A RESOLUTION OPENING THE FY93 BUDGET FOR ADJUSTMENTS AND FUND TRANSFERS

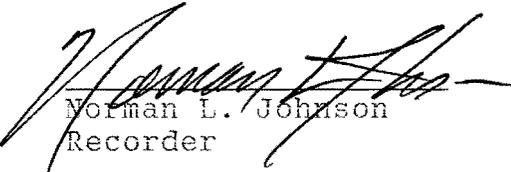
	FY93 BUDGET	INCREASE	DECREASE	ADJUSTED FY93
<u>REVENUE</u>				
State Grants	2250	29066		31316
County Grants	7500	51858		59358
Curb, Gutter & Side	1000		1000	
Sales Prop. & Sup.	1000	7000		8000
Sundry Revenue	2500	13000		15500
Airport	13050		2050	11000
<u>DEPARTMENTS</u>				
Administration	44829		12000	32829
Fire Dept.	129512	5000		134512
Parks & Recreation	54200		20000	34230
Airport	15600	62400		78000

The City Administrator, in connection with the City Auditor, is authorized to make other line item transfers within the FY93 Budget as necessary.

PASSED, ADOPTED, and APPROVED this 9th day of June, 1993.

  
 \_\_\_\_\_  
 James S. Shumway  
 Mayor *Proprietary*

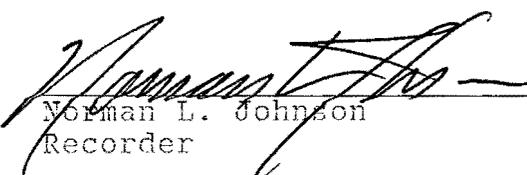
ATTEST:

  
 \_\_\_\_\_  
 Norman L. Johnson  
 Recorder

22. The City Administrator requested direction from the Council as to whom they would prefer to hire to obtain pipeline rights-of-way for the natural gas project.

Council agreed that Sunrise Engineering should be requested to hire someone to do the work.

Meeting adjourned 10:07 P.M.

  
 \_\_\_\_\_  
 Norman L. Johnson  
 Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
JUNE 23, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
Stan Perkins  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Also present were: John F. Black; Mark Huntsman, Shawn Fullmer, Sunrise Engineers; Phil Mueller; Kimball Young, Kemper Security; Bob Hosler; Cleal Bradford; Arlene Lyman; Tony Wojcik; Jim Hughes; Keys; Mr. & Mrs. Robert Torres; Dennis Cosby; Mr. & Mrs. Mark Christiansen; Julene Christensen.

1. Prayer was offered by Councilmember Perkins.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held June 9, 1993 were approved with following corrections:  
Item 11 - second paragraph - make a "recommendation" relative to off-premise advertisement.  
Item 10 - last line - Mayor "Pro-Tempore Slavens" closed the Public Hearing at 8:17 P.M.
4. After the minutes of the preceding meeting had been duly read and approved, the City Recorder presented to the City Council an affidavit evidencing the giving of not less than 24 hours public notice of the agenda, date, time and place of the June 23, 1993, Regular meeting of the City Council in compliance with the requirements of 52-4-1, et. seq., Utah Code Annotated, 1953, the Utah Open Meeting Act, by (1) posting written notice of the meeting at the principal office of the City Council; and (2) providing notice to at least one (1) newspaper of general circulation within the geographic jurisdiction of the Issuer, or to a local media correspondent. The affidavit was ordered recorded in the minutes of the meeting and is as follows:

STATE OF UTAH        )  
                              : SS.  
COUNTY OF SAN JUAN )

I, the undersigned, the duly appointed, qualified and acting City Recorder of Blanding City, San Juan County, Utah, do hereby certify, according to the records of the Issuer in my official possession and upon my own knowledge and belief, that in accordance with the requirements of 52-3-6(2), Utah Code Annotated, 1953, as amended, I gave not less than 24 hours public notice of the agenda, date, time and place of the June 23, 1993, Regular Meeting held by the City Council, by:

(a) causing a Notice of Regular Meeting to be posted at the principal office of the Blanding City at the City Hall at 50 West 100 South, Blanding, Utah, on June 22, 1993, at least 24 hours before the convening of the meeting, in the form attached hereto as Exhibit A; said Notice of Meeting having continuously remained so posted and available for public inspection during the regular office hours of the City until the convening of the meeting; and

(b) causing a copy of the Notice of Regular Meeting in the form attached hereto as Exhibit A to be provided on June 22, 1993, at least 24 hours before the convening of the meeting to the San Juan Record, Monticello, Utah, a newspaper of general circulation within the geographic jurisdiction of the Issuer and to each local media correspondent, newspaper, radio station or television station which has requested notification of meetings of the City Council.

June 23, 1993 Cont'd.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed or imprinted hereon the official seal of the Issuer, this 23rd day of June, 1993.

Norman L. Johnson  
City Recorder

[SEAL]

NOTICE AND AGENDA OF MEETING OF  
BLANDING CITY, SAN JUAN COUNTY, STATE OF UTAH

\* \* \* \* \*

PUBLIC NOTICE IS HEREBY GIVEN that the City Council of Blanding City, San Juan County, State of Utah, will hold a Meeting at the City Hall at 50 West 100 South, Blanding, Utah, on Wednesday, the 23rd day of June, 1993, at the hour of 7:00 O'Clock P.M.

The agenda for the meeting consists, in part and in addition to the matters listed in the regular or any other agenda, of the following:

(1) The consideration for and adoption of a Resolution providing for a Special Bond Election to be held on Tuesday, August 3, 1993, for the purpose of submitting to the qualified electors of Blanding City, San Juan County, Utah, a proposition stating:

SHALL THE CITY COUNCIL OF BLANDING CITY, SAN JUAN COUNTY, STATE OF UTAH, BE AUTHORIZED TO ISSUE GENERAL OBLIGATION BONDS OF SAID MUNICIPALITY IN THE AMOUNT OF NOT TO EXCEED ONE AND ONE-HALF MILLION (\$1,500,000) DOLLARS TO MATURE IN NOT TO EXCEED TWENTY (20) YEARS FROM THEIR RESPECTIVE DATE OR DATES, FOR THE PURPOSE OF PAYING ALL OR PART OF THE COST OF ACQUISITION AND CONSTRUCTION OF A NATURAL GAS TRANSMISSION AND DISTRIBUTION SYSTEM AND RELATED FACILITIES OF SAID CITY?

(2) and for the transaction of such other business incidental to the foregoing as may come before said meeting.

DATED this 22nd day of June, 1993.

Norman L. Johnson  
City Recorder

[SEAL]

Thereupon, after the conduct of other business not pertinent to the following, the following Resolution was introduced, in written form, and pursuant to motion duly made by Councilmember Stan Perkins, seconded by Councilmember Mary Lou Mueller was adopted by the following vote:

Yea: James K. Slavens  
Stan Perkins  
Don W. Palmer  
Mary Lou Mueller  
Wayne Ellis Palmer

Nay: None.

The Resolution was then signed by the Mayor in open meeting and recorded by the City Recorder in the official records of Blanding City, San Juan County, Utah..

The Resolution is as follows:

RESOLUTION NO. 1993-10.

A RESOLUTION PROVIDING FOR A SPECIAL BOND ELECTION TO BE HELD ON TUESDAY, AUGUST 3, 1993, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF BLANDING CITY, SAN JUAN COUNTY, UTAH, A PROPOSITION STATING: SHALL THE CITY COUNCIL OF BLANDING CITY, SAN JUAN COUNTY, STATE OF UTAH, BE AUTHORIZED TO ISSUE GENERAL OBLIGATION BONDS OF SAID MUNICIPALITY IN THE AMOUNT OF NOT TO EXCEED ONE AND ONE-HALF MILLION (\$1,500,000) DOLLARS TO MATURE IN NOT TO EXCEED TWENTY (20) YEARS FROM THEIR RESPECTIVE DATE OR DATES, FOR THE PURPOSE OF PAYING ALL OR PART OF THE COST OF ACQUISITION AND CONSTRUCTION OF A NATURAL GAS TRANSMISSION AND DISTRIBUTION SYSTEM AND RELATED FACILITIES AND SAID CITY?

WHEREAS, the municipality of Blanding City, San Juan County, Utah (the "City") desire to defray all or a portion of the cost of acquisition and construction of a natural gas transmission and distribution system (the "Project") within the City and to acquire and provide all appurtenant facilities therefor through the issuance of not to exceed \$1,500,000 in General Obligation Bonds of Blanding City; and

WHEREAS, the City considers it desirable and necessary and for the benefit of the Issuer to acquire and construct a natural gas transmission and distribution system and related facilities but does not have on hand sufficient money to pay for such acquisition and construction of a natural gas transmission and distribution system and related facilities for the City; and

WHEREAS, it is desired to submit a proposition to validate and verify authority for issuance of such bonds to the vote of the qualified electors of Blanding City pursuant to the provision of the Utah Municipal Bond Act and in accordance with requirements of the bond purchase;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BLANDING CITY, SAN JUAN COUNTY, UTAH, AS FOLLOWS:

SECTION 1: There shall be held in Blanding City, San Juan County, Utah, a Special Bond Election to be held on Tuesday, August 3, 1993, between the hours of 7:00 O'Clock A.M. and 8:00 O'Clock P.M., at which there shall be submitted to the qualified electors of Blanding City the proposition appearing in the form of the ballot set out in Section 5 hereof.

SECTION 2: That the voting and polling places within the City and the judges of election, each of whom is a qualified elector of the City and who are hereby appointed to conduct the special bond election, are those specified in the form of notice set out in Section 4 hereof.

SECTION 3: Such Special Bond Election shall be conducted and the registration therefor shall be governed in conformity with the laws of the State of Utah, including particularly, the Utah Municipal Bond Act, Sections 11-14-1 to -27, Utah Code Annotated, 1953, as amended; and the officials of Blanding City shall and are hereby authorized and directed to perform and do all things necessary to the proper calling and conduct of such election and the canvass of the results thereof.

SECTION 4: That the special bond election shall be called by publishing once a week during the three (3) consecutive weeks a notice of election signed by the Mayor and by the City Recorder of the City, the first publication to be not less than twenty-one (21) nor more than thirty-five (35) days before the day set for the special bond election, in the San Juan Record, a newspaper printed and published in Monticello, Utah and of general circulation in the City of Blanding and in such other newspaper or newspapers in such form at or during such periods of time as

the City, in its exclusive discretion, may prescribe by direction of the City Recorder. The San Juan Record is hereby designated pursuant to 11-14-21 of the Utah Code as the "official newspaper" of the City for the purposes of publication of the "Notice of Special Election" hereinafter set forth and for purposes of any other notices to be published in accordance with the Utah Municipal Bond Act, as amended. The notice of such special election shall be in substantially the following form:

**NOTICE OF SPECIAL BOND ELECTION**

PUBLIC NOTICE IS HEREBY GIVEN that a special bond election will be held in Blanding City, San Juan County, Utah, on the 3rd day of August, 1993, at the places set out below for the purpose of submitting to the qualified electors of said City the following Proposition:

**PROPOSITION**

SHALL THE CITY COUNCIL OF BLANDING CITY, SAN JUAN COUNTY, STATE OF UTAH, BE AUTHORIZED TO ISSUE GENERAL OBLIGATION BONDS OF SAID MUNICIPALITY IN THE AMOUNT OF NOT TO EXCEED ONE AND ONE-HALF MILLION (\$1,500,000) DOLLARS TO MATURE IN NOT TO EXCEED TWENTY (20) YEARS FROM THEIR RESPECTIVE DATE OR DATES, FOR THE PURPOSE OF PAYING ALL OR PART OF THE COST OF ACQUISITION AND CONSTRUCTION OF A NATURAL GAS TRANSMISSION AND DISTRIBUTION SYSTEM AND RELATED FACILITIES OF SAID CITY?

The polling places for the special bond election shall be the polling places established and provided by the City Council of the City of Blanding. Electors are advised to vote at the consolidated polling place, the Blanding City Hall, 50 West 100 South, Blanding, Utah. The polling place for the consolidated election districts, as well as the judges of election who have been appointed to act by the Mayor and City Council of Blanding City to act as election judges for the special bond election to be held on August 3, 1993, at the polling places for the special bond election set out as follows:

<u>ELECTION DISTRICT</u>	<u>POLLING PLACES</u>	<u>JUDGES</u>
Blanding District #11	Blanding City Hall	Jessie Macdonald LaNell Stringham
Blanding District #10	Blanding City Hall	Paula Jones
Blanding District #17	Blanding City Hall	<u>Alternates</u> Elizabeth Wright
Blanding District #18	Blanding City Hall 50 West 100 South Blanding, UT 84511	Betty Dandy Donna Arthur

The voting at the special bond election shall be by paper ballots furnished by the City Recorder of the City of Blanding, San Juan County, Utah, to the judges of election, to be by them furnished to the qualified voters.

The polls at each polling place shall be opened on the day set for the election at the hour of 7:00 A.M. and will be kept open until and will be closed at the hour of 8:00 P.M. of that same day.

There will be no special registration of voters for such special bond election and the official register of voters last made or revised shall constitute the register for such special bond election, except that the County Clerk of San Juan County will register at her office during regular office hours, except Saturdays, Sundays and holidays, and except during the ten-day period immediately preceding the special bond election, any person who on the day of the special bond election will be a qualified elector, such person to be registered as provided by law. The County Clerk will cause the registration agents in Blanding City to make registration lists or copies available at

June 23, 1993 Cont'd.

the above-described polling place for use by registered electors entitled to use such voting place.

Absentee ballots may be obtained by any person otherwise eligible to vote at the special bond election but who is physically disabled, who will be serving as an election judge in another voting district or who expects to be absent from Blanding City on the day of the special bond election by making application in the manner and within the time provided by law, either in person or by mail at the office of the City Recorder, 50 West 100 South, Blanding, Utah.

NOTICE IS FURTHER GIVEN that on Wednesday, August 11, 1993, at the hour of 7:00 O'Clock P.M., that being a day not later than ten (10) days after the special bond election, the City Council of the City of Blanding will meet with at the City Offices, 50 West 100 South, Blanding, Utah and will canvass the returns and declare the results of the special bond election.

GIVEN BY ORDER of the City Council of Blanding City, San Juan County, State of Utah, on this 23rd day of June, 1993.

/s/ James S. Shumway  
James S. Shumway, Mayor

ATTEST:

/s/ Norman L. Johnson  
City Recorder

[SEAL]

\* \* \* \* \*

SECTION 5: In addition to the publication of Notice of Election in the San Juan Record, the City Recorder shall post copies of the Notice of Bond Election in at least five (5) public places in the City of Blanding not less than twenty-one (21) nor more than thirty-five (35) days before the day set for the special bond election in compliance with (S)11-14-3 of the Municipal Bond Act.

SECTION 6: The City Council shall prepare or cause to be prepared and will furnish to the election officials the necessary ballot boxes, paraphernalia, equipment and supplies and ballots to be used in voting upon the proposition submitted at such special bond election. The ballots to be used at the special bond election shall comply in all respects with the requirements of (S)20-7-5 and (S)11-14-10, Utah Code Annotated, 1953, as amended, and shall be in substantially the following form:

-----  
BALLOT NO. \_\_\_\_\_  
JUDGE'S INITIAL \_\_\_\_\_  
-----

OFFICIAL BALLOT FOR BLANDING CITY, SAN JUAN COUNTY, UTAH  
SPECIAL BOND ELECTION  
AUGUST 3, 1993

/s/ Norman L. Johnson  
City Recorder

-----  
PROPOSITION

SHALL THE CITY COUNCIL OF BLANDING CITY, SAN JUAN COUNTY, STATE OF UTAH, BE AUTHORIZED TO ISSUE GENERAL OBLIGATION BONDS OF SAID MUNICIPALITY IN THE AMOUNT OF NOT TO EXCEED

ONE AND ONE-HALF MILLION (\$1,500,000) DOLLARS TO MATURE IN NOT TO EXCEED TWENTY (20) YEARS FROM THEIR RESPECTIVE DATE OR DATES, FOR THE PURPOSE OF PAYING ALL OR PART OF THE COST OF ACQUISITION AND CONSTRUCTION OF A NATURAL GAS TRANSMISSION AND DISTRIBUTION SYSTEM AND RELATED FACILITIES OF SAID CITY?

FOR THE ISSUANCE OF BONDS

AGAINST THE ISSUANCE OF BONDS

INSTRUCTIONS TO VOTERS:

To vote in favor of the above proposition, place a cross in the square after the words "For the issuance of bonds". To vote against the above proposition, place a cross in the square after the words "Against the issuance of bonds".

SECTION 7: That only qualified, registered electors of the City eighteen (18) years of age or older shall be permitted to cast a vote at the special bond election.

SECTION 8: That any person applying for a ballot at any polling place designated for the conduct of the special bond election, whose qualifications to vote are challenged for cause by one or more of the election officials or by any other person at the time the ballot is applied for, shall receive a ballot and be permitted to vote if (a) such person is shown on the registration lists as a registered voter in the City and (b) such person takes an oath in the form in which such oath is set forth in Section 9 hereof, sworn to before one of the election officials, that he or she is a qualified elector of the City.

In the case of such challenge or challenges, the election officials at each polling place shall keep a list showing the name of each person challenged, the grounds for such challenge and whether or not such person was permitted to vote. The election officials at each polling place shall make such lists in duplicate and, after the polls shall have been closed, shall return the duplicate lists to the City Council so that such duplicate lists will be available to the City Council when it canvasses the election results.

SECTION 9: That the oath referred to in Section 8 hereof shall be in substantially the following form:

ELECTOR'S OATH

STATE OF UTAH        )  
                          : ss.  
COUNTY OF SAN JUAN )

The undersigned, having been first duly sworn, upon oath, deposes and says under the pains and penalties of perjury as follows:

That I am a citizen of the United Sates; that I am eighteen (18) years of age or older; that I am now and have been a resident of the State of Utah for not less than thirty (30) days; that I am a resident of Blanding City and of a voting district of Blanding City in which I am offering to vote; that I am a duly registered voter of Blanding City, San Juan County, Utah, and I am qualified voter of and reside within the confines of Blanding City; and that I have not previously voted at the special bond election held on this 3rd day of August, 1993, in Blanding City, San Juan County, State of Utah.

\_\_\_\_\_  
Signature of Elector

---

Address of Elector

I, the undersigned Judge of Election, hereby certify that the person whose signature appears above signed the foregoing statement on this 3rd day of August, 1993, immediately after I administered to him an oath in the following words:

"You do solemnly swear (or affirm) that you have read the oath to which you are about to subscribe your signature and that the facts recited therein are true and correct, so help you God (or under the pains and penalties of perjury)".

---

Judge of Election

Each of the election officials appointed to conduct the special bond election is expressly authorized to administer such oath in accordance with the provisions of (S)11-14-6 of the Utah Code.

SECTION 10: That, pursuant to the provisions of Chapter 6, Title 20 of the Utah Code, any qualified elector of Blanding City who resides within the confines of the City, who has complied with the law in regard to registration and who is physically disabled, who will be serving as an election judge in another voting district or who otherwise expects to be absent from Blanding City on the day of the special bond election may vote at the special bond election by making application in the manner and time provided by law for an absentee ballot, either in person or by mail, at the office of the City Recorder of Blanding City. Absentee ballots must be received at the office of the City Recorder of Blanding City before the closing of the polls on August 3, 1993, or clearly postmarked on August 2, 1993, and received in the office of the City Recorder of Blanding City before 10:00 A.M. on August 3, 1993, the day of the official canvass following the special bond election, in order to be counted. Whenever possible, valid absentee ballots shall be delivered or mailed to the appropriate voting district judges of election by the City Recorder of Blanding City in order that they may be processed at such voting district on the day of the special bond election. If the City Recorder of Blanding City is unable to determine the voting district to which a valid absentee ballot should be sent, or if valid absentee ballots are received too late for delivery on the day of the special bond election to the judges of election, the City Recorder of Blanding City shall retain them in a safe place and shall deliver the absentee ballots to the place of the official canvass of the special bond election at 10:00 A.M. on the day of the official canvass following the special bond election if such absentee ballots were received at the office of the City Recorder of Blanding City before the closing of the polls on election day or were clearly postmarked on the day preceding election day and received in the office of the City Recorder of Blanding City before 10:00 A.M. on the day of the official canvass following the special bond election. The City Recorder of Blanding City is directed to prepare the necessary absentee ballots, applications and envelopes as required by law for voting by absent and disabled electors.

SECTION 11: That immediately after the polls are closed and the last qualified voter has voted, the judges appointed to conduct the special bond election shall proceed to count the number of ballots voted and shall promptly thereafter certify the results to the City Council. The City Council shall meet as a Board of Canvassers within ten (10) days after the date of the special bond election on Wednesday, the 11th day of August, 1993, at the hour of 7:00 P.M. at the City Offices, 50 West 100 South, Blanding, Utah, and if the majority of the votes cast at the special bond election are in favor of such proposition submitted,

June 23, 1993 Cont'd.

then the City Council shall cause an entry of that fact to be made upon its minutes, and thereupon the City Council shall be authorized and directed to issue such bonds.

SECTION 12: Immediately after the adoption of this Resolution, the City Council shall furnish a certified copy of this Resolution to the County Clerk of San Juan County. The County Clerk of San Juan County shall, in accordance with the provisions of (s)11-14-7. Utah Code Annotated, 1953, as amended, register at her office during regular office hours, except Saturdays, Sundays and holidays and except during the 10-day period immediately preceding the Special Bond Election, any person who, on the day of the Special Bond Election will be a qualified elector. The County Clerk shall also make available at each polling place herein established for the conduct of such election, registration lists or copies thereof, listing all registered electors entitled to use such voting place.

SECTION 13: That all acts and resolutions in conflict with this Resolution or any part thereof are hereby repealed.

SECTION 14: Immediately after its adoption, this Resolution shall be signed by the Mayor and City Recorder, shall be recorder in a book for that purpose and shall take immediate effect.

PASSED and APPROVED this 23rd day of June, 1993.

*James S. Shumway*  
\_\_\_\_\_  
Mayor

ATTEST:

*Norman L. Johnson*  
\_\_\_\_\_  
City Recorder  
[SEAL]

(Here follows other business not pertinent to the foregoing or to the Special Bond Election.)

Upon motion duly made and carried, the meeting was adjourned.

*James S. Shumway*  
\_\_\_\_\_  
Mayor

ATTEST:

*Norman L. Johnson*  
\_\_\_\_\_  
City Recorder  
[SEAL]

STATE OF UTAH        )  
                              : ss.  
COUNTY OF SAN JUAN )

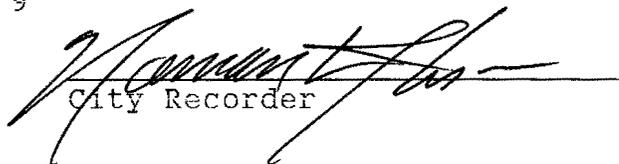
I, NORMAN L. JOHNSON, hereby certify that I am the duly appointed, qualified and acting City Recorder of Blanding City, San Juan County, Utah;

I further certify that the above and foregoing instrument constitutes a true and correct copy of the minutes of a Regular Meeting of the City Council of said City, including a Resolution adopted at said meeting held on June 23, 1993, as said minutes and Resolution are officially of record in my possession, and that a copy of the said Resolution was deposited in my office on June 23, 1993;

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Blanding City, San Juan County, Utah, this 23rd day of June, 1993.

June 23, 1993 Cont'd.

9

  
City Recorder

[SEAL]

The Council discussed an education program to be initiated for the public. Mr. Young suggested that an informative and objective letter be mailed to all citizens.

Council agreed and the City Administrator informed them that Sunrise Engineering will help put the information together.

5. The City Administrator informed the Council that they would have to select three bond election judges and three alternates. With the advice and consent of the Council, Mayor Shumway appointed the following as bond election judges on August 3, 1993 and gave the City Administrator permission to continue calling past judges if the need arises:

Francell Blickenstaff  
Betty Dandy  
LaVerne Tate

Alternate Judges:  
Adell Lovell  
LaNell Stringham  
Elizabeth Wright

6. The City Engineer reported to and/or discussed with the Council the following items:

A. Starvation repairs have been completed for under \$20,000 and commends the city crews for their work.

B. The airport asphaltting has been completed and the project is nearly complete. The fog coating will be done with this coming Sunday or the following Wednesday for \$1100.

Working relations with Gibbons & Reed were very good.

C. Repair of city streets is moving as fast as possible. Curb and gutter has been started in Pioneer Estates on 100 East Street.

7. The City Planner reported to and/or discussed with the Council the following items:

A. Request permission to allow Planning & Zoning Commission members to attend the Grand County Planning & Zoning Workshop on June 26 in Moab and to use the City vehicle.

Advice and consent was given by the Council.

B. Reported his progress on the building certification.

C. The Planning & Zoning Commission has met and reviewed the sign ordinance. Discussed some of the ideas with the Council. Council related their feelings and asked that further study be done and a proposal prepared by the Planning Commission.

D. Mrs. Carolyn Hunt has requested to be released from the Planning & Zoning Commission and asked that the Mayor appoint someone to take her remaining term.

Mayor Shumway appointed Mrs. Bonnie Purcell upon her acceptance of the position and Mr. Merlin Grover as an alternate. Council gave their advice and consent.

8. Mrs. Arlene Lyman reported to the Council that an Animal Control survey will be submitted for approval within the next month. She asked how many surveys the Council wishes to mail. The Council agreed that every other home within the community be surveyed.

9. Dr. Gene Key, representing the neighborhood on 200 East Street between 500 South and 600 South, expressed their concern over the speed limit on their street. Council advised them that they would have to speak with the Chief of Police on the matter.

Dr. Key also asked when the Council felt that they could expect their street to be paved. Council informed Dr. Key and other interested neighbors that their street is on the priority list and will probably be completed this summer.

Council took a 5 minute break.

10. Mr. Cleal Bradford discussed the latest developments of the Comprehensive Service Plan drafts. He asked that the Council prioritize the different areas.

Following discussion, the Council prioritized the areas in the following manner:

- Solid Waste
- Water Conservation (tied) Recreation
- Streets
- Fire Services Coordination
- Airport Expansion

Informed the Council that the San Juan Foundation has committed to furnishing the meal for the meeting with the CIB Board Members and staff on July 15. Mr. Bradford asked that the City consider presenting each visiting member with a memento.

Council gave their advice and consent for Councilmember Mueller to acquire a small piece of pottery with each members name on it.

11. Mayor Shumway informed the Council that the 4th of July celebration is progressing well.

Councilmember Slavens reminded the Council that the street north of the high school football field will be closed off for about 24 hours for the Pow Wow.

12. The City Administrator reported to and/or discussed with the Council the following items:

- A. Travel/Philip/Rural Water Assoc./July 21-22/Park City
- B. State DEQ meeting will be held July 1 in Moab. The Mayor will attend.
- C. The BLM Federal Director will visit June 30. The Mayor will attend.
- D. There will be a DOE Mill Tailings meeting in the Council Room at 9:00 a.m.  
Mayor Shumway appointed with advice and consent of the Council, Councilmember W. Palmer to attend the meeting relative to the DOE and any other meetings relating.
- E. The San Juan Record has asked the City to advertise in a special advertisement campaign for the 4th of July.  
Council agreed to the advertisement as long as it pertained to the natural gas bond election.
- F. There will be meeting in Salt Lake City June 29 with UAMPS concerning the purchase of the PNM Power Plant.  
Councilmember Perkins will attend the meeting.
- G. The tree trimming is about half done.
- H. UAMPS representative will be at the regular council meeting on July 14 to discuss the actual purchase of the power plant from PNM.  
Council agreed to hold a Power Board Meeting at 6:00 P.M. July 14.
- I. Need feedback on the Golf Resources draft so that it can be finalized.
- J. Have received invoices from Space Diagnostics and Golf Resources, Inc..

13. The City Administrator recommend that the Council accept the bid for gasoline at \$.715 per gallon from Saveway Tire & Oil and that the City purchase 14,000 gallons July 1 for the coming year.

Motion was made by Councilmember D. Palmer and seconded by Councilmember W. Palmer that the City accept the bid of \$.715 per gallon for gasoline by Saveway Tire & Oil; that the City purchase 14,000 gallons July 1.

Voting was as follows:

- |                     |                          |
|---------------------|--------------------------|
| Those voting "AYE": | Councilmember L. Mueller |
|                     | Councilmember D. Palmer  |
|                     | Councilmember W. Palmer  |
|                     | Councilmember J. Slavens |
| Those voting "NAY": | None                     |
| Those abstaining:   | Councilmember S. Perkins |

June 23, 1993 Cont'd.

11

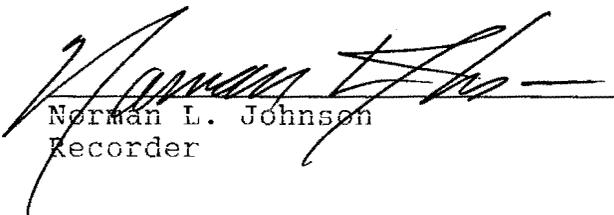
constituting all the members thereof, Mayor Shumway declared the motion carried.

14. Mayor Shumway reported on a CDBG Workshop he and the City Administrator attended in Salt Lake City. They have the most beautiful secretary in the world!!!!

15. Councilmember Slavens suggested that the City prepare to approach the CIB as soon as possible for monies for solid waste requirements.

16. Councilmember Perkins proposed to the Council that Camp Jackson Reservoir be put up for bid to sell with minimum bid at \$50,000; that the buyer be required to maintain state regulations on the dam; that the City retain ownership to the water. Staff was assigned to look into the process.

Meeting Adjourned at 10:00 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF  
BLANDING CITY COUNCIL  
JULY 14, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
Stan Perkins  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Also present were: Kay R. Johnson; Doug Hunter; Phil Mueller; John F. Black; Neal Harvey; Gerald Bates; Mr. & Mrs. Craig Halls; Mr. & Mrs. Czerkas; Don Gatton; Mr. & Mrs. Evan Lowry.

1. Prayer was offered by Councilmember W. Palmer.
2. The Pledge of Allegiance was recited.
3. Mayor Shumway expressed his appreciation to all those who took part in the 4th of July celebration.
4. Minutes of City Council Meeting held June 23, 1993 were approved.
5. After the minutes of the preceding meeting had been read and approved, the City Recorder presented to the City Council an affidavit evidencing the giving of not less than 24 hours public notice of the agenda, date, time and place of the July 14, 1993 regular public meeting of the City Council in compliance with the requirements of Section 52-4-6(2), Utah Code Annotated 1953, as amended, by (1) posting written notice of the meeting at the principal office of the City Council, and (2) providing notice to at least one newspaper of general circulation within the geographic jurisdiction of the City, or to a local media correspondent. The affidavit was ordered recorded in the minutes of the meeting and is as follows:

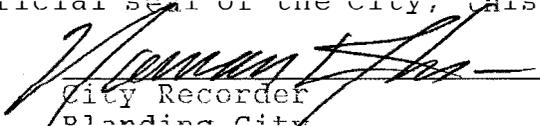
STATE OF UTAH            )  
                                  )  
COUNTY OF SAN JUAN    )

I, the undersigned, the duly qualified and acting City Recorder of Blanding City, San Juan County, Utah (the "City"), do hereby certify, according to the records of the City in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-6(2), Utah Code Annotated 1953, as amended, I gave not less than 24 hours public notice of the agenda, date, time and place of the July 14, 1993, regular public meeting held by the City Council (the "City Council") of the City, by:

(a) causing a Notice of Public Meeting to be posted at the principal office of the City Council on July 13, 1993, at least 24 hours before the convening of the meeting, in the form attached hereto as *Exhibit A*; said Notice of Public Meeting having continuously remained so posted and available for public inspection during the regular office hours of the City Council until the convening of the meeting; and

(b) causing a copy of the Notice of Public Meeting in the form attached hereto as *Exhibit A* to be provided on July 13, 1993, at least 24 hours before the convening of the meeting, to *The San Juan Record*, a newspaper of general circulation within the geographic jurisdiction of the City and to each local media correspondent, newspaper, radio station or television station that has requested notification of meetings of the City Council.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the official seal of the City, this 14th day of July, 1993.

  
\_\_\_\_\_  
City Recorder  
Blanding City,  
San Juan County, Utah

July 14, 1993 Cont'd.

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Thereupon, after the conduct of other business not pertinent to the following, the Mayor announced that the time had come to consider the approval and authorization of the San Juan Project Power Sales Contract (the "*Power Sales Contract*") between the City and Utah Associated Municipal Power Systems ("*UAMPS*") and the San Juan Project (the "*Project*") of UAMPS.

Doug Hunter explained that there had been delivered to and reviewed by the City the report of R.W. Beck and Associates, engineers employed by UAMPS, dated April 1993 and entitled "Operation and Maintenance Review of the San Juan Generating Station Unit 4," together with attached Appendices regarding the water supply and coal supply for the Project (the "*Engineer's Report*"). It was also observed that UAMPS had also delivered to the City and there had been reviewed by the City (1) the Purchase and Participation Agreement dated May 27, 1993 (together with the attached schedules and exhibits, the "*Purchase Agreement*") between UAMPS and Public Service Company of New Mexico and (2) the Contract for Firm Transmission Service dated June 7, 1993 (the "*Transmission Contract*") between UAMPS and the Western Area Power Administration ("*Western*"). The Engineer's Report, the Purchase Agreement and the Transmission Contract were ordered filed in the office of the City Recorder to be made available for public inspection during the office hours of the City Recorder.

The City Council discussed the principal conclusions set forth in the Engineer's Report and the principal terms and provisions of the Purchase Agreement and the Transmission Contract, the same having been previously reviewed in detail by officials of the City.

Doug Hunter then explained to the City Council that the current needs of the City for electric power and energy are being satisfied, as applicable, by one or more of the following sources: (1) power and energy produced by the Colorado River Storage Project purchased from Western; (2) power and energy produced by various hydroelectric and fossil-fuel fired generating units, either owned and operated by the City or purchased through the UAMPS power pool; and (3) power and energy generated or transmitted by certain projects of UAMPS. It was observed that the City would utilize its Entitlement Share in the firm electric energy generated by the Project, acquired by the City pursuant to the Power Sales Contract, to meet the existing and reasonably anticipated requirements of the City for a supply of electric energy. It was noted that the City's Entitlement Share would provide a long-term supply of firm electric energy with advantageous fixed costs and would reduce the City's need for electric power and energy from outside sources that could be subject to price escalation in future years.

Doug Hunter then presented to the City Council certain information and reports prepared by UAMPS which: (1) provide a cost comparison of various alternative sources of electric power and energy to the projected cost of firm electric energy from the Project, including such alternatives as purchased power and energy available from energy suppliers that responded to UAMPS' request for proposals for a long-term power sales agreement; and (2) set forth the current and reasonably anticipated requirements of the City for a supply of electric power and energy. Such information and reports were discussed by the members of the City Council and ordered to be placed on file in the office of the City Recorder to be made available for public inspection during regular office hours.

The City Council further considered the economies and efficiencies of scale to be achieved through the Power Sales Contract, the ability of the City to dispose of any surplus attributable to its Entitlement Share through the UAMPS power pool, the estimated useful life of the Project and the estimated schedule for the acquisition of the Project which anticipates that the Project will be acquired to meet the City's energy requirements during the coming year.

The form of the power Sales Contract was presented to the City Council and the principal terms and provisions of the Power Sales Contract were then discussed, the same having been previously reviewed in detail by officials of the City.

The following resolution was then introduced in written form and pursuant to motion duly made and seconded, was adopted and approved by the following vote:

Aye: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
Stan Perkins  
James K. Slavens

Nay: None

The resolution was thereupon signed by the Mayor, was attested and countersigned by the City Recorder and was ordered recorded in the official records of the City. The resolution is as follows:

RESOLUTION NO. 1993-11

A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF THE SAN JUAN PROJECT POWER SALES CONTRACT BETWEEN THE CITY AND UTAH ASSOCIATED MUNICIPAL POWER SYSTEMS IN CONNECTION WITH THE SAN JUAN PROJECT OF UAMPS AND RELATED MATTERS.

\*\*\*\*\*           \*\*\*\*\*           \*\*\*\*\*

WHEREAS, Blanding City, San Juan County, Utah (the "City") is a member of Utah Associated Municipal Power Systems ("UAMPS") pursuant to the provisions of the Amended and Restated Utah Associated Municipal Power Systems Amended and Restated Agreement for Joint and Co-operative Action, as amended and supplemented (the "Organization Agreement");

WHEREAS, one of the purposes of UAMPS under the Organization Agreement is the acquisition of ownership interests in electric generating facilities in order to secure reliable, economic sources of electric power and energy for its member;

WHEREAS, UAMPS has entered into a Purchase and Participation Agreement dated May 27, 1993 with Public Service Company of New Mexico providing for the acquisition by UAMPS of an undivided ownership interest in the San Juan Generating Station Unit 4 (the "Project");

WHEREAS, in order to obtain a long-term supply of firm electric energy the City desires to enter into the San Juan Project Power Sales Contract (the "Power Sales Contract") with UAMPS; and

WHEREAS, the City acknowledges that the absolute and unconditional obligation of the City to make the payments provided for in the Power Sales Contract will be a special obligation of the City and an operating expense of the City's electric system, payable from the revenues and other available funds of the electric system, whether or not the Project or any portion thereof is acquired, completed, operable or operating and notwithstanding the suspension, interruption, interference, reduction or curtailment of the output thereof for any reason whatsoever;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Blanding City, San Juan County, Utah, as follows:

*Section 1. Execution and Delivery of the Power Sales Contract.* That the Power Sales Contract, in substantially the form attached hereto as *Exhibit B*, is hereby authorized and approved, and the Mayor is hereby authorized, empowered and directed to execute and deliver the Power Sales Contract on behalf of the City, and the City Recorder is hereby authorized, empowered and directed to attest and countersign such execution and to affix the corporate seal of the City to the Power Sales Contract, with such changes to the Power Sales Contract from the form attached hereto as *Exhibit B* as shall be necessary to complete the form of the Power Sales Contract or to correct any minor irregularities or ambiguities therein and as are approved by the Mayor, his execution thereof to constitute conclusive evidence of such approval.

*Section 2. Other Actions with Respect to the Power Sales Contract.* The Mayor, the City Recorder, City Attorney and other

July 14, 1993 Cont'd.

officers and employees of the City shall take all actions necessary or reasonably required to carry out, give effect to, and consummate the transactions contemplated hereby and shall take all actions necessary to carry out the execution and delivery of the Power Sales Contract and the performance thereof, including, without limitation, the delivery of such closing certificates and opinions as may be requested from time to time by UAMPS in connection with the issuance of Bonds to finance or refinance the costs of the Project.

Section 3. Miscellaneous; Effective Date. (a) This resolution shall be and remain irrevocable until the Bonds contemplated by the Power Sales Contract and the interest thereon shall have been fully paid, cancelled and discharged and the Power Sales Contract shall be terminated.

(b) All previous acts and resolution in conflict with this resolution or any part hereof are hereby repealed to the extent of such conflict.

(c) In case any provision in this resolution shall be invalid, illegal or unenforceable, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby.

(d) This resolution shall take effect immediately upon its adoption and approval.

ADOPTED AND APPROVED this 14th day of July, 1993.

BLANDING CITY, SAN JUAN COUNTY, UTAH

*James S. Stumway*  
\_\_\_\_\_  
Mayor

ATTEST AND COUNTERSIGN:

*[Signature]*  
\_\_\_\_\_  
City Recorder  
[SEAL]

STATE OF UTAH            )  
                                  )  
COUNTY OF SAN JUAN    )

I, the undersigned, do hereby certify that I am the duly qualified and acting City Recorder of Blanding City, San Juan County, Utah (the "City"). I further certify that the above and foregoing constitutes a true and correct copy of the minutes of a regular public meeting of the City Council (the "City Council") of the City, held on July 14, 1993, including a resolution or resolutions adopted at such meeting, together with exhibits attached thereto, as said minutes, resolution or resolutions and exhibits are recorded in the regular official book of minutes of the proceedings of the City Council kept in the office of the City Recorder, that said proceedings were duly had and taken as therein shown, that the meeting therein shown was in all respects called, held and conducted in accordance with law, and that the persons therein named were present at said meeting, as therein shown.

I further certify that I caused a true and correct copy of the above-referenced resolution (including the exhibits attached thereto) to be filed in the office of the City Recorder for examination by any interested person during the regular business hours of the office of the City Recorder.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed or imprinted hereon the official seal of the City, this 14th day of July, 1993.

[SEAL]

*[Signature]*  
\_\_\_\_\_  
City Recorder  
Blanding City,  
San Juan County, Utah

July 14, 1993 Cont'd.

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6. The City Engineer reported to and/or discussed with the City Council the following items:

A. The airport runway compaction tests met UDOT specifications but did not meet FAA specifications. Gibbons & Reed are working on the problem. Final inspection of the project will be July 22, 1993.

B. Mrs. Shari Mexican has inquired as to why her block has not received curb & gutter on 400 West Street which was planned several years ago.

Council discussed the project and advised that staff should continue with the projects outlined at this time. The Council indicated that there is no way to tell if funds will be available for other projects during this fiscal year.

Gave an update on all street projects.

7. The City Planner reported to and/or discussed with the City Council the following items:

A. Reviewed suggested changes from the Planning & Zoning Commission for the Sign Ordinance and Home Occupation Ordinance. Following discussion, Council gave their advice and consent to set a public hearing relative to the changes on August 11 at 8:00 P.M.

B. Reviewed the Animal Control Questionnaire prepared by the Planning & Zoning Commission. Council gave their advice and consent to go ahead and mail the questionnaires.

C. Explained that because of a technicality in the advertisement for the rezoning request by Mrs. Corinne Roring, a Public Hearing will have to be rescheduled and the process completed again.

D. Requested that the Council authorize the Mayor to write a letter to Mr. Dan Nelson, District Director, in Richfield with UDOT concerning what is being done on Highway 191.

8. Mr. Evan Lowry discussed with the Council the Dry Wash Campground and made them aware of the progress being made at the campground. Mr. Lowry suggested that the Council consider a work day on July 30.

Council gave their advice and consent to close the city offices and to advertise a work day at the Dry Wash Campground.

Mr. Lowry also informed the council that a strip of forest service land goes through Camp Jack Reservoir that will need to be taken care of before any sale transaction can take place.

9. Councilmember Slavens inquired about improvements on the road at the bottom of Dry wash.

Mr. John Black informed the Council that the Irrigation Company must write a letter to the county stating they are not going to enlarge the reservoir and request that they improve the road.

Mayor Shumway will take this information to the Irrigation Company at their next meeting.

10. Councilmember Mueller informed the Council that Mr. & Mrs. Steven Czerkas were present at her request to ask for the City's support for their museum.

Following discussion, motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried:

**RESOLUTION NO. 1993-12**

A RESOLUTION SUPPORTING  
THE ESTABLISHMENT OF A  
DINOSAUR MUSEUM IN BLANDING

WHEREAS, Utah Paleontologist Stephen Czerkas and Author Sylvia Czerkas have begun preliminary work on plans for a Dinosaur Museum at Blanding, Utah; and,

WHEREAS, the City of Blanding has need for additional tourism infra-structures development and educational opportunities; and

WHEREAS, the City of Blanding Comprehensive Services Master Plan indicates such development as a key priority; and,

July 14, 1993 Cont'd.

WHEREAS, the City of Blanding is in full support of such museum development; and,

WHEREAS, the Mayor, City Council and City Administrator do extend their full support to Stephen and Sylvia Czerkas in the development of the Dinosaur Museum in Blanding, Utah;

THEREFORE, BE IT RESOLVED, that the Mayor, City Council and City Administrator fully support the applications for grants, loans and other funding that Stephen and Sylvia Czerkas may make for the development of the Dinosaur Museum in Blanding, Utah.

\_\_\_\_\_  
James S. Shumway, Mayor

\_\_\_\_\_  
Wayne Palmer, Councilmember

\_\_\_\_\_  
Stan Perkins, Councilmember

\_\_\_\_\_  
Mary Lou Mueller, Councilmember

\_\_\_\_\_  
Don W. Palmer, Councilmember

\_\_\_\_\_  
James K. Slavens, Councilmember

\_\_\_\_\_  
Norman L. Johnson, City Administrator

11. Mr. Steven Czerkas made a presentation and request to the Council for a donation of approximately 2 acres of land adjoining to the museum site.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried that the City Administrator prepare the necessary documents for transfer of approximately 2 acres of City property to the museum with protective covenants should the museum not come to fruition.

12. Mr. & Mrs. Steven Czerkas presented and discussed with the Council the proposed plans for the museum.

13. Mr. Craig Halls discussed with the Council the possibility of upgrading and upsizing the sewer line on 700 North Street.

Following discussion, Council gave their advice and consent.

14. The City Planner informed the Council that Mr. Neal Harvey is interested in deeding a 55' strip of land to the City in exchange for improvements to west Center Street.

Council directed the City Planner to write a letter to Mr. Harvey expressing the City's interest and their appreciation for his interest but that at this time the budget will not allow any exchange to take place based on guaranteed road construction.

15. The City Administrator reported to and/or discussed with the Council the following items:

A. DOE Public Hearing will be held in the Council Chambers on August 5 at 5:00 P.M.

B. Request has been received for the trees along Main Street north of Center Street to be trimmed.

Council gave their advice and consent to trim the trees along both sides of Main Street between 100 North and 200 North Street.

C. Pedal for Power Project will be September 18-25. Mr. Richard Lyman has indicated he would like to represent the City.

Council gave advice and consent to pay expenses for Mr. Lyman to participate.

D. Presented Bond Election news releases to be advertised in the San Juan Record.

Council gave their advice and consent.

E. Letter has been received from TCI informing the Council that with federal law changes being made a rate change will occur.

F. Final audit on the Fire Station grant has been completed.

G. A ground breaking for the San Juan Hospital remodeling project will be July 15 at 3:00 P.M.

H. David Homedew has completed his certification to use an immobilization gun. Request permission to purchase an immobilization gun.

Council gave their advice and consent.

I. Two trucks have been purchased to make one good dump truck. The cost will be less than the budgeted amount for this item and was approved by Councilmember Slavens before any final settlements were committed.

J. The Chief of Police has informed the administrator that to change speed limits within the City, the whole city would have to be changed. Suggests that they be left as is.

Council agreed to leave the speed limits as they are.

K. Noxious weeds are becoming a real problem and asked the Council's direction.

Council advised to work with the County and have our property sprayed and to get their direction on private land.

L. The County Wide Health Care Master Plan from Space Diagnostics is available and on file in the council office room.

M. Request that a special council meeting be called for August 4 at 7:00 P.M. to canvass the bond election ballots and to set the rezoning hearing. Other items can be added prior to advertisement.

Council gave their advice and consent.

16. The City Administrator informed the Council that Mr. Rex Nielson is willing to sign the annexation agreements for hookup to water and sewer service at Shirttail Corner and that he will pay all costs to run the services from already existing services.

Council gave their advice and consent provided that the annexation agreement is signed and connection fees are paid.

17. The City Administrator informed the Council that a request for water service has been received for the 200 East 1300 South area. The property owners are willing to sign an annexation agreement if the city will supply water to the property line.

Council requested that staff prepare cost estimate to be presented at the next regular council meeting.

18. Acknowledging discussion held in a prior power board meeting, motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried that the city policy regarding electric service be standardized and that the city be responsible for all electric O & M services to the first metering device and that those which are not up to code be given a year to bring the existing services up to code before the city will accept responsibility.

19. Councilmember Perkins inquired as to council's feelings regarding the hook-up fee for the Comfort Inn sign on the north edge of town.

Council agreed that they needed to follow current policy.

20. Following a report by the City Administrator on a solid waste meeting with San Juan County and IHS, the Council advised staff to keep moving as previously planned.

21. Councilmember Mueller reminded Council that the PCIB visit is tomorrow at 11:00 a.m.

22. Councilmember D. Palmer reported to and/or discussed with the Council the following items:

A. Informed the Council that a representative of Municipal Golf Inc. will be in Blanding on July 27 or 28.

B. Mr. Homer Taylor has offered to plant grass and maintain it if the city will replace the area between the curb and sidewalk with top soil along his property on Main Street at 200 South Street.

Council gave their advice and consent.

23. Councilmember Mueller requested that the City purchase the book "Reinventing Government" for each councilmember.

Council gave their advice and consent.

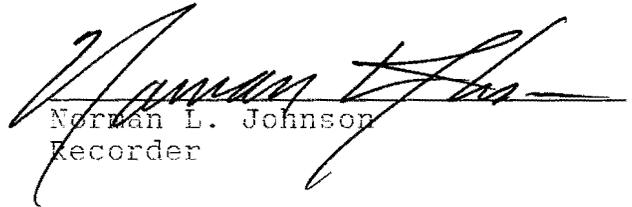
July 14, 1993 Cont'd.

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24. Councilmember Slavens requested permission to work with the County and the State Treasurer in setting up a long-term trust fund for the "C" road money.

Motion was made by Councilmember Slavens, seconded by Councilmember Perkins and unanimously carried that Councilmember Slavens has permission to work with San Juan County and the State Treasurer in obtaining information relative to setting up a long-term trust fund for the "C" road monies.

Meeting adjourned at 10:00 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF  
BLANDING CITY COUNCIL  
JULY 28, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were:	Mayor Pro-Tempore:	James K. Slavens
	City Councilmembers:	Lou Mueller
		Wayne E. Palmer
		Stan Perkins
	City Administrator:	Norman L. Johnson
	City Treasurer:	Karalee B. Austin
	City Engineer:	Philip L. Palmer
	City Planner:	Bret Hosler
Absent were:	Mayor:	James S. Shumway
	City Councilmember:	Don W. Palmer

Also present were: Mr. & Mrs. Todd Hurst; Danny Fleming; Phil Mueller; Cleal Bradford; Charles Lyman; Sam Lewis; Tamara Barton; Susan Lee; Donna Singer; Mr. & Mrs. Craig Halls; George Jones; Preston Nielson; Mr. & Mrs. Phil Acton; Dr. Jim Redd; Mr. & Mrs. Keele Johnson; Craig Stanley; Dr. Gene Key; Dr. Val Jones.

1. Prayer was offered by Councilmember Mueller.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held July 14, 1993 were approved.
4. The City Engineer reported to and/or discussed with the Council the following items:
  - A. Paving of streets should start Monday.
  - B. Tri-Hurst will start curb & gutter again on 200 East next week.Council discussed other areas of concern within the city but after discussion, Council agreed to concentrate on 200 East.
5. The City Planner reported to and/or discussed with the Council the following items:
  - A. Public Hearings on August 11 will be held for Home Occupation and Sign Ordinance changes.
  - B. Public Hearing on August 4 will be held for rezoning of the "Nielson Barn" area.
  - C. Presented proposed San Juan County Subdivision Ordinance. Requested suggestions and comments from the Council.
6. The City Administrator reported to and/or discussed with the Council the following items:
  - A. GAO will be doing a study of San Juan County on August 9th or 10th and will be interviewing Mayor Shumway.
  - B. August 3rd bond election information data has been mailed to all residents within the community. The San Juan Record will contain information on the election and KUTA will be communicating information and reminding everyone to vote on Tuesday, August 3.
  - C. The 1993 tax rate set during the FY94 Budget process is within the certified tax rate and will not need a special hearing.
  - D. The attorneys have met in SLC on the Natural Gas Transmission and Purchase Contracts. Some of the contracts may be available by the August 4th meeting.
  - E. The 4th of July expenses were within budget.
  - F. Request approval to pay travel expenses for the Chief of Police for training attended in Prescott, Arizona. Advice and consent of Council was given.
  - G. The FY93 Audit has started.
  - H. Friday, August 30, city staff will be honoring their commitment to the Forest Service and all crews will be working up at the Dry Wash Campground. The City is providing 2 backhoes, 2 flat beds, 2 pickups and 8 men for the day.
  - I. The DOE hearing will be held August 5th.
  - J. The LDS Church has land and water shares available for bid. Council authorized to follow-up with bidding on the water shares within the previously allotted amount.
  - K. August 6th there will be an Open House for the new BLM Area Manager.
  - L. August 3rd there may be a fund raiser for the Dinosaur Museum at a location in Monticello.

7. Mr. Cleal Bradford spoke with the Council about the Comprehensive Service Plan's nine areas of concern and what approach needs to be taken with the CIB. The Council indicated that they would like to be on the September CIB agenda.

8. Tamara Barton spoke for citizens interested in having 700 North Street paved. Council expressed their appreciation and concern for the problem but could not commit without knowing what the streets budget financial status will be at this time.

9. Preston Nielson spoke with the Council about the Blanding Irrigation Company's Upper Mesa Project.

Council agreed to hold a work session at 6:00 P.M. August 4 with the Irrigation Company, Conservancy District and City representatives.

10. Mr. George Jones, representing the Health Care Board, presented to the Council the following resolution:

RESOLUTION NO. 1993-1

A RESOLUTION RECOMMENDING BLANDING CITY PURSUE FUNDING FOR THE BLANDING MEDICAL CENTER AND CLINIC

WE, THE MEMBERS OF THE BLANDING HEALTH CARE BOARD FIND THAT:

WHEREAS, the San Juan County Health Care Services Board has completed a county-wide health facilities master plan indicating the following needs at the Blanding Medical Center:

1. "New Primary Care Clinic space for three providers, with a clear growth path for additional future providers" and,
2. "Replacement of the Urgent Care Center" and,
3. An Imaging/Laboratory area which "would serve the Clinic, the Urgent Care Center and the Berthing Center" and,
4. "Berthing Center [which] could be replaced simultaneously" and,

WHEREAS, the San Juan County Health Care Services Board has stated the San Juan County Health Care Services District has no resources to provide this outlined facility relocation and expansion and,

WHEREAS, the proposed 1% local option sales tax designated for county-wide health care improvements cannot be put to a vote of the citizens of this County until the 1994 election and,

WHEREAS, the critically limited space at the Blanding Medical Center and Clinic represents an unusual hardship to the ability of health care providers to serve the citizens of our communities in a confidential and efficient manner and,

WHEREAS, the Blanding Health Care Board was organized for the purpose of supporting the health care providers and facilities of the Blanding City service area (as defined in the Blanding City Comprehensive Services Plan),

NOW, THEREFORE, in order to expedite the construction of this much needed facility, we, the members of the Blanding Health Care Board, recommend that the City of Blanding and the Blanding Health Care Board seek funding for the Blanding Medical Center and Clinic relocation and expansion, build the facility and lease it to the doctors and the San Juan County Health Care Services District for management in a cooperative effort to assist the San Juan County Health Care Services Board in providing quality county-wide health care.

George A. Jones  
Chairman, Blanding Health Care Board

Date

Following discussion, motion was made by Councilmember Mueller and seconded by Councilmember Perkins that the resolution be accepted and supported by the Council and that it be incorporated into the Comprehensive Service Plan.

Voting was as follows:

Those voting "AYE":	Councilmember L. Mueller
	Councilmember S. Perkins
	Councilmember J. Slavens
Those voting "NAY":	Councilmember W. Palmer
Those absent:	Councilmember D. Palmer

constituting all the members thereof, Mayor Pro-Tempore Slavens declared the motion carried.

11. The City Administrator reported that Mr. Rex Nielson has requested that the Council reconsider the hookup fee for a water connection to carry water to Shirttail Corner.

Following discussion, Council agreed to stay with written policy.

12. The City Administrator requested direction of the Council relative to the closure of the dump.

Council agreed that closure of the dump should continue as previously decided; that signs should be made and posted; and that a fence should be installed to enclose the dump area for regulation of use. The need for an employee to regulate dumping during open hours was discussed.

13. The City Administrator reviewed the August 4th Special Meeting Agenda.

14. Councilmember Perkins reported to and/or discussed with the Council the following items:

A. Requested that the discussion of a fee relative to the placement of 24 hours disconnect notices be placed on the August 11 agenda.

Council gave their advice and consent.

B. Requested that the discussion of farm animals within the city limits be listed on the August 11 agenda.

Councilmember gave their advice and consent.

15. Councilmember Mueller reported to and/or discussed with the Council the following items:

A. Requested permission to attend the CIB meeting on August 5th in connection with her other meetings in the SLC area.

Councilmember gave their advice and consent.

B. Requested that the Health Care Board be placed on the August 11 agenda.

16. Councilmember Perkins inquired about the status of the Camp Jackson Reservoir potential land sale. The administrator indicated a report should be available at the next regular council meeting.

17. Councilmember W. Palmer discussed with the Council the action taken relative to passing the policy regarding standardized electric service.

18. Following discussion of the above subject, motion was made by Councilmember Slavens and seconded by Councilmember Mueller that the amount of \$557.83 to KamPark for O & M charges be written off according to the policy adopted on July 14, 1993 regarding this item.

Voting was as follows:

Those voting "AYE":	Councilmember L. Mueller
	Councilmember W. Palmer
	Councilmember J. Slavens
Those voting "NAY":	None
Those abstaining:	Councilmember S. Perkins
Those absent:	Councilmember D. Palmer

constituting all the members thereof, Mayor Shumway declared the motion carried.

Meeting Adjourned at 9:15 P.M.  
*[Signature]*  
Norman L. Johnson  
Recorder

MINUTES OF A SPECIAL MEETING OF  
BLANDING CITY COUNCIL  
AUGUST 4, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
Stan Perkins  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Also present were: Corinne Roring; John Roring; Craig C. Halls; Carrie Bayles; Gary Bayles; Kirk Redd; Kim Redd; Shirley Jack; Donald Jack; Patsy Shumway; Zelma Acton; Arlene Lyman; Kim Smith; Jill Palmer; Steve Palmer; Preston Nielson; Sandra Perkins; Bill Redd; Ralph Rollins; Phil Mueller.

1. Prayer was offered by Councilmember D. Palmer.
2. The Pledge of Allegiance was recited.
3. The Council conducted a Public Hearing relative to rezoning the area at approximately 260 West 100 North from R2 to MH.

The following citizens made comment:

Randy Bayles (by Don Palmer) (since the owner does not live there the court is not looked after)

Gary Bayles (feels too many trailers in this particular area)

Donald Jack (concern over traffic & impact on residences)

Patsy Shumway (noise, traffic, land values, looks)

Arlene Lyman (zoning commission - has not changed views - plans by Corinne were very desirous)

Philip Palmer (trailer court residents are not the only ones that cause problems)

Bret read letters into minutes

TO: Mayor, Council and City Manager

FROM: Bret Hosler, City Planner

STAFF REPORT: 6/3/93

SUBJECT: Regarding rezoning of the Nielson Barn area  
-260 West 100 North- from R-2 residential to  
MH Mobile Home.

The Planning Commission has reviewed this proposal to rezone and determined that it would meet the requirements of our zoning ordinance. It was also determined that it would be in basic harmony with our master plan. We would recommend, however, that Mrs. Roring be sure that her addition allows for at least one off-street parking space for both the existing as well as the new trailer spaces. I concur with the Planning Commission's recommendations for approving the zone change.

Zelma Acton (vandalism is a concern)

Further comments along the same line were made by the following:

Shirley Jack

Kathleen Redd

Corinne Roring - (presented her plans to add to the trailer court and improve the overall area)

Mayor Shumway closed the Public Hearing at 8:20 P.M.

Motion was made by Councilmember Perkins (at this time he disclosed that he owns a trailer park) and seconded by Councilmember Slavens (he disclosed at this time that he owns a trailer park) that the request for rezoning be denied.

Discussion was held and Councilmember Perkins called on the motion.

There was voting to see if there could be more questions on the motion.

Voting was as follows:

Those voting "AYE":	Councilmember L. Mueller
	Councilmember D. Palmer
	Councilmember J. Slavens
Those voting "NAY":	Councilmember W. Palmer
	Councilmember S. Perkins

constituting all the members thereof, Mayor Shumway declared the motion carried to continue asking questions.

Following further questions and discussions, voting on the original motion was as follows:

Those voting "AYE":	Councilmember D. Palmer
	Councilmember S. Perkins
	Councilmember J. Slavens
Those voting "NAY":	Councilmember W. Palmer
	Councilmember L. Mueller

constituting all the members thereof, Mayor Shumway declared the motion carried.

Councilmember D. Palmer and Councilmember S. Perkins expressed their feelings and reasons for their voting.

Council took a five minute break.

4. Council conducted a canvassing of the General Obligation Bond Election returns that occurred August 3 and declared the vote tabulation to be in order.

5. The City Engineer reported to and/or discussed with the Council the following items:

A. Starvation Reservoir has dropped 3 inches in a week which is normal evaporation so it is felt by staff that the repairs have been successful.

B. Introduced Dr. Ralph Rollins of Rollins, Brown & Gunnell who were the original designers of the Starvation Dam.

Dr. Rollins commented on the list of requirements mandated by the State. It will cost approximately \$24,000 for Rollins, Brown & Gunnell to complete an investigation of the dam to determine if it meets all of the state requirements.

Following discussion, Council decided that they will approach the CIB for monies to complete the investigation of the dam.

Council gave their advice and consent for the engineer and staff to continue with necessary documents with Rollins, Brown & Gunnell until financing is decided.

6. Motion was made by Councilmember J. Slavens, seconded by Councilmember W. Palmer and unanimously carried that the Mayor be authorized to sign the

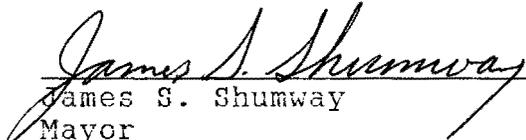
7. Motion for adoption of the following resolution was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried:

#### RESOLUTION NO. 1993-13

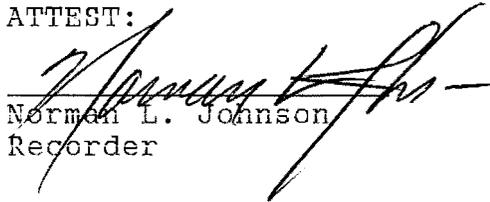
BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign that certain contract by and between the City of Blanding and the State of Utah, Department of Community & Economic Development, Division of Community Development, Community Development Block Grant Program in the amount of \$80,489 for curb and gutter project; that a copy of said contract be attached hereto and made a part hereof.

PASSED, ADOPTED and APPROVED this 4th day of August, 1993.

August 4, 1993 Cont'd.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

8. Motion for adoption of the following resolution and authorization for the Mayor to sign a letter to the Northwest Pipeline Corporation appointing Vesta Energy Company as the City of Blanding's agent to perform certain functions arising out of the Transportation Agreement was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried:

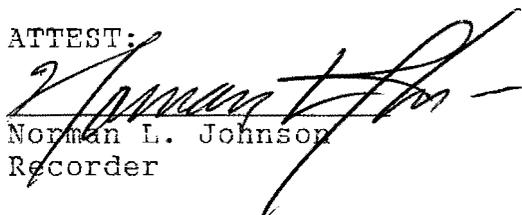
RESOLUTION NO. 1993-14

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign that certain Gas Sales Agreement by and between the City of Blanding and Vesta Energy Company for the purchase of natural gas; that a copy of said Agreement be attached hereto and made hereof.

PASSED, ADOPTED and APPROVED this 4th day of August, 1993.

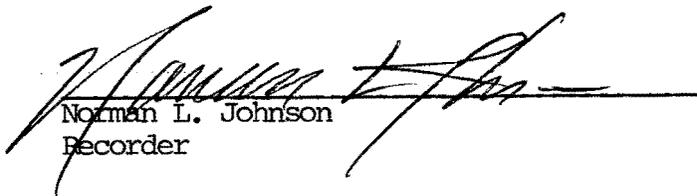
  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

8. Mayor Shumway informed the Council that he will be meeting with the water committee in the near future.

Meeting Adjourned at 8:50 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
AUGUST 11, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
Stan Perkins  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Also present were: Alma Palmer; Nyle Bennett; John F. Black; Bill Redd; Mr. & Mrs. Lyman Palmer; Mr. & Mrs. Kelly Anderson; Letha Shumway; Tony Wojcik; Dan Hurst; Cleal Bradford; Devon Hurst; Larry Richmond; Gerald Bates; Zelma Acton; Leonard Hurst; Arlene Lyman; K.C. Benedict; Shirley Jack; Carla Lyman; Mr. & Mrs. Kirk Redd; Mr. & Mrs. Gary Bayles; Stephanie Jack; Naida Black; Carolyn Hunt; Mr. & Mrs. Craig Stanley; Corinne Roring; Jan Bradford; Rayburn Jack; George Jones; Craig Halls.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held July 28, 1993 and Special City Council Meeting held August 4, 1993 were approved with the following additions and corrections:  
July 28:  
Item 6-H: date should be "July" 30  
Item 14-B: Councilmember Perkins stated that he discussed farm animals but did not ask that the item be put on the next agenda.  
Item 18: third line should read "O & M charges be "corrected" and Mayor "Pro-Tempore Slavens" declared the motion carried.
4. The City Planner reported to and/or discussed with the Council the following items:  
A. Requested that the Mayor or Councilmembers that attend the Utah League of Cities and Towns meetings speak with Craig Zwick or other UDOT representatives to encourage Highway 191 projects.  
B. Reported that counters have been put at the Main and Center intersection by the Utah Department of Transportation.
5. Motion was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried that the Mayor be authorized to sign the necessary deeds for land exchange of the following described property by and between the City of Blanding and the Dinosaur Museum:

From City of Blanding to Dinosaur Museum:

Parcel 1

Beginning at a point which is 670.2 feet east and 30 feet north of the Center of Section 34, T36S, R22E, SLB&M; running thence north 300 feet; thence west 149 feet; thence south 300 feet; thence east 149 feet to point of beginning.  
(Contains 1.0 Acre)

Parcel 2

Beginning at a point which is 1101.2 feet east and 30 feet north of the Center of Section 34, T36S, R22E, SLB&M; running thence north 300 feet; thence west 56.6 feet; thence south 300 feet; thence east 56.6 feet to point of beginning.  
(Contains .38 Acre)

From Dinosaur Museum to City of Blanding:

Beginning at a point which 471.2 feet east and 330 feet north of the Center of Section 34, T36S, R22E, SLB&M; running thence north 706 feet; thence east 565.9 feet; thence south 325.51 feet; thence east 60.2 feet; thence south 60 feet; thence west 60.2 feet; thence south 380.49 feet; thence west 80 feet; thence north 646 feet; thence west 435.9 feet; thence south 646 feet; thence west 50 feet to point of beginning.  
(Contains 2.78 Acre)

6. Councilmember Slavens requested that the Council consider giving permission for staff to start working on 700 North Street and 200 North Street west from 500 West Street to prepare them for armor coating.

Following discussion, motion was made by Councilmember Perkins, seconded by Councilmember D. Palmer and unanimously carried that the City Engineer be authorized to do the engineering for 700 North Street and 200 North Street west from 500 West Street; that Councilmember Slavens be authorized to approach the County requesting that they have their construction crews work on the project.

7. Councilmember Perkins discussed with the Council the idea of charging a fee for placing disconnect notices on doors.

Following discussion, motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried that a \$15.00 disconnect notice fee be charged to all persons having a disconnect notice placed on their door.

Voting was as follows:

Those voting "AYE":	Councilmember L. Mueller
	Councilmember W. Palmer
	Councilmember S. Perkins
	Councilmember J. Slavens

Those voting "NAY":	Councilmember D. Palmer
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constituting all the members thereof, Mayor Shumway declared the motion carried.

8. Motion was made by Councilmember Mueller, seconded by Councilmember D. Palmer and unanimously carried that a Parameters Resolution No. 1993-15 authorizing the issuance and sale of \$1,500,000 in General Obligation Bonds for the purpose of paying all or part of the cost of acquisition and construction of a natural gas transmission and distribution system and related facilities for the City of Blanding be adopted and that a copy be attached hereto and made a part of the minutes.

9. Motion was made by Councilmember Mueller, seconded by Councilmember D. Palmer and unanimously carried that a Parameters Resolution No. 1993-16 authorizing the issuance and sale of not to exceed \$4,000,000 in Natural Gas Enterprise Revenue Bonds, Series 1993 of the City of Blanding, San Juan County, State of Utah be adopted and that a copy be made attached hereto and made a part of the minutes.

10. Mayor Shumway reported that the street asphaltting is progressing well.

Councilmember Slavens reminded the Council that no more work is being done than originally planned and no more money is being spent than was budgeted but because the actual work is being done in a different fiscal year than the money was budgeted, the budget will have to be opened in the spring.

11. Councilmember Mueller informed the Council that she has been contacted by a citizen that has a cat problem. She inquired if the animal control officer took care of any problems other than dogs. The Council agreed that the Animal Officer should respond to any problem within the City that deals with animals.

12. Mayor Shumway reported to and/or discussed with the Council the following items:

A. Requested permission to advertise filing for the position of Mayor and two Councilmembers. The filing deadline is September 21, 1993 and election will be held November 2, 1993.

Council gave their advise and consent.

B. The County will be spraying City land and rights-of-way under the noxious weed program. Council also agreed that the mower should be put back into motion.

13. Council conducted a Public Hearing relative to Home Occupation & Sign Ordinance changes.

Bret briefly explained the proposed changes and reasoning for them.

Comments were hear from:

- Carolyn Hunt
- Sherrie Stanley
- Gary Bayles
- Naida Black
- Shirley Jack
- Arlene Lyman

Following discussion, motion was made by Councilmember D. Palmer and seconded by Councilmember Slavens that the Home Occupation Ordinance be adopted as follows:

- 12-131 R-1 Residential District
- 12-132 R-2 Residential District
- 12-136 MH Mobile Home District

D. Permitted Home Occupations Requirements

1. Such use must be conducted entirely within a dwelling.
2. Such use must be clearly incidental and secondary to the use of the dwelling for dwelling purposes and must not change the residential character thereof;
3. The total area used for such purposes may not exceed twenty-five percent of the first floor area of the user's dwelling unit;
4. There must be no advertising display or other indications of the home occupation on the premises, except that specifically allowed. (See 12-163 sign regulations in Zoning District);
5. There shall be only limited sales of stock, supplies, or products conducted on the premises;
6. There must be no exterior storage on the premises of material or equipment used as a part of the home occupation;
7. There must be no offensive noise, vibration, smoke, dust, odors, heat or glare noticeable at or beyond the property line;
8. A home occupation must provide adequate off-street parking to accommodate all needs created by the home occupation. (Parking same as Commercial District - see 12-133 Section L).

Voting was as follows:

- |                     |                          |
|---------------------|--------------------------|
| Those voting "AYE": | Councilmember D. Palmer  |
|                     | Councilmember J. Slavens |
| Those voting "NAY": | Councilmember W. Palmer  |
|                     | Councilmember S. Perkins |
| Those abstaining:   | Councilmember L. Mueller |

constituting all the members thereof, Mayor Shumway broke the tie by voting "AYE" and declared the motion carried.

Councilmember Perkins challenged the fact that an abstention was the same and a "NAY" vote. Mayor Shumway informed him that a ruling would be made later when legal counsel arrived.

14. Mayor Shumway read the proposed Sign Ordinance for commercial and industrial zones.

No comments were heard from the public.

Councilmember Perkins, Slavens and D. Palmer acknowledged that they all owned businesses and were affected by the ordinance.

Motion was made by Councilmember W. Palmer, seconded by Councilmember Mueller and unanimously carried that the Sign Ordinance be accepted as follows:

12-162 General Requirements

- A. Signs shall be allowed only for and in conjunction with a permitted use and shall be located on the same zone lot as the permitted use, except as provided for herein under letter 'C' Commercial District and letter 'D' Industrial District.

On-premise signs are based on the following formula: one square foot of sign for each linear foot of business frontage up to a maximum of 225 square feet. Properties having 500 linear feet or more of business frontage shall be allowed 100 square feet of additional sign.

Off-premise signs will be allowed under the following guidelines: zone lots having business frontage of 150 to 500 linear feet be allowed one off-premise sign up to a maximum of 16 square feet. Zone lots with 500 linear feet or more of business frontage be allowed one off-premise sign up to a maximum of 32 square feet.

Mayor Shumway closed the Public Hearing at 8:40 P.M.

Council took a 5 minute break

15. Mayor Shumway read from the code book relative to abstaining votes informing the Council that an abstention was not a "NAY" vote.

16. The City Administrator reported to and/or discussed with the Council the following items:

A. Requested that the council consider opening the dump more than once a month.

Following discussion, Council agreed that the Administrator and staff be authorized to determine dates and times that the dump will be opened to public; and that they will cooperate with large loads needing to be dumped.

B. A technical review on the bonds for the natural gas project and the sale of them will be held in the near future.

It is felt that a natural gas manager should be hired as soon as possible so that training can be obtained before transmission of gas to the public takes place. Request permission to write a job description and advertise the position.

Council agreed that a job description should be written and presented at the next council meeting.

17. The City Administrator requested that the Council adopt the resolution prepared by Mr. Ken Chamberlain, Bond Counsel, for the canvass of the August 3 Bond Election held on August 4, 1993.

Motion was made by Councilmember Mueller, seconded by Councilmember D. Palmer and unanimously carried that Resolution No. 1993-17 relative to the canvass of the August 3 Bond Election be adopted; that a copy be attached hereto and made a part of the minutes.

18. Mr. Cleal Bradford discussed with the Council the application to the CIB to be approved for their September agenda.

Discussion was held concerning the Health Care package. Following much discussion, it was agreed that the Health Care package is not quite ready and that it would advantageous to complete the package and approach the CIB for their October agenda. At this time the City will present two packages. One will be for the City of Blanding and the other will be co-sponsored with the San Juan Health Service.

Motion was made by Councilmember Perkins, seconded by Councilmember D. Palmer and unanimously carried that the City request to be on the CIB agenda in October; that the City will present a package for City funded items and also a package co-sponsored with the San Juan Health Service.

19. Motion was made by Councilmember Mueller and seconded by Councilmember Slavens to extend the meeting 30 minutes.

Voting was as follows:

- Those voting "AYE": Councilmember L. Mueller
- Councilmember D. Palmer
- Councilmember S. Perkins
- Councilmember J. Slavens

Those voting "NAY": Councilmember W. Palmer  
constituting all the members thereof, Mayor Shumway declared the motion carried.

20. The City Administrator reviewed with the Council requirements relative to the possible sale of Camp Jackson Reservoir.

Councilmember Slavens requested that the item be moved to the next agenda for decision.

Council gave their advice and consent.

21. Mayor reported that he met with the water committee and two recommendations have been made.

The City Administrator briefly explained the new concepts as he understood them for utilizing the second reservoir as a pipeline head rather than Starvation Reservoir.

Mayor Shumway will report back to the water committee that the City is interested.

22. Motion was made by Councilmember D. Palmer and seconded by Councilmember L. Mueller that the Council retire to executive session.

Voting was as follows:

Those voting "AYE": Councilmember L. Mueller

Councilmember D. Palmer

Those voting "NAY": Councilmember W. Palmer

Councilmember S. Perkins

Councilmember J. Slavens

constituting all the members thereof, Mayor Shumway declared the motion denied.

23. The Council held a discussion relative to a decision made at the previous meeting concerning rezoning for a trailer park.

Comments were heard from the following:

Craig Halls

Gary Bayles

Kathleen Redd

Carla Lyman

Councilmembers

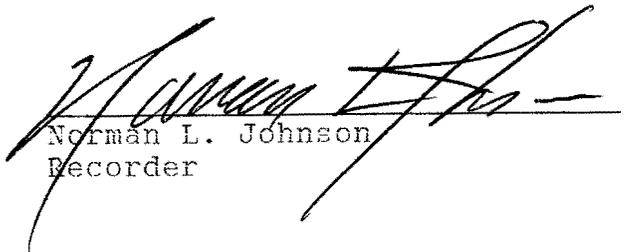
Following discussion, motion was made by Councilmember L. Mueller, seconded by Councilmember Perkins and unanimously carried that the Mrs. Corinne Roring be notified that the Council will stand with their decision to deny her request for rezoning; that the Council will accept an estimate of expenses she has incurred for presentation to the City insurance carrier.

24. Councilmember Slavens requested permission to discuss with the Transportation District the possibility of receiving grant monies to help blast the dump for final closure.

Council gave their advice and consent.

25. The City Engineer informed the Council that final inspection at the airport will be Monday, August 16 at 3:00 P.M.

Meeting Adjourned at 10:28 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
AUGUST 25, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
Stan Perkins  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Also present were: Phil Mueller; Gary Guymon; Mr. & Mrs. Czerkas;  
Dale Slade.

1. Prayer was offered by Councilmember Slavens.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held August 11, 1993 were approved with the following addition:  
Item #15: Mayor Shumway "did not seek legal counsel but" read
4. The City Engineer reported to and/or discussed with the Council the following items:
  - A. Are continuing to keep Southern Paving under contract and are completing all the roads that have curb and gutter on them and are doing some overlay patching.  
Request direction for up-grading of 800 North Street south of the emergency entrance at the Blanding Clinic. Would like to reconstruct it.  
Council gave their advice and consent.
  - B. Request authorization for the Mayor to sign a change order for Gibbons & Reed.  
Council gave their advice and consent for Mayor Shumway or the City Administrator to sign the change order.
  - C. Will be placing on the agenda in the near future the application for annexation of the Torres and Glass property.
  - D. Requested permission to prepare an offer to purchase a lot from Mrs. Pearl Sneider to extend Rogers Lane.  
Council gave their advice and consent.
5. Motion was made by Councilmember Mueller and seconded by Councilmember D. Palmer that an executive session be held after the meeting.  
Voting was as follows:  
Those voting "AYE": Councilmember L. Mueller  
Councilmember D. Palmer  
Councilmember S. Perkins  
Councilmember J. Slavens  
Those voting "NAY": Councilmember W. Palmer  
constituting all the members thereof, Mayor Shumway declared the motion carried.
6. The City Planner reported to and/or discussed with the Council the following items:
  - A. Will be starting classes in Richfield for the last section of the National Building Code certification.
  - B. The Planning & Zoning Commission request that a work session be held with the Council.  
Council agreed to meet with Commission at 6:00 P.M. on October 13th.  
Councilmember D. Palmer informed the Council that Mrs. Bonnie Purcell will not be able to accept her appointment to the Planning & Zoning Commission.  
With advice and consent of the Council, Mayor Shumway appointed Merlin Grover to the Planning & Zoning Commission if he has time to participate and accept the position.
  - C. The SEUAOG has a Housing Support Program that will help low- and no-income households acquire housing or fix up their home. There are three houses within the community that could be involved in this program: Jack Holiday home - Dorothy Mitchell home - Margaret Montano home.

The Council felt that it was a worthwhile project and gave their advice and consent to pursue the matter.

D. The AOG is going to draft a position statement letter to the CIB with relationship to the current funding process.

E. Request permission to serve another 4-year term on the County Economic Development Board.

Council gave their advice and consent for the Mayor to write a letter requesting that Mr. Hosler serve another 4-year term on the Board.

7. The City Administrator reported to and/or discussed with the Council the following items:

A. Travel: Bret/UAPA/Sept. 24-25/SLC  
Norman/UDOT/Eval.Bd.Mtg./9/13/Richfield  
Norman/Joint Hwy. Mt./Price/Sept. 23-24  
Council gave their advice and consent.

B. Discussed problems with policy made relative to having complete animal control within the city. We are not geared to take care of all animals.

Following discussion, motion was made by Councilmember Mueller, seconded by Councilmember D. Palmer and unanimously carried that the City Administrator explore state law concerning all animals; build the new facility with the ability to house other animals besides dogs; write a proposed ordinance including animal control for all animals; discuss the situation with the current animal control officer.

C. When the deeds were delivered to the Dinosaur Museum for the proposed land exchange they would not sign their deed because it was their understanding that the city would purchase the property from the Museum.

D. There will be a BLM meeting in Moab August 31. Mayor Shumway will attend.

E. Sept 11 there will be an open house for the DOE in Grand Junction.

F. The Natural Gas Consumers Association's Annual Convention will be held October 20-22 in Missouri. It has been strongly suggested by Alden Robinson of Sunrise Engineering that the City participate in this convention.

Following discussion, motion was made by Councilmember Mueller and seconded by Councilmember D. Palmer that the City Administrator attend the Natural Gas Consumers Association's Annual Convention in Missouri October 20-22.

Voting was as follows:

Those voting "AYE": Councilmember L. Mueller  
Councilmember D. Palmer  
Councilmember W. Palmer

Those voting "NAY": Councilmember S. Perkins  
Councilmember J. Slavens

constituting all the members thereof, Mayor Shumway declared the motion carried.

G. August 17 Tim Burke was in town from Municipal Golf Inc. and spent time with Tony Wojcik, Craig Halls and the City Administrator touring the proposed golf course land. He took the blueprints and specifications to review and will get back with the city.

H. The ULCT Convention will be September 15-17 in Salt Lake City. Three councilmembers and three staff members will be attending.

I. The signs informing the public of the dump closure are posted. The County will be providing a cat for clean up purposes.

J. Dry Wash Campground is not quite done and the Forest Service has requested that city provide someone to cover the trench.

The Council gave advice and consent but indicated that this would be the last time the City could donate time and equipment for this project.

K. Working on job descriptions for all positions within the city and will be presenting to the Council in the near future.

8. The Council discussed with Mr. & Mrs. Czerkas and Mr. Dale Slade the proposed land exchange between the City and the Dinosaur Museum.

Following discussion it was agreed that the following statement be added to the deed from the Dinosaur Museum to the City:

RESTRICTION: DEED AREA IS RESTRICTED TO THE USE OF THE CITY OF BLANDING AS A ROADWAY RIGHT OF WAY OR THE TITLE REVERTS TO THE DINOSAUR MUSEUM, INC.

9. Mr. & Mrs. Czerkas requested that the City consider donating utilities to the Dinosaur Museum on a yearly basis until the museum is open and operating.

Councilmember Perkins moved to table the discussion to another meeting to obtain for information.

Mayor Shumway declared the motion died for lack of a second.

Following further discussion, motion was made by Councilmember Mueller and seconded by Councilmember W. Palmer to give a grant to the Dinosaur Museum Non-Profit Organization not to exceed \$1500 for utility services for a one-year period starting with the 8/25/93 billing; that the request may be presented for renewal at the end of the one-year time period.

Voting was as follows:

Those voting "AYE": Councilmember L. Mueller  
Councilmember D. Palmer  
Councilmember W. Palmer  
Councilmember J. Slavens

Those voting "NAY": Councilmember S. Perkins  
constituting all the members thereof, Mayor Shumway declared the motion carried.

10. Councilmember Mueller read the following Letter of Endorsement requesting that the Council consider authorizing the Mayor to sign it:

To Whom It May Concern:

The Mayor and Council of Blanding City strongly endorse Mr. Viri Osmond, a representative of the Dinosaur Museum of Blanding. Mr. Osmond has been retained by the Dinosaur Museum's non-profit organization to procure funding for this project.

The City of Blanding is extremely supportive of the Dinosaur Museum as an important tool in economic development, education, cultural and environmental awareness, and preservation of important paleontological antiquities. The City has donated land and extended a utility grant to aid in establishing the Dinosaur Museum.

We highly commend Mr. Osmond as their representative and encourage your participation in this valuable and thoroughly promising project.

Sincerely,

James S. Shumway, Mayor  
Blanding City

JSS/lha

Council gave their advice and consent for the Mayor to sign the endorsement letter.

11. Mrs. Czerkas informed the Council that the Dinosaur Museum has received authorization of a grant from the BLM for paleontologic investigations of public lands.

12. Mr. Dale Slade informed the Council that new windows have been installed and locks have been placed on the doors at the museum site.

13. Councilmember Mueller informed the Council that Mr. Cleal Bradford has requested that the City write a letter to the Forest Service regarding the reduction of the White Mesa Ute Tribe's grazing rights.

Council agreed to table the item until more information can be obtained.

August 25, 1993 Cont'd.

4

14. The City Administrator requested direction from the council relative to the possible deed restrictions and selling of the Camp Jackson property.

Mayor Shumway discussed with the Council the possibility of selling the land in lots.

Council agreed that the City Administrator should look into the possibility of selling lots and report back to the Council.

15. Mayor Shumway appointed Councilmember W. Palmer, Councilmember S. Perkins and Councilmember L. Mueller as designated voters at the Utah League of Cities and Towns Convention Business Session.

16. Councilmember Slavens discussed with the Council the possible positioning of the airport sign.

Council agreed that it should be determined whether the desired location is on City property; that if it is not located on City property, then request permission from the owner to place the sign; that Mr. Dale Stapley with UDOT be contacted about the placing of the sign.

17. Councilmember Slavens reported to the Council that the airport inspection went well but the contractor will be penalized for the compaction of the runway not being up to FAA standards. He also reported that he requested that the penalty be given to the City of Blanding for further up-grading since the City is the one that will suffer from the contract flaw. It was indicated that this might be a possibility.

18. Councilmember Mueller reported to and/or discussed with the Council the following items:

A. Presented the councilmembers with the new Grand Circle brochure and reminded them that the Association will be holding their October meeting in Blanding. The Council is invited to attend the planned tours of the area.

B. Requested travel expense to attend the Utah Navajo Trust Fund meeting relative to the Montezuma Clinic. She will also be meeting with Verl Osmond.

Council gave their advice and consent.

C. Attended the Blanding Health Care Board meeting.

D. Will be attending the Utah Advisory Council on Intergovernmental Relations.

21. Councilmember D. Palmer requested that the quarterly work session be scheduled with the Police Department at 6:00 P.M. on September 8.

Council gave their advice and consent.

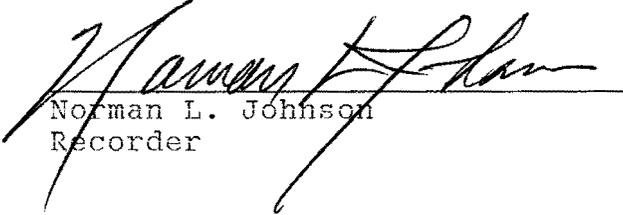
22. The City Administrator informed the Council that two "Reinventing Government" books are available in the office.

9:43 P.M. Retired to Executive Session

9:55 P.M. Returned to Regular Session

23. Directed that the Administrator advertise the position of Gas Superintendent as written in the job description and set a schedule so as to have the person employed around October 1, 1993.

Meeting Adjourned at 10:00 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
SEPTEMBER 8, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Wayne E. Palmer  
Stan Perkins  
James K. Slavens  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
Absent were: City Councilmembers: Lou Mueller  
Don W. Palmer  
City Administrator: Norman L. Johnson

Also present were: Phil Mueller; Jerry Holliday.

1. Prayer was offered by Councilmember Perkins.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held August 25, 1993 were approved with the following addition:  
Item #9: Councilmember Perkins stated that he was not voting "nay" against the museum but felt that further study should be done before a decision is made.
4. The City Engineer reported to and/or discussed with the Council the following items:
  - A. Southern Paving has finished asphaltting and will be finishing a few patch areas.
  - B. Starvation seems to be holding well. The level was 18.2 a month ago and is now 17.2.
  - C. Councilmember Slavens asked about the parking problem that is occurring along 200 North Street in front of the Media Center. The Engineer said that he would check the problem and see if there might be a remedy.
5. The City Planner reported to and/or discussed with the Council the following items:
  - A. Reminded the council of the work session with the Planning & Zoning Commission on October 13 at 6:00 P.M.
  - B. Visited with Keele Johnson and Archie Hamilton about the highway project. The project was not completed because the archeological work has not been done.
6. The Mayor reported to and/or discussed with the Council for the City Administrator the following items:
  - A. Travel/Karalee/Caselle/Sept. 13/Spanish Fork  
Council gave their advice and consent.
  - B. Reviewed a list of accounts receivable bad debts. The Council agreed that court action should be taken on all accounts.
7. Mr. Jerry Holliday reminded the Council that they had promised that no city monies would be used to build a golf course but that it was reported in the paper that the City was approaching the CIB for grants and loans.  
The Mayor explained that the application to the CIB was for more projects than just the golf course and that only grant monies would be accepted for the building of the golf course.
8. Mr. Jerry Holliday discussed with the Council their intention for Camp Jackson.
9. Mayor Shumway reminded the Council that interviews for a gas superintendent will be held September 22.
10. Phil Mueller reported on the UACIR meeting attended by Councilmember Mueller. He also informed the Council that the Governor has asked that cities fill out a Federal Regulatory Reform Survey.

September 8, 1993 Cont'd.

2

11. Mayor Shumway discussed the possibility of an administrative contract. The council discussed this briefly and directed the City Administrator to obtain samples of contracts from the League of Cities and Towns to be discussed later when a full council is present.

12. Councilmember W. Palmer asked if Mr. Merlin Grover had accepted the appointment to the Planning & Zoning Commission. Councilmember Slavens responded that he talked with Mr. Grover and that he had accepted the position. Councilmember W. Palmer commented that the next time a position is open a businessman should be considered.

13. Councilmember W. Palmer asked about the progress on the building of the animal shelter.

Mayor Shumway commented that it will probably not start until the summer activities are completed and time is available.

Councilmember Palmer commented that enforcement of the animal control ordinance needs to be started now.

The Council agreed that the City Administrator should speak with the Animal Control Officer and inform him that enforcement must start immediately.

Meeting Adjourned at 8:00 P.M.

*Karalee B. Austin*

Karalee B. Austin  
Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
SEPTEMBER 22, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were:

Mayor:	James S. Shumway
City Councilmembers:	Lou Mueller Don W. Palmer Wayne E. Palmer Stan Perkins James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalcc B. Austin
City Engineer:	Philip L. Palmer

Also present were: Phil Mueller; Bob Frederc; Gail Glover; Preston Nielson; Kelly Anderson; Dennis Anderson; LaRcc Burgess; Wendi Simmons; Mark Huntsman; Craig Halls.

1. Prayer was offered by Councilmember W. Palmer.
2. The Pledge of Allegiance was recited.
3. The Minutes of City Council Meeting held September 8, 1993 were approved upon the basis that Item #7 be clarified in the next meeting.
4. Mrs. LaRcc Burgess, on behalf of the Special Olympics, presented to the Mayor a plaque in recognition of Blanding City as the 1993 Southeast Area Special Olympics Sponsor of the Year.
5. The City Engineer reported to and/or discussed with the Council the following items:
  - A. Presented for review a proposed offer to Mrs. Pearl Schneider for property needed to extend Rogers Lane to the east. Council agreed to allow the Engineer to negotiate with Mrs. Schneider.
  - B. The FY94 curb & gutter projects will be completed this week.

Requested permission to place curb & gutter in front of the Ambrose Mexican home which will continue existing curb & gutter. Also requested permission to place curb & gutter in front of the Dennis Bradford home on 200 West Street.

Council gave their advice and consent for both locations.
  - C. The Dorothy Mitchell home has been approved for the SEUAOG Housing Support Program. Margaret Montano has also been approved for the program. This home will have to be placed further back on the property because it is currently sitting in the road. The City is allowed to apply for a \$5,000 grant to extend and update the electric utilities.

Council gave their advice and consent to support the program and do whatever the City can to help.
6. The City Engineer explained that the upper canal ditch is in need of repair because of eroding. Requested that the City purchase 240 feet of 30" culvert in the amount of \$3,044 and then the Irrigation Company will take responsibility for installation costs.

Following discussion, motion was made by Councilmember W. Palmer, seconded by Councilmember D. Palmer and unanimously carried that the City purchase 240 feet of 30" culvert to repair the upper canal ditch; that the Irrigation Company will be responsible for the installation of the culvert; that this will relieve the City of any further responsibility for repair on the upper canal ditch.
7. Mr. Preston Nielson talked with the council about using the city's secondary water line.

Mayor Shumway called a meeting of the City, Irrigation Company and Water District and Mr. Eugene Shumway for Thursday night at 7:30 p.m. to work on the Upper Mesa proposal.

8. Councilmember W. Palmer reported that Planning & Zoning Commission met and discussed the residential signing ordinance. It is still the feeling of the Commission that the current ordinance should be left as is and then enforced.

9. The City Administrator reported to and/or discussed with the Council the following items:

A. Travel/Mark/October 1/Infra-red Camera Training/Murray Council gave their advice and consent.

B. A meeting to establish a Rural Development Council will be held in Cedar City on October 8.

C. The State has Off-Highway Vehicle matching funds available for development, construction, improvement, operation or maintenance of OHV riding areas.

Council discussed the liability already occurring on property on 800 North Street. Council agreed that steps need to be taken to possibly make this property non-usable for OHV riding.

There was no interest in obtaining matching funds to provide such a recreational location.

D. Will attend the Joint Highway Committee Meeting in Price September 23-24.

E. Requested direction for cleanup of the old city shop area. Council agreed that staff should determine the extent needed and a plan for the use of the area.

F. Visited with the Animal Control Officer and he will be responding to cat problems on an as-need-basis. New traps for small animals have been received.

G. Requested Council direction concerning the purchase of additional water shares. Council advised that the City would pay around \$6.25 but would not accept any special conditions.

H. Major Wilson has informed the City that the bid on the armory was yesterday and that it was accepted in the amount of \$1,860,000. The wooden floor had to be eliminated to bring the bid within the allocated budget. If there is any interest from the City or other entity to provide funds for the floor they will add it back into the plans at \$27,500.

Following discussion, the Council agreed that Major Wilson should be notified that there is a positive interest in raising the money to include the wooden floor and that all avenues should be investigated and pursued.

I. Visited with Les Baker, Baker Sanitation, Inc., and was informed that there is a Bill going through the House that will give a two year extension of time for small landfills to complete their dump site closures.

Councilmember Slavens requested that the hours be extended to all day on Saturday. Council gave their advice and consent.

J. CEU has requested use of the curb & gutter forms for installation of curb & gutter on CEU private property by CEU staff. Council gave their advice and consent.

K. CEU has requested permission to attach fiber-optic cables to city poles for their ednet program.

Council gave their advice and consent upon the necessary pole use agreements being signed.

10. Mayor Shumway informed the Council that a local scout has located spruce trees at a good price and if the City is interested in purchasing some trees, he would be interested in planting them for his Eagle Project.

The Council agreed that they were not interested in spruce trees but they might be interested in another type of tree.

Councilmember Mueller suggested that the scout might consider installing a sand volleyball pit at the south park.

11. Mark Huntsman, Sunrise Engineering, gave an updated reported on the progress of the natural gas project.

The City Administrator informed the Council that the Environmental Assessment report is available at the office.

September 22, 1993 Cont'd.

3

12. Mayor Shumway gave the following list of certified candidates for the upcoming election:

Mayor: Cleal Z. Bradford  
James K. Slavens  
Councilmember: Bob Fredere  
Jerry Holliday  
Michael Northern  
Stan Perkins

13. The City Administrator informed the Council and Mayor that Mayor Shumway had been nominated for outstanding elected official at the Utah League of Cities and Towns. He informed them that Councilmember Mueller was responsible for this nomination having been made and listed in the Presidential Banquet Program.

14. Motion was made by Councilmember W. Palmer and seconded by Councilmember D. Palmer that Mr. Truitt Purcell be hired as of October 1 at Grade 16-11.

Following discussion, Councilmember W. Palmer amended his motion to hire Mr. Purcell at Grade 16-10 with no increase after his probationary period and the motion was unanimously carried.

15. Councilmember Slavens commented that the BLM is really working with the FOA and the City on the dump closure.

16. Councilmember Mueller commented on the flowers that have been planted at the Blanding Cemetery entrance and requested that the City Administrator write a letter of appreciation to the Young Women group that was responsible.

Council gave their advice and consent.

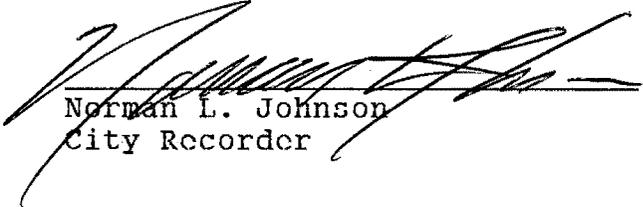
17. Councilmember Mueller expressed that she felt that a very good experience was had at the ULCT conference.

18. Motion was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried that they retire to Executive Session to discuss the following two legal litigations which have been filed against the City of Blanding: 1)Corrine Roring 2)Mel Laws

9:02 P.M. Retired to Executive Session.

9:40 P.M. Returned to Regular Session.

Meeting Adjourned at 9:40 P.M.

  
Norman L. Johnson  
City Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
OCTOBER 13, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
Stan Perkins  
James K. Slavens  
City Treasurer: Karalee B. Austin  
City Planner: Bret Hosler

Also present were: Doug Austin; Debbie Christensen; Phil Mueller; Elizabeth Mueller; Merlin Grover; Gail Northern; Bill Redd; Bob Frederic; Cleal Bradford; Jeff Black; Dan Hurst; Scott Herring; Mr. & Mrs. Richard Jones; Susanne Davis; Kay Jones; Heather Razor; Danny Fleming; Mr. & Mrs. Monty Lee.

1. Prayer was offered by Councilmember Mueller.
2. The Pledge of Allegiance was recited.
3. The Minutes of City Council Meeting held September 22, 1993 were approved with the following correction:  
Item #5 C - Margaret Montano has also been "suggested" for the program.
4. On behalf of the City Engineer, Jeff Black reported to and/or discussed with the Council the following items:
  - A. The curb & gutter on 200 East Street is completed and the streets will be finished as soon as the County has time.
  - B. The culvert for the Upper Ditch repair is here but the job has not been started. The City has completed their part of the project.
5. The City Planner informed the Council that he had met with Ken Adair regarding Highway 191 projects and Mr. Adair indicated that no projects would even be bid until the fall of 1994.  
The City Planner recommended that the Council consider some sort of plan to encourage earlier action.
6. Referring to a previous meeting with the Planning & Zoning Commission, motion was made by Councilmember Mueller, seconded by Councilmember D. Palmer and unanimously carried that the following document be included in the minutes and that the following three requests be adopted:

We feel it a privilege to be granted this time before the City Council and discuss our concerns. We want to thank you for granting us this request. In asking for this time, we felt there were some issues that needed to be addressed. We ask for your consideration of our concerns.

I would also like this statement entered into the minutes in its entirety.

We, as a Commission, are dedicated to what we have undertaken - that of being the Planning and Zoning Commission for the City of Blanding - probably the hottest seats you can occupy. We can't always make everyone happy, but we don't feel that is our responsibility nor our task.

We feel as a Planning Commission we can affect change in this community in a very positive manner. We probably have more opportunities to do this than any other public agency.

We realize that we are advisors. We make recommendations. But what that really means is, we do the background work, we search out facts, and we consider every aspect of the decisions we are trying to make. In this way, hopefully, 10 years down the road, this decision will not come back to haunt us.

October 13, 1993 Cont'd.

2

We have spent as long as 1 year to 2 years studying a single issue. Because of the sensitivity of some issues, we take the time needed to do a thorough investigation of the requests, because we feel we are not only representing the citizens who come before us with concerns, we are also representing the city as a whole.

Volunteerism is a vital aspect of any healthy community, especially small cities and towns. Without it, many of the services now available would not exist. For example, recreation, sports, celebrations, elected officials and appointed officials, are all people that choose to be involved in the community. It is usually at a high price in personal time. They need to be recognized for their efforts. If this recognition is bypassed, it will cause frustration and resentment, which will lead to less volunteerism. This, in turn, diminishes the quality of life in our community. As an example, some individuals or groups come before our Board merely as a formality. They feel once they have gone through the "proper process" no matter what we recommend as a Board, they should have no problem with the City Council. I heard a comment in one of the last City Council Meetings during a Public Hearing when a citizen turned to another citizen and stated, "See, I told you we'd get what we wanted." This seems to be the general attitude. If as a Board, we are to be effective, we must be given credibility and credence.

We are here to assist you as local elected officials in decision making. Our positions are appointed but that in itself makes us very valuable to each of you. I would like to read a quote from the Planning Commission Handbook for Utah Communities: "One of the major reasons for establishing a planning commission composed of local citizens is that planning is too important to be left entirely to professional planners, or politicians. The planning commission represents the values and aspirations of the community it serves." We have a distinct purpose - we need to be allowed to fulfill this assignment.

Each member of this Commission has a genuine desire to preserve, protect and improve the community's quality of life. We are committed to spend the time and effort needed to address each issue as it comes before us. We give careful thought to each concern. We are dedicated to the task that has been placed before us.

Sometimes this becomes very unpleasant. We base our decisions on fact and what is best for the total community, not by individuals, with narrow views who only want to address their private concerns or complaints. We do not serve self-interest. We try and work out solutions and help benefit all citizens. In other words, we look at the broader view. What individuals forget is that their view point is not necessarily the view point of their neighbors. Most become offended when neighbors protest their actions. We hope to establish zoning ordinances that will be upheld, in this way all citizens rights will be protected. 360 years ago the first attempts at regulation were made - they were intended to prevent objectionable activities from occurring in residential neighborhoods, this was in January of 1632. Today, residential neighborhoods are still precious and are becoming extinct! We can only preserve them, and the rights of those who wish to live in a protected residential area, by working together.

The Zoning Commission tries to present facts which help you make decisions in the best interest of the community as a whole, not in the best interest of individuals. Wayne and Bret have kept you informed as to the issues before the Commission. They have clarified the issues before the Commission so that you have had no "surprises" during Public Hearing. I quote from the Planning Commission Handbook for Utah Communities again, "Many times such clarification can avoid the sacrifice of a long range benefit for short term expediency."

October 13, 1993 Cont'd.

3

Zoning is not a penalty. Zoning is protection for Citizens and Communities. These Rules and Regulations are to protect everyone.

We need support from you as a City Council and Mayor. We are not the enemy!

We as a Commission, all believe in zoning and it's benefits and protection to each citizen of Blanding. We are striving to protect residential areas as well as encourage business development in commercial and industrial areas.

After many hours of work, discussion and effort, without fail the Commission will come to a unanimous decision. I feel this is commendable. I don't know many of your Public Agencies, Elected Officials, or Boards that can say that.

At this time I want to take this opportunity to express my thanks and appreciation to this dedicated Commission.

Please give us your support, we in turn can turn our efforts into productive planning - by working together we can succeed.

**REQUESTS:**

1. That we have a yearly training seminar, such as with Sydney Fonsbeck of the Utah League of Cities and Towns. That the City Council and Mayor schedule to attend this seminar along with the Zoning Commission.
2. That each City Council Member and the Mayor attend at least one Planning and Zoning Meeting during the year. We feel this could bring about better communication between the Council and the Commission.
3. Anytime the City does not support a Commission decision, they should not just override this decision, but refer it back to the Commission for further study. This does not mean that the Commission will always change its recommendation, but it will give the Commission more time for input and further consideration.
7. On behalf of the City Administrator, Mayor Shumway reported to and/or discussed with the Council the following items:
  - A. Travel
    1. Norman/Oct, 14-15/Denver & SLC/Natural Gas Contracts
    2. Karalee/Oct. 28-29/Caselle User ConferenceCouncil gave advice and consent.
  - B. City Officials Workshop will be held November - January in various locations.
  - C. Natural Gas Conference will be October 19-24.
  - D. A letter of appreciation from Richard Lyman was received for the support the City gave during the Pedal for Power tour of Utah.
  - E. Authorization to excavate five small test pits near the Blanding City dump has been received from the BLM.
  - G. A plaque from the San Juan Foundation was presented to the City of Blanding "In appreciation for years of support and the untiring effort of the City Staff and its Elected Officials" at the ribbon cutting for the Nations of the Four Corners Cultural Center on October 9, 1993.
  - H. Several City representatives attend the D.O.E. Mill Tailing Haul meeting. Councilmember W. Palmer reported that they are very interested in taking their trucks through Blanding instead of building a by-pass road. It has been indicated that if this permission were granted, that the City of Blanding would be properly reimbursed for any inconvenience.
  - I. The Edge of Cedars State Park Museum opening ceremonies for the repository addition will be October 16, 1993 from 9-11:00 p.m.

October 13, 1993 Cont'd.

4

8. Councilmember Mueller expressed her concern about the availability of up-date information on the natural gas project.

Following discussion, motion was made by Councilmember Mueller and seconded by Councilmember Slavens that Norman present a report on the natural gas project to the Council each month.

Following further discussion, Councilmember Mueller withdrew her motion.

9. Motion was made by Councilmember Perkins and seconded by Councilmember Mueller that an up-dated report on the natural gas project and a financial report of the project be presented to the Council at each regular meeting.

Voting was as follows:

Those voting "AYE": Councilmember L. Mueller  
Councilmember D. Palmer  
Councilmember S. Perkins  
Councilmember J. Slavens

Those voting "NAY": Councilmember W. Palmer

constituting all the members thereof, Mayor Shumway declared the motion carried.

10. Mrs. Kay Jones discussed with the Council the danger of the dirt ledge that has been made because of the construction of 200 East Street between Center Street and 100 North Street.

Councilmember Slavens informed the Council that he and the City Engineer have looked at the situation and feel that the City should be responsible for helping the property owners alleviate the problem.

The Council agreed that the City Engineer should determine possible solutions to the problem and their costs to present at the next regular meeting.

The Council gave their advice and consent for staff to place a temporary fence along the ledge.

11. Mr. & Mrs. Monty Lee discussed with the Council a sewer backup that occurred in their basement.

Danny Fleming informed the council that a valve was installed the last time the problem occurred but that the valve is not 100% guaranteed to stop a backup problem. It is felt that there are three trees that are a major part of the problem.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Perkins and unanimously carried that the two trees located on city property be removed immediately and that the property owner be contacted about the removal of the third tree as soon as possible; that the city staff conduct quarterly maintenance of the sewer line.

12. Mrs. Debbie Christensen presented a request to the City Council that the City support an application to the CIB for funding of the Arts and Humanities Building. The Council agreed that the project be included as a part of the City Master Plan Project.

13. Mr. Cleal Bradford discussed the PCIB presentation and informed the Council that they are not ready to be on the November CIB agenda because of the lack of information.

Motion was made by Councilmember Perkins and seconded by Councilmember Slavens that the information be obtained and the necessary paperwork be completed so that the City can be on the November CIB agenda.

Voting was as follows:

Those voting "AYE": Councilmember L. Mueller  
Councilmember W. Palmer  
Councilmember S. Perkins  
Councilmember J. Slavens

Those voting "NAY": None

Those abstaining: Councilmember D. Palmer

constituting all the members thereof, Mayor Shumway declared the motion carried.

October 13, 1993 Cont'd.

5

Mayor Shumway set a meeting for Monday, October 18, 4:00 p.m. with the council, Mr. Cleal Bradford and the City Administrator to complete the necessary paper work so that the City can be on the November CIB agenda.

14. John McPherson would like to install a sand volley ball pit at the south part for his eagle project and requests that the City dig out the pit area.

Council agreed that no decision should be made until Mr. McPherson meets with the Council.

15. A letter has been received from Councilmember Perkins pertaining to misunderstandings relative to policy made at the July 14, 1993 council meeting regarding electric O & M services. Due to this, Councilmember Perkins has written a check to the City of Blanding for services rendered in fixing an electrical problem at KamPark.

Mayor Shumway explained that because the charges originally made to KamPark relative to electric O & M service were corrected in council meeting on August 11, 1993, it was necessary for the Council to decide whether or not to accept the check and where the money should be credited since there is no bill.

Mrs. Gail Northern commented that there was an original billing.

Following further discussion, motion was made by Councilmember W. Palmer and seconded by Councilmember D. Palmer that the check be accepted and credited to the recreation.

Voting was as follows:

Those voting "AYE":	Councilmember D. Palmer
	Councilmember W. Palmer
Those voting "NAY":	Councilmember L. Mueller
	Councilmember J. Slavens
Those abstaining:	Councilmember S. Perkins

constituting all the members thereof, Mayor Shumway broke the tie vote by voting "NAY" and declared the motion defeated.

16. Following further discussion, ~~motion~~ made by Councilmember Slavens and seconded by Councilmember Mueller that the check be accepted and credited to the electric utility fund; that it be noted that the policy adopted relative to electric O & M services on July 14, 1993 be effective as of that date:

Voting was as follows:

Those voting "AYE":	Councilmember L. Mueller
	Councilmember D. Palmer
	Councilmember W. Palmer
	Councilmember J. Slavens
Those voting "NAY":	None
Those abstaining:	Councilmember S. Perkins

constituting all the members thereof, Mayor Shumway declared the motion carried.

17. Council discussed the Modification of Right-of-Way Agreement by and between the City of Blanding, Eugene Shumway and Kathryn Shumway, and the Blanding Irrigation Company.

Council agreed that an addition to the agreement should state that the tap should be metered and that Mr. & Mrs. Shumway should be allowed 10,000 gallons of water from the Irrigation Company along with the tap and all water used over that amount be charged a fee.

Following further discussion, motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried that the City Attorney revise the Modification of Right-of-Way Agreement by and between the City of Blanding, Eugene Shumway and Kathryn Shumway, and the Irrigation Company to include that Mr. & Mrs. Shumway be allowed 10,000 gallons of water with the tap from the Irrigation Company; that the tap be metered and all water usage over 10,000 gallons be charged a fee; that the revised agreement be reviewed at the next regular meeting.

October 13, 1993 Cont'd.

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18. Following review of the suggested election judges, motion was made by Councilmember W. Palmer and seconded by Councilmember Mueller that the list as presented be accepted and the City Administrator allowed to appoint those available.

Voting was as follows:

Those voting "AYE": Councilmember L. Mueller  
Councilmember W. Palmer  
Those voting "NAY": Councilmember D. Palmer  
Councilmember S. Perkins  
Councilmember J. Slavens

constituting all the members thereof, Mayor Shumway declared the motion defeated.

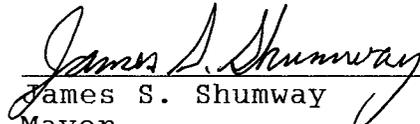
19. Following further discussion of the election judges, motion was made by Councilmember D. Palmer, seconded by Councilmember Perkins and unanimously carried that the North Districts judges be Kay Bates, Paula Jones and Jessie Macdonald with Susanne Johnson as an alternate; that the South Districts judges be Idonna Cook, Cheyenne Adams and LaNell Stringham with Kay Jones as an alternate.

20. Motion for adoption of the following resolution was made by Councilmember D. Palmer, seconded by Councilmember W. Palmer and unanimously carried:

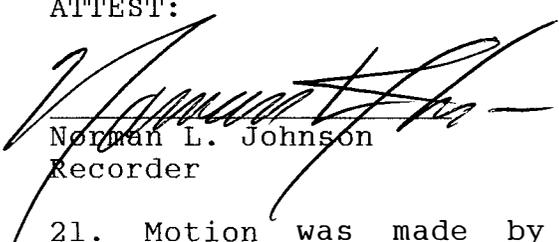
RESOLUTION NO. 1993-15

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Community Development Plan originated in 1989 and revised in 1993 is hereby adopted as the current Community Development Plan for the City of Blanding.

PASSED, ADOPTED and APPROVED this 13th day of October, 1993.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

21. Motion was made by Councilmember Perkins, seconded by Councilmember W. Palmer and unanimously carried that the Mayor and the City Administrator be authorized to sign that certain letter to the State of Utah, CDBG Program confirming the City of Blanding's commitment for \$4,000 to be used as matching funds on the FY93-94 CDBG Contract; that these funds are budgeted in the FY93 General Fund Budget.

22. Councilmember Mueller reported to and/or discussed with the Council the following items:

A. Requested that the Council consider the reorganization of the Blanding Health Care Board since Mr. George Jones has resigned due to relocation.

Mayor Shumway suggested that Dr. Jones, Dr. Key and Dr. Redd all be appointed to the position with one vote among them.

Following discussion, with the advice and consent of the Council, Mayor Shumway appointed Dr. Jones, Dr. Key and Dr. Redd jointly to the Blanding Health Care Board with one vote allowed.

C. The Grand Circle Association members that visited Blanding the previous weekend were completely enthralled with their visit and accommodations. It is hoped that the Association will bring their media group tour through Blanding in February, 1994. Lou will present a proposal to the Grand Circle Association to this effect in their next meeting.

October 13, 1993 Cont'd.

7

D. A Christmas pageant is being planned and the City has been requested to have their Christmas lighting ceremony on December 2 in conjunction with the pageant, festival of trees and other activities planned for the holidays.

Council gave their advice and consent.

23. Mayor Shumway informed the Council that Mr. Drake Jones will be retiring on Friday, October 15. It is the suggestion of the City Administrator that the Council consider paying Mr. Drake through the entire month of October. A plaque has been ordered to present to Mr. Drake at the next regular meeting.

Motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried that Mr. Drake Jones be paid for the month of October in entirety.

24. Councilmember W. Palmer inquired about the status of the flooring at the National Guard Armory.

No more information is available at this time.

Meeting Adjourned at 9:57 P.M.

*Karalee Austin*

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Karalee Austin  
Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
OCTOBER 27, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor : James S. Shumway  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
Stan Perkins  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Also present were: Cleal Bradford; Phil B. Acton; Katie Palmer; Mr. & Mrs. Drake Jones and family members.

1. Prayer was offered by Councilmember D. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held October 13, 1993 were approved with the following corrections:  
Item #7 E. - is to note that the five test pits were also completed.  
Item #16 - is to be re-written to correspond with the revised agreement to be approved at a later point in this meeting.
4. Mr. Drake Jones was presented a plaque, his final pay checks and a hunting knife as acknowledgement of his retirement from city service. Mayor Shumway expressed appreciation to Drake for his years of employment.
5. The City Engineer reported that the County had done some work on 200 East Street and that the residents had expressed appreciation for the progress in the area this year.
6. Councilmember D. Palmer asked as to the progress made on the removal of trees at the south Kigalia Apartments. It was reported that the remaining trees can be removed and that the property owner would like them replaced with sewer friendly trees.  
Council agreed to the replacement and wanted the problem trees out as soon as possible.
7. Councilmember Slavens reported that the County Transportation District would be making a cut from \$75,000 to \$25,000 in matching funds for the 1994 calendar year and so we would need to adjust our FY95 budget when necessary.
8. The City Administrator reported to and/or discussed with the Council the following items:
  - A. Gave a comprehensive written and oral report on the status of the Natural Gas Project and his trip to the National Association of Gas Consumers last week. The Council gave consent to a 5:00 p.m. November 10 meeting with Sunrise to have a complete up-date from the engineers. With advise and consent of the Council, Wayne Palmer was assigned to work with the Natural Gas replacing Councilmember Mueller, who is busy in other areas.
  - B. Reviewed several items of correspondence and communication from other agencies.
  - C. Discussed the need for city office janitorial services with the retirement of Drake Jones. Council unanimously accepted a proposal from Laurie Anderson and her children to do the work on a 3-month trail basis for \$150.00 upon a motion by Councilmember D. Palmer and second by Councilmember Perkins.
  - D. Reported that the wood floor for the armory would cost \$27,500 and the state would need a firm commitment within 30 days but that the funds would not need to be in place until the project was completed. With a motion by Councilmember Perkins

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and second by Councilmember D. Palmer, the administrator was authorized to make the commitments necessary to have the wood floor placed and secure the proper funding from the various local agencies.

E. Reported on current city dump operations and was directed to open the dump up to full access until the county can push under the wall. He is to also develop a written plan of action for a near future council meeting.

F. Gave an election up-date and requested a time and date for canvassing the ballot. Council set Monday, November 8, 12:00 noon to do the canvass.

G. Requested input from the Council about the community bulletin board purchased two years ago. Council directed it be placed in the triangle park.

H. Presented a recommendation that the city purchase a 40 X 48 foot metal building to be used as a storage for the water and sewer department in the amount of \$9,600 which would include a door, shipping and the concrete foundation. Motion to approve the purchase was made by Councilmember Mueller with a second by Councilmember W. Palmer and a unanimous vote.

9. Mr. Cleal Bradford presented the final draft of the Blanding City Comprehensive Service Plan and requested additional input on the budget items for solid waste, recreation and water conservation. Following considerable discussion, the motion was made by Councilmember Perkins and seconded by Councilmember W. Palmer that the draft plan be accepted and presented to the PCIB by Mayor Shumway on November 4 in SLC. Voting was unanimous and the administrator was assigned to arrange travel plans for up to 6 persons.

10. A discussion was conducted concerning the October 7 letter from Francis Nielson regarding the knoll annexation and utilities. The administrator was authorized to write a letter regarding the city's inability to provide utility services this year.

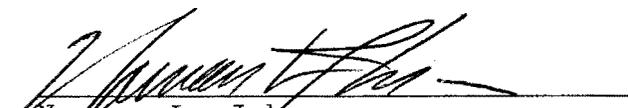
11. A modification of right-of-way was reviewed by the council and with a motion by Councilmember Perkins and second by Councilmember Mueller. The Mayor was unanimously authorized to sign the document on behalf of the city with the Irrigation Company to secure the remaining signatures since it is their project which needs the agreement.

12. Mr. Phil B. Action presented the FY93 audit to the council and discussed the management letter. Following discussion the audit was unanimously accepted with a motion by Councilmember Perkins and second by Councilmember W. Palmer.

13. In a brief discussion, the administrator was authorized to work with RSI-BMT to place the ground displays of Christmas lights again this year.

14. Mayor Shumway asked as to how the State and other rotation wrecker calls are handled and asked the administrator to check into the proper procedure.

Meeting Adjourned at 10:00 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
NOVEMBER 10, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were:

Mayor:	James S. Shumway
City Councilmembers:	Lou Mueller Don W. Palmer Wayne E. Palmer Stan Perkins James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Phil Mueller; Michael Northern; Truitt Purcell; Vic Bradford; Gorden Hawkins; Mr. & Mrs. Bob Behrendt; Rayburn Jack; Sandra Perkins; Mike Bradford; Landry Redd; Neal Hurst; Josh Orr; Kyle Laws; Jamie Laws; Shea Redd; Matt Kartchner; Nick Laws; Tyler Jack; Rayburn Jack; Tate Bennett.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held October 27, 1993 were approved.
4. The City Engineer reported to and/or discussed with the Council the following items:
  - A. Informed the Council of a UDOT meeting to be held at the Monticello City Park Pavilion on November 22, 1993 at 6:30 P.M. and requested that all councilmembers plan to attend the meeting.  
Councilmember Slavens and Councilmember D. Palmer plan to attend.
  - B. After working on a sewer problem on 200 North Street at LaRay Alexander's, a water leak was discovered and it was found that a portion of the line had deteriorated. A section of the water line has been replaced.
5. The City Administrator reported to and/or discussed with the Council the following items:
  - A. The November 2 ballot canvass was conducted at noon on November 8 and was accepted as official.
  - B. Mr. Jeff Black attended a State Surplus meeting and reported that the State is considering locating a satellite site in this area.
  - C. There has been no response from Mr. Francis Nielson regarding the letter sent November 2, 1993.
  - D. Reviewed the San Juan Water Conservancy 1994 Budget and recommended that authorization be given to sign the requested letter.  
Council gave their advice and consent.
  - E. Requested decision of Council pertaining to holding their regular meeting on November 24.  
Council gave their advice and consent to not hold a meeting on November 24, 1993.
  - F. The dump is now open full time. The County has pushed down under the wall and the fence has been placed so that dumping can only occur over the wall.
  - G. The City Events Bulletin Board has been installed at the triangle park. Requested who the council would like to have maintain it and to keep the events current.  
Mayor Shumway appointed Councilmember Mueller to be in charge of the bulletin board with advice and consent of the council.
6. Councilmember Slavens asked about the street light at Southway Gas. The Administrator was to check into it and have it put in service as soon as possible.  
Mr. Vic Bradford discussed the need for street lights between

November 10, 1993 Cont'd.

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the high school and the middle school. The Administrator is to check into the need and work with the school.

7. Mr. Gorden Hawkins and Mr. Vic Bradford discussed the need to repair the fire department #2 pumper water tank.

Following discussion, Councilmember D. Palmer suggested that the DOE be approached for payment of the repairs. Council agreed that repair will be necessary but that they will hold off for a while and present it to the DOE for possible payment.

8. The Council discussed the 1994 Street Construction Priority list to be presented to San Juan County.

Council agreed on the following priority list:

1. 100 East and 200 East Streets from 500 South to 800 South
2. 200 North Street from 500 West to 700 West
3. 700 North Street from 100 West to 200 West
4. 400 West Street from Reservoir Road to the foot of the Knoll
5. 200 West Street from 600 South to 800 South

Councilmember Mueller inquired about Moki Drive and the Council agreed that this would be placed on the City priority list as number 6.

9. Motion was made by Councilmember W. Palmer, seconded by Councilmember Mueller and unanimously carried that authorization be given to the City Administrator to set up the PCIB Bond and Sinking Fund with First Western National Bank.

10. Council commented that in an earlier work session the goal was made to have all rights-of-way signed for the natural gas project completed by November 20.

11. Councilmember Mueller invited Mayor Shumway to give a short welcome at the Christmas Pageant on December 2.

She also requested that the City consider paying half of the advertising costs for the pageant.

Motion was made by Councilmember Perkins that the City pay up to \$150 for advertising of the Christmas Pageant.

The motion died for lack of a second.

12. Following further discussion, motion was made by Councilmember Mueller, seconded by Councilmember Slavens and unanimously carried that the City offer to help with advertisement costs for the Christmas pageant on a 50/50 basis not to exceed \$150.00 with the EOTS group.

13. Mayor Shumway gave a brief report on the PCIB meeting attended on November 4.

Comments were also made by Councilmember Perkins and Councilmember-Elect Northern.

Appreciation for all the time and effort extended on behalf of the City was expressed to Mr. Cleal Bradford.

14. Councilmember Mueller expressed her concern that a representative of the council should be on the Rural Development Agency Council. Interest was expressed by Councilmember Perkins and Mayor Shumway.

Councilmember Mueller offered to make some calls to see what the procedure is to get a representative on the Council.

15. Councilmember W. Palmer gave a report on the meeting held with the DOE. He indicated that the project looks real favorable and that the City will probably receive many benefits for the inconvenience of DOE transporting their tailings through Blanding.

The City Administrator commented that each Councilmember should prepare a list of desired improvements relating to the truck haul as soon as possible to be presented to the DOE.

November 10, 1993 Cont'd.

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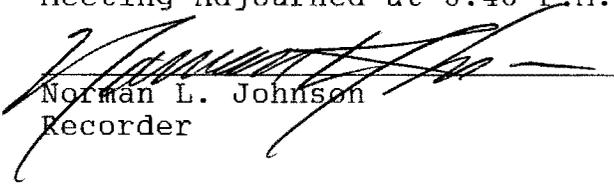
16. Councilmember W. Palmer commented to the Council that he will be discussing the separation of State and Church at a later date and will be discussing the possibility of not opening their meetings with prayer.

17. Councilmember Slavens commented that the National Guard has started construction on the armory.

18. Councilmember-Elect Northern commented he felt that Ernie Montano is doing an excellent job as Crossing Guard. He said that Mr. Montano has expressed concern for more police patrol.

The Council informed Mr. Northern that the police do patrol the cross walks but that they can not be present at all times.

Meeting Adjourned at 8:46 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
DECEMBER 8, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
Stan Perkins  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Planner: Bret Hosler

Also Present: Kay R. Johnson, Michael Northern, Phil Mueller, Jeff Black, Rick Shelby, Laurie Anderson, Danny Fleming, Jim Corwin, Ron Kline, Sandra Perkins, Nieves Key, Sylvia Stubbs, Ileana Kartchner, Lonnie Laws, and Royce Young.

1. Prayer was offered by Councilmember Slavens.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held November 10, 1993 were approved.

4. The City Planner reported to and/or discussed with the Council the following items:

A. The Planning and Zoning Commission met and have advised that a position is open on the Board of Adjustments.

The following names were suggested:

Mr. Bryce Redd  
Mrs. K.C. Benedict  
Mr. Ken Bradford

Following discussion, Mayor Shumway appointed, with the advice and consent of the council, Mr. Bryce Redd to the Board of Adjustments upon his acceptance to the position. If Mr. Redd declines, permission was given to offer the position to Mrs. K.C. Benedict or Mr. Ken Bradford in said order.

B. Depositions were given December 7 regarding the Corinne Roring lawsuit.

5. The City Administrator reported to and/or discussed with the Council the following items:

A. Travel: UAMPS-ICPA/December 15-16/SLC  
Council gave their advice and consent.

B. Blanding Cemetery District and San Juan Transportation District budgets were reviewed and authorization given to the City Administrator to sign the necessary papers.

C. Attended a meeting at Nations of the Four Corners on December 3 with Councilmember-elect Michael Northern.

Nations of the Four Corners will be approaching the Council with proposals for various projects.

D. Information on workshops for newly elected officials is available.

E. The ICMA 2001 Conference will be held in Salt Lake City.

F. The 1994 health insurance premiums will increase approximately 1% of the total payroll budget.

G. Sale of the G O Bonds are proceeding well and are scheduled for the end of December or early January.

H. Requested permission to organize a Christmas social at the Elk Ridge Restaurant for staff, council and their spouses at 1:00 p.m. December 23rd.  
Council gave their advice and consent.

I. Copies of the Blanding City Comprehensive Service Plan are available in the City Office.

6. The City Administrator advised that the resignation of Karalee Austin/City Treasurer, Office Manager has been received.

Following discussion, motion was made by Councilmember

December 8, 1993 Cont'd.

Slavens, seconded by Councilmember Mueller and unanimously carried to accept the resignation of Karalee Austin/City Treasurer, Office Manager; that there be an inter-office transfer of Laurie Anderson to this position; that advertisement of the Clerk/Typist position be initiated and December 17th the closing date for all applications; that interviews of applicants will be held December 22nd; and that Councilmember-elect, Michael Northern, be involved in the interview process. Mayor and Council expressed appreciation to Karalee for her years of service.

7. Mr. Kay Johnson reported on the Southwest 345 KV Transmission Line study and several other UAMPS projects. He presented a written report on his last few months activities.

The Council by advice and consent re-appointed Mr. Johnson as the UAMPS representative.

Mr. Johnson invited all members of the Council to attend the UAMPS meeting in Salt Lake City on December 15th.

8. Councilmember Stan Perkins discussed with the Council the renewal of the cablevision franchise contract that will expire in August, 1995.

Citizens present discussed the possibility of adding additional channels. A special interest was expressed for a spanish channel.

Mr. Ron Kline and Mr. Jim Corwin, TCI representatives, discussed the above items with the council and responded to questions and concerns.

9. Councilmember Slavens discussed with the council the possibility of inviting citizens to offer the opening prayer in council meetings.

Following discussion, Mayor Shumway requested Councilmember Slavens to organize and extend invitations to local citizens to participate in offering the opening prayer at Council Meetings starting December 22, 1993.

Council gave their advice and consent.

10. Mayor Shumway conducted a general discussion about the use of the City sewer machine and the City responsibility for cleaning laterals. There was no change in the present policy, however, staff was asked to check with the League of Cities and Towns as to how other cities respond to this concern.

11. Thereupon, after the conduct of other business not pertinent to the following, the following resolution was introduced in written form by the Mayor and, pursuant to motion duly made by Stan Perkins and seconded by Wayne Palmer, was adopted and approved by the following vote:

Yea: James K. Slavens  
Stan Perkins  
Don W. Palmer  
Mary Lou Mueller  
Wayne Ellis Palmer

Nay: None.

This Resolution was thereupon signed by the Mayor, was attested and countersigned by the City Recorder and was ordered as follows:

BLANDING CITY  
CONDEMNATION RESOLUTION NO. 1993-16  
\* \* \* \* \*

At a regular meeting of the Mayor and City Council of the city of Blanding held on Wednesday, December 8, 1993, at 7:00 O'Clock p.m. pursuant to waivers executed by all Councilmembers, in the

December 8, 1993 Cont'd.

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City office at 50 West 100 South, Blanding, Utah, the following Condemnation Resolution respecting the acquisition of real property for easements and rights of way was adopted upon motion duly made, seconded and unanimously carried:

CONDEMNATION RESOLUTION  
Easement Acquisition

RESOLVED that the Mayor and City Council of the City of Blanding (the "City") finds and determines and hereby declared that:

The public interest and necessity require the acquisition and completion by the City of a public improvement; namely, a natural gas transmission and distribution system and accessories, roads, highways and easements, adjacent and appurtenant thereto. The public interest and necessity require the acquisition and immediate occupancy for said public improvement of the real property or interests hereinafter described.

Said proposed natural gas system ("Natural Gas System") improvements and construction thereof are planned and located in the manner which will be most compatible with the greatest public good and the least private injury as provided by Chapter 34 of Title 78, Utah Code Annotated, 1953.

Upon advise of the engineering firm of Sunrise Engineering ("Project Engineers") engaged by the city to design improvements to the Natural Gas System, the Mayor and City Council find and expressly declare that the route, course and termini of an easement \_\_\_ feet in width during construction and a permanent easement \_\_\_ feet in width should be acquired to accommodate transmission lines for natural gas to the Natural Gas System.

The route, course and termini are described on Appendix "A" hereto annexed. The owners of the land and the claimants of any interest therein shall be determined by a title search made by licensed title examiners and the names, addresses and interests owned in the easement for the Natural Gas System shall be attached to, when completed and obtained, and are hereby incorporated by reference as Appendix "A" to this Resolution.

The City shall obtain and the Mayor is directed to engage the services of an appraiser to determine the cost of acquisition of all such easements in the form of a Natural Gas System easement.

The City hereby authorizes the Project Engineers and, where necessary, the condemnation attorney, to comply with the requirements to obtain and acquire land by purchase or condemnation under the general laws of Utah and the specific requirements conditional to the obtaining of a Department of Agriculture acting through its Farmers Home Administration and private funding loans and any requirements of Federal agencies.

BE IT FURTHER RESOLVED by the Mayor and City Council of Blanding, that its Project Engineers, Attorney and any member of the Governing Board of Blanding shall be instructed and requested on behalf of the Board:

To negotiate with the land owners and the holders and owners of any interest described on Appendix "A" for agreements to acquire easements on such terms and conditions and for what amounts, if necessary, to acquire the easements and rights required and otherwise to attempt to negotiate, without condemnation, acquisition of all easements, land, land rights, and appurtenances which are required. The interest to be acquired shall include easements described on Appendix "A" as well as the acquisition or condemnation of any right, title, interest or claim which any

person may have, by contract or otherwise, or which may be asserted by reason of claimed contract or otherwise in or to the easements described on Appendix "A" and from prior such acquisition to be effected in a manner which will give Blanding the total, absolute, claim-free and title encumbrance-free and the unqualified right to install, construct and maintain the Natural Gas System and any other appurtenant easements, pipelines, transmission or distribution equipment, installation or facilities as may be deemed necessary by the Project Engineer and free of all adverse claims, interests, easements, entitlements or asserted or claimed entitlements which may burden the property described on Appendix "A".

If such unencumbered title to the easement described on the Appendix cannot be acquired through negotiated settlement or purchase then the attorney is instructed to proceed as hereinafter set out:

(a) To acquire, in the name of the City the said hereinafter described real property or interests in real property, by condemnation in accordance with the provisions of the Statutes and Constitution of Utah relating to eminent domain including but not necessarily limited to those Statutes hereinabove set out;

(b) To prepare and prosecute such proceeding or proceedings in the proper Court having jurisdiction thereof as are necessary for such an acquisition;

(c) To obtain from said Court an Order permitting Blanding and its Mayor and Council to take immediate possession in the use of said real property or ~~interests~~ real property for easements and rights of way for the Natural Gas System improvements and construction thereon or purposes incidental thereto.

BE IT FURTHER RESOLVED that a tender shall be made equal to seventy-five (75%) per cent or more of the appraised value of said property to be taken and that the payment contemplated shall be without prejudice to the landowners.

The real property or interest in real property (and the names of the owners thereof) which Blanding by this Resolution is authorized to acquire is described on Appendix "A" hereto annexed and incorporated by reference the same as though fully set forth in this Resolution. This Resolution shall be effective immediately whether or not said Appendix is completed or attached and whether completed and attached is hereby ratified and approved as of the initialling thereof by the Mayor and Project Engineer.

APPROVED AND ADOPTED this 8th day of December, 1993.

BLANDING, SAN JUAN COUNTY, UTAH

By James A. Shumway  
Mayor

Attest and Countersign:

By [Signature]  
City Recorder  
[SEAL]

APPENDIX "A"

RECORD OWNERS:  
ADDRESS:

December 8, 1993 Cont'd.

LIEN HOLDER:  
ADDRESS:

APPROVED APPRAISAL: \$

DESCRIPTION OF PROPERTY:

An easement \_\_\_ feet in width during construction, and upon completion the perpetual easement shall be \_\_\_ feet in width, \_\_\_ feet on each side of the centerline of said Facilities, more particularly described as follows but where actually constructed on the land:

INSERT LEGAL DESCRIPTION

STATE OF UTAH            )  
                              :ss.  
COUNTY OF SAN JUAN    )

I, NORMAN L. JOHNSON, the undersigned, do hereby certify that I am the duly qualified and acting City Recorder of Blanding, Utah (the "Issuer"). I further certify that the above and foregoing constitutes a true and correct copy of the minutes of a regular public meeting of the City Council (the "Governing Body") of the Issuer, held on December 8, 1993, including a Resolution adopted at such meeting, together with exhibits and appendices attached thereto, as said minutes, resolution and appendices are recorded in the regular official book of minutes of the proceedings of the Governing Body kept in the office of the City Recorder, that said proceedings were duly had and taken as therein shown, that the meeting thereon shown was in all respects called, held and conducted in accordance with law, and that the persons therein named were present at said meeting, as therein shown.

I further certify and I caused a true and correct copy of the above-referenced resolution (including all exhibits and appendices attached thereto) to be filed in the office of the City Recorder for examination by any interested person during the regular business hours of the office of the City Recorder.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the official seal of the Issuer, this \_\_\_\_\_ day of December, 1993.

\_\_\_\_\_  
City Recorder

[SEAL]

- 12. Councilmember Lou Mueller reported to and/or discussed with the Council the following items:
  - A. Reviewed the Governor's Human Resource Committee List and the RDC Interim Steering Committee Board position.
  - B. Attended the Grand Circle Association meeting in Page and discussed their Media Tour in March, 1994. The Association has committed to at least one day in Blanding.  
Request permission to extend a dinner invitation to the Association which would be provided by the City.  
Council gave their advice and consent.
  - C. The December 2nd Christmas lighting festivities were a

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success. Requested that a letter of recognition and appreciation be written to Mrs. Linda Smith. Also requested a letter of appreciation to the elementary classes that decorated the Christmas tree.

Council gave their advice and consent.

D. Asked if the Council would support her serving on the Governor's Ball Committee.

Council decided not to support this committee position.

13. Mr. Jeff Black inquired if the Council wanted City crews to continue placing electrical outlets in beautification planters.

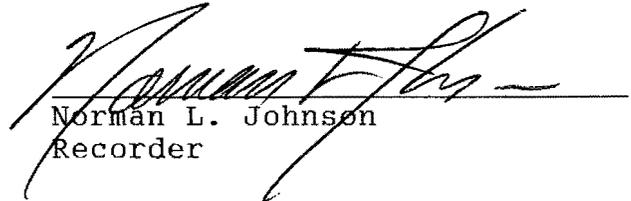
Council gave their advice and consent.

14. Councilmember W. Palmer discussed a recent meeting with the DOE. Council agreed that the 'wish lists' should not be submitted to the DOE until they have committed to the project.

15. Council reviewed the amended right-of-way agreement with Mr. and Mrs. Eugene Shumway.

Following discussion, motion was made by Councilmember W. Palmer, seconded by Councilmember Perkins and unanimously carried that the Mayor be authorized to sign the right-of-way agreement by and between the City of Blanding, Mr. and Mrs. Eugene Shumway, the Blanding Irrigation Company and the San Juan Water Conservancy District at the same time with Mr. and Mrs. Shumway.

Meeting Adjourned at 9:58 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
DECEMBER 22, 1993  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
Stan Perkins  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee Austin  
City Planner: Bret Hosler

Also present: Laurie Anderson; Mike Halliday; Mike Bradford; Phil Mueller; Michael Northern; Gail Northern; Rick Shelby; Robert Hayden; Brian Snow; Dan Woodard; Donna Singer; Linda Halliday; Gregory Halliday.

1. Prayer was offered by Mr. Dan Woodard.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held December 8, 1993 were approved.
4. The City Administrator reported to and/or discussed with the Council the following items:
  - A. Reminded Council of the Elected Officials workshops to be held in January.
  - B. Gave an updated report on the Natural Gas Project.
  - C. Informed Council of the upcoming social to be held at Elk Ridge Restaurant on December 23 at 1:00 P.M.
  - D. Reported on UAMPS meeting attended on December 15.
  - E. Inquired as to when the newly elected officials would like to take oath of office. Officials agreed on January 3, 1994 at 12:00 noon.
  - F. There will be a Parks & Recreation meeting regarding Recapture Lake to be held January 25, 1994 at 3:00 P.M.
  - G. There will be a Local Officials Day at the Legislature January 19, 1994 in Salt Lake City.
  - H. The Utah Small Cities, Inc. will hold a Rural Economic Development Meeting January 13, 1994 at 1:00 P.M. in Green River relative to rural Utah. Council requested Bret Hosler attend the meeting.
  - I. The State has granted a permit to place the airport sign on the East side of the highway, and Gateway Motel has given permission for the City to attach an airport sign to their existing sign on the West side of the highway.
  - J. Requested permission for David Homedew to attend the Animal Control Conference in St. George on January 27-29. Council gave their advice and consent.
  - K. Requested permission for Danny Fleming to take a Chemistry course at CEU-SJC. The City Administrator and the City Engineer both feel it would be beneficial. Estimated cost will be \$235.00. Council gave their advice and consent.
5. Mrs. Donna Singer gave a report on the Montezuma Creek Clinic and other Health Care issues. Councilmember Lou Mueller requested permission to attend necessary meetings concerning the Montezuma Creek Clinic. Council gave their advice and consent.
6. Mr. Brian Snow briefed the Council on the Nations of the Four Corners' plans for activities to run from May to September. Council expressed their support. Mayor Shumway appointed Councilmember Wayne Palmer to meet with Nations of the Four Corners in planning City involvement with these activities should they suddenly develop. Council gave their advice and consent.

December 22, 1993 Cont'd.

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7. Mayor Shumway read a letter of resignation dated December 22 and effective December 31, 1993, from Tom Austin, Chief of Police.

8. Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried to accept the letter of resignation from Mr. Tom E. Austin, Chief of Police, and to advance Mr. Mike Halliday, Assistant Chief of Police, to Chief of Police.

9. Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried to advance Mr. Mike Bradford, Sergeant, to Assistant Chief of Police.

10. Motion was made by Councilmember Slavens, seconded by Councilmember Perkins and unanimously carried that the opening for Patrolman with the Blanding Police Department be immediately advertised.

11. Following a discussion, motion was made by Councilmember Perkins and seconded by Councilmember Mueller to hire Mrs. Rona Flannery as clerk/typist effective December 27, 1993 at Grade 10-9.

Voting was as follows:

Those voting "Aye":	Councilmember L. Mueller
	Councilmember W. Palmer
	Councilmember S. Perkins
	Councilmember J. Slavens

Those voting "Nay":	None
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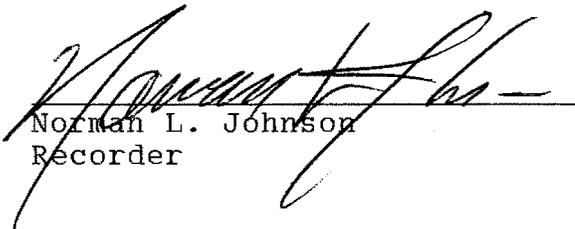
Those abstaining:	Councilmember D. Palmer
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constituting all the members thereof, Mayor Shumway declared the motion carried.

12. Following a discussion, motion was made by Councilmember Perkins, seconded by Councilmember Slavens and unanimously carried that Laurie Anderson be appointed City Treasurer/Office Manager at Grade 13-9 retroactive to December 1, 1993.

13. Councilmember Slavens reported that the Governor had not accepted the first list from the AOG for appointment to the PCIB Board replacing Ray Lloyd of Green River. In an emergency meeting, the AOG resubmitted three names to the Governor: Ty Lewis, Bill Redd and Stan Perkins.

Meeting Adjourned at 8:53 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JANUARY 3, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were:	Mayor:	James S. Shumway
	City Councilmembers:	Keele Johnson Don W. Palmer Steve V. Palmer James K. Slavens
	City Manager:	Norman L. Johnson
	City Planner:	Bret Hosler
	City Councilmembers-Elect:	Lou Mueller Wayne Palmer
Absent was:	City Councilmember:	Glenn Skinner

Also present were: Delmar Lansing; Christopher Johansen; Brent Johansen; Kloyd Perkins; Tully Lameman; Steven Wozniak; Spencer Harris; Dan Shumway; Dan Hurst; Morris K. Christiansen; F. John Black; Nyle Bennett; Wayne Perkins; Steve Palmer; Marjorie Jones; Phil Mueller; Garth Wilson.

1. Prayer was offered by Councilmember S. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held December 11, 1991 were approved.
4. Mayor Shumway advised of a special meeting held at noon on December 27, 1991 where potential applicants for the position of City Clerk were reviewed. Ronalee Flannery was selected by a vote of 3 in favor, 0 opposed and one abstention from Councilmember D. Palmer (who is related to Mrs. Flannery). The Council present acknowledged and re-affirmed this action.
5. Mayor Shumway thanked out-going Councilmember S. Palmer and Glenn Skinner for their great service. A plaque acknowledging his four years on the council was presented to Steve Palmer. The City Manager will present a similar plaque to Glenn Skinner at a later date. Steve then returned thanks to the Mayor and Council stating that even though there were some bad times, he ends his term in office with more personal heroes and real friends than when he took office four years ago.
6. City Recorder, Norman L. Johnson, then administered the Oath of Office to James K. Slavens, Mary Lou Mueller and Wayne E. Palmer: I do solemnly affirm that I will support, obey and defend the Constitution of the United States, and the Constitution of this State, and that I will discharge the duties of my office with fidelity: who each did acknowledge and accept the same.  
Mayor Shumway welcomed the two new members and returning Councilmember Slavens, adding that it was particularly good to have a lady present and suggested that the Council should dress up to ties much like the Council is now dressed up with a lady.
7. Councilmember D. Palmer lead a discussion on the needs of the Recreation District. Financial and administrative concerns were discussed. Motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried that permission be granted for the City Manager to assist the Recreation District with administrative budgeting and other office procedures.
8. Mr. Dan Hurst, representing the local theater group "Edge of the Seaters". Inquired as to the Council's position should they request a building permit at the 200 South 500 West property.  
Mr. Hurst presented a petition signed by eleven (11) area residents which stated "We, the undersigned neighbors of 200 South 500 West, have no problems or conflicts with the Edge of the Seaters having a building and running a theatre at the above mentioned address".

Discussion dealt with neighborhood balance and what the normal city process is to resolve such conflicts. It was directed by the Mayor that the Planning & Zoning Commission should present their written recommendations for the next Council meeting at which time an official action will be taken.

9. Mr. Wayne Perkins inquired of the Council their feelings about having the meeting tape recorded. Mr. Perkins was given permission to tape the meetings for his use if he desired. However, an official recording of the meetings for historical purposes was tabled until the City Attorney can be consulted and the item placed on the next agenda.

10. The City Manager presented a sample ordinance for use in establishing a gross receipts license tax of 1/2%. Most discussion centered around a property tax or utility rate offset or reduction should the new tax be implemented.

Following discussion, the Council directed that a Public Hearing be set for next Council meeting to gain citizen and the business communities feelings on the new tax.

11. Mr. Morris Christiansen addressed the Council pertaining to the electrical service to his new motel complex. The City had previously committed to provide electric service to the property line. With the load requirements, it is advised by UP&L that an additional transformer needs to be placed on his property at the actual location of the motel. Mr. Christiansen agreed to pay for the wire, conduit, trenching and cement pad if the City would pay to have UP&L pull the wire between the two transformers as the City will provide both transformers.

Motion was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried that the proposal be accepted. It was further agreed that there would not be any additional electrical hookup charges other than the temporary service expenses.

12. The City Manager presented City Personnel Policies and Procedures Policy Number G-1.

Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that reimburseable travel expenses be as follows:

- Meals \$21 per day  
(breakfast \$6, lunch \$7, dinner \$8)
- Personal Auto Use \$.25 per mile
- Lodging \$21.50 per night for non-receipt lodging

13. Following discussion of the need for the mill feed at UMETCO and a brief explanation of the milling process by Councilmember W. Palmer, motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1992-1

WHEREAS, the City of Blanding is located within San Juan County, State of Utah and,

WHEREAS, San Juan County has a 36.8% Welfare rate; probably the highest in the Nation and,

WHEREAS, San Juan County has the lowest per capita income rate in Utah and close to the lowest in the Nation and,

WHEREAS, San Juan County already has the only active Uranium Processing Mill operating in the Western States and possibly America and,

WHEREAS, the White Mesa Mill is in need of radioactive feed material

January 8, 1992 Cont'd.

and,

WHEREAS, America is in need of a place to dispose of its low radio active contaminates and,

WHEREAS, the milling of the low radio active materials does not appreciably increase the dangers of radio activity above those already present due to our high elevation and the radio activity contained in the ore present in many of our geological formations and,

WHEREAS, it has been shown that transportation of low-grade radio active material is inherently safer than that of other fossil fuel products and,

WHEREAS, the savings to our Nation in reclamation over storage will range into the millions of dollars and,

WHEREAS, reclamation is considered to be advantageous, over long range storage, to our environment and,

WHEREAS, reclamation can help to stabilize a vital energy resource and,

WHEREAS, we believe that government of the people by the people for the people is better administered on a level closest to the people,

BE IT THEREFORE RESOLVED, that the City of Blanding supports the efforts of White Mesa Mill in their actively pursuing the positive shipment and reclamation of this viable energy source and,

BE IT THEREFORE RESOLVED, that the City of Blanding needs both the employment and the tax base that would result from the White Mesa Mill operating and,

BE IT FURTHER RESOLVED, that the taxpayers of Utah and America need the reduced welfare cost brought about by the mill being operated.

Passed this 8th day of January, 1992, Blanding City Council.

\_\_\_\_\_  
James S. SHumway, Mayor

\_\_\_\_\_  
Wayne Palmer, Councilmember

\_\_\_\_\_  
Keele Johnson, Councilmember

\_\_\_\_\_  
Lou Mueller, Councilmember

\_\_\_\_\_  
Don W. Palmer, Councilmember

\_\_\_\_\_  
James K. Slavens, Councilmember

14. Motion for the adoption of the following resolution was made by Councilmember Mueller, seconded by Councilmember Slavens and unanimously carried:

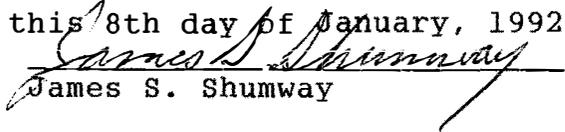
RESOLUTION NO. 1992-2

BE IT RESOLVED by the City Council of the City of Blanding, Utah that fees be charged for each inspection required with relation to the buying or selling of real estate as follows:

Initial Inspection	\$30.00
Re-inspection	15.00

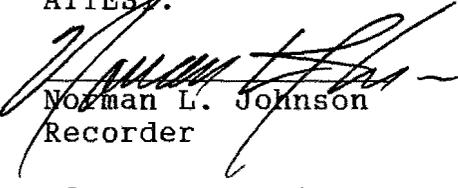
that these fees be made a part of Resolution No. 1991-9 which stated other service charges and permit fees by the City of Blanding.

PASSED, ADOPTED and APPROVED this 8th day of January, 1992.

  
James S. Shumway

Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

15. The Council was reminded of a Public Hearing set for January 22, 1992 at 7:05 P.M. concerning Boarding Houses, Rooming Houses and Bed & Breakfast Inns.

16. The City Planner had prepared written information for Council review, as he was out of town, pertaining to hospital costs in the Salt Lake City and other Utah areas, which he acquired from the Construction Control Corporation of Salt Lake City.

Mayor Shumway stated his pleasure at the County Health Board having held the second public hearing in Blanding. Considerable discussion was held relative to the proposed rehabilitation cost of the old hospital in Monticello or the construction of a new facility in Blanding. Councilmember Mueller suggested a letter be written to the Health Board addressing the Council's concerns and extend to them the appreciation they deserve for what they have done for health care services.

Councilmember Slavens proposed the City look at acquiring and donating the land should a new hospital be constructed in Blanding and several possible sites were discussed.

The City Manager and Councilmember Mueller were assigned to address a letter to the Board thanking them for their efforts, expressing our concerns and making an official offer to provide land to a new facility should it be constructed.

17. The City Manager reported to and/or discussed with the Council the following items:

A. Travel requests for Councilmember Mueller to attend newly elected officials training in Salt Lake City January 18 and the local officials day at the legislature January 18; David Homedew to attend the Animal Control Association Meeting in St. George January 23-25; and Philip Palmer to attend the Utah City Engineers Association meeting in St. George January 23-24.

Council gave their advice and consent.

B. Briefed Council on the latest discussions with the State and Feagan Gathering of Texas on natural gas and stated the Texas group is still actively interested.

C. Advised the Council of the bid opening set for January 22 for a truck to replace the one totalled in an accident.

D. Told Council of his conversation with Major Pete Wilson of the Utah National Guard and their desire to construct a 17,000 square feet, two million dollar building near the airport. This project is subject to a request for special funding Senator Garn hopes to acquire. The state would also have to come up with their share of the funds. The Guard is requesting the City assist them in acquiring an additional 300 feet of highway frontage near the airport to give their project a higher visibility. The Council agreed to pursue this request and directed the City Manager to investigate alternatives.

E. Advised the Council that the FAA land grant for \$90,000 was on target and that he is preparing the final paper work.

F. Stated that the December utility sales figures would be available tomorrow for their review.

G. Advised the Council of a town meeting in Monticello at the Courthouse January 18, 1992 with Congressman Ortan at 10:00 A.M. and encouraged all to attend.

H. Requested the Council set a date to hold the Public Hearing on the Fire Department CIB \$90,000 grant request. The first meeting in February was set by the Council as an appropriate date.

I. Explained the need to separate the water service to Dr. Miller's office from that of the old Galbraith Mercantile building (S&W Parts). The Council agreed to allow a connection to Dr. Miller without a connection fee. Provided he hired a private contractor to do

the work, the City will provide the usual vault and meter.

J. Requested and received advice and consent of the Council to advertise for sale the 1985 Chevrolet pickup, the International dump truck and all other items in the possession of the City Justice of the Peace or Police Department which can be legally disposed of at a public auction or sale as soon as possible.

18. The City Manager presented drawings and a cost estimate of \$3,041 for material to construct a new city animal control facility. Councilmember Slavens requested we step up the dog control proceeding with the new pound as soon as possible to which all the council agreed, recognizing the budget would have to be opened for the expenditure at a later date. Staff was directed to proceed with developing a new facility near the treatment plant and getting all the proper permits and licenses to run a first class pound.

19. Councilmember D. Palmer discussed the snow plowing efforts of the County road crews. Said he had made a contact with Foreman Lynn Laws and requested snow be pushed to the center of the street on blocks with curb and gutter. The council agreed with this request and directed a letter of thanks be sent to Lynn by the City Manager.

19. With discussion, interaction and individual council requests, the Mayor made the following assignments:

- Wayne Palmer: Health Care; Fire; Planning & Zoning; 4th of July.
- Lou Mueller: Co-electric; Co-natural Gas; Co-beautification; Chamber of Commerce; Inter-agency; Christmas.
- Don Palmer: Parks & Recreation; Co-beautification; Police; Animal Control; Maintenance Shop
- Jim Slavens: Airport; Street, Curb & Gutter; Finances; Insurance; Front Office.
- Keele Johnson: Water; Co-electric; Co-natural Gas.

21. Motion was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried that Councilmember Slavens be appointed Mayor Pro-Tempore.

22. Councilmember Johnson received advice and consent of the Council to look at potential sites for the History Museum & Park project and ascertain the true value of the properties.

23. Councilmember Johnson asked the feelings of the Mayor and Council pertaining to long range goal setting. Motion was made by Councilmember Johnson and seconded by Councilmember Mueller that a quarterly work meeting be held on the 1st Wednesday of the second month of each quarter to specifically work on a council goal.

Voting was as follows:

Those voting "AYE":	Councilmember K. Johnson
	Councilmember D. Palmer
	Councilmember W. Palmer
	Councilmember L. Mueller

Those voting "NAY":	None
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Those abstaining:	Councilmember J. Slavens
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constituting all the members thereof, Mayor Shumway declared the motion carried.

24. Mayor Shumway stated his three main objectives for the next two years were as follows:

- A. Bring Natural Gas to the community
- B. Get a hospital in Blanding
- C. Building a new large reservoir on the Johnson Creek drainage and lower the price of water to the citizens

25. Councilmember Slavens discussed some of his activities and or concerns as follows:

- A. Has had discussions with Phil Acton on how the city can lower the water rates.
- B. Wanted the City to immediately go to the CIB and ask for the

January 8, 1992 Cont'd.

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city loans to be converted to grants which the Council agreed it would be our next priority of the San Juan County Research and Development Center.

C. Wanted to research the possible sale of the Camp Jackson Reservoir. There was not a concensus of the Council.

D. Request our FY93 C-Road funds be used as a matching grant request from the San Juan County Transportation Service District. The Council assigned the City Manager to follow up on this item.

26. Councilmember Mueller discussed and made comments concerning the following:

A. Reported on the inter-agency meeting and advised on a report concerning a \$60,000 grant request for protective services in our area.

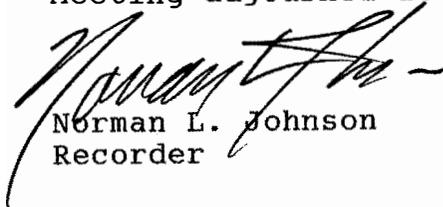
B. Complimented the City Manager on his presentation to the Western Area Power Administration Rate Hearing in early December.

C. Expressed deep appreciation for the dedication and contribution given by the City employees to their jobs.

10:15 P.M. - Retired to Executive Session

11:25 P.M. - Returned to Regular Session

Meeting adjourned at 11:40 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JANUARY 22, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were:	Mayor:	James S. Shumway
	City Councilmembers:	Keele Johnson Lou Mueller Don W. Palmer Wayne E. Palmer James K. Slavens
	City Manager:	Norman L. Johnson
	City Treasurer:	Karalee B. Austin
	City Engineer:	Philip L. Palmer
	City Planner:	Bret Hosler

Also present were: Marjorie Jones; Joe B. Lyman; Dan Hurst; Phil Mueller; Jerry Bradford; Wayne Perkins; David Perkins; Sherri Perkins; Arlene Lyman; Carolyn Hunt; R. Dan Webb; Debbi Hunt; Grace Hunt; F. John Black; Douglas Austin; Linda Smith; Danny Fleming; Paul Fulgham; Cathy Spillman; Michael A. Spillman; Jerry Ray; Richard Guymon; Kedric Redd; Neil A. Joslin; Bryce Redd; Preston Nielson; Bruce Shumway; Keith Ivins; Kelly Laws; Charles Lyman; Lloyd Bayles; Howard Randall; Buddy Black; Craig Halls; Vance Seely; David Lyman; Tom Dyer; Dennis Gutke.

1. Prayer was offered by Councilmember W. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held January 8, 1992 were approved with the following corrections:
  - Item #17 A - Councilmember Mueller attended the local officials day at the legislature January 20.
  - Item #19 - Councilmember Mueller was assigned to the Economic and Community Development which included Chamber of Commerce and City Beautification.
4. The City Council conducted a Public Hearing relative to planning and zoning.
  - Mr. Bret Hosler briefly addressed the purpose of the hearing and explained the changing of wording and addition of a definition pertaining to a Bed and Breakfast establishment.
  - Following public and council comment, motion was made by Councilmember Johnson, seconded by Councilmember Mueller and unanimously carried that the following amendments be adopted to the Blanding City Ordinance No. 1978-1 (Zoning):

BOARDING HOUSE OR ROOMING HOUSE

A dwelling other than a hotel where for compensation and by prearrangement for definite periods, meals are or can be provided for (3) or more but not exceeding twelve (12) rooms on a daily, weekly or monthly basis.

BED AND BREAKFAST INN

Means a building of residential design of historic or neighborhood significance in which not fewer than three (3) but not more than (9) rooms are rented out by the day offering overnight lodgings to tourists, and where one or more meals may be provided to overnight guests.

5. Council conducted a discussion relative to placement of an animal control shelter at the water treatment plant location.

Comments in opposition of the proposed sight were heard from surrounding neighbors.

Mayor Shumway read the follow:

TO WHOM IT MAY CONCERN:

We, the undersigned, are opposed to a dog pound being built on Reservoir Road because of the inconvenience of privacy and noise it

January 22, 1992 Cont'd.

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will bring of barking dogs.

Jennie Keith  
Saundra Johnson  
Leona Bailey  
Claude Lacy

Following discussion, the Council agreed to pursue a different location and return for a decision at a later date. Council-member Slavens agreed to follow up on the matter.

6. Mr. Bret Hosler briefly gave the history of a request for a building permit from the "Edge of the Seaters" acting group for a theatre and other facilities at 200 South and 500 East.

Councilmember Wayne Palmer read the following letter:

January 21, 1992

Planning and Zoning Commission  
Steven Burtenshaw, Chairman  
Blanding, Utah 84511

RE: Edge of the Seater's proposed site for a dramatic facility in R-1  
Zone at Corner of 5th West and 2nd South

Dear Mayor and Council:

After deliberation in two meetings and further research by Commission members, we held a vote on approval of the Edge Of The Seater's proposed building site. The vote was four to one against approval at the proposed site for the following reasons.

1. Already an unbalanced neighborhood.
2. Concerns that one acre is not adequate space for present and future development.
3. Promises made to neighbors in the past, based on College development plans.
4. Concerns by the Planning Commission of following current zoning districts to send a message that land use and planning is important to the present and future development in Blanding.

We are supportive of the acting group and hope in the future to make a positive recommendation on development plans at some other location.

Respectfully,

Steven Burtenshaw  
Planning Commission  
Chairman

BH/rcf

Following comments from the Council, members of the Edge of the Seater's and concerned neighbors, motion was made by Councilmember W. Palmer that the Council support the action and decision of the Planning and Zoning Commission and deny a building permit to the Edge of the Seater's group.

For lack of a second, the motion died.

Following further comments made by Councilmember Mueller and Mr. Craig Halls, motion was made by Councilmember Mueller to grant a building permit to the Edge of the Seater's and allow them locate at 200 South and 500 ~~East~~ <sup>West</sup> contingent on compliance with all City ordinances.

For lack of a second, the motion died.

Following further comments, motion was made by Councilmember W. Palmer and seconded by Councilmember D. Palmer that the Council

January 22, 1992 Cont'd.

3

support the decision of the Planning and Zoning Commission and deny the Edge of the Seater's request for a building permit.

Voting was as follows:

Those voting "AYE":

Councilmember K. Johnson

Councilmember D. Palmer

Councilmember W. Palmer

Councilmember J. Slavens

Councilmember L. Mueller

Those voting "NAY":

constituting all the members thereof, Mayor Shumway declared the motion carried.

7. Council conducted a Public Hearing relative to a proposed Business License Gross Receipts Tax.

Negative comments were heard from citizens and business owners. Following discussion, the Council agreed to drop the proposal.

Council took a 5 minute break.

8. Mr. Preston Nielson, representing the Irrigation Company, discussed with the Council a proposed pipeline project and requested their support as the largest water stockholder.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried that the Council appoint Councilmember Johnson to attend the Irrigation Company Board meeting on February 25, 1992 and vote the City shares in favor of the proposed pipeline project.

9. Upon recommendation by the City Manager, motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that the City release their water shares already under lease agreement for the upcoming season with the right to reverse the decision at a latter date or a return of the drought conditions.

10. The following bids for a 1992 4-wheel drive, long-bed pickup truck were opened:

Mike Young Chevrolet, Inc.	\$15,651.68
Certified Ford	13,561.70

Motion was made by Councilmember Mueller, seconded by Councilmember Slavens and unanimously carried that the City purchase a 1992 4-wheel drive, long-bed pickup truck for the City Utility Company from the Blanding location of Certified Ford upon determination that the bid item meets all specifications.

11. Mayor Shumway read the following letter:

January 22, 1992

San Juan County Health District Board  
Mr. Rayburn E. Jack, Chairman  
P. O. Box 308  
Monticello, Utah 84535

Dear Mr. Jack:

The Mayor and the City Council wish to thank the Board for holding the December 19, 1991 Public Hearing in Blanding. We realize that it took extra effort, since it was the second Hearing on the proposed hospital improvements. We are fortunate to have the quality medical facilities here in San Juan County that we do and we know they can only continue with the excellent management and Board supervision currently exercised. To have these various facilities remain certified, solvent and growing, so to provide for the increasing medical needs of the County, is our goal and objective.

Following the Public Hearing several study scenarios and pieces of

January 22, 1992 Cont'd.

information have been collected and reviewed by the City staff, the Mayor and Councilmembers. This data seems to show that there are alternative operative choices, construction costs and facility locations. This and other data should all be reviewed and given further careful consideration, prior to a final decision or a request for funding from the CIB.

The City of Blanding wants to be found in a position of support for an increased level of Health Care for all the residents of San Juan County. Should additional facilities need to be placed in Blanding to meet this need, the council has committed to locate and acquire land for the Health District Board.

Mr. Wayne Palmer has been assigned by the Mayor to be the official Council representative regarding health care. We hope our efforts will be viewed as cooperative, and we restate that our direction is to help in the upgrading of health services within San Juan County.

Respectfully,

\_\_\_\_\_  
James S. Shumway, Mayor

\_\_\_\_\_  
Wayne E. Palmer, Councilmember

\_\_\_\_\_  
Keele Johnson, Councilmember

\_\_\_\_\_  
Lou Mueller, Councilmember

\_\_\_\_\_  
Don W. Palmer, Councilmember

\_\_\_\_\_  
James K. Slavens, Councilmember

Motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried that the above letter be signed by the Mayor and Council and that it also be printed in the San Juan Record.

12. Mr. Dan Fleming introduced Mr. Paul Fulgham with the Rural Water Association. Mr. Fulgham explained the purpose and demonstrated to the council the installation and operation of a water cross-connection.

The Council agreed to hold a public hearing on February 26, 1992 at 8:00 P.M. for the purpose of reviewing and possibly adopting an ordinance relative to cross-connection.

13. Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that the application prepared by the City Manager for a \$75,000 grant request for matching funds for Class "C" Roads improvements be accepted and submitted to the San Juan County Transportation Special Service District.

14. Mr. John Black informed the Council that the million gallon water tank repairs have been completed and that the tank is now filling with water.

15. The City Planner presented to the Council the Annual Building Report and also discussed the need for a Uniform Building Codes Ordinance which was referred to legal counsel for the exact wording and process necessary.

16. The City Manager reported to and/or discussed with the Council the following items:

A. Request travel for Mark Shumway to A Theft of Power Workshop February 13, 1992.

Council gave advice and consent.

B. A UDOT District #4 Consolidation Meeting will be held in Price January 23 at 7:00 P.M.

The Council agreed to write a letter in opposition to the consolidation of the southern districts and requested that Mr. Bret Hosler attend the meeting and represent the City.

January 22, 1992 Cont'd.

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C. SEUAOG has requested receptionist assistance from the City. The Council agreed to supply assistance on a trial basis at the expense of the SEUAOG for telephone hookup.

D. Presented the Council a letter from the San Juan Research and Development Center written in regards to the Central San Juan Recreation District.

E. A Public Hearing will be held at 7:05 P.M. February 12, 1992 relative to the Fire Department CIB Grant.

17. Motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried:

RESOLUTION NO. 1992-3

WHEREAS, a majority of the owners of real property and the owners of not less than one-third in value of the real property as shown on the last assessment rolls in territory lying contiguous to the City of Blanding have petitioned said City for annexation; and

WHEREAS, the petition was accompanied by an accurate plat or map of the territory to be annexed prepared under the supervision of a competent engineer or surveyor land certified by the same; and

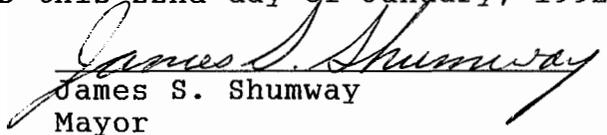
WHEREAS, the petition and plat or map have been filed in the office of the City Recorder,

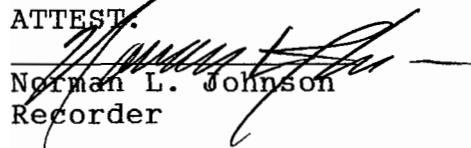
NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Blanding, Utah:

Section 1. Territory Annexed. The territory described below is hereby declared annexed to the City of Blanding:

Beginning at a point which is N. 00 02'00" E. 769.7 feet from the Center of Section 34, T.36.S., R.22E., S.L.B.&M.; running thence N 89 51'00" E. 380.63 feet to a point on the existing Corporate Limit Line, proceeding along the Corporate Limit Line N. 00 02'00" E. 417.43 feet, and thence S. 89 51'00" W. 380.63 feet to a point on the 11-S Centerline of Section 34, thence S. 00 02'00" W. 417.43 feet to the point of beginning. (Approximately 3.65 Acres)

PASSED, ADOPTED and APPROVED this 22nd day of January, 1992.

  
James S. Shumway  
Mayor

ATTEST.  
  
Norman L. Johnson  
Recorder

18. Councilmember Mueller reported to the Council on her attending the ULCT workshops in Salt Lake City and the local officials day at the legislature. She informed them that both were beneficial and informative. She expressed her feelings that all councilmembers should try to attend as many workshops as possible.

Councilmember Mueller requested permission to attend the UAMPS workshop meeting in Sandy on February 14, 1992.

Council gave their advice and consent.

19. Requested permission to approach San Juan County for a possible land exchange for water drainage purposes in association with Mr. Vance Seely.

Council gave advice and consent to an acre-per-acre arrangement.

20. Councilmember Slavens stated that he had been informed by

January 22, 1992 Cont'd.

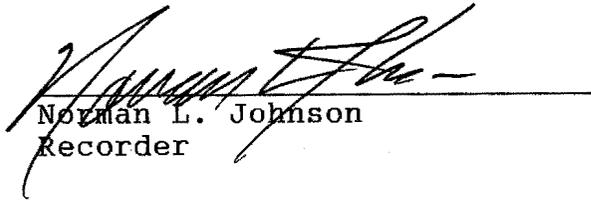
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Commissioner Bill Redd that a settlement was pending with the oil company on their litigation.

21. Councilmember W. Palmer informed the Council that the draining of fire hoses at the fire station has caused problems for a nearby resident. Council agreed that something should be done to correct the situation until curb and gutter is installed next spring.

22. Councilmember Johnson discussed the state budget situation as it pertains to CEU/San Juan Center and said that since he was going to Salt Lake this week, he would be following up on the matter.

Meeting Adjourned at 11:45 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD FEBRUARY 4, 1992  
AT 6:05 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Manager: Norman L. Johnson  
City Planner: Bret Hosler

Also present were: Phil Mueller; Marjorie Jones; Carolyn Hunt; Donna Singer; Dr. L. Val Jones; Dr. Key; Rex Anderson.

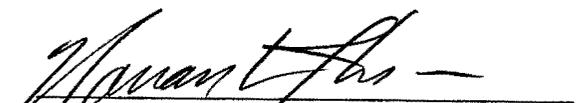
1. Mayor Shumway made a brief opening statement and quoted the city goal and objective as follows: "Blanding City Council, 90's Resolution Goal and Objective to make Blanding the Commercial and Service Center for Southeastern Utah" and stated it is one of his long term goals to have a hospital in Blanding.
2. Councilmember Mueller offered the prayer.
3. Mayor Shumway conducted an open discussion with open participation by most of those in attendance. Discussion was held on current medical facilities, the need to involve southern San Juan County, bringing the Montezuma Creek Clinic into the county health care system along with the PHS Contracts.
4. The Mayor asked Mr. Phil Mueller to summarize his views and understanding of the evenings discussion which he did as follows:
  - A. The council wanted to strive for and put pressure on LHS to put the Montezuma Creek Clinic within their management and not be too concerned with the PHS Contracts but concentrate on the UNDC Contracts.
  - B. Have the Health Services Board put in place a written plan for health care and physical facilities for Blanding and south.
  - C. Make everyone aware that it is the council's desire to in fact have a hospital in Blanding while also keeping the facility in Monticello whole and maintaining their level of health services.
5. Councilmember Mueller reminded the council that the Health Services Board would be present at the Wednesday, 6:00 P.M. work session.
6. Councilmember Slavens asked the City Manager to share some of the old council minutes he had found with Lynn Lyman.

7:38 Mayor declared a brief recess

7:45 Council & Mayor retired to executive session

8:50 Council returned to regular session

Meeting Adjourned at 8:52 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD FEBRUARY 12, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Manager: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer

Also attending were: Phil Mueller; Jeff Black; Ulene Petty; Sheila Black; Marjorie Jones; Joe B. Lyman; Kent Hawkins; Gorden Hawkins; Vic Bradford; Craig Stanley; Mark Beach; F. John Black; Craig C. Halls; Darin Black; Dennis Stone; Jade Langston; Mason Stevens; David Palmer; Todd Black; Brad Winder; Buddy Black; Drew Glover; Gail Glover; Jeff Barrett; Jon Wilson; Corey Halliday; Corey Spillman; A. J. Mexican; Dustin Johnson; Bradley Eddie; Brent Harrison; Wilbert Eddie; Preston L. Palmer; Shurrell Meyer; Dianne Nielson; Susan Taylor, San Juan County Travel Council.

1. Prayer was offered by Councilmember D. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held January 22, 1992 and Special City Council Meeting held February 3, 1992 were approved with the following additions:

January 22, 1992

Item #6 - Second paragraph after letter should read as follows:

Councilmember Mueller stated that in her opinion the planning and zoning ordinance could be interpreted to allow the facility. Mr. Craig Halls, speaking as an attorney and not a citizen, confirmed her opinion. After further discussion, motion was made by Councilmember Mueller to grant a building permit to the Edge of the Seaters and allow them to locate at 200 South and 500 East contingent on compliance with all City ordinances.

Item #18 - the following addition to the first paragraph

She expressed her feelings that "in order to be educated, stay informed and promote our City" all councilmembers should try to attend as many "meetings and" workshops as possible.

4. At 7:05 P.M. the City Council conducted the advertised public hearing relative to the proposed Fire Station CIB Grant.

Mr. Cleal Bradford explained that the grant request is for \$90,000 and that the City and other donations will need to make up the balance of \$23,000 to make a total project amount of \$113,000.

The Fire Chief explained that the monies will be used for an addition to the fire house and up-grading of equipment for the firemen and the reduced utility costs with new doors being installed.

Mr. Vic Bradford discussed the proposed air compressor for filling tanks and the safety factor involved for the firemen.

After the comments were heard from citizens and the council, the Mayor asked for a straw poll and among those present it was unanimously in favor of the request for a grant.

Following the comments, motion was made by Councilmember D.

Palmer, seconded by Councilmember Johnson and unanimously carried that the application for a \$90,000 grant be presented at the March 4, 1992 CIB meeting; that only a 100% grant will be accepted without further direction from the council.

Then Mayor Shumway declared the public hearing over at 7:42 P.M.

5. Dianne Nielson, representing the San Juan County Travel Council, presented to the council a copy of their visitors travel guide. The council agreed that they might be interested in purchasing space for advertising points of interest in the Blanding area. Mrs. Nielson

February 12, 1992 Cont'd.

informed the council that a decision will be needed by the first of March and a copy of such advertisement by March 15.

Council agreed to make a decision at the next regular meeting on February 26, 1992.

6. Mr. Craig Stanley request permission from the Council to use the 2nd tone of the fire department paging system for the Emergency Medical Services Rescue Squad.

Following discussion and approval from the Fire Chief, motion was made by Councilmember Mueller, seconded by Councilmember W. Palmer and unanimously carried that the Emergency Medical Services Rescue Squad be allowed to use the 2nd tone on the fire department paging system.

7. The San Juan School District Drug & Alcohol Committee has requested that the city place signs stating "Drug Free School Zone" at all of the schools.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Mueller and unanimously carried that if approved by the police chief and the signs were considered tasteful, city crews could place 2 signs stating "Drug Free School Zone" at each of the schools and at the Transition Center.

8. Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that a public hearing be set for 7:05 P.M. March 11, 1992 for the purpose of adopting the uniform building code.

9. Councilmember Slavens suggested to the council that they consider placing the proposed dog pound at the city's Recapture pumping station site. After discussion of this possibility, the council agreed that more information should be obtained concerning the sight, crematoriums and the possibility of an off-premise location for disposal of animals.

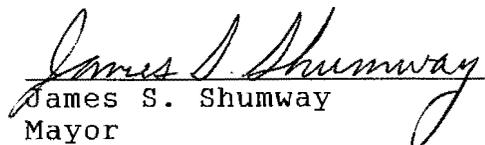
10. Following explanation from City Attorney, Craig Halls, motion for adoption of the following resolution was made by Councilmember D. Palmer and seconded by Councilmember W. Palmer:

RESOLUTION NO. 1992-3

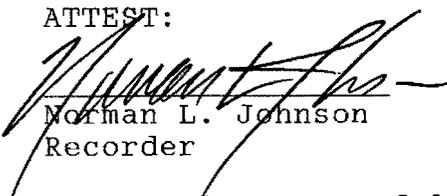
A RESOLUTION authorizing the issuance and confirming the sale of \$140,000 Lease Revenue Bonds, Series 1992, of Blanding City, San Juan County, Utah, for the purpose of defraying a portion of the cost of acquiring property and a building and constructing improvements to the building and related improvements; prescribing the form of bond, the terms and conditions of issuance and retirement and the security therefor; providing for the collection, handling and disposition of the revenues to be derived from leasing the facility; and related matters.

BE IT RESOLVED by the City Council of the City of Blanding, Utah, adopt the above described resolution pertaining to Lease Revenue Bonds, Series 1992, for the City of Blanding; that a copy of such policy be attached hereto and made a part hereof by reference.

PASSED, ADOPTED and APPROVED this 26th day of February, 1992.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

Voting was as follows:

Those voting "AYE":

Councilmember K. Johnson  
Councilmember D. Palmer  
Councilmember W. Palmer

Those voting "NAY":

None

Those abstaining:

Councilmember L. Mueller  
Councilmember J. Slavens

constituting all the members thereof, Mayor Shumway declared the motion carried.

Councilmember Mueller noted that she abstained because she is the Vice-President of the San Juan Foundation and that the property involved is owned by her parents.

Councilmember Slavens noted that he abstained because he felt he had not studied the resolution thoroughly enough to understand it.

11. Mr. Cleal Bradford discussed with the council a letter received by the Research Development Center from the City of Blanding requested that they approach the CIB pertaining to changing the City's water loan to a grant. Mr. Bradford felt that this might jeopardize requests in the future and suggested that the City approach the board to have the interest on the loan reduced or dropped.

Following discussion, the council agreed with this suggestion and asked that the city manager write a letter to the Research Development Center requesting that they approach the CIB on the city's behalf requesting that the interest on city's loan be reduced or dropped.

12. Mr. David Homedew, the animal control officer, informed the council of the effort being made by citizens to get information into the schools concerning the proper care of pets, the importance of licensing their pets and other general information.

The council agreed that a public awareness program should be put into place and enforcement of the animal control ordinance be instigated.

13. The city manager requested direction from the council concerning the separation of more than one user on a single water meter.

Following discussion, motion was made by Councilmember Mueller, seconded by Councilmember Slavens and unanimously carried that upon the request of a landlord, permission be granted for a multiple user water meter to be separated and a water meter to be installed for each complex; that the city will furnish the meters and vaults but the property owner will be responsible for labor and any other materials necessary.

14. Mr. Jeff Black discussed with the council the FY93 streets and roads proposal. It was suggested that the city consider bidding out a 7 block curb and gutter project and that the city crews install 7 blocks of curb and gutter. Mr. Black informed the council that if they agreed with this suggestion, that summer workers will be necessary.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that the council agree to the proposed summer projects; that a 7 block package of curb and gutter be bid out and that city crews install 7 blocks of curb and gutter along with the 4 listed water way areas and 3 listed miscellaneous concrete projects; that if any excess monies are left over, the council is to be notified so that further projects can be completed.

15. Following further discussion relative to the hiring of summer help, motion was made by Councilmember Slavens that the city manager be allowed to advertise and hire four temporary summer workers for a period of 12 weeks.

For lack of a second, the motion died.

Following further discussion, motion was made by Councilmember Mueller that Policy B-2 of the proposed Personnel Policy and Procedures be adopted and used for the recalling of laid-off

employees.

For lack of a second, the motion died.

Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that the city manager be authorized to advertise for four temporary summer workers for a period of 4 months; that specific requirements be stated concerning concrete experience and knowledge; that the council review the applications and interview for the hiring.

16. The Council agreed to hold a work session pertaining to the proposed Personnel Policy and Procedures on February 26, 1992 at 6:00 P.M. The Council requested that each department supervisor review the proposed policy with their workers and then turn any concerns into the city manager by Monday, February 24. The department supervisors will then meet with the council on February 26.

17. The City Engineer reported to and/or discussed with the Council the following items:

A. The roof of the million gallon tank needs to be sealed.

Council gave authorization to the city engineer to price sealers and purchase the best quality and lowest priced sealer available.

B. Presented material bids for the 400 West Street water line. The Council agreed to accept the low bid from Mountainland Supply Co. in the amount of \$4,279.51.

C. Starvation Reservoir and 4th Reservoir are almost full and their is a steady flow of water from the mountain.

18. The City Manager reported to and/or discussed with the Council the following items:

A. Approval for travel for Danny Fleming to the Rural Water Annual Conference February 27 in St. George and Norman Johnson to the UAMPS/ICPA meetings February 19-20 in St. George.

Council gave their advice and consent.

B. Public Hearing relative to the adoption of the Cross-Connection Ordinance will be February 26 at 8:00 P.M.

C. Power Board Meeting is scheduled for February 26. Council agreed to request a written report from Mr. Kay R. Johnson.

D. Castleland RC&D annual dues are due. Following discussion, the council agreed to pay the annual dues in name only with no physical participation at this time with all communication to go through the City Manager.

E. The annual Irrigation Stockholders meeting will be held February 25, 1992.

19. Councilmember Mueller informed the council that Feagan Gathering will be presenting a proposal to the council by the end of March. There has been interested shown relative to natural gas by another company and they have been directed to make contact with Feagan Gathering.

20. Councilmember Johnson informed the council that the Forest Service has granted permission for four holes to be drilled for the proposed Johnson Creek Reservoir.

21. Councilmember Slavens informed the council that he is pleased with the running of the front office.

22. Councilmember W. Palmer informed the council that some steps have been taken on the 4th of July celebration but requests further direction. The Council agreed that Mr. Palmer should approach the girls basketball team for consideration of coordinating the celebration and that, if accepted, they be paid the same amount that was paid last year.

Councilmember Slavens requested permission to organize a country western dance and the hiring of a band. Council gave the iradvice and consent.

23. Mayor Shumway informed the council that the health care work

February 12, 1992 Cont'd.

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meeting was successful and that Mr. Joseph Smith, of LHS, has consented to meet with the council and Mr. Rayburn Jack, chairman of the health care board, on February 19 at 7:00 P.M.

He then wishes to meet with the Blanding and Monticello city councils and the health care board on February 20 at 7:00 P.M.

Councilmember Mueller will coordinate the February 20 meeting.

24. Councilmember Slavens discussed the following items with the council:

A. Asked for permission to offer Mr. Vance Seely 1.5 acres for 1 acre in the land exchange previously proposed. The City Manager was directed to follow-up on the proposal and if Mr. Seely did not agree, write a letter to San Juan County asking them to consider donating the land to the Edge of the Seaters group.

B. Encouraged enforcement of dog ordinance.

C. Feels that Blanding should advertise and sell Blanding as a retirement community. The Council agreed and requested that the city manager contact St. George to inquire as to their process for advertising and developing their area.

D. Feels that Mrs. Flannery is doing a good job at the front desk.

E. Request that the council consider bidding on a 1986 automobile available from UAMPS. Council agreed to authorize the city manager to make a bid of \$2,950 for the vehicle.

25. Mayor Shumway informed the council that a plaque of appreciation will be given to Mr. Dee Hancock for his involvement in solving a crime within the city.

26. Councilmember Johnson informed the council that he has been doing some rate comparisons and Blanding's electric rates are cheaper than UP&L rates in Salt Lake City and area.

27. Mayor Shumway read the following letter:

Dear Mayor Shumway:

Several of us, who are citizens of this fair city, were together talking about our police department. Someone mentioned that they had done a particularly fine job by catching the people who broke into Parley Redds so quickly.

Someone else mentioned that they had also caught the people who broke into the same store last spring.

We sat together for over an hour detailing the crimes that the Blanding police had solved, and decided that we are indeed fortunate to have four such dedicated men protecting us.

I have several friends who are retired police officers in the northern part of the state, and I know that they value highly the commendations that they got while they were active police officers.

I am curious if the city fathers have ever given thought to giving our police officers written commendations suitable for framing? (These guys up north have the things plastered all over their walls.)

Someone in our group (a former council person) said that our police not only don't get commendations, but they (to our knowledge anyhow) have never been told by any of you that they are doing a good job. If this is truly the case then I think we need to have some basic changes made next election!

I am suggesting that the mayor and city council compose and award our Blanding police officers with written commendations for the work that they did on the most recent Parley Redds incident.

If you don't know how to write commendations any former military man can probably help you.

I am not going to sign this letter or present it to you personally,

February 12, 1992 Cont'd.

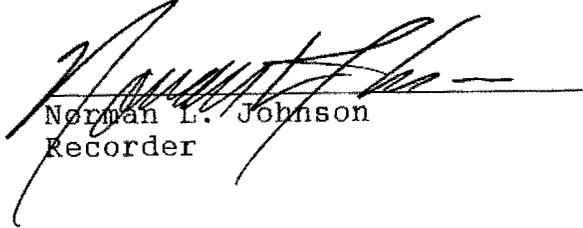
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because I have said some rather nasty things about you guys who sit in the soft chairs, and I am not seeking any recognition for myself. I hope you consider the things that I have suggested.

A concerned Blanding Citizen

Mayor Shumway requested that the City Manager look into the procedure to present the Blanding Police Department Officers with a commendation for the solving of the Parley Redd burglary.

Meeting Adjourned at 11:23 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD FEBRUARY 26, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Manager: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Also attending were: Max R. Palmer; Lydia R. Palmer, Zola F. Hunt; Wesley L. Hunt; Jeff Black; Marjorie Jones; Adam Mueller; Phil Mueller; Travis Hunt; Shylo Hunt; Daniel Brandt; F. John Black; Lance Knight; Mace Knight; Carl Hughes; Jeff Christensen; Steven Christensen; Kay R. Johnson.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held 2/12/92 were approved with the following addition to Item #9:  
disposal of animals "before a decision is made".
4. Adam Mueller presented the Council with a proposed Eagle project to build a sign to be placed at the south park for information to the tourists. The applicant requested that the City furnish all materials in the amount of approximately \$ 212.00. The project would include only the building and placement of the sign; the City would be responsible for any information placed upon the sign.

Following discussion, motion was made by Councilmember Slavens and seconded by Councilmember D. Palmer that the project be accepted and that the City be responsible for materials needed in the project.

Voting was as follows:

Those voting "AYE": Councilmember K. Johnson  
Councilmember D. Palmer  
Councilmember W. Palmer  
Councilmember J. Slavens

Those voting "NAY": None

Those abstaining: Councilmember L. Mueller

constituting all the members thereof, Mayor Shumway declared the motion carried.

Councilmember Mueller noted that her abstention was due to the fact that the applicant was her son.

5. Mr. Rex Anderson has filed a written request for water hookup south of the city limits.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Mueller and unanimously carried that Mr. Anderson be allowed to hook into the city water system; that the line to his property will be at his own expense; that if there should be an emergency drought situation, the line would be subject to disconnection.

6. Mayor Shumway read the following letter:

February 4, 1992

Mayor James S. Shumway  
50 West 100 South  
Blanding, Utah 84511

Dear Mayor Shumway,

I would like to take this opportunity to express appreciation to the

February 26, 1992 Cont'd.

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City of Blanding for the assistance of your planner, Brett Hosler. Brett's enthusiasm, time and knowledge was vital to the success of a day I recently spent in your area.

I came down last November to evaluate the Blue Mountain Dineh Chapter situation regarding their proposed use of a 120 acre parcel just west of Westwater Canyon. Brett helped me understand the issues concerning annexation, assistance through utility extensions, relocation in the community, etc. He also showed me the location of houses sprinkled throughout Blanding which were used 20+ years ago the last time people of Navajo descent were relocated out of this same parcel area.

In addition to his technical and diplomatic skill as a planner, Brett also has been an energetic promoter of economic development initiatives for your town. He has contacted me several times in the past two months to inquire about creative strategies to improve the tax base in Blanding. Although I haven't helped him find the pay dirt he seeks, his advocacy has prompted me to re-evaluate the effectiveness of state government's current local assistance capability.

In fact, improving assistance to local government is a priority of my new bosses, Charles Johnson and Brad Barber. Because southeastern Utah has a resource such as Brett, we will undoubtedly be more on the receiving end rather than the giving end of planning expertise for the foreseeable future. However, if we can assist any members of your community with planning data, analytical capability or contacting state employees with specific expertise, please don't hesitate to call upon us.

Again, thanks for sharing Brett's time with us - we're glad he's part of the state planning community.

Sincerely,

Steve Klass  
Deputy State Planning  
Coordinator

Mayor Shumway expressed his and the council's appreciation for the work that Bret does for the City of Blanding.

7. Discussion was held pertaining to the proposed location of an animal control facility on city property near the Recapture pumping station. Comments were heard from neighbors of this proposed sight in opposition to the location.

Following discussion of all possible sites, council directed the City Manager to look into an area near the airport.

8. The City Council held a Public Hearing at 8:07 P.M. relative to the adoption of a Cross-Connection Ordinance.

No public comments were heard.

The hearing was closed at 8:12 P.M.

Motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that the Cross-Connection Ordinance be adopted; that a copy of said Ordinance be attached hereto and made a part of these minutes.

9. Councilmember Mueller requested that the City consider joining the Chamber of Commerce since she has the appointment of attending their meetings as a City representative.

Following discussion, motion was made by Councilmember Mueller, seconded by Councilmember Slavens and unanimously carried that the City pay the annual dues of \$ 100.00 and become a member of the Chamber of Commerce.

10. Councilmember Mueller requested that the City Council purchase

advertising space in the San Juan County Visitors Guide for 1992.

Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember W. Palmer and unanimously carried that the City purchase one page of advertising in addition to the free page already allowed; that Bret Hosler and Councilmember Mueller work with the travel council in preparing the information.

11. Councilmember W. Palmer suggested that the City look into the possibility of having a map of Blanding printed in the front of the phone book.

The Council supported this idea and requested that the City Manager look into the possibility of having this done.

12. The Council, having conducted a work session from 6:00 - 7:00 P.M. relative to employee policies and procedures, accepted a motion made by Councilmember D. Palmer, seconded by Councilmember Mueller and unanimously carried that the following policies and procedures be adopted:

A1, A2, B2, B3, B4, C1, C2, C3, C6, D1, F2, F3, with work to continue on the policies not yet adopted - numbers B1, E1, F1, H1.

13. The City Manager presented to the Council a proposed resolution on a purchasing policy for the City of Blanding.

The Council agreed that response should be obtained from the city attorney and city auditor before a decision be made.

14. Motion for adoption of the following resolution was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1992-4

A RESOLUTION APPOINTING OFFICERS OF THE CITY OF BLANDING

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the following named persons be appointed to the following offices for the respective periods shown:

Norman L. Johnson	City Administrator	2/1/92 - 1/31/94
	Recorder	2/1/92 - 1/31/94
	Purchasing Agent	2/1/92 - 1/31/94
	Budget Officer	2/1/92 - 1/31/94
Karalee B. Austin	Treasurer	2/1/92 - 1/31/94
Thomas E. Austin	City Marshal (Ex-officio Chief of Police)	2/1/92 - 1/31/94
Jay M. McDaniel	Justice of the Peace	2/1/92 - 1/31/94
Rigby Wright	Justice of the Peace (Pro-tempore)	2/1/92 - 1/31/94
Philip L. Palmer	City Engineer	2/1/92 - 1/31/94

PASSED, ADOPTED and APPROVED this 26th day of February, 1992.

*James S. Shumway*  
James S. Shumway  
Mayor

ATTEST:

*Norman L. Johnson*  
Norman L. Johnson  
Recorder

15. The City Engineer reported to and/or discussed with the Council the following items:

A. Starvation Reservoir is at 6529.5 feet. The meter at 3rd Reservoir is measuring 500 gallons a minutes when it had only been 275-320 gallons a minute yesterday. 4th Reservoir is up and just a

February 26, 1992 Cont'd.

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few feet left to be full.

B. The Soil Conservation Service said this Monday that Camp Jackson drainage is above 100% of normal showing 163% water equivalent and 117% of precipitation.

C. Reported on the progress being made with UDOT for assistance for parking lot pavement project which should be funded this year.

D. The final papers are being sent to the FAA in Denver on the land grant this week.

16. The City Planner reported to and/or discussed with the Council the following items:

A. Presented the Council with an electric rate comparison with Utah Power & Light, Monticello, and Cortez. The comparison shows that Blanding rates are very competitive.

B. Has asked the state contractor licensing people to meet with the council in April or May to discuss their program and what the legal responsibility of the city is.

C. Request permission to attend the Governor's Conference on Tourism and Recreation on April 13-15.

Council gave their advice and consent.

17. The City Manager reported to and/or discussed with the Council the following items:

A. Informed the Council that he and the Chief of Police agreed that an animal control officer does not have the authority to write citations.

B. Inquired if Council would be interested in placing glass enclosed bulletin boards in businesses for better advertising of City Council meetings.

Response was negative.

C. Requested travel permission for Philip on March 19 to the Dam Safety Workshop in Salt Lake City and Councilmember D. Palmer or Norman to attend the CIB March 5 along with other representatives.

Council gave their advice and consent.

D. Presented a stack of brochures and pamphlets from St. George which dealt with retirement and it is evident they were all centered around golf.

E. Public Hearing will be held March 11 at 7:05 P.M. relative to the adoption of the various Uniform Building Codes.

18. Councilmember W. Palmer informed the Council that Gordon Hawkins is willing to donate and fix an old washing machine to the fire department for washing of bunker gear if the City will purchase the necessary part for \$65.00.

The Council gave their advice and consent.

19. Councilmember Mueller reported to and/or discussed with the Council the following items:

A. Attended the Monticello Council meeting held with Mr. Joe Smith. Was very cordially received and feels that many misunderstandings were smoothed out.

B. Recommended the City send a resolution to the County Commission realigning the Health Board - No decision was reached.

C. The Council needs to decide upon names to be submitted to the Interim Study Committee.

The Council agreed that Councilmember W. Palmer, Councilmember Mueller and Mayor Shumway should be submitted for position on the Interim Study Committee.

D. Feels that a letter of appreciation should be sent to Mr. Joe Smith.

Advice and consent was given to the City Manager to write a letter.

E. Recommended the Council offer Mr. Vance Seely a 2 acre trade for his property on 300 West. Council directed that only 1 1/2 be offered.

20. Councilmember W. Palmer informed the Council that Georga Hoggard has accepted for the county 4-H Club to be in charge of the rodeo for

February 26, 1992 Cont'd.

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the 4th of July.

Councilmember Slavens informed the Council that he has hired a band for the Country Western Dance.

21. Councilmember D. Palmer informed the Council that a regular work session has been committed to the police department and feels that one should be scheduled every three months.

The Council agreed to a work session on March 11 at 6:00 P.M.

22. Councilmember Slavens reported to and/or discussed with the Council the following items:

A. Discussed the UDOT Aviation Division's participation with the City in repaving of the parking lot and graveling around the trailer home. Feels the project will cost around \$53,000.

B. Requested permission to purchase signs to put on the fuel truck at the airport.

Council gave their advice and consent.

C. Attended the Transportation District meeting where the City was given a matching grant of \$75,000. They also agreed to allow the monies designated for street lights be spent on other road projects connected with the highway project this year.

D. Said the County indicated we over spent our street work allocation this last year.

E. Wanted the City to pursue the purchase of land from the White Mesa Ute Council near the airport along the highway.

F. Commended the City Engineer for the job that he does for the city and recommends that he be given a letter of commendation.

Council agreed.

G. Requested that the Council consider hiring Mike Dayzie for additional hours at \$10.00 per hour up to 10 hours per week to do street sweeping.

Council gave their advice and consent.

H. Requested permission to see that the City is on the April CIB agenda for the loan interest reduction request.

Council gave their advice and consent.

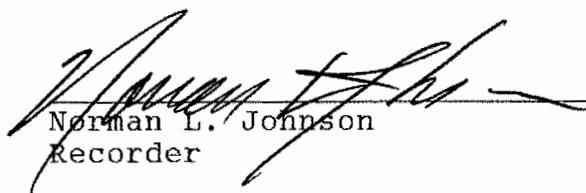
23. Councilmember Johnson informed the Council that a decision on the college Industrial Arts Building and the National Guard Armory Building will be made by tonight by the State Legislature.

24. Councilmember D. Palmer informed the Council that the Recreation District Board is going to be slow moving for a while and suggested that the City itself move on the position of obtaining monies for the proposed golf course.

25. Councilmember Mueller expressed her appreciation to David Homedew and commended the job that he is rendering to the city on animal control.

26. Councilmember Mueller reopened the discussion of the Health Interim Study Committee after which a motion was made by Councilmember Mueller, seconded by Councilmember D. Palmer and unanimously carried that the plan presented by Mr. Joe Smith be adopted; that the names of Councilmember W. Palmer, Councilmember Mueller and Mayor Shumway be submitted for appointment to the committee and that a request for representation from every community in the county be presented.

Meeting Adjourned At 10:35 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MARCH 11, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Lou Mueller  
Wayne E. Palmer  
James K. Slavens  
City Manager: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
Absent were: City Councilmember: Don W. Palmer

Also present were: Phil Mueller; Marjorie Jones; Karma Bennett;  
Georgia Hoggard; Robert Hosler; F. John Black; Dan Hurst; David  
Homedew; Joe B. Lyman; Jim Keyes; Kent Adair; Mike Bradford; Bill  
Redd; Alden Robinson, P.E., Vern Fisher, Sunrise Engineering Inc.;  
Craig Halls; Gorden Hawkins.

1. Prayer was offered by Councilmember Slavens.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held 2/26/92 were approved.
4. At 7:05 P.M. the City Council conducted a Public Hearing  
pertaining to the adoption of the Uniform Building Codes.  
No public comments were made and the Mayor closed the Public  
Hearing at 7:08 P.M.  
Motion for adoption of the following ordinance was made by  
Councilmember Slavens, seconded by Councilmember Johnson and  
unanimously carried:

ORDINANCE NO. 1992-1

AN ORDINANCE ADOPTING THE UNIFORM BUILDING CODE AND UNIFORM  
BUILDING CODE STANDARDS AS THE ORDINANCES, RULES AND  
REGULATIONS OF THE CITY OF BLANDING BY REFERENCE.

BE IT ORDAINED BY the City Council of the City of Blanding:

The following are adopted as the construction standards to which  
the residents of Blanding City shall adhere in building construction,  
alteration, remodeling and repair and in the regulation of building  
construction, alteration, remodeling and repair.

A. The Uniform Building Code (UBC) as promulgated by the  
ICBO (ICBO means the International Conferences of Building Officials).

B. The National Electrical Code (NEC) as promulgated by the  
National Fire Protection Association.

C. The Uniform Plumbing Code (UPC) as adopted by the IAPMO  
(IAPMO means the International Association of Plumbing and Mechanical  
Officials).

D. The Uniform Mechanical Code (UMC) as promulgated by the  
ICBO and IAPMO.

The City of Blanding is adopting each of the above-referenced  
code standards and not the appendix. The appendix of each of the  
publications shall be deemed advisory only.

The City Council of the City of Blanding shall adopt by  
resolution the specific edition of the NEC, UBC, UMC and UPC to be  
used as the standard and may adopt by subsequent resolution successor  
editions of any adopted code as may from time to time be adopted by  
the State of Utah in accordance with Section 58-56-7, Utah Code

March 11, 1992 Cont'd.

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Annotated, as amended.

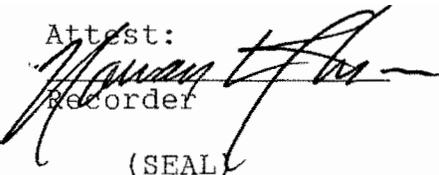
Copies of the applicable codes shall be kept at the City Office and shall be available to the public during regular business hours.

Any person acting in violation of the provisions of the code as specified is guilty of a Class B. Misdemeanor.

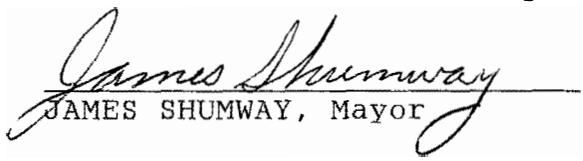
This ordinance shall become effective immediately on passage by the City Council of the City of Blanding.

THIS ORDINANCE is adopted by the City Council on the 11th day of March, 1992.

Attest:

  
Recorder

(SEAL)

  
JAMES SHUMWAY, Mayor

5. Karma Bennett, Georgia Hoggard, Kent Adair and Jim Keyes discussed with the Council the 4th of July rodeo. The County 4-H Club has accepted the offer to be in charge of the activity. It was suggested to the Council that the rodeo be just a one day affair instead of two. The Council agreed and it was decided that the rodeo should be on Friday with the country western dance following. The Council gave control of the activity, including concessions, etc., to the 4-H Club.

The City Manager will meet with club representatives to look at the rodeo grounds to see what necessary repairs need to be taken care of right away and a city budget is set at \$1500 for the rodeo.

6. Mr. Alden Robinson with Sunrise Engineering Inc. discussed with the Council the distribution of natural gas. Fegan Gathering is still interested in being the City's transmission line company. If the City would take the position of the utility company, Sunrise Engineering will conduct the feasibility study and help with locating funding for the project. The Council was very interested and directed Sunrise Engineering to present the Council with a proposal by the next regular council meeting.

7. The Mayor read the following letter to the Council for information:

February 28, 1992

Mayor James S. Shumway  
City of Blanding  
50 West 100 South  
Blanding, Utah 84511

Dear Mayor Shumway:

Thank you for the opportunity to visit with the Blanding City Council to discuss very important health care issues for the community of Blanding and San Juan County as a whole. I feel the information I received was very useful and formulating the direction we finally arrived at in our second meeting. I appreciate the candor that everyone expressed during the meeting and I feel that the basis for a good working relationship was forged and we will be able to arrive at reasonable conclusions with regard to health care facilities.

I encourage the City Council to actively support the San Juan County Facility Planning Committee efforts and to participate with the third-party planner that we will encourage the Health Care Board to engage for the purpose of this study.

March 11, 1992 Cont'd.

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I am confident that the work that was done during my visit will result in a good long-term plan for San Juan County. LHS Management Company's interests are strictly to continue to provide excellent services in the communities that we serve.

If at any time there are questions or concerns that arise with regard to the health care in San Juan County, please do not hesitate to contact me. I can be reached at 1-800-767-7429. Please express my thanks to the entire City Council for their efforts.

Sincerely,

Joseph M. Smith  
VP/Operations

JMS:vr

8. Mr. Robert Hosler requested that the Council allow him to install a sewer line at his business on South Highway 191. The line would be installed while the highway is in re-construction and just be stubbed out and available for future use.

The Council gave their advise and consent for such construction at the expense of the property owner. Any other property owner desiring to do the same will be granted permission during the re-construction of the highway.

9. The City Planner reported to and/or discussed with the Council the following items:

A. A work session has been set up with Jud Weiler with the State Licensing Program on May 6.

B. The ATM at the First Security Bank has only experienced business under \$5,000 one week since installation. Ability to use American Express and Discover cards is available also.

C. The new re-construction highway project has begun.

10. Following input from Craig Halls, City Attorney, Phil Acton, City Auditor and discussion by the Council, motion for the adoption of the following resolution was made by Councilmember W. Palmer, seconded by Councilmember Mueller and unanimously carried:

RESOLUTION NO. 1992-5

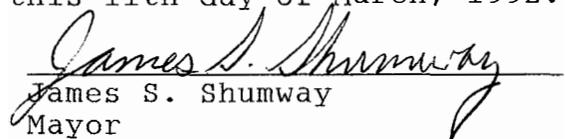
A RESOLUTION ESTABLISHING THE PURCHASING, CONTRACTING AND PROCUREMENT POLICY OF THE CITY OF BLANDING PURSUANT TO THE LAWS OF THE STATE OF UTAH AS DEFINED IN SECTIONS 10-6-122, 139, 157, 158 & 159; SECTION 10-7-20 AND CHAPTER 56 "UTAH PROCUREMENT CODE"

1. All City expenditures or payment are to be reviewed by the Mayor or his designee;
2. Any purchase or payment made in excess of \$5,000 shall be directly approved the City Council, excepting resale power or electric maintenance and construction invoices which are by contract, federal payroll and sales taxes and loan or bond payments set by a previous ordinance or resolution of the City.
3. When the city council contemplates purchasing or making any new improvement to be paid for out of the general funds of the city, excepting streets and roads, the governing body shall cause plans and specifications for, and an estimate of the cost of the improvement or purchase to be made. If the estimated cost is less than \$8,000, the city may make the expenditure without calling for bids. If the estimated cost of the proposed improvement or purchase exceeds \$8,000, the city shall do so by contract or agreement let to the lowest responsible bidder after publication of notice at least

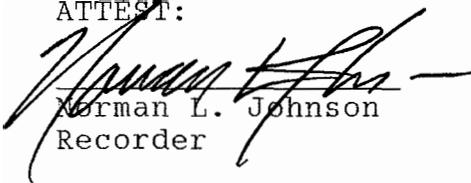
twice in a newspaper of general circulation at least five days prior to the opening of bids; and provided further that when the cost of a contemplated improvement shall exceed the sum of \$8,000, the same shall not be so divided as to permit the making of such improvement in several parts, except by contract; provided further, that the city council shall have the right to reject any or all bids presented, and all notices calling for bids shall so state. If all bids are rejected and the governing body decides to make the purchase or improvement, it shall advertise anew in the same manner as before. If after twice advertising as herein provided and no bid received is satisfactory, the governing body may proceed under its own direction to make the expenditure.

- 4. When the city council contemplates maintenance on or the new construction of public streets, it shall do so under the rules and regulations of the State of Utah Governing Class B & C Road Funds. The City shall consider the permissible uses of the street and road funds as follows: new construction, maintenance, sidewalks, traffic signals, curb and gutters, right-of-way acquisition or any other permissible use as set by the State of Utah as a proper use under and subject to this section regardless of the funding source so long as the existing budgeting procedures for 3rd class cities has been observed.
- 5. When the city council contemplates the extension of or a major expansion to the water or sewer systems, they shall cause an estimate to be prepared including labor, equipment and material. Estimates over \$40,000 must then follow the same public bid requirements as the general funds of the City. All capitol equipment purchases for the city utility systems are to follow the same guidelines as do general funds.
- 6. The city council is authorized to make expenditures from the general fund for such emergencies as widespread damage from fire, flood or earthquakes. Action is to be taken by resolution. Deficits in the general fund balance may be incurred to reasonably meet the emergency.

PASSED, ADOPTED and APPROVED this 11th day of March, 1992.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

11. The City Manager asked that the Council clarify their desired route of the water hookup request approved for Rex Anderson. Following discussion, the matter was tabled until there was a definite and formal plan for the proposed project. Council felt that a project design would answer other questions such as feasibility, sewer and over-all site planning.

12. After a short discussion pertaining to the location of the animal control facility, motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried that the staff be directed to make a determination of a good location on the southwest side of the chlorine building at the sewer lagoons and proceed with the construction of an animal control facility.

March 11, 1992 Cont'd.

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13. The City Manager suggested that the council return to the original proposed land exchange offer for property on 300 West 250 South, put it in writing and sit on it until a decision is made by the counter party, Mr. Seely.

Council gave their advice and consent.

14. The City Engineer reported to and/or discussed with the Council the following items:

A.- Camp Jackson has 125% normal moisture prior to 3/9/92.

- Starvation Reservoir is at 6530 feet.

- 4th Reservoir is up 4 inches since last Wednesday and about two feet from full.

- Recapture Reservoir is at 6020.5 feet.

- The pipeline is carrying 3 second foot of clear water.

B. The highway project is under way.

15. The City Manager reported to and/or discussed with the Council the following items:

A. Approval for attendance to the UAMPS/ICPA/Joint Highway meetings March 18-20 in Salt Lake City/Vernal.

Advise and consent.

B. Attended the CIB meeting on March 5.

Gorden Hawkins informed the Council that the Fire Department was given a \$90,000 grant for equipment and expansion. The CIB has requested that the county seriously study a Fire Service District.

16. Concerns over the recreation for the community were discussed by the Council and Craig Halls, who is on the recreation board. The Manager was directed to make written request that Mr. Cleal Bradford of the San Juan Research and Development Center get involved as per his January 9 letter of recommendation.

17. The Mayor informed the Council that a meeting had been held with the National Guard pertaining to a the location of an armory in Blanding. The meeting was very positive and they will be meeting with the council in April to make the final site selection.

18. Councilmember Johnson requested that the city staff follow-up on the rifle range area from the BLM so that the guard can have access to the site.

19. Councilmember Mueller informed the Council of her meetings with the Health Board and the continuing process of forming the Interim Study Committee. She also updated the Council on the activities of the Chamber of Commerce and Interagency Committee.

Councilmember Mueller suggested that the Council consider hosting a continental breakfast at the college for the Board of Regents on April 17, 1992. The Council agreed and gave their advise and consent to organize a breakfast.

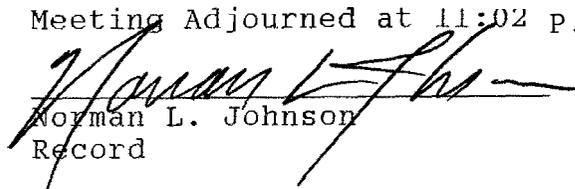
She also requested permission to attend the Utah League of Cities and Towns Mid-Year Conference in St. George April 9-10.

Council gave their advise and consent.

20. Questions were raised as to the County Economic Development Specialist promoting all of the county rather than individual communities.

21. Councilmember Slavens inquired as to who might place community signs so as to advertise high school sports state championships.

Meeting Adjourned at 11:02 p.m.

  
Norman L. Johnson

Record

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MARCH 24, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were:	Mayor:	James S. Shumway
	City Councilmembers:	Lou Mueller Don W. Palmer James K. Slavens
	City Manager:	Norman L. Johnson
	City Treasurer:	Karalee B. Austin
	City Engineer:	Philip L. Palmer
	City Planner:	Bret Hosler
Absent were:	City Councilmember:	Keele Johnson Wayne E. Palmer

Also present were: Stephen Burtenshaw; Robert Hosler; Gorden Hawkins; Bill Redd; John Black; Arlene Lyman; Carolyn Hunt; Richard Hurst; MarDawn Palmer; Preston Palmer; Adele Seely; Sherri Stanley; Craig Stanley; Nada Black; Clisbee Black; Craig Halls; Shirley Jack; Stephanie Jack; Jan Bradford; Dan Hurst; Gerry Bates; Norman Nielson; Jed Tate; Cindy Davis; Marjorie Jones; Lynn Lee; Barry Simpson; Phil Mueller; Eugene Pehrson; Todd Hurst; Vern Fisher, Sunrise Engineering Inc.,.

1. Prayer was offered by Councilmember Mueller.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held March 11, 1992 were approved.
4. The following article was read by Mayor Shumway:

GROUP SEEKING \$3.3 MILLION FOR UTAH'S COLORADO PLATEAU

Utah's Colorado Plateau, with its relatively pristine land and endangered species, has been named one of the last great places on Earth by The Nature Conservancy.

Protecting it is the next step.

A three-year, \$3.3 million fundraising drive called the Bright Edge Campaign began Tuesday. A \$736,000 donation from the Eccles Foundation, plus \$145,000 more from the Ian Cumming and the Dee Foundation, were announced.

Last Great Places is a list of 16 worldwide locations The Nature Conservancy intends to protect by either purchasing the land or making legal agreements that restrict future development.

This creates shelters for threatened species and natural communities relatively unimpacted by humans, said Alyson Heyrend of the Great Basin Field Office.

Utah's last great place is 4 million acres bounded by the Book Cliffs to the north, San Juan River to the south, Green River to the west, and Colorado National Monument to the east.

In a speech to Salt Lake City Rotarians Tuesday, The Nature Conservancy president and chief executive officer John C. Sawhill said, "Utah is blessed to have such an unspoiled treasure ... But the pressure to overdevelop this wondrous place increases daily."

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that the City Manager write a letter to each of the above mentioned Foundations relating the negative feelings of the council regarding how they viewed our area.

5. Following discussion of a letter from the American Civil Liberties Union of Utah, the Council agreed that prayer and the pledge of allegiance would continue to be a part of council meetings until there was a more compelling reason to stop.
6. Notification was received that installation of a new state of the art computerized switching system for the telephone system will begin

March 24, 1992 Cont'd.

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immediately and is estimated to be completed in December of 1992.

Following discussion, the Council agreed that the City Manager should write a letter to the PSC requesting that they continue to monitor GTE until the upgrading is completed as promised.

7. Mr. Norman Nielson shared his concern with the council about restroom facilities at Recapture Reservoir as he feels that there is an urgency to their being in place this summer.

The City Manager reminded the council that there is a budgeted amount of \$10,000 for this purpose. Following discussion, the council agreed that Councilmember D. Palmer should work with the Conservancy District in obtaining bids for the restroom facilities to present to the council.

8. The Council discussed a letter received from Mrs. Guen Smith concerning clean-up within the city. The council agreed that a city wide clean-up project should be initiated. Councilmember Mueller offered to organize a clean-up program and will request the assistance of Mrs. Smith and the City Manager. The Council gave their advice and consent.

9. Mayor Shumway presented to the City Engineer, Philip Palmer, a Distinguished Service Award for his years of service to the City.

10. Mr. Stephen Burtenshaw, Planning & Zoning Commission Chairman, presented to the a council a recommendation from the Commission to change the wording in the Planning & Zoning Ordinance relative to home occupations.

Comments were heard from several concerned citizens.

Following discussion, the Council agreed to conduct a Public Hearing relative to the proposed changes on June 3, 1992 at 7:00 P.M.

Council took a five minute break.

11. Mr. Vern Fisher, Sunrise Engineering, Inc., presented and reviewed the proposed contract for a feasibility study to bring natural gas to Blanding as a municipal utility.

Following discussion, motion was made by Councilmember Mueller, seconded by Councilmember D. Palmer and unanimously carried to accept the proposed contract in the amount of \$25,000 for a feasibility study relative to natural gas from Sunrise Engineering, Inc. and to be paid for from the electric utility fund.

Mr. Fisher informed the Council that his company is actively searching for funding for the project and that several pre-applications have been submitted at this time by the city manager through them.

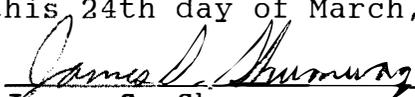
12. Motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1992-6

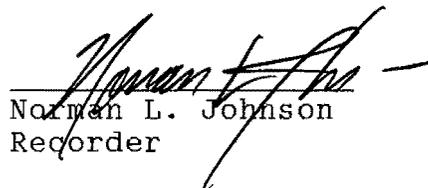
A RESOLUTION ADOPTING AN AMENDATORY RESOLUTION

BE IT RESOLVED by the City Council of the City of Blanding, Utah, to adopt an Amendatory Resolution amending Resolution No. 1992-3 to clarify the definition of the project and related matters; that the Mayor be authorized to sign all of the Bond Documents along with the Amendatory Resolution; that a copy of such resolution be attached hereto and made a part hereof by reference.

PASSED, ADOPTED and APPROVED this 24th day of March, 1992.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

Councilmember Mueller commented that although she has a conflict of interest with one of the properties, she does not feel that it is viable in this situation.

13. Motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that the San Juan Foundation have full control of the monies received from the CIB through the City.

14. Councilmember Slavens informed the Council that Mr. Cleal Bradford has had a discussion with the Recreation Service District and San Juan County Commission regarding the need for a Blanding Area Master Plan before any more money will likely be given to our area.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that Mr. Cleal Bradford be authorized to approach the CIB on behalf of the City of Blanding for matching funds to obtain a Blanding City Master Plan.

15. Councilmember Slavens requested that the Council consider removing water restrictions for the upcoming season.

Council decided to table the decision until a later date when Councilmember Johnson is present.

16. Motion was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried that the CIB Fire Station Grant in the amount of \$90,000 be accepted and the Mayor be authorized to sign the necessary contract.

17. Motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that authorization be given to the City Manager and Fire Chief to obtain bids for the addition to the fire station and related major equipment purchases.

18. A discussion on the make-up of the new CIB and representation on the SEUAOG Board was held. The City Manager was directed to find out the term of appointment for county representation on the SEUAOG Board.

19. The City Engineer informed the Council that consideration of future need of water, sewer and natural gas lines be taken now while the highway project in progress. The contractors, Gibbons and Reed, have agreed to do the necessary preparations at the cost of \$30 per foot of pipe.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that staff be authorized to purchase six water and sewer crossings and whatever is felt necessary for natural gas.

20. The City Engineer reported to and/or discussed with the Council the following items:

- A. Run-off water supply looks good for this year.
- B. The Johnson Creek pipeline headgate was clogged with leaves, but once the leaves were removed, good water flow was received.
- C. 4th Reservoir is full.
- D. Recapture Reservoir has risen about 6.2 feet.
- E. Attended the State Dam Safety Workshop and feels that it was excellent and well attended.
- F. Water can be put into 3rd Reservoir and requested permission to work with other staff and Councilmember Johnson on this. Council agreed.

21. Councilmember Slavens requested that the Council authorize the City Manager to negotiate with the County for the purchase of a snowmobile.

Council gave their advice and consent.

22. The City Planner reported to and/or discussed with the Council the following items:

A. On April 13 the highway contractor will start removal of the Main and Center intersection with traffic continuing to flow. Traffic will be re-routed starting April 27 and reopened May 16.

B. A letter requesting annexation has been received from Mr. & Mrs. Dennis Gutke for approximately 1.5 acres of their property.

Council agreed to set a Public Hearing for the closest council meeting after legal qualifications are met for advertising.

23. The City Manager reported to and/or discussed with the Council the following items:

A. Travel request for the following:

1. WAPA Annual Meeting & EIS Workshop/SLC/March 31/Norman
2. Midland, Texas/ Natural Gas/April 1/Norman
3. UCMA-ULCT/April 6-10/St. George/Norman  
UCTA/April 8-10/St. George/Karalee
4. State Auditors Seminary/April 14/Moab/Norman
5. Road School/April 30, May 1-2/St. George/Jeff/Mike

Advice and consent of the Council was given for the above travel requests.

B. Direction for maintenance of the Walter C. Lyman Park.

C. Requested direction as to whether or not the rodeo grounds will be available to the public. Mayor Shumway expressed that he feels that responsible persons should be allowed to use the grounds upon proof of insurance for such activities desired and signing a waiver of liability.

Council agreed.

D. Citizens have requested city participation in ADA regulations in replacing sidewalk, curb and gutter. Council agreed that the city should provide cement with the citizen providing contractor.

E. Dedication of the Calvin Black Memorial Airport will be April 21, 1992 at 3:00 P.M.

F. Distributed a written report on joint highway committee meeting. It was very informative meeting and he has been asked to serve on a state 9 member committee to study the use of Federal Road Funds. Mayor and Council gave their advice and consent recognizing there would be a couple of additional meetings and related travel.

G. Requested direction from the Council concerning animal control.

Following discussion, the Council agreed that the City Manager should contact Dr. Watkins to negotiate terms with renewal of the existing facility. If this does not prove to be negotiable, bring it back to the Council for a final disposition.

H. Presented year-to-date Feb. 29 financial reports to the Council and a Feb. 29 liquid asset summary.

24. The City Manager informed the Council that a request from UDOT for payment has been received.

Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that payment of Highway 191 NF-50(10) in the amount of \$274,889.30 be paid as per our contract.

25. Councilmember D. Palmer informed the Council that several Recreation Service District Board meetings have been held and a budget has been achieved. To be able to continue all recreation programs as in the past, the District is going to need financial help from the City.

The Council discussed the situation and agreed to consider financial help in the '93 Budget.

26. Councilmember Mueller reported to and/or discussed with the Council the following items:

A. Reminded the Council that the Board of Regents will be meeting in Blanding on April 17 at the Science Building. The Council

March 24, 1992 Cont'd.

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gave their advice and consent for Councilmember Mueller to organize the continental breakfast.

B. The information sign for the south park is complete. Council gave permission to contact Gary Guymon for assistance in compiling information to be put on the sign.

C. Feels that ongoing contact should be kept with the National Guard. The Council requested that the City Manager write a letter to the National Guard to inquire of their progress.

D. Will be attending the Health Care Board meeting tomorrow.

27. Mr. Phil Mueller informed the Council that he had attended the Public Hearing by the Public Service Commission in Monticello. He was the only citizen that appeared. Council requested a letter of concern be faxed to the PSC.

28. Mayor Shumway informed the Council that the Health Care Board has requested a letter from the City for the appointment of their representative to the Interim Study Committee.

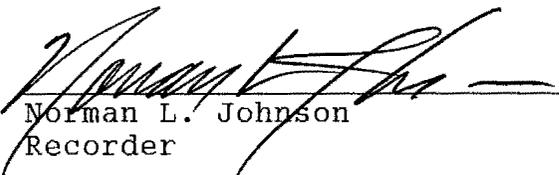
29. Motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that the Council retire to an executive session.

12:13 Council retired to Executive Session

12:20 Council returned to Regular Session

30. Direction was given for the City Manager to make a written agreement with Mr. Jeff Black for 3rd Reservoir Park maintenance this summer as budgeted.

Meeting Adjourned at 12:30 P.M.

  
Norman L. Johnson  
Recorder

REGULAR  
MINUTES OF A ~~SPECIAL~~ MEETING OF THE  
BLANDING CITY COUNCIL  
HELD APRIL 8, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were:	Mayor:	James S. Shumway
	City Councilmembers:	Keele Johnson Lou Mueller Don W. Palmer Wayne E. Palmer James K. Slavens
	City Engineer:	Philip L. Palmer
	City Planner:	Bret Hosler
Absent were:	City Administrator:	Norman L. Johnson
	City Treasurer:	Karalee B. Austin

Also present were: Rona Flannery; Gordon Hawkins; Tierre Patterson; Melvin Hurst; Lee Patterson; Larry Putnam; Rayburn Jack; Guen Smith; Carolyn Hunt; Joyce Martin; Bob Hosler; Joe Lyman; Arlene Lyman.

1. Prayer was offered by Councilmember W. Palmer.
2. The Pledge of Allegiance was recited.
3. Mr. Cleal Bradford distributed handouts to the Council pertaining to the Blanding City Service Area Study. After review and discussion, the Council directed the study budget be set at \$50,000 and have the White Mesa community needs, as they relate to Blanding services, also included if they desire.
4. Mr. Gordon Hawkins discussed with the Council a letter from the San Juan County Emergency Services recommending the expansion of the Blanding Fire Department service area to include White Mesa.  
Mr. Hawkins felt that White Mesa should have its own fire department with Blanding as a backup.  
Mr. Cleal Bradford expressed his opinion that White Mesa does not have the organization or training to operate a fire department.  
Mayor Shumway suggested that a counter proposal be made with Mr. Frank Morrell for Blanding to be a backup source rather than a first response. Mayor Shumway also suggested that Mr. Hawkins, Norman Johnson, Frank Morrell and a White Mesa representative meet to discuss appropriate possibilities.
5. Councilmember Johnson discussed with the Council different possibilities for City beautification. Mrs. Guen Smith expressed her concern for beautification within the city.  
Councilmember Mueller informed the Council that the 8th Ward Relief Society has adopted city beautification for their service project.  
Following further discussion, the Council agreed that Councilmember Johnson, Councilmember Mueller and Mrs. Smith should organize as a committee and plan beautification projects needed within the city. They should then report back to the Council with their suggestions.
6. The Minutes of City Council Meeting held March 24, 1992 were approved with the following additions:  
Item #28 - request a letter "will be sent" from the City for the appointment of "Lou Mueller as" their representative "and Wayne Palmer as their alternate representative" to the Interim Study Committee.  
Item #7 - \$10,000 for this purpose, "\$5,000 being City monies and \$5,000 being San Juan County monies.  
Item #13 - San Juan Foundation have "basic management" control
7. Mr. Tierre Patterson requested the Council's consideration of extending water and sewer lines for his new business on his property south of Parley Redd's on South Highway 191 while the highway project is in progress.  
The City Engineer and City Planner were both in favor of this but felt that a set of plans must be presented to the City before the

extension can be done.

The Council gave their advice and consent for the extension after a set of plans has been received and reviewed.

8. Mr. Rayburn Jack and Mr. Larry Putnam discussed with the Council points of concern expressed in a letter from Mayor Shumway to the San Juan County Health Care Board.

9. The City Engineer informed the Council that the 4th Reservoir is full, 3rd Reservoir is being filled, Starvation Reservoir is full and Recapture Reservoir is filling rapidly.

10. The City Engineer informed the Council that he felt there was no further need for watering restrictions since the snowpack was over 200%.

Following discussion, motion was made by Councilmember Johnson and seconded by Councilmember Slavens that water restrictions be lifted effective immediately.

Voting was as follows:

Those voting "AYE":

Councilmember K. Johnson

Councilmember L. Mueller

Councilmember W. Palmer

Councilmember J. Slavens

Councilmember D. Palmer

Those voting "NAY":

constituting all the members thereof, Mayor Shumway declared the motion carried.

11. Following discussion of excess water storage, Council agreed that the City Engineer should be allowed to use his judgement in association with the City Administrator and Councilmember Johnson and then report back to the Council.

12. Councilmember Slavens informed the Council that goats have been purchased and placed at the sewer lagoons for grazing to keep the grass and weeds down.

13. The City Planner reported to and/or discussed with the Council the following items:

A. Presented a signed request for sewer and water services to the Simpson's business and property south of town with an associated signed annexation agreement. The Council gave their advice and consent to the request.

B. Since Dennis Gutke has requested annexation, Bernal Bradford and Diane Crowson have also agreed to annexation. To complete the parcel, the property of Neil Harvey is desirable. The Council agreed that Mr. Hosler should approach Mr. Harvey but that no pressure be made. The council agreed that with or without Mr. Harvey's parcel of land, the City Planner is authorized to proceed with all necessary preparations for annexation of the other parcels.

C. Requested that the Council consider hiring the County to spray weeds within the City.

The Council gave their advice and consent.

14. Council approved travel for the Justice of the Peace to Price on April 10.

15. Councilmember Mueller requested that the Power Board meeting be re-scheduled because of a health care conflict.

Council agreed to this and to also meeting with Mr. Vance Seely at that time.

16. Councilmember Mueller informed the Council that only 17 members would be attending the Board of Regents meeting on 4/17/92. Mayor and Councilmembers are invited. The CEU Cafeteria will provide the Continental Breakfast and send the bill to the city.

17. Councilmember Slavens suggest that a Certificate of Appreciation be given to Baker's Sanitation for the job that they have done for

April 8, 1992 Cont'd.

3

the city.

Council gave their advice and consent.

18. Councilmember Slavens discussed the progress on the concrete request near the Middle School and the other city priority requests of the museum and the fire station block and area.

19. Motion was made by Councilmember D. Palmer and seconded by Councilmember W. Palmer that the Council retire to executive session.

Voting was as follows:

Those voting "AYE":

Councilmember K. Johnson

Councilmember L. Mueller

Councilmember D. Palmer

Councilmember W. Palmer

Those voting "NAY":

None

Those abstaining:

Councilmember J. Slavens

constituting all the members thereof, Mayor Shumway declared the motion carried.

10:25 P.M. Council Retired to Executive Session.

10:39 P.M. Council Returned to Regular Session.

20. Council gave their advice and consent of full support to the City Staff in enforcing the City Zoning Ordinance to the fullest extent possible.

Meeting Adjourned at 10:42 P.M.

Rona Flannery  
Rona Flannery  
City Clerk - Deputy

~~SPECIAL~~  
**REGULAR**  
MINUTES OF A ~~SPECIAL~~ MEETING OF THE  
BLANDING CITY COUNCIL  
HELD APRIL 22, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
Absent was: Councilmember: Keele Johnson

Also present were: Monty Lee; Craig Halls; Gorden Hawkins; Mike Bradford; Phil Mueller; David Homedew; Bill Redd.

1. Prayer was offered by Councilmember D. Palmer.
2. The Pledge of Allegience was recited.
3. Minutes of City Council Meeting held April 8, 1992 were approved with the following changes:
  - Item # 5: Second paragraph - Relief Society "will sponsor the the city cleanup project in May for their Sequi-Centennial Project". Third paragraph remove "as" - "should organize a committee"
  - Item #10: Replace City Engineer with "Councilmember Johnson"
  - Item #11: Replace excess with "the use of water and storage facilties"
  - Item #15: First paragraph - Councilmember Mueller "and Johnson" requested that the Power Board meeting be re-scheduled because of "scheduling conflicts".
4. Mr. Monty Lee and Mr. Craig Halls addressed the Council concerning the financial status of the Recreation District. They explained that for the program to continue financial help is needed from the City.

Following discussion, the Council expressed their support to the Recreation District and strongly suggested that the city will consider a \$30,000 grant to the Recreation District in their new FY93 Budget and the District will then be responsible for all utility and insurance bills.
5. Mayor Shumway requested permission from the Council to have a sign placed at the proposed golf course site stating "Future Home of The Desert Rose 18-Hole Golf Course".

Council gave their advice and consent.
6. The City Administrator presented to the Council packets of information concerning the Monitored Retrievable Storage.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember W. Palmer and unanimously carried for the writing and adoption of a resolution of support to the San Juan County Commission for making an application for a grant to study the possibility of placing a Monitored Retrievable Storage in San Juan County.
7. Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that the following memo from the City Administrator be accepted:

MEMORANDUM

TO: Mayor & Council  
FROM: City Administrator  
DATE: April 20, 1992  
RE: Animal Control Program - Recommendation

April 22, 1992 Cont'd.

2

Having reviewed the animal control needs of the city and conferred with the Chief of Police, Animal Control Officer, Dr. Clyde Watkins DMV and several citizens, I would make the following proposal to be implemented May 1 and properly budgeted for in the FY93 budget year:

1. The City not build a new facility but fund and make needed repairs on the existing building.
2. The City take full responsibility for animals we place in the building.
3. The position of Animal Control Officer be performed and compensated for on a contract basis (apart from regular city work time or assignments) by written contract.
4. The annual budget and supervision for these services be under the police department as follows:

AC Officer & Benefits	\$3900
Building Rent	900
Professional Fees	300
Equipment & Supplies	900
Travel & Training	<u>1500</u>
TOTAL	\$7500

8. Motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that authorization be given for the First Western National Bank to be the depository for CIB Escrow Funds in the amount of \$280,000 to be used for the benefit of the San Juan Foundation as outlined in the loan/grant documents.

9. The Administrator discussed with the Council the need to modify and up-grade all city facilities to bring them into compliance with the new ADA rules.

Following discussion, motion was made by Councilmember Mueller, seconded by Councilmember D. Palmer and unanimously carried that Jackie Jeppson be appointed chairman, upon acceptance, of an ADA Committee to evaluate city owned properties for accessibility for the handicapped and then return to the Council with their suggestions.

10. The City Administrator informed the Council that the city dump will be officially closed October 9, 1993 and presented them with a packet of information.

Mr. Odes Wilderson has requested permission to take a non-exclusive salvage right to the dump for clean up enhancements.

The Council gave their advice and consent upon advise of the City Attorney.

11. The City Engineer informed the Council that application has been submitted to the State Division of Aeronautics for assistance at the airport.

The following letter of response was read by Mayor Shumway:

April 17, 1992

The Honorable James S. Shumway  
50 West 100 South  
Blanding, Utah 84511

Dear Mayor Shumway:

In regard to your letters of February 21, 1992 and April 13, 1992 concerning Blanding Municipal Airport projects: you have indicated three different projects that you would like to complete as soon as possible. They are: 1) short term parking, 2) long term parking, and 3) a Unicom communication system.

State funds for the 91-92 program have all been allocated. We

April 22, 1992 Cont'd.

3

are now compiling the 92-93 work program which starts July 1, 1992. Your #1 and #2 projects are eligible projects, but on a lower priority than projects on the airport itself. As we look at all projects I will need to determine where they fall within these priorities. The percentages change for on-airport projects against off-airport projects. We are looking at a 50/50 match for off-airport projects and a 90/10 match for on-airport projects. I will need to know from you if you can match these rates. If so, I can schedule these projects into the 92-93 program.

As for your projects #3, I would like to take care of this project as soon as possible. We will be looking at a 90/10 match for the Unicom communication system. I will need to know if you can meet this match. If so, I will try to take this to the Aeronautical Committee meeting next month for the purchase of that system.

I will be looking forward to your response so I can take action on these projects.

Sincerely,

Ron Theobald  
Aeronautical Programs Supervisor

12. The City Planner reported to and/or discussed with the Council the following items:

A. Informed Council that signed annexation agreements have been received from Mr. Robert Hosler and Mr. Mike Christensen for their property along South Highway 191.

B. Reported the Governors conference on tourism was informative and that one of the main areas of focus was an infra-structure to serve the public.

13. The City Administrator reported to and/or discussed with the Council the following items:

A. Travel - Justice of the Peace annual training May 6-9 in St. George

City Administrator meeting with Sunrise Engineering, MFA & Carlson April 29 in SLC

City Administrator meeting with Rural Program Sub-Committee April 30 in St. George

Council gave their advice and consent.

B. Date for Power Board - Council agreed to meet at 6:00 P.M. on May 13, 1992.

C. Had received a letter from Douglas Pehrson of the County regarding 1991 road work in which he said there was an over run and the way they intended to bill in the future. It was noted that the City has not received an invoice for work since 1990 from San Juan County.

D. Regularly scheduled study session will be held May 6 at 6:00 P.M. with the State Contracting Licensing representatives.

E. A letter was received from Mr. Keyes concerning the rodeo grounds for the 4th of July. Councilmember W. Palmer and the City Administrator are to get with him and review the requests.

F. American Televenture has sold their Cable TV company and their franchise is not transferable.

Council agreed that a letter be sent to the new owners inviting them to meet with the council.

G. Contact was made with the National Guard and they will be in Blanding at 9:00 a.m. May 11 to make a decision on the site for the armory.

Mayor Shumway read the following letter:

April 16, 1992

Director of Engineering and Housing

April 22, 1992 Cont'd.

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The Honorable Jack Young  
Mayor of Monticello, Utah  
33 West 1st South  
Monticello, UT 84535

Dear Mr. Young:

On March 9, 1992 I was greeted at the Utah National Guard facility by representatives of Monticello. I appreciated their interest in the Utah National Guard, and particularly the unit that is currently located at Blanding, UT.

We had an opportunity to discuss several possible options of constructing the new South East Utah Armory at Monticello. After careful review at the Utah National Guard Headquarters level, the conclusion was made that we will construct a new facility in Blanding, Utah.

If you have any questions, please feel free to contact the undersigned at 524-3641.

Sincerely,

Peter K. Wilson  
Major  
Director of Engineering and Housing

MM/802

Mayor Shumway assigned Councilmember Mueller, Councilmember Slavens and the City Administrator to organize transportation from the airport and a luncheon.

H. Indicated the 22 goats at the sewer lagoon may not be able to do the vegetation control needed and recommended other private citizens be allowed to place animals there.

Council gave their advice and consent.

I. A written report on electricity activities has been received by Mr. Kay R. Johnson.

J. The FAA has approved the payment for the land purchase grant in the amount of \$89,538.77 and we should receive the check soon.

14. Motion was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried that the following Public Hearings and meetings be advertised and held:

Preliminary FY93 Budget Presentation	May 13
Council Work Session on FY93	June 3
Public Hearing - Tentative FY93 Budget	June 10
Public Hearing - Open & Close FY92 Budget	June 10

15. The City Administrator informed the Council that a payment request has been received from Bedke Engineering for the Master Storm Drain Plan.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember W. Palmer and unanimously carried that all but 10% of the original contract price (\$4300) be paid to Bedke Engineering for the Master Storm Drain Plans until the plan is accepted by the CIB and then the final 10% will be paid.

16. Councilmember Palmer requested that the Blanding Police Officers be invited to the May 13 meeting so that certificates of appreciation can be presented to them.

Council gave their advice and consent.

17. Councilmember Mueller reported to and/or discussed with the Council the following items:

A. The City Cleanup Project will be held either May 8 or 15.

B. The Tourist Guide has been completed for this year but pictures of the Blanding area are needed for next year.

April 22, 1992 Cont'd.

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C. Suggests that one side of the sign at the south city park be painted with a map that shows where you are at this point and how to get to different points of interest within the Blanding area.

D. Attended the Health Care Board meeting earlier this evening.

18. Councilmember W. Palmer reported to and/or discussed with the Council the following items:

A. Met with representatives of the County, White Mesa, and Blanding to discuss fire protection for White Mesa. The County agreed to contract or work out initial response protection and to provide Blanding with a response vehicle for backup.

B. Discussed the Grand Gulch Cedar Mesa Symposium just completed and asked as to City input. It was decided each should do so on their own.

C. Suggested that a closing time for City Council meetings be placed on the agenda for 10:00 P.M.

Council gave their advice and consent.

19. Councilmember D. Palmer suggested that consideration be given to improving the "Swinging Bridge" area.

Council agreed to put it on the next agenda.

20. Councilmember Slavens said there would be several last minute decisions on the Highway 191 Project and received advice and consent to have he and staff make them without council action when necessary.

21. Mayor Shumway attended the Halls Crossing Airport dedication to Mr. Calvin Black. He requested that a letter of appreciation be sent to the County Commission and Mrs. Calvin Black.

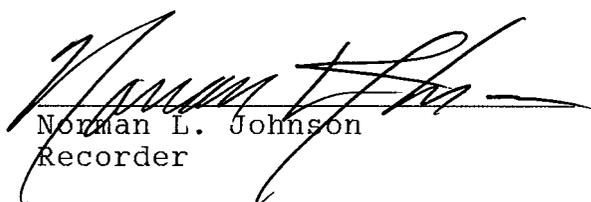
Council gave their advice and consent.

9:55 P.M. Council Retired to Executive Session

10:02 P.M. Council Returned to Regular Session

22. Council gave their advice and consent to interview 8 persons on April 23 at 11:30 a.m. and to hire 4 of them for summer workers.

Meeting Adjourned at 10:03 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MAY 13, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were:	Mayor:	James S. Shumway
	City Councilmembers:	Keele Johnson Lou Mueller Don W. Palmer Wayne E. Palmer James K. Slavens
	City Administrator:	Norman L. Johnson
	City Treasurer:	Karalee B. Austin
	City Engineer:	Philip L. Palmer

Also present were: Cathy Mellor; Tom Mellor; Donny Tinsley; Amber Shumway; Steve Palmer; Phil Mueller; Armando Vargas; Ellie LaLynde; Les Baker; Joyce Martin; Jean Lovato; Wanda Franklin; Dan Hurst; A. Kirkpatrick; Arlene Lyman; Carolyn Hunt; Craig Halls; Robert Hosler; Gorden Hawkins; Tom Austin; Mike Halliday; Mike Bradford; Danny Flannery; Mrs. Herrera.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held 4/22/92 were approved.
4. Mayor Shumway presented Distinguish Service Awards to Les Baker and Armando Vargas for services rendered to the City of Blanding during the past five years by Baker Sanitation.
5. Mayor Shumway presented Certificates of Appreciation to Chief Tom Austin, Asst. Chief Mike Halliday, Det. Mike Bradford and Sergeant Danny Flannery for work done in solving the Parley Redd Food Town burglary in March.
6. Mr. Mike Halliday informed the Council that the annual Special Olympics Torch Run will held on May 25 at 4:00 P.M. and invited all to participate. He also requested that the Council contribute \$500 to the Special Olympic summer games June 4-6.  
Motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried to contribute the budgeted amount of \$500 to the Blanding Special Olympics.
7. Donny Tinsley, representing Tom Winder's fifth grade class, requested permission to cleanup the south city park and plant flowers as part of the Youth Speaks Program. The Council gave their advice and consent.  
Donny also requested that several items that were felt to be dangerous be inspected and corrected as soon as possible for the safety of children playing. The Council agreed to inspect the problems and correct them where possible.
8. Mrs. Jean LaVato and Mrs. Wanda Franklin extended an invitation to the Council and all of Blanding to participate in the San Juan County Fair this year. They informed them of new added events this year to make the fair better and more enjoyable.
9. Mr. Dan Hurst informed the Council that the Edge of the Seaters were given a piece of property at approximately 200 West and Pioneer Road. He requested that the Council consider giving them a water connection so that they can plant grass and develop an ampha-theater. The Council agreed to consider the request and make a decision at a later date when more information is available.
10. Mr. Steve Palmer informed the Council of an addition to his business and asked that the Council consider it as one business and not require another water and sewer connection.  
Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried that Mr.

Steve Palmer not be charged a seconded water and sewer connection fee for the extention of his business but that if either business was sold, a separate hookup would be required at Mr. Palmer's expense.

11. Councilmember D. Palmer expressed again his desire to have improvements made at the Westwater Ruin. Following discussion, the Mayor requested that Councilmember Mueller approach the San Juan Foundation concerning their possible desire to be involved in the improvement of this area.

12. Following a brief report, motion was made by Councilmember Mueller and seconded by Councilmember Slavens that Councilmember Mueller approach the San Juan County Commissioners to recommend that the County Health Board be appointed according to population based representation.

The voting was as follows:

Those voting "AYE":

Councilmember K. Johnson  
Councilmember D. Palmer  
Councilmember W. Palmer  
Councilmember J. Slavens  
Councilmember W. Palmer

Those voting "NAY":

constituting all the members thereof, Mayor Shumway declared the motion carried.

13. Mayor Shumway discussed with the council the new "Not A Drop" Law. The Council agreed that this law should be enforced within Blanding. It was agreed that the police should be contacted and requested to attend school assemblies to explain the law and consequences involved if the law is broken. Mayor Shumway requested that Councilmember D. Palmer speak with the Chief of Police concerning this matter.

14. The City Administrator informed the Council that the Mayor has signed a Non-Exclusive Agreement on Dump Salvage between the City and Mr. Odes Wilderson.

15. Mrs. Arlene Lyman reported to and/or discussed with the Council the following items:

A. Requested permission to mail and pay for surveys to the citizens of Blanding to obtain feelings relative to the keeping of livestock and other non-household animals within the city limits.

Council gave their advice and consent.

B. Requested that the Council refer all zoning problems to them so that they may do their jobs in assisting the council in solving problems.

Council agreed to this.

C. Requested that the Public Hearing for proposed zoning re-wording on cosmotology be postponed until a meeting can be held to discuss the matter with those involved.

The Council gave their advice and consent.

16. The City Engineer reported to and/or discussed with the Council the following items:

A. The water level is being maintained in Starvation Reservoir and 4th Reservoir. Water is still coming off of the mountain and our water conditions are good.

B. The Highway 191 project in going smoothly and progressing well.

C. Requested permission to advertise for a bid opening for the addition to the fire station on June 3rd.

Council gave their advice and consent.

17. The City Administrator reported to and/or discussed with the Council the following items:

A. Travel - Insurance meeting in SLC - 5/29 - Mayor  
Vacation - 5/28-29 - Norman

B. The City will conduct a public sale on 5/27 for excess items that have accumulated.

C. Request regular council meeting for 5/27 be changed to a special meeting on 5/26 because of High School Graduation.

Council gave their advice and consent.

D. Request direction concerning Johnson Creek Well. Council agreed to keep the well in stand-by condition and operational.

E. Received an invoice from the Irrigation Company for excess water used in 1991. Council agreed to offer to replace the water this year.

F. TCI Cable Vision will attend the 6/10 council meeting.

G. Annexation agreements have been received from Frank Montella for the right to water and sewer services outside the city limits.

H. San Juan County Commissioners will be sponsoring a workshop on May 18 to review requirements of overtime, the payment of comp time in lieu of cash and other issues related.

I. The Federal Grant Funds have been received for the airport land exchange.

J. Presented to the Council the preliminary FY93 Budget and requested they begin to review it as soon as possible.

18. Councilmember Slavens discussed the city purchasing the property around the Recapture Lake and the reasons for the city to acquire it from the BLM and then deed it to the Conservancy District. The City Administrator was directed to check into insurance and liability involved.

19. Councilmember Mueller reported to and/or discussed with the Council the following items:

A. Blanding Clean-up is progressing well and has been advertised for 5/15-16. City staff and Baker Sanitation will do pickup service on the 18th.

B. Reported on Health Care Board activities.

C. Advised the Council that a special speaker has been invited to the San Juan Center.

D. Showed the City layout in the county tourism brochure.

20. Councilmember Johnson reported to and/or discussed with the Council the following items:

A. Mr. Tristen DeMille will be attending the meeting 5/26 to discuss the drilling of test holes and master plan for the Johnson Creek Reservoir.

B. Asked about Council's interest in placing a culinary water line along with the irrigation lines which will be placed this summer by the Ditch Company.

9:52 P.M. - Retired to Executive Session

9:57 P.M. - Returned to Regular Session

21. Motion was made by Councilmember Slavens and seconded by Councilmember Mueller to hire the following persons for summer workers with Jeff Black as their direct supervisor:

Boyd Palmer (12 weeks only)

Albert Jordan

Willie Begaye

Mitchell Dayzie

Voting was as follows:

Those voting "AYE":

Councilmember K. Johnson

Councilmember L. Mueller

Councilmember J. Slavens

Those voting "NAY":

None

Those abstaining:

Councilmember D. Palmer

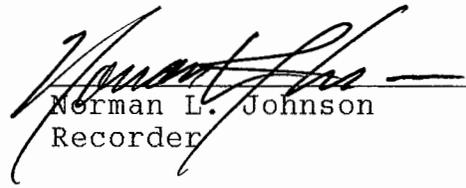
Councilmember W. Palmer

constituting all the members thereof, Mayor Shumway declared the motion carried.

Meeting Adjourned at 10:00 P.M.

May 13, 1992 Cont'd

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Norman L. Johnson  
Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MAY 26, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Lou Mueller  
Don W. Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
Absent were: City Treasurer: Karalee B. Austin  
City Councilmember: Wayne E. Palmer

Also attending were: Ted Royer; Bill Redd; Gail Northern; Lynn & Lorraine Laws; Cleal Bradford; Phil Mueller; Dan Hurst; Bob Hosler; Michael & Timi Butt; Tristan DeMille.

1. Prayer was offered by Councilmember Slavens.
2. The Pledge of Allegiance was recited.
3. Mr. Tristan DeMille of Jones and DeMille Engineering reviewed the water project completed with the CIB and Safe Drinking Water money and indicated that the final project was the Johnson Creek Reservoir. He reviewed two possible storage sizes: one at 2,839 acre feet and one at 959 acre feet. The dam embankment volume would be 487,022 cubic yards and 226,225 cubic yards respectively and the first priority would need to be the drilling of the test holes which have been approved by the Forest Service. The cost of the test drilling will be approximately \$15,000 and completed after the August CIB meeting.  
Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember Mueller and unanimously carried that Jones and DeMille be authorized to get on the August CIB agenda for an additional grant to complete the drilling and a feasibility study of the proposed Johnson Creek Dam.
4. Mr. Cleal Bradford and Councilmember discussed the potential rehabilitation of the Westwater Ruin. Bradford indicated that the San Juan Foundation would be interested in working toward the improvement and completion of the project and would do so on any of the following three land use conditions: A) City retain ownership with the Foundation assisting the development; B) Formal land lease to the Foundation from the City; C) Title of land being transferred to the Foundation.  
Mr. Bradford indicated that the Foundation Board had not yet met to review the proposal, but he was confident of their support and felt funds from the state would be available to assist in Cultural Resource Development. A final decision as to the land use structure will be decided at the next regular council meeting.
5. Mr. Cleal Bradford requested permission to postpone the CIB grant proposal. He is preparing on the City Area Master Plan until the September CIB meeting. The council granted this request since we will be pursuing the reservoir project in August.
6. A letter received from TCI was reviewed concerning Cable TV and after a discussion, the Mayor indicated he felt it was likely they had a legitimate take-over of the American Televenture Franchise. It was noted that a company representative would be at the June 10th council meeting to up-date the community on their enterprise.
7. Mr. Dan Hurst, representing the local acting group E.O.T.S, indicated they were in the process of acquiring land and would like a waiver of the \$50 advertising fee for re-zoning. The council requested that an actual deed to the property be acquired and that the Planning Commission review the request prior to council action. It was noted that the council would likely be supportive of their

May 26, 1992 Cont'd.

2

request when the appropriate steps were taken.

8. Councilmember Mueller requested the city purchase a full page ad for \$100 in the county fair guide and pay \$25 for a logo designed by Mr. Ben Bird to use as a part of the advertising. Following a discussion, motion was made by Councilmember Mueller, seconded by Councilmember D. Palmer and unanimously carried that the city purchase a \$60 half-page advertisement in the county fair guide and purchase for \$25 the logo designed by Mr. Ben Bird.

9. Councilmember Mueller and City Planner Bret Hosler, discussed the possibility of having an energy-water conservation project in the community. It was indicated that low use shower heads could be acquired for as little as \$2.80. It was pointed out that depending on the extent of participation, 23 to 57 acre foot of water and related electricity could be saved each year.

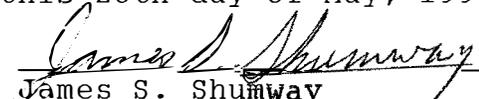
The City Administrator was authorized to work on the project along with Bret and Lou as it would also assist our Federal Power C&RE Plan.

10. Following a discussion on the various needs at the airport, motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried:

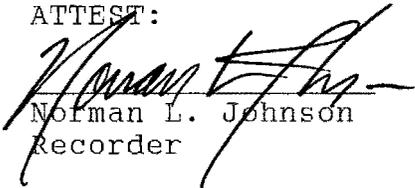
RESOLUTION NO. 1992-7

BE IT RESOLVED that the City Council of the City of Blanding, Utah that the Mayor and the City Recorder be, and they are hereby, authorized to sign an application and grant agreement with the State of Utah Division of Aeronautics in the amount of \$2,250 of the purchase of 90% of a Unicom System; that a copy of such agreement be attached hereto and made a part hereof.

PASSED, ADOPTED and APPROVED this 26th day of May, 1992.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

11. The City Engineer, Philip Palmer, up-dated the council on the continued good water run-off this year an advised that some upper ditch water was now being diverted into Starvation Reservoir to keep it maximum full and assist the farmers who want to cut and dry their hay. He indicated we could only add another 4 feet to the Third Reservoir without additional state approval and had discontinued the flow from the 4th Reservoir to Preston Nielson as lightening had knocked out his pump.

12. The City Engineer reported to and/or discussed with the Council the following items:

A. The State will be here on June 2 to inspect the Starvation and 3rd Reservoirs.

B. The fire station bid opening is set for 2:00 P.M. June 3rd.

C. Six of the nine highway casings have been placed by the contractor on Highway 191.

D. Requested and received permission to address a letter to Congress and the President in cooperation with the American Water Works Association concerning issues and regulations facing the water industry.

13. The City Planner reported to and/or discussed with the Council the following items:

May 26, 1992 Cont'd.

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A. Requested and received permission to attend a meeting in Monticello on May 29 with Stan Parrish of the State Division of Economic Development.

B. Advised of Planning Commission actions regarding land use violations at the property owned by DeVon Hurst at 400 West 700 North.

14. The City Administrator reported to and/or discussed with the Council the following items:

A. Requested and received permission for he and the Mayor to travel to Provo on June 5 for a recycling conference and himself a Joint Highway meeting in Richfield on June 4.

B. Reminded the council of a May 29 meeting in Monticello with Stanley Parrish as previously discussed.

C. Told the council of a May 13 letter from General John L. Matthews, Adjutant General of the Utah National Guard, in which they have selected the airport land as the official site for the new National Guard Armory.

D. Reminded the council of the budget work session set for June 3 at 6:00 P.M.

15. Requested permission to pay Sunrise Engineering \$6,785.20 as partial payment on the natural gas project and the April invoice of Nielson Sand and Gravel in the amount of \$7,484 for concrete.

Motion was made by Councilmember Slaveñs, seconded by Councilmember Johnson and unanimously carried that the City Administrator be authorized to pay Sunrise Engineering \$6,785.20 as partial payment on the natural gas project and the Nielson Sand and Gravel April invoice in the amount of \$7,484 for concrete.

16. Councilmember Slavens requested and received support for the city to contribute \$500 toward the 4th of July air show and permission to seek assistance from the County Economic Development Board in advertising on the airport administration building sites of interest in our immediate area.

17. Mr. Lynn Laws asked as to the item in last council meeting discussing a survey of community feeling regarding animals within the city limits. He was assured that the survey was to seek citizen input and any changes in the existing rules or regulations will be advertised for public hearings prior to changes should their be any.

Meeting adjourned at 8:40 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JUNE 3, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Engineer: Philip L. Palmer  
City Treasurer: Karalee B. Austin  
City Planner: Bret Hosler

Also present were: Phil Mueller; Robert E. Hosler; Kenneth Black; Eleanor Black; Kathie Patterson; Lynda Shumway; Tammie Barton; Shari Mexican; Glenn Skinner; Edwin Davis; Margaret Taylor; Joey Holliday; Barbara Hurst; Nellie Patterson; Lee Demar; Melvin Hurst; Donna Marian; Lynne Shumway; Shirley Palmer; Jerry Holliday; Todd Hurst; Rick Meyer; IvaLoo Perkins; Nicole Perkins; Marian Bayles; Craig C. Halls; Gordon Hawkins; Merwin Shumway; Shirley Shumway; Patsy Shumway.

1. Prayer was offered by Councilmember Johnson.
2. The Pledge of Allegiance was recited.
3. Lynda Shumway expressed her concern over water rates to the council. Comments were also hear from Glenn Skinner and Kenneth Black. Many citizens were in attendance to the meeting with the same concerns.

Following discussion by the council and citizens, the Council agreed to schedule a discussion and decision concerning water rates for the June 10 council meeting.

Council took a five minute break.

4. Councilmember Slavens indicated that the State had agreed in principal to participating at the airport on the unicom, parking lot and runway repairs.

5. Councilmember Mueller informed the council that complaints have been received relative to the Life Flight Helicopter landing on the street near the Blanding Clinic.

Mr. Bruce Bushore requested that the council consider burying the electrical lines on 300 and 400 West Streets so that the helicopter can land north of the Nursing Home.

Council agreed that more information should be obtained and that the subject will be scheduled on the next council meeting agenda.

6. <sup>Complimentation</sup> Councilmember Mueller requested that the council approve an ~~accommodation~~ to be given to the Blanding 8th Ward for their assistance in the Blanding Clean-up Days.

Council gave their advice and consent.

7. Councilmember Johnson informed the council that an inspection was made by the Utah State Office of Dam Safety on the Starvation Reservoir Dam.

8. Mayor Shumway expressed to the council his feelings that the City should approach the CIB as soon as possible for monies for a golf course. He also requested permission from the council to talk with the Mayor of Monticello concerning the possibility of the two cities approaching the CIB together for golf course monies.

Council gave their advice and consent.

9. Councilmember Slavens expressed a desire to the council to sponsor an Indian Days Celebration. Council expressed some interest.

June 3, 1992 Cont'd.

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10. Councilmember W. Palmer informed the council that a bid opening had been held for the fire station expansion and only one bid from Tri-Hurst Construction in the amount of \$58,054 had been received.

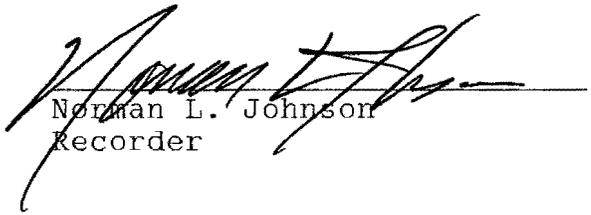
Council took a five minute break.

9:20 P.M. Council Retired to Executive Session

10:50 P.M. Council Returned to Regular Session

11. Council agreed to advertise an opening on the police department.

Meeting Adjourned at 11:15 P.M.

  
Norman L. Johnson  
Recorder

~~SPECIAL~~  
*Regular*  
MINUTES OF A ~~SPECIAL~~ MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JUNE 10, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Engineer: Philip L. Palmer  
City Treasurer: Karalee B. Austin  
City Planner: Bret Hosler

Also present were: Afton Fisher; LaRue McDaniel; Phil Mueller; Phil B. Acton; Bret Hosler; Craig C. Halls; Lynda Shumway; Jim Corwin; Joyce Martin; Robert D. Davis; Taylor Holliday; Nicky Black; Bonnie Black; Lloyd Kartchner; Myra Kartchner; Jerry Holliday; Gordon Hawkins; Evan K. Lowry.

1. Prayer was offered by Councilmember W. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held 5/13/92 were approved.
4. Mrs. LaRue McDaniel presented a "Parade Policy" proposal to the council for consideration.

Following discussion, motion was made by Councilmember Mueller and seconded by Councilmember Slavens that the city form a policy that will ban the throwing of candy during parades.

Voting was as follows:

Those voting "AYE":	Councilmember J. Slavens
	Councilmember L. Mueller
Those voting "NAY":	None
Those abstaining:	Councilmember K. Johnson
	Councilmember D. Palmer
	Councilmember W. Palmer

constituting all the members thereof, Mayor Shumway declared the motion dead.

5. Following further discussion, motion was made by Councilmember Mueller, seconded by Councilmember Slavens and unanimously carried that the subject of a "Parade Policy" be tabled for further discussion at the next council meeting.

6. The Council discussed the possibility of lowering water rates. Comments were heard from Craig Halls, City Attorney, and Phil Acton, City Auditor, pertaining to the necessity of the water system paying for itself. Comments were also heard from Nicole Perkins, Jerry Holliday, Lynda Shumway and council members.

Following discussion, motion was made by Councilmember D. Palmer and seconded by Councilmember W. Palmer that a 38% across the board increase be added to the water rates previous to the last raise being as follows:

Base (5,000)	13.80
6-20,000	.55 per thousand
21-30,000	.69 per thousand
31-50,000	.83 per thousand
51,000-over	1.04 per thousand

Voting was as follows:

Those voting "AYE":	Councilmember K. Johnson
	Councilmember L. Mueller
	Councilmember D. Palmer
	Councilmember W. Palmer
Those voting "NAY":	Councilmember J. Slavens

constituting all the members thereof, Mayor Shumway declared the motion carried.

Note was made by Councilmember Slavens that the reason for his voting "NAY" was because he felt that the 38% was figured on a bad year and not on a good year.

7. Mr. Evan Lowry of the Forest Service informed the council of progress that has been made at the Dry Wash Campground. He informed the council that there is still need for money, labor and equipment use to complete the campground.

Mr. Lowry will work with Councilmember D. Palmer on cooperation and coordination of any possible projects.

8. Mr. Jim Corwin, TCI Cable Vision General Manager, briefly gave the council information concerning TCI who has taken over American Televenture.

9. Mr. Lloyd Kartchner informed the council that his company has been purchased and that a plant employing approximately 400 employees is planned for Blanding. He requested that the council set public hearing for the rezoning of property west of the Parley Redd Foodtown.

Council gave their advice and consent and set a public hearing for June 24, 1992 at 7:05 P.M.

10. The Council held a Public Hearing at 9:00 P.M. relative to the FY92 and FY93 Budgets.

Comments were heard from the following citizens:

Jerry Holliday  
Kenneth Black  
Gorden Hawkins  
Phil Mueller  
Council Members

Mayor Shumway closed the Public Hearing at 10:53 P.M.

11. Motion was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried that a quit claim deed be given to Mrs. Hazel Thomas for property within the City which has a disputed survey line.

12. Following discussion, motion was made by Councilmember Mueller, seconded by Councilmember Johnson and unanimously carried that the bid for \$56,054 from Tri-Hurst Construction for the Fire Department expansion be accepted.

13. Bret Hosler informed the council that there is a vacancy on the Board of Adjustments and recommended that Mr. Calvin Balch be appointed to fill the position.

Mayor Shumway appointed Mr. Calvin Balch to the Board of Adjustments with the advice and consent of the council.

14. Motion was made by Councilmember Mueller and seconded by Councilmember D. Palmer that the meeting be extended until necessary business is completed.

Voting was as follows:

Those voting "AYE":

Councilmember K. Johnson  
Councilmember L. Mueller  
Councilmember D. Palmer  
Councilmember J. Slavens

Those voting "NAY":

Councilmember W. Palmer

constituting all the members thereof, Mayor Shumway declared the motion carried.

15. The City Administrator reported to and/or discussed with the Council the following items:

A. Will attend the ICPA-UAMPS meetings June 17 & 18 in Salt Lake City.

B. Attended the Joint Highway Meeting.

C. Attended a recycling meeting in Provo and received interesting information.

D. Received a letter from Sunrise Engineering recommending that City representatives visit a natural gas in Colorado to gain more information relative to the operation of such a plant.

The Council agreed that more information should be obtained and presented to the Council concerning the trip.

16. Motion was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried that the recommendations presented to the Council by Craig Halls and Phil Acton concerning payment of past comp-time to city employees be accepted and reimbursement to employees be paid as soon as possible.

17. Councilmember Slavens requested that the Council authorize himself, the Mayor, Phil Acton and Craig Halls to develop a policy relating to the responsibilities of the City Administrator.  
Council gave their advice and consent.

18. Councilmember Slavens requested that the Council authorize himself, Norman Johnson, Craig Halls, and Phil Acton to develop a policy relating to comp-time for city employees.  
Council gave their advice and consent.

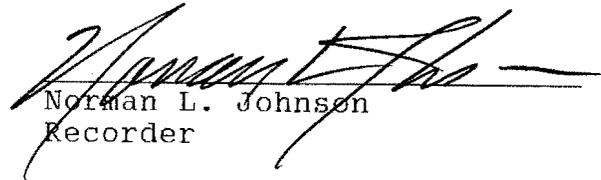
10:17 P.M. Council took a break.

10:25 P.M. Council Retired to Executive Session.

11:25 P.M. Council Returned to Regular Session.

19. Motion was made by Councilmember Johnson, seconded by Councilmember W. Palmer and unanimously carried that a new adjusted salary chart be adopted which allows most employees a step increase annually and that the FY93 budget is to include a 2 1/2% cost of living wage increase.

Meeting Adjourned at 11:35 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JUNE 24, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Engineer: Philip L. Palmer  
City Treasurer: Karalee B. Austin  
City Planner: Bret Hosler

Also present were: LaRue McDaniel; Vance Seely; Cleal Bradford; Shauna Hurst; Dennis & Lurlene Gutke; Ilene Black; Jessie Monson; Gordon Hawkins; Don Roberts; Phil Mueller; Kim Acton; Dan Hurst; Joe B. Lyman; Joyce Martin; Ramona Lyman; Afton Fisher; Rex Anderson; Shelby & Adele Seely; Gerry Bates; Billina Badback; Mark Huntsman, Alden Robinson, Sunrise Engineering; Arlene Lyman; Craig Stanley; Vic Bradford.

1. Prayer was offered by Councilmember Mueller.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meetings held 5/26, 6/3, and 6/10/92 were approved with the following additions:
  - 5/26/92 - Item #4 - Councilmember "Mueller" - San Juan Foundation would be interested "subject to approval by the Foundation Board"
  - 6/3/92 - Item #6 - approve "a commendation"
  - 6/10/92 - Item #15D - visit a natural gas "system"
4. At 7:05 P.M. the City Council conducted a Public Hearing relative to the rezoning of property west of the Parley Redd Foodtown and the annexation of three parcels of property on 500 West Street.

The City Planner briefly explained the purpose of the requests for rezoning and annexation.

No comments were heard from citizens.

Motion for adoption of the following resolution was made by Councilmember Johnson, seconded by Councilmember Mueller and unanimously carried:

RESOLUTION NO. 1992-8

A RESOLUTION AUTHORIZING REZONING PROPERTY  
FROM RESIDENTIAL 2(R-2) TO COMMERCIAL(C)

BE IT RESOLVED by the City Council of the City of Blanding, Utah, that the following described two parcels of real property be rezoned, and the same is hereby, from Residential 2 (R-2) to Commercial (C) status; that the official zoning map of the City be revised to reflect the same:

Beginning at a point North 2.05 feet and East 474.5 feet from the South 1/4 corner of Section 34, Township 36 South, Range 22 East, Salt Lake Base and Meridian; and running thence North 2637.95 feet, more or less, to the 1/4 section line, thence West 1.7 feet, thence North 330.0 feet, more or less, to a point North 2970.0 feet and East 472.8 feet from the South 1/4 corner of said Section 34; thence East 625.5 feet; thence South 0\*15' West 1800.00 feet; thence South 1170.0 feet; thence North 89\*49' West 616.0 feet to the point of beginning.

Excepting therefrom the following two parcels of property:  
Beginning at a point which is located N 49\*52'05" E 620.62 feet from the S 1/4 corner of Section 34, Township 36 South,

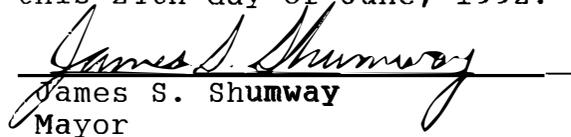
June 24, 1992 Cont'd.

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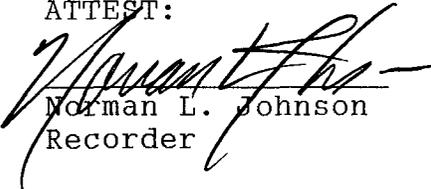
Range 22 East, Salt Lake Base and Meridian; and running thence N 00\*00'00" E 1131.30 feet; N 90\*00'00" E 617.53 feet; thence S 00\*15'00" W 361.30 feet; thence S 00\*00'00" W 770.00 feet; thence N 90\*00'00" W 615.95 feet to the point of beginning.

Also beginning South 89\*57' East 471.2 feet from the center of Section 34, Township 36 South, Range 22 East, Salt Lake Base and Meridian; and running thence North 330 feet; thence East 626.6 feet; thence South 0\*15' West 330 feet; thence North 89\*57' West 630 feet to the point of beginning.

PASSED, ADOPTED and APPROVED this 24th day of June, 1992.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

5. Motion for adoption of the following resolution was made by Councilmember Johnson, seconded by Councilmember Mueller and unanimously carried:

RESOLUTION NO. 1992-9

A RESOLUTION GRANTING ANNEXATION  
OF REAL PROPERTY INTO THE  
CORPORATE CITY LIMITS

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the following described three parcels of real property be annexed into the corporate limits of the City of Blanding:

(Parcel No. 1 - Dennis & Lurlene Gutke - owners) Beginning at a point on the existing corporate limit line of the City of Blanding, said point being North 2,162 feet (+) and West 762 feet (+) from the South 1/4 Corner of Section 27, Township 36 South, Range 22 East, SLB&M; running thence North 260 feet (+) along the existing corporate limit line, thence South 780 feet, thence East 276 feet, thence North 476 feet, thence East 210 feet (+) to a point on the existing corporate limit line, thence North 44 feet (+) to the point of beginning.  
(Approximately 6.41 acres)

(Parcel No. 2 - Diane Crowson - Owner) Beginning at a point on the existing corporate limit line of the City of Blanding said point being North 1902 feet (+) and West 762 feet (+) from the South 1/4 Corner of Section 27, Township 36 South, Range 22 East, SWLB&M; running thence West 210 feet, thence North 216 feet, thence East 210 feet to a point on the existing corporate limit line, thence South 216 feet along the existing corporate limit line to the point of beginning.  
(Approximately 1.04 acres)

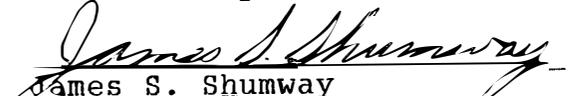
(Parcel No. 3 - Bernal & Loretta Bradford - owners) Beginning at a point on the existing corporate limit line of the City of Blanding, said point being North 1642 feet (+) and West 762 feet (+) from the South 1/4 Corner of Section 27, Township 36 South, Range 22 East, SLM&B; running thence North 260 feet along the existing corporate

June 24, 1992 Cont'd.

3

limit line, thence West 210 feet, thence South 260 feet, thence East 210 feet to the point of beginning. (Approximately 1.25 acres)

PASSED, ADOPTED and APPROVED this 24th day of June, 1992.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

Mayor Shumway closed the Public Hearing at 7:17 P.M.

6. Mr. Rex Anderson requested that the Council run a water line south of town to Shirt Tail Corner so that he could hook onto it for a proposed motel project.

Following discussion, the Council suggested that the City Administrator work with Mr. Anderson on an approximate cost of the proposed water line and return with the information to the Council as soon as possible.

7. Mr. Mark Huntsman and Mr. Alden Robinson, Sunrise Engineering, gave an up-to-date report to the Council relative to the feasibility of bring natural gas to Blanding. The attitude from the citizens has been positive.

8. Mr. Cleal Bradford informed the Council that there is a possibility of applying for funds from the State parks for the building of a golf course. He will return in two weeks with more information.

9. Mr. Cleal Bradford informed the Council that there are several possibilities concerning the San Juan Foundation participating in the promoting of the Westwater Ruin. At a recent Board meeting, the Foundation expressed a desire to lease the property from the City.

Following discussion, the Council expressed a desire to look at leasing the Westwater Ruin. Mr. Bradford will discuss it further with the Foundation and return to the Council.

10. Mr. Phil Mueller informed the Council that the National Guard architectural request for proposal will be received on July 6.

11. The City Administrator informed the Council that a letter has been received from Mr. John Black requesting permission to hold jet ski races at the 4th Reservoir for the 4th of July.

Following discussion, motion was made by Councilmember Mueller, seconded by Councilmember Slavens and unanimously carried that Mr. John Black be allowed to conduct jet ski races at the 4th Reservoir on the 4th of July, 1992.

12. Mrs. LaRue McDaniel requested again that the Council consider a parade policy concerning throwing of candy. The Council agreed that announcements concerning safety would be stressed and more law enforcement available.

Council took a 5 minute break.

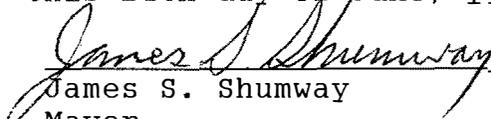
13. Motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember W. Palmer and unanimously carried:

RESOLUTION NO. 1992-10

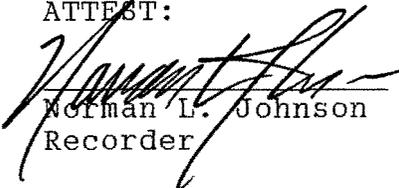
A RESOLUTION AUTHORIZING THE MAYOR  
TO SIGN A CONTRACT BY AND BETWEEN  
THE CITY OF BLANDING AND  
THE SAN JUAN TRANSPORATION DISTRICT

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign that certain contract by and between the City of Blanding and the San Juan Transportation District, wherein said District will match funds of the City of Blanding in the amount of \$75,000 for road work within the City of Blanding; that a copy of said contract be attached hereto and made a part hereof by reference.

PASSED, ADOPTED and APPROVED this 24th day of June, 1992.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

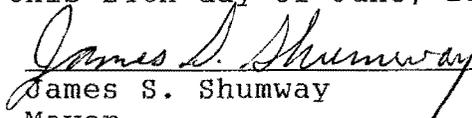
14. Motion for adoption of the following resolution was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried:

RESOLUTION NO. 1992-10

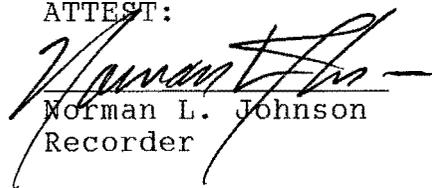
A RESOLUTION ADOPTING PERSONNEL POLICIES  
FOR THE CITY OF BLANDING

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the personnel policies number B-1, E-1 and F-1 be adopted and that policies number B-3 and D-3 be amended as presented to Council in the entire written form.

PASSED, ADOPTED and APPROVED this 24th day of June, 1992.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

15. Motion for adoption of the following resolution was made by Councilmember W. Palmer, seconded by Councilmember Mueller and unanimously carried:

RESOLUTION NO. 1992-11

A RESOLUTION OPENING THE FY92 BUDGET  
FOR ADJUSTMENTS AND FUND TRANSFERS

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the FY92 Budget be adjusted as follows:

	INCREASE	DECREASE	ADJUSTED
<u>REVENUE</u>	<u>BUDGET</u>	<u>REVENUE</u>	FY92
			<u>BUDGET</u>

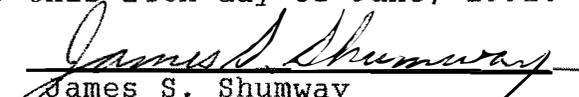
June 24, 1992 Cont'd.

Property & Sales	345,532	8,468		354,000
County Grants	10,000	416,099		426,099
Court Fines & Forfeit.	16,000		4,500	11,500
Interest Income	24,000		5,000	19,000
Federal Grants-Avia.	-0-	95,239		95,239
Miscellaneous	21,000		3,500	17,500

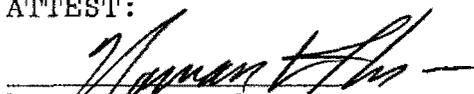
<u>REVENUE</u>	<u>FY92 BUDGET</u>	<u>INCRSED EXPEND.</u>	<u>DECRSED EXPEND.</u>	<u>ADJUSTED FY92 BUDGET</u>
Mayor & Council	19,417	1,440		20,857
City J.P. Court	10,176			10,176
Administration	20,718			20,718
Insurance Reserve	11,577		11,577	-0-
Non-Departmental	13,350			13,350
City Attorney	11,500			11,500
Police	193,004	15,800		208,804
Fire Department	29,056			29,056
Streets & Highways	118,901	412,338		531,239
Class "C" Roads	74,376	1,000		75,376
Solid Waste Collection	67,500			67,500
City Engineer	28,582	1,500		30,082
City Parks	34,865		4,000	30,865
Recapture Lake FY92	10,000			10,000
Airports	16,000	44,340		60,340
Planning & Development	28,807	2,000		30,807
Recreation Trust Acct.	-0-	22,542		22,542

The City Administrator, in connection with the City Auditor, is authorized to make other line item transfers within the FY92 Budget as necessary.

PASSED, ADOPTED and APPROVED this 24th day of June, 1992.

  
 James S. Shumway  
 Mayor

ATTEST:

  
 Norman L. Johnson  
 Recorder

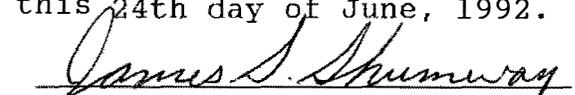
16. Motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried:

RESOLUTION NO. 1992-12

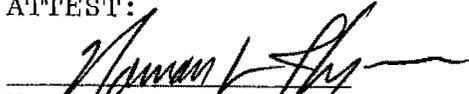
A RESOLUTION ADOPTING THE 1992 TAX RATE FOR GENERAL PURPOSES

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the 1992 Property Tax Rate is set at .004591.

PASSED, ADOPTED and APPROVED this 24th day of June, 1992.

  
 James S. Shumway  
 Mayor

ATTEST:

  
 Norman L. Johnson  
 Recorder

17. Motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember W. Palmer and unanimously carried:

RESOLUTION NO. 1992-13

A RESOLUTION ADOPTING THE FY93  
GENERAL FUND BUDGET AND  
UTILITY ENTERPRISE BUDGETS

BE IT RESOLVED by the City Council of the City of Blanding, Utah that FY93 General Fund and Utility Enterprise Budgets are adopted as follows:

GENERAL FUND

Revenue			\$1135118
Mayor & Council		21060	
JP Court		10975	
Administration			
Non-Departmental	12850		
Insurance Reserve	10954		
General Administration	<u>21025</u>	44829	
City Attorney		11000	
Planning & Development		33000	
Police Department		230860	
Fire Department		129512	
Streets & Roads		251402	
Class "C" Roads		75000	
Waste Collection		65800	
Engineering		31720	
City Parks			
General	27730		
Non-City Owned	<u>26500</u>	54230	
Airport		15600	
Budgeted Fund Balance			
General Fund	143503		
Class "C" Road Fund	<u>16627</u>		
		<u>160130</u>	
TOTAL GENERAL FUND BUDGET			<u>\$1135118</u>

UTILITY ENTERPRISE FUNDS

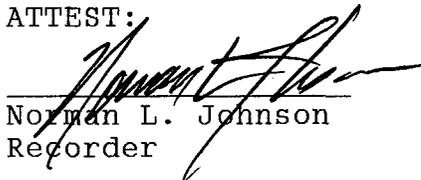
Water	Revenue		271698	
	Operations	178400		
	Depreciation	<u>100800</u>	<u>279200</u>	(7502)
	Debt Service			143766
	Capitol Outlay			20650
Sewer	Revenue		101000	
	Operations	79450		
	Depreciation	<u>33000</u>	<u>112450</u>	(11450)
	Debt Service	-0-		-0-
	Capitol Outlay			20000
Electric	Revenue		1312290	
	Operations	213050		
	Purchase of Elec.	792850		
	Depreciation	<u>79200</u>	<u>1082100</u>	230190
	Debt Service	-0-		-0-
	Capitol Outlay			146500
	Non-Depart. Expen.			55500
Golf Course Carry-Over Funds				12457
Natural Gas Carry-Over Funds				18998

June 24, 1992 Cont'd.

PASSED, ADOPTED and APPROVED this 24th day of June, 1992.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

18. Motion for adoption of the following resolution was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1992-14

A Resolution adopting the FY93 Employee Salary Schedule and related grade and step assignments and job title ranges as attached.

BE IT RESOLVED by the City Council of the City of Blanding, Utah, that the following grade and step scales are assigned for the FY93 Budget year as adopted in the FY93 City of Blanding Salary Schedule:

<u>SALARIED EMPLOYEES</u>	<u>GRADE/STEP</u>
AUSTIN, KARALEE	13-9
AUSTIN, TOM	26-4
BLACK, JEFF	26-5
BRADFORD, JERALD	15-11
BRADFORD, MICHAEL	14-12
BRANDT, JIM	13-6
DAYZIE, MICHAEL	12-11
FLANNERY, RONA	8-2
FLEMING, DANIEL	15-13
HALLIDAY, MELVIN	15-14
HOMEDREW, DAVID	11-8
HOSLER, BRET	28-1
JONES, DRAKE	6-17
JOHNSON, NORMAN	29-10
MCDANIEL, JAY	12-17
PALMER, PHILIP	28-11
SHUMWAY, MARK	15-12

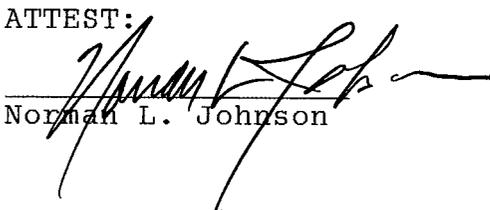
HOURLY, CONTRACT, TEMPORARY & FIXED BUDGET TOTALS

MAYOR & COUNCIL	\$ 15,600
SUMMER TEMPORARY	15,360
FIRE CHIEF & FIREMEN	8,340
POLICE TEMPORARY	5,400
SCHOOL CROSSING GUARDS	5,040
ANIMAL CONTROL OFFICER	3,000
PARKS CONTRACTS	3,900
POWER REPRESENTATIVE	3,000

PASSED, ADOPTED and APPROVED this 24th day of June, 1992.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson

June 24, 1992 Cont'd.

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Recorder

19. The City Engineer reported to and/or discussed with the Council the following items:

A. The water treatment plant has been switched over to mountain water.

B. Starvation and 4th Reservoir are full. The water usage has been high.

C. The Starvation and Camp Jackson Reservoirs have both been inspected and in a letter concerning Starvation we have been advised it is still clarified as a high hazzard dam. We are awaiting written comment on Camp Jackson.

20. The City Planner informed the Council that the Planning and Zoning Commission has been meeting and actively trying to fulfill their purpose.

21. The City Planner informed the Council that Mr. Vance Seely has requested a zoning change from the Planning and Zoning Commission. The Commission's feeling were not favorable. Mr. Hosler read from a letter he wrote to the commission expressing his views and reasons for not being in favor of the zoning change.

Following discussion, the Council agreed to conduct a public hearing relative to the rezoning of property located at 300 West 300 South Streets on July 22, 1992 at 7:10 P.M.

22. It was reported that the County is planning to adopt an ordinance concerning abandoned buildings which could aide the process of getting the old Frontier Theater site cleaned up.

Motion was made by Councilmember W. Palmer, seconded by Councilmember D. Palmer and unanimously carried that the Council supports the County in their efforts to adopt an ordinance concerning abandoned buildings.

23. The City Administrator informed the Council that Mr. Bret Hosler has received his certificate showing him as a Nationally Certified Plumbing Inspector.

24. The City Administrator reported to and/or discussed with the Council the following items:

A. Asked if the Council is interested in a Dry Wash Campground Work Day for city employees. The Council agreed to set a date the latter part of July.

B. Public Power Week will be August 8-15, 1992.

C. Bids for city services will be opened July 8, 1992.

D. Water rates will be retroactive to June 1 and reflect on the June 25 billing.

25. Councilmember D. Palmer discussed with the Council possible solutions for better community cleanup. The Council agreed that the City needs to start with their own property first.

26. Councilmember Mueller informed the Council that there will be a Health Care Board meeting on 6/25/92 at the Ambulance Garage in Blanding and that the Health Care Board will be on the agenda in two weeks.

27. Mrs. Billina Badback gave an up-date on the 4th of July activities. The theme this year is "One Nation One Dream".

28. Mr. Cleal Bradford invited the Council to a Soil Conservation meeting at the Pavilion at 6:00 P.M. on 6/25/92.

29. Mayor Shumway expressed his concern against parámutuel betting within the state and requested that he be allowed to write a resolution in support of this position.

Following discussion, motion was made by Councilmember Slavens,

June 24, 1992 Cont'd.

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seconded by Councilmember D. Palmer and unanimously carried that the Mayor be allowed to write a resolution in support against par~~amutuel~~ betting within the state.

30. Motion was made by Councilmember Slavens and seconded by Councilmember Mueller to extend the meeting so that scheduled business could be completed.

Voting was as follows:

Those voting "AYE":

Councilmember K. Johnson  
Councilmember D. Palmer  
Councilmember L. Mueller  
Councilmember J. Slavens  
Councilmember W. Palmer

Those voting "NAY":

constituting all the members thereof, Mayor Shumway declared the motion carried.

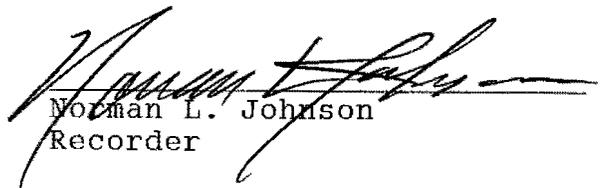
31. Councilmember Slavens asked if the Council was interested in supporting an "Indian Days" celebration.

The Council felt that they might support such celebration in the following year.

32. Councilmember Slavens requested the Administrator to get an application for advertising at the airport from County Economic Development and that the City participate in the cost at 1/3 along with Scenic Aviation and the County.

Council gave their advice and consent.

Meeting Adjourned at 10:08 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JULY 8, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Engineer: Philip L. Palmer  
City Treasurer: Karalee B. Austin  
City Planner: Bret Hosler

Also present were: Phil Mueller; Cleal Bradford; Joyce Martin; Gail Northern; Carolyn Hunt; Arden Nielson; Jens Nielson; Robert Hosler; Gorden Hawkins; Pam Hosler; Tony Wojcik.

1. Prayer was offered by Councilmember D. Palmer.
2. The Pledge of Allegiance was recited.
3. The Minutes of City Council Meeting held 6/24/92 were approved with the following addition:  
Item #11 - Mr. John Black be allowed "a one-day use permit"
4. At 7:10 P.M. the Council conducted a bid opening for city services of gasoline, propane and concrete. The bids were as follows:

Nielson Sand & Rock	\$60.50 per/yd.
Chief Propane	\$ .47
Petrolane	\$ .449
Saveway Tire & Oil	\$ .845

Motion was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried that the following bids be awarded for the FY93:

Nielson Sand & Rock - Concrete  
Petrolane Gas Service - Propane  
Saveway Tire & Oil - Gasoline

Mayor Shumway closed the bid opening at 7:17 P.M.

5. Mayor Shumway briefly reviewed the 4th of July celebration and then turned the floor to Mrs. Carolyn Hunt who discussed the 4th of July celebration with the Council and offered to be the chairperson for 1993; that she did not care to be paid for her time but would like for the money to be added to the celebration fund.  
Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember Mueller and unanimously carried that Mrs. Carolyn Hunt be appointed the chairperson for the 1993 4th of July celebration and that monies designated for compensation of this position be added to the celebration fund.
6. Councilmember Slavens requested that a letter of appreciation be sent to those who made the 1992 4th of July celebration a success.  
Council gave their advice and consent.
7. Mr. Cleal Bradford, representing the San Juan Foundation, explained the \$6,000,000 Endowment Fund and where the City contribution of \$15,000 fit into the picture.  
The Mayor then presented Mr. Bradford with the City FY93 contribution of \$15,000 from the Electric System.
8. Mrs. Gail Northern expressed to the council her concern over the

July 8, 1992 Cont'd.

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decision last council meeting to allow the Mayor to write a resolution in opposition to parimutuel betting as it does not reflect the opinion of the entire community. Mayor Shumway thanked her for her comments.

9. Councilmember D. Palmer requested permission to have Mr. Gary Guymon paint an 8' X 12' sign stating "Future Site Blanding Municipal Desert Rose 18 Hole Golf Course" for the approximate cost of \$600. Council gave their advice and consent.

10. The City Administrator informed the Council that a \$3,150 grant has been authorized from the RC&D for water development for the proposed golf course.

Motion was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried that the City accept the RC&D grant in the amount of \$3,150 for water development for the proposed golf course.

11. Following further discussion of the golf course, motion was made by Councilmember D. Palmer and seconded by Councilmember W. Palmer that a \$14,000 grant from the Electric Utilities be given to the golf course fund so that a finished architectural blue print can be obtained.

Voting was as follows:

Those voting "AYE":

Councilmember D. Johnson  
Councilmember D. Palmer  
Councilmember W. Palmer  
Councilmember L. Mueller  
Councilmember J. Slavens

Those voting "NAY":

constituting all the members thereof, Mayor Shumway declared the motion carried.

12. The Council discussed the City Ordinance Chapter 10-300 concerning the control of weeds etc. within the city. Although the Council feels that the ordinance should be enforced, they did not feel funding of such a program as recommended by the Administrator could be available at this time.

13. Motion was made by Councilmember Slavens, seconded by Councilmember W. Palmer and unanimously carried that a Public Hearing be set for July 22 at 8:00 P.M. relative to adopting the "GRAMA" Ordinance.

14. The City Engineer reported to and/or discussed with the Council the following items:

A. A letter of appreciation for the use of the city office building was received from the Rural Water Association.

B. Request authorization to bid re-surfacing of the airport parking lot.

Council gave their advice and consent.

15. Motion was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried that the Mayor be authorized to sign a quit claim deed to Merwin Shumway for survey discrepancies on the city streets near his home on 400 North Street.

16. The City Planner reported to and/or discussed with the Council the following items:

A. Mr. Vance Seely has asked that the public hearing relative to his request for a zoning change be postponed.

Council gave their advice and consent.

B. Requested that the city purchase two low-volume toilets for the city office for demonstration purposes as part of our ADA remodelling project.

Council gave their advice and consent.

17. The City Administrator reported to and/or discussed with the Council the following items:

A. Travel - UAMPS-ICPA/July 15-16/SLC/Norman

July 8, 1992 Cont'd.

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Inservice Training/Aug. 27-28/Tom & Mike  
JSEC Meeting/July 30-13/SLC/Norman

Council gave their advice and consent.

B. Mr. Francis Nielson plans to continue his project and requests that water and sewer plans be completed.

Council gave their advice and consent.

C. Nature Conservancy will meet with the Council July 22.

D. Request permission to pay the following items:

Liability Insurance - \$32,035

San Juan Foundation Endowment Fund - \$15,000

Community Impact Board Payment - \$30,696

Council gave their advice and consent.

E. Presented a summary of the FY92 concrete program expenditures.

F. Request permission to purchase approximately 3-4,000 irrigation shares.

Council gave their advice and consent.

H. Public Power, PAC Rally, will be held in Orem July 15.

18. The City Administrator requested permission to purchase a truck for the sewer system from the State Surplus in the amount of \$6,000.

Motion was made by Councilmember Slavens, seconded by Councilmember W. Palmer and unanimously carried that authorized be granted to purchase a truck for the sewer system from the State Surplus in the amount of \$6,000.

19. Motion was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried that authorization be given to purchase 4 police cars from Woods Cross Police Department as soon as the cars are available.

20. Motion was made by Councilmember D. Palmer and seconded by Councilmember Mueller that permission be granted to advertise for computer hardware for the Electric Utility System.

Voting was as follows:

Those voting "AYE":

Councilmember L. Mueller

Councilmember D. Palmer

Councilmember W. Palmer

Councilmember J. Slavens

Those voting "NAY":

None

Those abstaining:

Councilmember K. Johnson

constituting all the members thereof, Mayor Shumway declared the motion carried.

21. Councilmember Slavens requested authorization for the City to pay their 1/3 of the advertising sign to be placed at the Blanding Municipal Airport.

Council gave their advice and consent.

22. Councilmember Mueller reported to and/or discussed with the Council the following items:

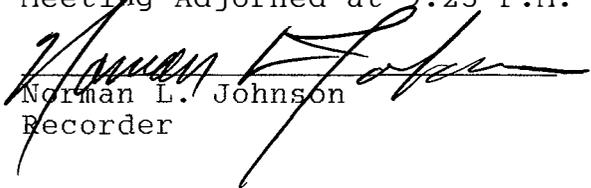
A. Met with the Health Care Board and felt a positive attitude towards the feelings and desires of the Council.

B. There will be no need to bury electrical lines for the heli-pad. There is a need for orange-alert balls to be installed and the City has authorized placement of these and will then bill the Health Care Board.

Council gave their advice and consent.

C. Attended inter-agency meeting. Mrs. Gail Glover informed them that CEU had met with an architect firm for the building expansion at the San Juan Campus, and they feel they will probably petition for annexation and possibly request that 600 West Street be closed on the campus.

Meeting Adjourned at 9:23 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JULY 22, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Engineer: Philip L. Palmer  
City Treasurer: Karalee B. Austin  
City Planner: Bret Hosler

Also present were: Phil Mueller; Cleal Bradford; Chris Montague.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Minutes held 7/8/92 were approved with the following correction.  
Item #22A - should read as follows: Felt a positive attitude from the Health Care Planners in working with the Council.
4. Mr. Chris Montague briefly described for the Council the purpose, goals and Utah planned projects for the Nature Conservancy. He explained that the Conservancy is a scientific organization rather than a "Conservation Group".
5. Mr. Cleal Bradford discussed with the Council the proposed Westwater Ruin project. Because of commitments made in 1983, the Council must either complete the plan proposed in 1983 or let the land go back to the BLM.  
Following discussion, motion was made by Councilmember Slavens and seconded by Councilmember Johnson that Mr. Bradford meet with the San Juan Foundation and present to the Council a plan for renovation of the Westwater Ruin and then the Council make a final decision.  
Voting was as follows:  
Those voting "AYE": Councilmember K. Johnson  
Councilmember D. Palmer  
Councilmember W. Palmer  
Councilmember J. Slavens  
Those voting "NAY": None  
Those abstaining: Councilmember L. Mueller  
constituting all the members thereof, Mayor Shumway declared the motion carried.

Councilmember Mueller stated that she felt she must abstain because of her affiliation with the San Juan Foundation.

6. Mr. Cleal Bradford informed the Council that a Public Hearing should be set for public input on the proposed Service Area Master Plan.  
Council agreed to hold a Public Hearing on August 12 at 7:10 P.M. for the purpose of review of the CIB grant request for a master plan.
7. 8:10 P.M. Council conducted a Public Hearing relative to the "GRAMA" (Government Records Access and Management Act).  
Public comments were heard from Mr. Phil Mueller and Mr. Cleal Bradford.  
Motion for adoption of the following ordinance was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried:

ORDINANCE NO. 1992-02

AN ORDINANCE OF BLANDING, A UTAH MUNICIPALITY,  
ESTABLISHING A RECORDS ACCESS AND MANAGEMENT PROGRAM

SEC. 1. SHORT TITLE

The ordinance is known as the "Blanding Government Records Access and Management Act".

SEC. 2. PURPOSE AND INTENT

1. In enacting this act, the city recognizes two fundamental constitutional rights:

a. the right of privacy in relation to personal data gathered by the city; and

b. the public's right of access to information concerning the conduct of the public's business.

2. It is the intent of the city to:

a. establish fair information practices to prevent abuse of personal information by the city while protecting the public's right of easy and reasonable access to unrestricted public records; and

b. provide guidelines of openness to government information and privacy of personal information consistent with nationwide standards.

c. Establish and maintain an active, continuing program for the economical and efficient management of the city's records as provided in this ordinance.

SEC. 3. DEFINITIONS

As used in this ordinance:

1. "Audit" means:

a. a systematic examination of financial, management, program and related records for the purpose of determining the fair presentation of financial statements, adequacy of internal controls, or compliance with laws and regulations; or

b. a systematic examination of program procedures and operations for the purpose of determining their effectiveness, economy, efficiency, and compliance with statutes and regulations.

2. "Chronological logs" means the regular and customary summary records of law enforcement agencies and other public safety agencies that show the time and general nature of police, fire, and paramedic calls made to the agency and any arrests or jail bookings made by the agency.

3. "Classification," "classify," and their derivative forms mean determining whether a records series, record, or information within a record is public, private, controlled, or protected, or exempt from disclosure under Utah code, Section 63-2-201(3)(b).

4. a. "Computer program" means a series of instructions or statements that permit the functioning of a computer system in a manner designed to provide storage, retrieval, and manipulation of data from the computer system, and any associated documentation and source material that explain how to operate the computer program.

b. "Computer program" does not mean:

(i) the original data, including numbers, text, voice, graphics, and images:

(ii) analysis, compilation, and other manipulated forms of the original data produced by used of the program; or

(iii) the mathematical or statistical formulas (excluding the underlying mathematical algorithms contained in the program) that could be used if the manipulated forms of the original data were to be produced manually.

5. "Controlled record" means a record containing data on individuals that is controlled as provided by Section 11.

6. a. "Contractor" means:

(i) any person who contracts with the city to provide goods or services directly to the city; or

(ii) any private, nonprofit organization that receives funds from the city.

b. "Contractor" does not mean a private provider.

7. "Gross compensation" means every form of remuneration payable for a given period to an individual for services provided including salaries, commissions, vacation pay, severance pay, bonuses, and any board, rent, housing, lodging, payments in kind, and any similar benefit received from the individual's employer.

8. "Designation", in "Designate", and their derivative forms mean indicating, based on the city's familiarity with a record series or based on the city's review of a reasonable sample of a record series, the primary classification that a majority of records in a record series would be given if classified and the classification that other records typically present in the record series would be given if classified.

9. a. "Initial contact report" means an initial written or recorded report, however titled, prepared by peace officers engaged in public patrol or response duties describing official actions initially taken in response to either a public complaint about or the discovery of an apparent violation of law, which report may describe:

(i) the date, time, location, and nature of the complaint, the incident, or offense;

(ii) names of victims;

(iii) the nature or general scope of the agency's initial actions taken in response to the incident;

(iv) the general nature of any injuries or estimate of damages sustained in the incident;

(v) the name, address, and other identifying information about any person arrested or charged in connection with the incident;

(vi) the identity of the public safety personnel (except undercover personnel) or prosecuting attorney involved in responding to the initial incident.

b. Initial contact reports do not include follow-up or investigative reports prepared after the initial contact report. However, if the information specified in Subsection (a) appears in follow-up or investigative reports, it may only be treated confidentially if it is private, controlled, protected, or exempt from disclosure under Section 63-2-201(3)(b) of the Utah Code.

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10. "Individual" means a human being.

11. "Person" means any individual, nonprofit or profit corporation, partnership, sole proprietorship, or other type of business organization.

12. "Private record" means a record containing data on individuals that is classified private as provided by Section 10.

13. "Private provider" means any person who contracts with the city to provide services directly to the public.

14. "Protected record" means a record that is classified protected as provided by Section 12.

15. "Public record" means a record that has not been appropriately classified private, controlled, or protected as provided in Sections 10, 11, and 12 of this ordinance.

16. a. "Record" means all books, letters, documents, papers, maps, plans, photographs, films, cards, tapes, recording, or other documentary materials, and electronic data regardless of physical form or characteristics, prepared, owned, used, received, or retained by the city;

b. "Record does not mean:

(i) temporary drafts or similar materials prepared for the originator's personal use or prepared by the originator for the personal use of an individual for whom he is working;

(ii) materials that are legally owned by an individual in his private capacity;

(iii) materials to which access is limited by the laws of copyright or patent unless the copyright or patent is owned by the city;

(iv) proprietary software;

(v) junk mail or commercial publications received by the city or an official or employee of the city;

(vi) books and other materials that are cataloged, indexed, or inventoried and contained in the collections of libraries open to the public, regardless of physical form or characteristics of the material;

(vii) daily calendars and other personal notes prepared by the originator for the originator's personal use or for the personal use of an individual for whom he is working; or

(viii) computer programs as defined that are developed by or for the city for its own use.

(iv) notes or internal memoranda prepared as part of the deliberative process by a member of the judiciary, an administrative law judge, a member of, the Board of Pardons, or a member of any other body charged bylaw with performing a quasi-judicial function.

17. "Record series" means a group of records that may be treated as a unit for purposes of designation, description, management, or disposition.

18. "Records officer" means the city recorder and other individuals as appointed by the Mayor to work in the care, maintenance, scheduling, designation, classification, disposal, and preservation of records.

19. "Summary data" means statistical records and compilations that contain data derived from private, controlled, or protected information but that do not disclose private, controlled, or protected information.

SEC. 4. RIGHT OF PUBLIC ACCESS

1. Every person has the right to inspect a public record free of charge and the right to take a copy of a public record during normal working hours, subject to the payment of costs and fees pursuant to Section 6 of this ordinance.

2. All records are public unless otherwise expressly provided by this ordinance or State or Federal law or regulation.

3. The following records are not public:

a. records that are appropriately classified private, controlled, or protected as allowed by Sections 10, 11, and 12 of this ordinance; and

b. records to which access is restricted pursuant to court rule, another state statute, federal statute, or federal regulation, including records for which access is governed or restricted as a condition of participation in a state or federal program or for receiving state or federal funds.

4. only those records specified in Sections 10, 11, 94 12 may be classified private, controlled, or protected.

5. a. The city may not disclose a record that is private, controlled, or protected to any person except as provided in Subsection (5)(b) or Section 5.

b. The city may, at its discretion, disclose records that are private under Subsection 10.2 or protected under Section 12 to persons other than those specified in Section 5 if the city council, or a designee, determines that there is no interest in restricting access to the record, or that the interests favoring access outweigh the interest favoring restriction of access.

6. a. The disclosure of records to which access is governed or limited pursuant to court rule, another state statute, federal statute, or federal regulation, including records for which access is governed or limited as a condition of participation in a state or federal program or for receiving state or federal funds, is governed by the specific provisions of that statute, rule or regulation.

b. This chapter applies to records described in Subsection (a) insofar as this chapter is not inconsistent with the statute, rule, or regulation.

7. The city shall provide a person with a certified copy of a record if:

a. the person requesting the record has a right to inspect it;

b. identifies the record with reasonable specificity; and

c. pay the lawful fees.

8. a. The city is not required to create a record in response to a request.

b. Nothing in this ordinance requires the city to fulfill a person's records request if the request unreasonably duplicates prior records requests from that person.

9. If a person requests copies of more than 50 pages of records, and if the records are contained in files that do not contain records that are exempt from disclosure, the city may:

a. provide the requester with the facilities for copying the requested records and require that the requester make the copies himself; or

b. allow the requester to provide his own copying facilities and personnel to make the copies at the city offices, and waive the fees for copying the records.

10. a. If the city owns an intellectual property right and offers the intellectual property right for sale, or license, the City may control by ordinance or policy the duplication, and distribution of the material based on terms the city considers to be in the public interest.

b. Nothing in this ordinance shall be construed to limit or impair the rights or protections granted to the city under federal copyright or patent law as a result of its ownership of the intellectual property right.

11. The City may not use the physical form, electronic or otherwise, in which a record is stored to deny, or unreasonably hinder the rights of persons to inspect and receive copies of a record under this ordinance.

SEC. 5. ACCESS TO NON PUBLIC RECORDS

1. Upon request the city shall disclose a private record to:

a. the subject of the record;

b. the parent or legal guardian of an unemancipated minor who is the subject of the record;

c. the legal guardian of a legally incapacitated individual who is the subject of the record;

d. any other individual who;

(i) has a power of attorney from the subject of the record; or

(ii) submits a notarized release from the subject of the record or his legal representative dated no later than 90 days before the date the request is made; or

e. any person to whom the record must be provided pursuant to court order.

2. a. Upon request, the city shall disclose a controlled record to:

(i) a physician, psychologist, or certified social worker upon submission of a notarized release from the subject of the record that is dated no more than 90 days prior to the date the request is made and a signed acknowledgement of the terms of disclosure of controlled information as provided by Subsection b; and

(ii) any person to whom a record must be disclosed pursuant to Court Order.

b. A person who receives a record from the city in accordance with Subsection 5.2.a.(i) may not disclose controlled information from that record to any person, including the subject of

the record.

3. If there is more than one subject of a private or controlled record, the portion of the record that pertains to another subject shall be segregated from the portion that the requester is entitled to inspect.
4. Upon request the city shall disclose a protected record to:
  - a. the person who submitted the information in the record;
  - b. any other individual who;
    - (i) has a power of attorney from all persons, governmental entities, or political subdivisions whose interests were sought to be protected by the protected classification; or
    - (ii) submits a notarized release from their legal representatives dated no more than 90 days prior to the date the request is made; or
  - c. any person to whom a record must be provided pursuant to a court order.
5. The city may disclose a record classified private, controlled, or protected to another governmental entity, city, another state, the United States, or a foreign government only as provided by Utah Code annotated 63-2-206.
6. Before releasing a private, controlled, or protected record, the city shall obtain evidence of the requester's identity.
7. The City shall disclose a record pursuant to the terms of a court order signed by a judge from a court of competent jurisdiction, provided that:
  - a. the record deals with a matter in controversy over which the court has jurisdiction.
  - b. the court has considered the merits of the request for access to the record; and
  - c. the court has considered and, where appropriate, limited the requester's use and further disclosure of the record in order to protect privacy interests in the case of private or controlled records, business confidentiality interests in the case of records protected under Subsections 63-2-304(1) and (2), and privacy interests or the public interest in the case of other protected records;
  - d. to the extent the record is properly classified private, controlled, or protected, the interests favoring access, considering limitations thereon, outweigh the interests favoring restricting of access; and
  - e. where access is restricted by a rule, statute, or regulation referred to in Subsection 4.3(b), the court has authority independent of this ordinance to order disclosure.
8. a. The city may disclose or authorize disclosure of private or controlled records for research purposes if the city:
  - (i) determines that the research purpose cannot reasonably be accomplished without use of disclosure of the information to the researcher in individually identifiable form;
  - (ii) determines that the proposed research is bona fide,

July 22, 1992 Cont'd.

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and that the value of the research outweighs the infringement upon personal privacy;

(iii) requires the researcher to assure the integrity, confidentiality, and security of the records and requires the removal or destruction of the individual identifiers associated with the records as soon as the purpose of the research project has been accomplished;

(iv) prohibits the researcher from disclosing the record in individually identifiable form except as provided in Subsection (b), or from using the record for purposes other than the research approved by the city; and

(v) secures from the researcher a written statement of his understanding of and agreement to the conditions of this Subsection and his understanding that violation of the terms of this Subsection may subject him to criminal prosecution under Section 63-2-801 of the Utah Code.

b. A researcher may disclose a record in individually identifiable form if the record is disclosed for the purpose of auditing or evaluating the research program and no subsequent use or disclosure of the record in individually identifiable form will be made by the auditor or evaluator except as provided by this section.

c. The City may require indemnification as a condition of permitting research under this subsection.

9. a. Under Subsections 4.5(b) and Section 16.4 the city may disclose records that are private under Section 10, or protected under Section 12 to persons other than those specified in this section.

b. Under Section 16 the City Council may require the disclosure of the records that are private under Section 10, controlled under Section 11, or protected under Section 13 to persons other than those specified in this section.

## SEC. 6. FEES

1. The city may charge a reasonable fee to cover the city's actual cost of duplicating a record or compiling a record in a form other than that maintained by the city. The fees may be set by Resolution. The initial fee, until changed by Resolution, is as set forth in Exhibit "A" hereto.

a. A city may fulfill a record request without charge when it determines that:

(i) releasing the record primarily benefits the public rather than a person;

(ii) the individual requesting the record is the subject of the record; or

(iii) the requester's legal rights are directly implicated by the information in the record, and the requester is impecunious.

b. A city may not charge a fee for:

(i) reviewing a record to determine whether it is subject to disclosure; or

(ii) inspecting a record.

## SEC. 7. PROCEDURES FOR ACCESS

1. A person making a request for a record shall furnish the city with a written request containing his name, mailing address, day-time telephone number if available, and a description of the records requested that identifies the record with reasonable specificity.

2. As soon as reasonably possible, but no later than ten business days after receiving a written request, or five business days after receiving a written request if the requester demonstrates that expedited response to the record request benefits the public rather than the person, the city shall respond to the request by:

(i) approving the request and providing the record;

(ii) denying the request;

(iii) notifying the requester that it does not maintain the record and providing, if known, the name and address of where the record can be found; or

(iv) notifying the requester that because of one of the extraordinary circumstances listed in, subsection 4, it, cannot immediately approve or deny the request. The notice shall describe the circumstances relied upon and specify the earliest time and date when the records will be available

3. Any person who requests a record to obtain information for a story or report for publication or broadcast to the general public is presumed to be acting to benefit the public rather than a person.

4. The following circumstances constitute "extraordinary circumstances" that allow the city to delay approval or denial by an additional period of time as specified in Subsection 7.5 if the city determines that due to the extraordinary circumstances it cannot respond within the time limits provided in Subsection 7.2:

a. another governmental entity is using the record, in which case the city shall promptly request that the government entity currently in possession return the record;

b. another governmental entity is using the record as part of an audit and returning the record before the completion of the audit would impair the conduct of the audit;

c. the request is for a voluminous quantity of records;

d. the city is currently processing a large number of records requests;

e. the request requires the city to review a large number of records to locate the records requested;

f. the decision to release a record involves legal issues that require the city to seek legal counsel for the analysis of statutes, rules, ordinances, regulations, or case law;

g. segregating information that the requester <sup>is</sup> entitled to inspect from information that the requester <sup>is</sup> not entitled to inspect requires extensive editing; or

h. segregating information that the requester is entitled to inspect from information that the requester is not entitled to inspect requires computer programming.

5. If one of the extraordinary circumstances listed in

Subsection 4. precludes approval or denial within the time specified in Subsection 2., the following time limits apply to the extraordinary circumstances:

- a. for claims under Subsection 4.a., the governmental entity currently in possession of the record shall return the record to the originating entity within five business days of the request for the return unless returning the record would impair the holder's work.
  - b. for claims under Subsection 4.b., the originating city shall notify the requester when the record is available for inspection and copying;
  - c. for claims under Subsection 7.4.c., 7.4.d., and 7.4.e., the city shall:
    - (i) disclose the records that it has located which the requester is entitled to inspect;
    - (ii) provide the requester with an estimate of the amount of time it will take to finish the work required to respond to the request; and
    - (iii) complete the work and disclose those records that requester is entitled to inspect as soon as reasonably possible;
  - d. for delays under Subsection 7.4.f., the city shall either approve or deny the request within five business days after the response time specified for the original request has expired;
  - e. for delays under Subsection 7.4.g., the city shall fulfill the request within 15 business days from the date of the original request; or
  - f. for delays under Subsection 7.4.h., the city shall complete its programming and disclose the requested records as soon as reasonably possible.
7. if the city fails to provide the requested records or issue a denial within the specified time period, that failure is considered the equivalent of a determination denying access to the records.

## SEC. 8. DENIALS

1. If the city denies the request in whole or part, it shall provide a notice of denial to the requester either in person or by sending the notice to requester's address.
2. The notice of denial shall contain the following information:
  - a. a description of the record or portions of the record to which access was denied, provided that the description does not disclose private, controlled, or protected information or records to which access is restricted pursuant to court rule, another state statute, federal statute, or federal regulation, including records for which access is governed or restricted as a condition of participation in a state or federal program or for receiving state or federal funds.
  - b. citations to the provisions of this ordinance, another state statute, federal statute, court rule or order or federal regulation that exempt the record or portions of the record from disclosure, provided that the citations do not disclose private, controlled, or protected information;
  - c. statement that the requester has the right to appeal the

denial to the city council; and

d. a brief summary of the appeals process, and the time limits for filing an appeal.

3. Unless otherwise required by a court or agency of competent jurisdiction, the city may not destroy or give up custody of any record to which access was denied until the period for an appeal has expired or the end of the appeals process, including judicial appeal.

SEC. 9. RECORDS THAT MUST BE DISCLOSED

1. The following records are public.

a. laws and ordinances;

b. names, gender, gross compensation, job titles, job description, job titles, job descriptions, business addresses, business telephone numbers, number of hours worked per pay period, dates of employment, and relevant education, previous employment, and similar job qualification of the city's former and present employees and officers excluding undercover law enforcement personnel or investigative personnel if disclosure could reasonably be expected to impair the effectiveness of investigations or endanger any individual's safety;

c. final opinions, including concurring and dissenting opinions and orders that are made by the city in an administrative, adjudicative, or judicial proceeding except that if the proceedings were properly closed to the public, the opinion and order may be withheld to the extent that they obtain information that is private, protected, or controlled;

d. final interpretation of statutes or rules by the city unless classified as protected as provided in Subsections 12 (15), (16) and (17).

e. information contained in or compiled from a transcript, minutes, or report of the open portion of a meeting of the city including the records of all votes of each member of the city council;

f. judicial records unless a court orders the records to be restricted under the rules of civil or criminal procedure or unless the records are private under this ordinance;

g. records filed with or maintained by county recorders, clerks, treasurers, surveyors, zoning commissions the Division of State Lands and Forestry, the Division of Oil, Gas and Mining, the Division of Water Rights, or other GOvernmental entities that give public notice of:

(i) titles or encumbrances to real property;

(ii) restrictions on the use of real property;

(iii) the capacity of persons to take or convey title to real property; or

(iv) tax status for real and personal property;

h. records of the Department of Commerce that evidence incorporations, mergers, name changes, and uniform commercial code filings;

i. data on individuals that would otherwise be private under this ordinance if the individual who is the subject of the record has given the city written permission to make the records

available to the public;

j. documentation of the compensation that the city pays to a contractor or private provider; and

k. summary data.

2. The following records are normally public, but to the extent that a record is expressly exempt from disclosure, access may be restricted under Subsection 4.3(b) or Sections 10, 11 or 12:

a. administrative staff manuals, instructions to staff, and statements of policy;

b. records documenting a contractor's or private provider's compliance with the terms of a contract with the city;

c. records documenting the services provided by a contractor or a private provider to the extent the records would be public if prepared by the city;

d. contracts entered into by the city;

e. any account, voucher, or contract that deals with the receipt or expenditure of funds by the city;

f. records relating to governmental assistance or incentives publicly disclosed, contracted for, or given by the city, encouraging a person to expand or relocate a business in Utah, except as provided in Subsection 63-2-304(34) of the Utah Code.

g. chronological logs and initial contact reports;

h. correspondence by and with the city in which the city determines or states an opinion upon the rights of the state, a political subdivision, the public, or any person;

i. empirical data contained in drafts if:

(i) the empirical data is not reasonably available to, the requester elsewhere in similar form; and

(ii) the city is given a reasonable opportunity to correct any errors or make nonsubstantive changes before release;

j. drafts that are circulated to anyone other than the city, state or federal agency are jointly responsible for implementation of a program or project that has been legislatively approved; and

k. drafts that have never been finalized but were relied upon by the city in carrying out action or policy;

l. original data in a computer program if the city chooses not to disclose the program;

m. arrest warrants after issuance, except that, for good cause, a court may order restricted access to arrest warrants prior to service;

n. search warrants after execution and filing of the return, except that a court, for good cause, may order restricted access to search warrants prior to trial;

o. records that would disclose information relating to formal charges or disciplinary actions against a past or present city employee if:

(i) the disciplinary action has been completed and all time periods for administrative appeal have expired; and

(ii) the formal charges were sustained;

p. records maintained by the Division of State Lands and Forestry or the Division of Oil, Gas and Mining that evidence mineral production on government lands;

q. final audit reports;

r. occupational and professional licenses;

s. business licenses; and

t. a notice of violation, a notice of agency action under Section 63-46b-3 of the Utah Code, or similar records used to initiate proceedings for discipline or sanctions against persons regulated by the city, but not including records that initiate employee discipline.

3. The list of public records in this section is not exhaustive and should not be used to limit accesses to records.

#### SEC. 10. PRIVATE RECORDS

1. The following records are private:

a. records concerning an individual's eligibility for unemployment insurance benefits, social services, welfare benefits, or the determination of benefit levels;

b. records containing data on individuals describing medical history, diagnosis, condition, treatment, evaluation, or similar medical data;

c. records of publicly funded libraries that when examined alone or with other records identify a patron;

d. records received or generated in a Senate or House ethics committee concerning any alleged violation of the rules on legislative ethics if the ethics committee meeting was closed to the public;

e. records concerning a current or former employee of, or applicant for employment with the city that would disclose that individual's home address, home telephone number, social security number, insurance coverage, marital status, or payroll deductions.

2. The following records are private if properly classified by the city:

a. records concerning a current or former employee of, or applicant for employment with the city, including performance evaluations and personal status information such as race, religion or disabilities, but not including records that are public under Subsections 9.(b)., 9.2)o) or private under Subsection 10.1(e).

b. records describing an individual's finances, except that the following are public:

(i) records described in Subsection 9.1;

(ii) information provided to the city for the purpose of complying with a financial assurance requirement; or

(iii) records that must be disclosed in accordance with another statute;

c. records of independent state agencies if the disclosure of those records would conflict with the fiduciary obligations of the agency;

d. other records containing data on individuals the disclosure of which constitutes a clearly unwarranted invasion of personal privacy.

e. records provided by the United States or by a governmental entity outside the state that are given with the requirement that the records be managed as private records, if the providing entity states in writing that the record would not be subject to public disclosure if retained by it.

SEC. 11. CONTROLLED RECORDS

A record is controlled only if;

1. the record contains medical, psychiatric, or psychological data about an individual;

2. the city reasonably believes that;

a. releasing the information in the record to the subject of the record would be detrimental to the subject's mental health or to the safety of any individual; or

b. releasing the information would constitute a violation of normal professional practice and medical ethics; and

c. the city has properly classified the record.

SEC. 12. PROTECTED RECORDS

The following records are protected if properly classified by the city:

1. trade secrets as defined in Section 13-24-2 of Utah Code Annotated if the person submitting the trade secret has provided the city with the information specified in section 63-2-30-8 of Utah Code Annotated.

2. commercial information or nonindividual financial obtained from a person if:

a. disclosure of the information could reasonably be expected to result in unfair competitive injury to the person submitting the information or would impair the ability of the city to obtain necessary information in the future;

b. the person submitting the information has a greater interest in prohibiting access than the public in obtaining access; and

c. the person submitting the information has provided the city with the information specified in Section 63-2-308 of Utah Code Annotated.

3. commercial or financial information acquired or prepared by the city to the extent that a disclosure would lead to financial speculations in currencies, securities, or commodities that will interfere with a planned transaction by the city or cause substantial financial injury to the city or cause substantial financial injury to the city or state economy;

4. test questions and answers to be used in future license, certification, registration, employment, or academic examinations;

5. records the disclosure of which would impair governmental procurement or give an unfair advantage to any person proposing to enter into a contract or agreement with the city, except that this subsection does not restrict the right of a person to see bids submitted to or by the city after bidding has closed;

6. records that would identify real property or the appraisal or estimated value of real or personal property, including intellectual property, under consideration for public acquisition before any rights to the property are acquired unless;

a. public interest in obtaining access to the information outweighs the city's need to acquire the property on the best terms possible;

b. the information has already been disclosed to persons not employed by or under a duty of confidentiality to the entity;

c. in the case of records that would identify property, potential sellers of the property described have already learned of the city's plans to acquire the property;

d. in the case of records that would identify the appraisal or estimated value of property, the potential sellers have already learned of the city's estimated value of the property;

7. records prepared in contemplation of sale, exchange, lease, rental, or other compensated transaction of real or personal property including intellectual property, which, if disclosed prior to completion of the transaction, would reveal the appraisal or estimated value or the subject property, unless:

a. the public interest in access outweighs the interests in restricting access, including the city's interest in maximizing the financial benefit of the transaction; or

b. when prepared by or on behalf of the city, appraisals or estimates of the value of the subject property have already been disclosed to persons not employed by or under a duty of confidentiality to the city.

8. records created or maintained for civil, criminal, or administrative enforcement purposes or audit purposes, or for discipline, licensing, certification, or registration purposes if release of the records:

a. reasonably could be expected to interfere with investigations undertaken for enforcement, discipline, licensing, certification, or registration purposes;

b. reasonably could be expected to interfere with audits, disciplinary, or enforcement proceedings;

c. would create a danger of depriving a person of a right to a fair trial or impartial hearing;

d. reasonably could be expected to disclose the identity of a source who is not generally known outside of government and, in the case of a record compiled in the course of an investigation, disclose information furnished by a source not generally known outside of government if disclosure would compromise the source; or

e. reasonably could be expected to disclose investigative or audit techniques, procedures, policies, or orders not generally known outside of government if disclosure would interfere with enforcement or audit efforts;

9. records the disclosure of which would jeopardize the life or

safety of an individual;

10. records the disclosure of which would jeopardize the security of governmental property, governmental programs, or governmental record keeping systems from damage, theft, or other appropriation or use contrary to law or public policy;

11. records that, if disclosed, would jeopardize the security or safety of a correctional facility, or records relating to incarceration, treatment, probation, or parole, that would interfere with the control and supervision of an offender's incarceration, treatment, probation or parole;

12. records that if disclosed, would reveal recommendations made to the Board of Pardons by an employee of or contractor for the Department of Corrections, the Board of Pardons, or the Department of Human Services that are based on the employee's or contractor's supervision, diagnosis, or treatment of any person within the board's jurisdiction;

13. records and audit workpapers that identify audit, collection, and operational procedures and methods used by the Utah State Tax Commission if disclosure would interfere with audits or collections;

14. records of a governmental audit agency relating to an ongoing or planned audit until the final audit is released;

15. records prepared by or on behalf of the city solely in anticipation of litigation that are not available under the rules of discovery;

16. records disclosing an attorney's work product, including the mental impressions or legal theories of an attorney or other representative of the city concerning litigation;

17. records of communications between the city and an attorney representing, retained or employed by the city if the communications would be privileged as provided in section 78-24-8 of Utah Code Annotated.

18. drafts, unless otherwise classified as public;

19. records concerning the city's strategy about collective bargaining or pending litigation;

20. records of investigations of loss occurrences and analyses of loss occurrences;

21. records, other than personnel evaluations, that contain a personal recommendation concerning an individual if disclosure would constitute a clearly unwarranted invasion of personally privacy, or disclosure is not in the public interest;

22. records that reveal the location of historic, prehistoric, paleontological, or biological resources that if known would jeopardize the security of those resources or of valuable historic, scientific, educational, or cultural information;

23. records of independent state agencies if the disclosure of the records would conflict with the fiduciary obligations of the agency;

24. records provided by the United States or by a government entity outside the state that are given to the city with a requirement that they be managed as protected records if the providing entity certifies that the record would not be subject to public disclosure if retained by it;

25. transcripts, minutes, or reports of the closed portion of a meeting of a public body except as provided in Section 52-4-7 of the Open and Public Meeting Act;

26. records that would reveal the contents of settlement negotiations but not including final settlements or empirical data to the extent that they are not otherwise exempt from disclosure;

27. memoranda prepared by staff and used in the decision-making process by an administrative law judge, a member of the Board of Pardons, or a member of any other body charged by law with performing a quasi-judicial function;

28. records that would reveal negotiations regarding assistance or incentives offered by or requested from the city for the purpose of encouraging a person to expand or locate a business in Utah, but only if disclosure would result in actual economic harm to the person or place the city at a competitive disadvantage, but this section may not be used to restrict access to a record evidencing a final contract; and

29. materials to which access must be limited for purposed of securing or maintaining the city's proprietary protection of intellectual property rights including patents, copyrights, and trade secrets.

#### SEC. 13. RECORDS CLASSIFICATION AND DESIGNATION

1. The city shall:

- a. evaluate all record series that it uses or creates;
- b. designate those record series as provided by this ordinance;
- c. report the designation of its record services to the state archives.

2. The City may classify a particular record, record series, or information within a record at any time, but is not required to classify a particular record, record series, or information until access to the record is requested.

3. The city may redesignate a record series or reclassify a record or record series, or information within a record at any time.

#### SEC. 14. RECORDS RETENTION

The city shall by Resolution establish a retention schedule for each record series. The initial retention schedule shall be as set forth in Exhibit "B" hereto.

#### SEC. 15. SEGREGATION OF RECORDS

Notwithstanding any other provision in this ordinance, if the city receives a request for access to a record that contains both information that the requester is entitled to inspect and information that the requester is not entitled to inspect under this ordinance, and, if the information the requester is entitled to inspect is intelligible, the city:

1. shall allow access to information in the record that the requester is entitled to inspect under this ordinance; and

2. may deny access to information in the record if the information is exempt from disclosure to the requester, issuing a notice of denial.

SEC. 16. APPEALS

1. a. Any person aggrieved by the city's access determination under this ordinance, including a person not a party to the city's proceeding, may appeal the determination to the mayor and city council by filing a notice of appeal.
- b. if the city claims extraordinary circumstances and specifies the date when the records will be available and, if the requester believes the extraordinary circumstances do not exist or that the time specified is unreasonable, the requester may appeal the city's claim of extraordinary circumstances or date for compliance within 30 days after notification of a claim of extraordinary circumstances by the city, despite the lack of a "determination" or its equivalent.
2. a. If the appeal involves a record that is the subject of a business confidentiality claim under Section 63-2-308 of the Utah Code, the city recorder shall:
  - (i) send notice of the requester's appeal to the business confidentiality claimant within three business days after receiving notice, except that if notice under this section must be given to more than 35 persons, it shall be given as soon as reasonably possible;
  - (ii) send notice of the business confidentiality claim and the schedule for the city recorder's determination to the requester within three business days after receiving notice of the requester's appeal.
- b. The claimant shall have seven business days after notice is sent by the City Recorder to submit further support, for the claim of business confidentiality.
3. a. The mayor shall make a determination on any appeal within the following period of time:
  - (i) within five business days after the mayor's receipt of the notice of appeal; or
  - (ii) within twelve business days after the city sends the requester's notice of appeal to a person who submitted a claim of business confidentiality.
- b. If the mayor fails to make a determination within the time specified in Subsection (3)(a), the failure shall be considered the equivalent of an order denying the appeal.
- c. The provisions of this section notwithstanding, the parties participating in the proceeding may, by agreement, extend the time periods specified in this section.
4. The mayor may, upon consideration and weighing of the various interests and public policies pertinent to the classification and disclosure of information properly classified as private under Section 10.2 or protected under Section 12 if the interests favoring access outweigh the interest favoring restriction of access.
5. The city shall send written notice of the determination of the mayor to all participants. If the mayor affirms the denial in whole or in part, the denial shall include a statement that the requester has the right to appeal the denial to the City Council, and the time limits for filing an appeal.
6. The duties of the mayor under this section may be delegated.
7. The notice of appeal to the City Council must be filed with

the City Recorder no later than 30 days after the Mayor has denied the appeal or fails to make a determination within the time specified in Subsection 16.3(a).

8. The notice of appeal shall contain the following information:

a. the petitioner's name, mailing address, and daytime telephone number; and

b. the relief sought.

9. The petitioner may file a short statement of facts, reasons, and legal authority in support of the appeal.

10. No later than three days after receiving a notice of appeal, the recorder shall:

a. Schedule a hearing for the city council to discuss the appeal which shall be held no sooner than 15 days and no later than 30 days from the date of the filing of the appeal;

b. At the hearing, the city council shall allow the parties to testify, present evidence, and comment on the issues. The city council may allow other interested persons to comment on the issues.

c. No later than three business days after the hearing, the city council shall issue a signed order either granting the petition in whole or in part or upholding the determination of the city in whole or in part.

d. The order of the city shall include:

(i) a statement of reasons for the decision, including citations to this ordinance or federal regulation that governs disclosure of the record, provided that the citations do not disclose private, controlled, or protected information

(ii) a description of the record or portions of the record to which access was ordered or denied, provided that the description does not disclose private, controlled, or protected information;

(iii) a statement that any party to the appeal may appeal the city's decision to district court; and

(iv) a brief summary of the appeal, and a notice that in order to protect its rights on appeal, the party may wish to seek advice from an attorney.

11. A person aggrieved by the city's classification or designation determination under this chapter, but who is not requesting access to the records, may appeal that determination using the procedures provided in this sections. If a non-requester is the only appellant, the procedures provided in this section shall apply, except that the determination on the appeal shall be made within 30 days after receiving the notice of appeal.

## SEC. 17. JUDICIAL REVIEW

1. Any party to a proceeding before the city council may petition for judicial review by the district court of the city council's order. The petition shall be filed no later than 30 days after the date of the city council's order.

## SEC. 18. CONFIDENTIAL TREATMENT OF RECORDS FOR WHICH NO EXEMPTION APPLIES

1. A court may, on appeal or in a declaratory or other action, order the confidential treatment of records for which no exemption from disclosure applies if:

- a. there are compelling interest favoring restriction of access to the record; and
- b. the interests favoring restriction of access clearly outweigh the interests favoring access.

2. If the City requests a court to restrict access to a record under this section, the court shall require the city to pay the reasonable attorneys' fees incurred by the lead party in opposing the City's request, if:

- a. the court finds that no statutory or constitutional exemption from disclosure could reasonable apply to the record in question; and
- b. the court denies confidential treatment under this section.

3. This section does not apply to records that are specifically required to be public under Section 9 of this ordinance or Section 63-2-301 of the Utah Code, except as provided in Subsection 4.

4. a. Access to drafts and empirical data in drafts may be limited under this section, but the court may consider, in its evaluation of interests favoring restriction of access, only those interest that relate to the underlying information, and not to the deliberative nature of the record.

b. Access to original data in a computer program may be limited under this section, but the court may consider, in its evaluation of interest favoring restriction of access, only those interests that relate to the underlying information, and not to the status of that data as part of a computer program.

SEC. 19. REQUEST TO AMEND A RECORD

1. a. Subject to Subsection 7, an individual may contest the accuracy or completeness of any public, or private, or protected record concerning him by requesting the city to amend the record. However, this section does not affect the right of access to private or protected records.

b. The request shall contain the following information:

- (i) The requester's name, mailing address, and daytime telephone number; and
- (ii) a brief statement explaining why the city should amend the record.

2. The city shall issue an order either approving or denying the request to amend no later than 30 days after receipt of the request.

3. If the city approves the request, it shall correct all of its records that contain the same incorrect information as soon as practical. A city may not disclose the record until it has amended it.

4. If the city denies the request it shall:

- a. inform the requester in writing; and
- b. provide a brief statement giving its reasons for denying the request.

5. a. If the city denies a request to amend a record, the requester may submit a written statement contesting the information in the record.

b. The city shall:

(i) file the requester's statement with the disputed record if the record is in a form such that the statement can accompany the record or make the statement accessible if the record is not in a form such that the statement can accompany the record; and

(ii) disclose the requester's statement along with the information in the record whenever the city discloses the disputed information.

6. The requester may appeal the denial of the request to amend a record pursuant to Section 16 of the ordinance.

7. This section does not apply to records relating to title to real personal property, medical records, judicial case files, or any other records that the city determines must be maintained in their original form to protect the public interest and to preserve the integrity of the record system.

#### SEC. 20 RIGHTS OF INDIVIDUALS ON WHOM DATA IS MAINTAINED

1. a. The city shall file with the state archivist a statement explaining the purposes for which record series designated private or controlled are collected and used by that city.

b. That statement is a public record.

2. upon request, the city shall explain to an individual:

a. the reasons the individual is asked to furnish to the city information that could be classified private or controlled;

b. the intended uses of the information; and

c. the consequences for refusing to provide the information.

3. The city may not use private or controlled records for purposes other than those given in the statement filed with the state archivist under Subsection (1) or for purposes other than those for which another governmental entity could use the record under Section 63-2-206.

#### SEC. 21. CRIMINAL PENALTIES

1. a. A public employee or other person who has lawful access to any private, controlled, or protected record under this chapter, and who intentionally discloses or provides a copy of a private, controlled or protected record to any person knowing that such disclosure is prohibited, is guilty of a class B misdemeanor.

b. it is a defense to prosecution under Subsection (1)(a) that the actor released private, controlled or protected information in the reasonable belief that the disclosure of the information was necessary to expose a violation of law involving government corruption, abuse of office, or misappropriation of public funds or property.

c. it is a defense to prosecution under Subsection (1)(a) that the record could have lawfully been released to the recipient if it had been properly classified.

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2. a. A person who by false pretenses, bribery, or theft, gains access to or obtains a copy of any private, controlled, or protected record to which he is not legally entitled is guilty of a class B misdemeanor.

b. No person shall be guilty under Subsection (2)(a) who receives the record, information, or copy after the fact and without prior knowledge of or participation in the false pretenses, bribery, or theft.

3. a. A public employee who intentionally refuses to release a record the disclosure of which the employee knows is required by law or by final unappealed order from a city, the records committee, or a court, is guilty of a class B misdemeanor.

This ordinance shall take effect on the 22nd day of July, 1992.

DATED this 22nd day of July, 1992.

ATTEST:

*Norman F. ...*  
City Recorder

*James S. Shumway*  
Mayor

SCHEDULE A  
FEES

COPIES PER PAGE	<u>.25</u>
CERTIFIED COPIES PER PAGE	<u>2.50</u>
COMPILATION TIME PER HOUR	<u>25.00</u>

SCHEDULE B  
RETENTION SCHEDULE

The retention schedule of this municipality is the schedule promulgated by the Utah Division of Archives and Record Service for local governments with the following amendments:

Mayor Shumway closed the Public Hearing at 8:16 P.M.

8. Motion was made by Councilmember Slavens, seconded by Councilmember W. Palmer and unanimously carried that the Mayor be authorized to sign the contract with Tri-Hurst Construction for the construction of the addition to the fire station.

9. Motion was made by Councilmember Mueller and seconded by Councilmember D. Palmer that the 1992 tax rate be lowered to .004533 and the FY93 Budget be changed to reflect this adjustment.

Voting was as follows:

Those voting "AYE":	Councilmember K. Johnson
	Councilmember L. Mueller
	Councilmember D. Palmer
	Councilmember W. Palmer
Those voting "NAY":	Councilmember J. Slavens

constituting all the members thereof, Mayor Shumway declared the motion carried.

10. The City Engineer reported to and/or discussed with the Council the following items:

A. Requested Mayor Shumway and Councilmember Slavens attend a meeting Tuesday, July 28, with Creamer & Noble and FAA for a pre-design meeting on the airport improvements which are underway.

B. Have begun the extension of the sewer line north on 400 West Street but have not yet acquired the right-of-way for the entire project.

C. The water reservoirs are full.

11. Councilmember Johnson informed the Council of the Irrigation Company action or decision not to drop Recapture below 4500 acre feet. He felt it may not go below 5500 acre feet. There is a need to organize an executive meeting with the Irrigation Company, Conservancy District and City. The City Administrator was directed to put such a meeting together.

12. The City Administrator reported to and/or discussed with the Council the following items:

- A. There will be an Inter-Governmental Conference August 28.
- B. The Blanding Comfort Inn is listed in their National Register.
- C. The Clarence Rogers Challenge Grant of \$1,000 is still available upon a match of \$5,000.
- D. Attended UAMPS/ICPA meetings with the Mayor last week in Salt Lake City and appreciated the Mayor's attendance with him.
- E. There will be an on-site tour of the power plant in Farmington, New Mexico on August 3. Will be taking a vehicle for any interested in attending.
- F. Asked if anyone is interested in touring natural gas projects in Colorado. Council agreed that they were not at this time but would be interested when Blanding has received a positive go-ahead on their natural gas plant plans.
- G. Application for the airport advertising sign has been submitted and will await the county committee's decision.
- H. Letters of appreciation were sent to all of those who helped with the 4th of July celebration.

13. The City Administrator suggested that the council consider using the new police patch design for their city logo to be placed on all vehicles.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried that the City Administrator be authorized to order a design set-up for the city logo and enough door seals for all city vehicles.

14. Motion was made by Councilmember D. Palmer and seconded by Councilmember W. Palmer that the Mayor be authorized to sign the contract with Classic Golf Design for \$26,000 provided the fees can be waived until after the PCIB has allowed the City to use the funds as match toward the area master plan grant.

Voting was as follows:

Those voting "AYE":	Councilmember K. Johnson
	Councilmember D. Palmer
	Councilmember W. Palmer
	Councilmember L. Mueller
Those voting "NAY":	Councilmember J. Slavens

constituting all the members thereof, Mayor Shumway declared the motion carried.

15. Councilmember Mueller reported to and/or discussed with the Council the following items:

- A. Has had several citizens request that a public hearing be held relative to the proposed golf course. The Council agreed to hold one as soon as they have more information in order to answer questions.
- B. Has started to organize and plan next years clean-up project as "Good Neighbor Days". It will be held the second week-end of May and the National Guard will be assisting.
- C. The County Commission is not going to adopt the Abandoned Building Ordinance so they will be of no help on the Frontier Theater situation.
- D. Suggested that the Council make some decision concerning the closing of the dump. Council agreed to make it an agenda item for next council meeting.
- E. Presented all with a copy of the new San Juan County Tourist Guide. Also showed the Blanding advertising in the San Juan County Fair Guide.

July 22, 1992 Cont'd.

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16. Councilmember Slavens reported to and/or discussed with the Council the following items:

A. Requested that the Administrator be authorized to pursue the possibility of a Utah State Visitors' Center in Blanding.

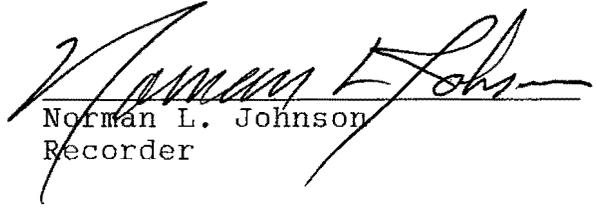
Council gave their advice and consent.

B. Requested that barrels for trash be distributed within the city. Council agreed that it should be suggested for an Eagle Scout project.

C. Requested that the Administrator be authorized to hire someone for 2-3 weeks to mow all weeds on city property and streets.

Council gave their advice and consent.

Meeting Adjourned at 9:40 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD AUGUST 12, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor Pro-Tempore: James K. Slavens  
City Councilmembers: Keele Johnson  
Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
City Administrator: Norman L. Johnson  
City Engineer: Philip L. Palmer  
City Treasurer: Karalee B. Austin  
Absent were : Mayor: James S. Shumway  
City Planner: Bret Hosler

Also present were: Andy Bradford; Cleal Bradford; Phil Mueller; Stan Perkins; Cathy Mellor; LaRee Burgess; Sgt. Paul Burgess; Mr. & Mrs. Ray Palmer; Morris Christiansen; Gary Guymon; Robert Hosler; Scott with RG&B Engineering.

1. Prayer was offered by Mayor Pro-Tempore Slavens.
2. The Pledge of Allegiance was recited.
3. The Minutes of City Council Meeting held July 22, 1992 were approved.
4. At 7:00 P.M. the City Council conducted a Public Hearing relative to the Blanding City Comprehensive Service Plan to be presented to the PCIB.

Mr. Cleal Bradford explained to the citizens present the concept and purpose of obtaining a comprehensive service plan and the City Administrator explained the financial aspects of the proposal. The budget is for \$44,000 of which we will need to put up 50% as a cash match.

Comments were heard from the following citizens in favor of the proposal and more specifically the proposed golf course: Ray Palmer, Morris Christiansen, Stan Perkins and Andy Bradford. They also expressed their approval of the proposed master plan as it will be needed for future funding proposals.

Mr. Gary Guymon spoke of the need to include historical preservation in the planning. Sgt. Burgess indicated that the National Guard would like to be helpful in the long-term construction plans of the city.

Motion was made by Councilmember D. Palmer, seconded by Councilmember W. Palmer and unanimously carried that the City Administrator be authorized to request of Mr. Brian Coker a hold on \$7,500 of payment due for the golf course design contract and see if these funds can be used as a part of the city match. If this is not agreeable with Mr. Coker, then the \$7,500 be taken from the Electric Fund to complete the city's share of the cash match.

Mayor Pro-Tempore closed the Public Hearing at 7:22 P.M.

5. Ms. Joyce Martin read the following letter to the council:  
July 14, 1992

Joyce Martin, co-publisher  
San Juan Record  
937 E. Highway 666  
P. O. Box 879  
Monticello, Utah 84535

Dear Joyce,

The Governor's Awards in the Arts Nominating Committee recently had the privilege of reviewing nominations of 60 of the leading artist and arts supporters who were nominated for this prestigious award.

The selections have been made, and your nomination was selected as

August 12, 1992 Cont'd.

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one of this year's recipients. We commend you for your efforts bringing the nomination before the committee.

Please join us at the celebration dinner on September 11, 1992 to honor those selected. You will receive an invitation a few weeks prior to the event.

Thank you for your interest in and support of the arts.

Sincerely,

Shirley Florence  
Public Information Officer

Ms. Martin informed the council that she had nominated the City of Blanding for this award because of all of the community support of the arts. In her collecting of information for the nomination she found that Mrs. Janet Wilcox is a great supporter of such activities and is involved in almost all of them. Ms. Martin requested that the City give permission for the invitation to the awards celebration dinner be sent to Mrs. Wilcox and that the City pay her expenses.

The Council expressed their appreciation to Ms. Martin for her nomination and gave their advice and consent for Mrs. Wilcox to attend the dinner at the City's expense and to see if there are also others who should attend.

6. The City Administrator reminded the Council that the opening ceremony for the San Juan County Fair will be at noon, 12:00 P.M., tomorrow and requested attendance from the Council.

7. Mr. Morris Christiansen expressed his support to the Council for their desire to build a golf course and expressed that he feels that a golf course can only be an asset to the City and the business district.

8. Sgt. Paul Burgess presented to the Council a copy of the annual report of the Utah National Guard.

9. The City Engineer informed the council that the cost of the airport parking lot totalled \$2,216 more than anticipated.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried that the Mayor Pro-Tempore be authorized to sign a letter to the UDOT Division of Aeronautics requesting an additional \$1,108 for matching funds from San Juan County for paving of the airport parking lot.

10. Mr. Cleal Bradford informed the Council that he has spoken with the San Juan Foundation regarding the Westwater Ruin and that they are interested in developing the area if the BLM would transfer the property to the San Juan Foundation. Mr. Cleal Bradford also requested that the City consider some financial support of the project.

Following discussion, motion was made by Councilmember W. Palmer and seconded by Councilmember D. Palmer that the city return control of the Westwater Ruin to the BLM with a request that they transfer it to the San Juan Foundation; and that the city contribute monies to the project when they prepare a budget proposal on the site.

Voting was as follows:

Those voting "AYE":

Councilmember K. Johnson  
Councilmember D. Palmer  
Councilmember W. Palmer  
Councilmember J. Slavens

Those voting "NAY":

None

Those abstaining:

Councilmember L. Mueller

constituting all the members thereof, Mayor Pro-Tempore declared the motion carried.

Councilmember Mueller noted that she abstained because of her

affiliation with the San Juan Foundation.

11. Mrs. LaRee Burgess requested the city consider a cleaning contract with the Blue Mountain Training for the cleaning of litter and garbage on Main Street.

Following discussion, motion was made by Councilmember Mueller, seconded by Councilmember W. Palmer and unanimously carried that the city contract with Blue Mountain Training for the cleaning of litter and garbage on Main Street for the period of August 1, 1992 through March 31, 1993 on a trial basis; that the City pay Blue Mountain Training \$100.00 per month for this work; and that after the trial period, the situation be evaluated for consideration of continuing the contract and even expanding the concept to all of the Main Street beautification area.

12. The City Administrator informed the Council that a Quit Claim Deed has been received from San Juan County for the building in which the police department is now located. It is felt that the restrictive clause placed in the deed should be removed if possible.

Council agreed to authorize Councilmember Slavens and the City Administrator to see if the restriction could be removed.

13. The City Administrator reminded the Council that the dump must be closed prior to October 9, 1993 and if this is done, then the city will only be responsible for covering the dump area. He requested permission to start advertising to the public that the dump site will be closed as of August 1, 1993.

Council gave their advice and consent to start advertising.

Council agreed that a meeting with Commission Bill Redd should be arranged to discuss what action is being taken by the County concerning solid waste.

14. The City Engineer reported to and/or discussed with the Council the following items:

A. Needs final direction of the Council as to the painting of the new highway through town. The Council agreed to allow parallel parking on each side of Main Street and two lanes of traffic as was previously established.

B. The airport pre-application is ready for signature. Council agreed to authorize the Mayor Pro-Tempore to sign the application for the Mayor once the airport committee has reviewed it.

C. Feels that a letter of commendation should be considered for those in the community that are trying to improve their yards.

15. The City Administrator reported to and/or discussed with the Council the following items:

A. Travel Requests: October 7-9/ St. George/ Judge McDaniel & Chief Tom Austin.

UAMPS/ICPA October 19-20/SLC/Administrator

Council gave advice and consent.

B. Asked who will be attending the ULCT Conference. Councilmember L. Mueller requested permission to attend.

Council gave their advice and consent.

C. Presented council with his September office and travel schedule.

D. Attended with Mr. Mark Shumway a tour of the San Juan power plant and mines in Farmington, New Mexico. The trip was very informative.

E. Inter-Governmental Relations meeting will be held 8/28 in Salt Lake City and asked if the council was interested.

F. Reference was made to a Memo on 7/27 regarding the 400 West sewer project which the council voiced their support of the memo and decisions made on the project.

G. Will be receiving bids 8/26 for the Fire Department truck and air compressor and the office computer system.

16. Councilmember Johnson informed the Council that he, the Mayor and City Administrator met with the PCIB relative to a request for monies

August 12, 1992 Cont'd.

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for the Johnson Creek Reservoir pre-engineering study and informed the council the City received a \$55,000 matching grant for this study.

Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that authorization be given to take \$55,000 from the Electric Company to match the \$55,000 grant from the PCIB for a pre-engineering study for the Johnson Creek Reservoir; and that it be noted that the reason for the Electric Company providing the matching funds is because of the power generation possibilities that will be presented once the reservoir is built if an in-line hydro-power generator is installed.

17. Councilmember D. Palmer requested that a quarterly meeting be scheduled with the police department at 6:00 P.M. 8/26/92.

Council gave their advice and consent.

18. Councilmember Mueller informed the Council that she will be attending the County Health Care meeting with full planning committee present on August 17 in the City Council Chambers at 6:00 P.M.

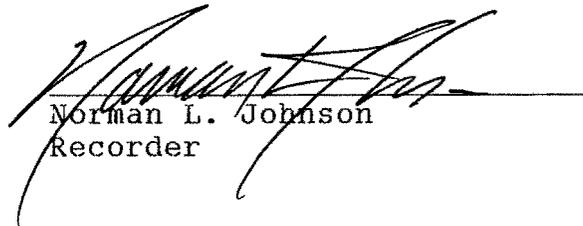
19. Councilmember W. Palmer referred to the high speed traffic problem developing with the new highway. Council agreed to discuss this matter with the police at the work session.

20. Councilmember Mueller advised the council of a concept proposal to build a personal safety facility in which abused persons could be placed for their protection. She said more information would be forthcoming on the idea.

21. Councilmember Slavens informed the Council that the airport sign is going to cost \$4,325 instead of \$2,700 and that the City crews will need to help set some poles and build some frame work.

Council gave their advice and consent for the additional monies and labor needed as the county has granted \$1,860 to the project and Scenic Aviation will contribute at least \$900.

Meeting Adjourned at 9:28 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD AUGUST 26, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Engineer: Philip L. Palmer  
City Treasurer: Karalee B. Austin  
City Planner: Bret Hosler

Also present were: Gordon Hawkins; Vic Bradford; Mr. & Mrs. Ray Palmer; Mr. & Mrs. Mike Lyman; Layne Lyman; Phil Mueller; Jerry Holliday; Joyce Martin; Joe B. Lyman; Pam Hosler; Andy Bradford; Morris Christiansen; Danny Flannery; Sharon Guymon; Mr. & Mrs. Larry Isaac; Tim Perkins; Brian Brimmer; Lloyd Nielson; Tony Wojcik.

1. Prayer was offered by Councilmember Johnson.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held 8/12/92 were approved with the following change:  
Item #18 - change "City Council Chambers" to "Library"

4. The City Council held a bid opening for the three following items:

Blanding Fire Department Truck	
Martin Dove Creek Implement	\$17,643.00
SCBA	
L.N. Curtis & Sons	\$12,195.00
Ingrasoll-Rand	12,945.27
Computer System	
RCB Electronics	\$ 7,968.50
Petra	11,525.00
San Juan Computers	7,066.25

Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that the bid by Martin Dove Creek Implement in the amount of \$17,643 be accepted after bid is reviewed and all specifications are confirmed by the Fire Chief and City Administrator.

5. Motion was made by Councilmember Johnson, seconded by Councilmember Mueller and unanimously carried that the low bid for the self-contained breathing apparatus be accepted once the bids have been reviewed and determination of specifications required.

6. Motion was made by Councilmember Slavens and seconded by Councilmember Mueller that the low bid for a computer system by San Juan Computers in the amount of \$7,066.25 be accepted.

Voting was as follows:

Those voting "AYE":	Councilmember L. Mueller
	Councilmember D. Palmer
	Councilmember W. Palmer
	Councilmember J. Slavens

Those voting "NAY":	None
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Those abstaining:	Councilmember K. Johnson
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constituting all the members thereof, Mayor Shumway declared the motion carried.

Councilmember Johnson noted that he abstained because of his company's involvement in the bidding.

7. Councilmember Mueller introduced Mr. & Mrs. Larry Isaac. Mr.

August 26, 1992 Cont'd.

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Isaac is the new Navajo Trust Fund Administrator.

Mr. Isaac told the council and citizens about himself and his wife and expressed his appreciation for the warm welcome they have received.

8. Mr. Brian Brimmer explained to the Council that he has been hired by San Juan County to locate and obtain a permit for a landfill. Mr. Brimmer answered questions and explained regulations and requirements.

9. Joyce Martin informed the Council of the various other awards that will be received at the Governor's Awards in the Arts. She expressed her appreciation for the city accommodating Mr. & Mrs. Steve Wilcox to the dinner to receive Blanding City's award.

10. Mrs. Sharon Guymon presented a chart to the Council showing the monies taken in by the Moab Golf Course in the last four years. She also expressed her full support of the concept of a golf course.

Mr. Morris Christiansen also expressed his support and explained that the tourist trade increased by the availability of a golf course would also increase the amount of sales tax to the city. He suggested that the council consider using the tourist percentage of sales tax towards the expense of the golf course so that local citizens that do not use the course will not have to have their taxes going towards that expense.

Mr. Jerry Holliday explained that he was not against the golf course, just the concept of spending city monies, both general taxes and utility funds, on it.

The Council took a short break.

11. Mr. Eugene Shumway has requested that the council consider allowing him to trade a culinary water tap for a raw water tap.

Following discussion, the council agreed that they will not approve the trade at this time. They requested that the City Administrator put together a complete list and proposal regarding the situation involving all taps on the city water system prior to the end of the year for council review.

12. Motion was made by Councilmember Slavens, seconded by Councilmember W. Palmer and unanimously carried that Councilmember Mueller be appointed the 1992 voting delegate for the Utah League of Cities and Towns on September 11, 1992.

13. The City Administrator informed the Council that UAMPS is purchasing 40MW of electricity from the San Juan Power Plant in Farmington, New Mexico. Authorization is needed for the Mayor to sign a letter and various documents authorizing the purchase and the City's participating up to 1000 KW of this power.

Motion was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried that the Mayor be authorized to sign all appropriate documents in this UAMPS Project.

14. The City Engineer presented a final payment billing for the sewer project on 400 West Street.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember W. Palmer and unanimously carried that a final payment of \$18,508.60 for the 400 West Street sewer project be paid to Smith Plumbing & Heating as a final payment on the contract.

15. The City Engineer requested that the city agree to abandon the sewer line easement on the David Barton property.

Motion was made by Councilmember W. Palmer, seconded by Councilmember Slavens and unanimously carried that the Mayor be authorized to sign a Release of Easement for maintenance of a four-inch sewer line extending across the properties of David Arvil Barton and Tamara Taylor Barton.

16. The City Planner requested that the council set a public hearing

August 26, 1992 Cont'd.

3

for re-zoning of the "Kingdom Hall Property" on 400 West Street from R-1 to Commercial.

The council gave their advice and consent for a public hearing to be set for October 14, 1992 at 8:00 P.M.

17. The City Administrator reported to and/or discussed with the Council the following items:

A. Travel Requests: Computer Training/Spanish Fork/Karalee/  
September 14-17

APA Annual Mtg/Snowbird/Bret/September 25-26

Council gave their advice and consent.

B. Excel Trans of SLC has been contracted to remove the PCB contaminated material the City had previously paid North American Environmental to take care of. With the bankruptcy of NAEI, the EPA has taken over and we are still liable for the product. Council gave their advice and consent to make whatever arrangements necessary.

C. The Natural Gas Project has hit a snag as the gas we had been counting on is not of pipeline quality and so an alternative source must be found. There are still several options and each of them will be thoroughly reviewed.

D. Request permission to retain Willie Begay, Mitchel Dayzie and Forrest Patterson until September 18.

Council gave their advice and consent.

18. Motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that the Mayor be authorized to sign the audit engagement letter with Mr. Phil Acton for the FY92 City Audit.

19. Councilmember Johnson reported that the Irrigation Company will possibly be taking Recapture Reservoir down to 4500 acre feet by the end of this season.

20. Councilmember Mueller gave a brief report of the Health Care Planning Committee meeting.

21. Councilmember Slavens reported to and/or discussed with the Council the following items:

A. UP&L has committed to donating and setting 5 poles at the airport for the new sign to be attached to. Scenic Aviation has agreed to increase their donation for the sign to \$1,050.

B. Requested permission to talk with Mark Lyman along with Councilmember Mueller in connection with pursuing the proposed center for drug and alcohol problem youth.

Council gave their advice and consent.

C. Asked as to the progress of the parking lot at the airport. The City Planner informed the council that it is progressing well.

D. Informed the council that the commissioner's have agreed to change the wording in the deed to the police station if the City Administrator will meet with them and make the request.

22. Councilmember Mueller reported on the progress being made with placement of a new Heli-Pad for the emergency need of clinic patients. The pad will be of grass with a concrete walkway and the electric lines in the area will be marked with orange aviation balls.

23. Councilmember D. Palmer inquired as to the status of the letter being written to General Matthews regarding the National Guard's assistance in dirt moving at the proposed golf course site.

Following discussion, motion was made by Councilmember D. Palmer and seconded by Councilmember W. Palmer that the City Administrator be authorized to write a letter to General Matthew requesting assistance from the National Guard in moving dirt at the proposed golf course site; that the City will provide fuel and meals while the project is in progress.

Voting was as follows:

Those voting "AYE":

Councilmember K. Johnson  
Councilmember L. Mueller

August 26, 1992 Cont'd.

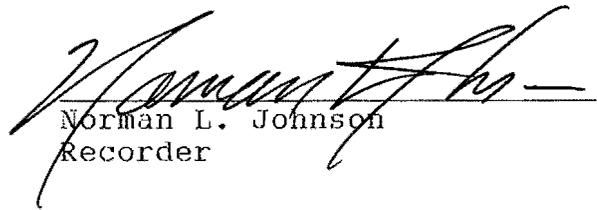
Councilmember D. Palmer  
Councilmember W. Palmer  
Councilmember J. Slavens

Those voting "NAY":  
constituting all the members thereof, Mayor Shumway declared the motion carried.

Councilmember Slavens noted that the reason he voted "NAY" is not that he is against the golf course but that he is against the city spending of any monies for the construction of the golf course.

24. Councilmember W. Palmer reported on concerns of the Planning Commission and informed the council that there may be a need for replacement of a couple of members in the near future.

Meeting Adjourned at 9:41 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD SEPTEMBER 9, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were:	Mayor:	James S. Shumway
	City Councilmembers:	Keele Johnson Don W. Palmer Wayne E. Palmer James K. Slavens
	City Treasurer:	Karalee B. Austin
Absent were:	City Councilmember:	Lou Mueller
	City Administrator:	Norman L. Johnson
	City Engineer:	Philip L. Palmer
	City Planner:	Bret Hosler

Also present were: Phil Mueller; Gorden Hawkins; Morris Christiansen; Danny Flannery; Joe B. Lyman; Dr. & Mrs. Val Jones; Craig Halls; Tony Wojcik; Sharon Guymon.

1. Prayer was offered by Councilmember W. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held August 26, 1992 were approved.
4. Mayor Shumway informed the Council that depositions relative to the Melvin Laws case will be taken September 22 & 23.
5. Motion was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried that the PCIB grant relative to the Johnson Creek Reservoir be accepted and that the Mayor be authorized to sign all documents necessary.
6. Motion for the adoption of the following resolution was made by Councilmember W. Palmer, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1992-15

RESOLUTION OF THE GOVERNING BODY OF BLANDING,  
UTAH (THE "MEMBER") WITHDRAWING ITS MEMBERSHIP IN THE UTAH  
MUNICIPAL FINANCE COOPERATIVE; AND RELATED MATTERS.

WHEREAS, on or prior to July 1, 1986, certain cities, towns and districts of various kinds (the "Original Members") created the Utah Municipal Finance Cooperative (the "MFA"), a separate legal entity and entity and political subdivision, pursuant to the provisions of the Interlocal Co-operation Act, Title 11, Chapter 13, Utah Code Annotated 1953, as amended, through the approval and execution of a Utah Municipal Finance Cooperative Agreement dated as of June 1, 1986 (the "1986 Agreement"); and

WHEREAS, on April 1, 1989, the Original Members adopted an Amended and Restated Agreement (collectively with the 1986 Agreement, the "Original Agreement") to amend and restate the 1986 Agreement to, among other things (i) allow additional members to join MFA, (ii) clarify the governance provisions of MFA and (iii) provide for the withdrawal of members; and

WHEREAS, the purposes for which MFA was established and created have been substantially completed to the satisfaction of the Original Members; and

WHEREAS, the Original Agreement provides the Members of MFA can withdraw from membership in MFA pursuant to action taken by such Member's governing body, provided that such withdrawing Member has no outstanding payment obligation to MFA as a result of having borrowed, purchased, or leased property from MFA; and



has started preparations on the mountain for the test drilling for the proposed Johnson Creek Reservoir.

8. Councilmember Slavens presented to the Council a check in the amount of \$26,000 to Classic Golf Design for approval.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember W. Palmer and unanimously carried that the check to Classic Golf Design in the amount of \$26,000 be approved and mailed on September 14, 1992.

9. Councilmember Slavens requested permission from the Council to extend the part-time workers so that some concrete work could be completed at the airport.

Following discussion, motion was made by Councilmember Johnson, and seconded by Councilmember D. Palmer that permission be granted to Councilmember Slavens to utilize the budgeted capitol outlay funds for construction of concrete if it can be worked out.

Voting was as follows:

Those voting "AYE":	Councilmember K. Johnson
	Councilmember D. Palmer
	Councilmember J. Slavens

Those voting "NAY":	None
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Those abstaining:	Councilmember W. Palmer
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Those absent:	Councilmember L. Mueller
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constituting all the members thereof, Mayor Shumway declared the motion carried.

10. Discussion was held by the Council and by citizens present relative to the proposed golf course. It was the general concensus of those present that the golf course is a positive action to take and everyone agreed that they do not wish to incur indebtedness to the city.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that the City prepare all necessary documents and approached loan agencies for monies for the purpose of building a golf course; that the City will not accept any loan monies but only grant monies so that the City will not incur an indebtedness.

11. Dr. Val Jones requested that the Council consider allowing him to install curb, gutter and sidewalk starting with the existing curb and gutter on the west and extending it in front of his home; that he will sign an agreement to finish the project on the east side of his home to the end of his property if someone were to build a home east of him.

The Council gave their advice and consent.

Meeting Adjourned at 8:06 P.M.

Karalee Austin  
 Karalee Austin  
 Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD SEPTEMBER 23, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Also present were: Mr. & Mrs. Ray Palmer; Cleal Bradford; Jerry Holliday; Mr. & Mrs. Bruce Lyman; Janet Wilcox; Lloyd Nielson; Joe Hurst; Dan Shumway; several scouts.

1. Prayer was offered by Councilmember Mueller.
2. The Pledge of Allegiance was recited.
3. The Minutes of City Council Meeting held September 9, 1992 were approved the following correction:  
Item #10 - replace approached loan agencies with "approach agencies"
4. Mayor Shumway expressed congratulations to Councilmember Mueller for her participation in the San Juan County booth that won grand prize at the Utah State Fair for the 3rd year in a row.
5. The City Engineer informed the Council that the Highway 191 project is nearly completed and input is needed from the Council concerning the placing and wording of signs for parking.  
Following discussion, motion was made by Councilmember Mueller and seconded by Councilmember Slavens that signs be placed along the parking lane of the new highway stating 3-hour parking allowed.  
Voting was as follows:  
Those voting "AYE": Councilmember K. Johnson  
Councilmember L. Mueller  
Councilmember J. Slavens  
Those voting "NAY": Councilmember W. Palmer  
Those abstaining: Councilmember D. Palmer  
constituting all the members thereof, Mayor Shumway declared the motion carried.
6. Following further discussion it was decided that the situation should be considered and studied for two weeks.  
Motion was made by Councilmember Mueller, seconded by Councilmember D. Palmer and unanimously carried that the previous motion be revoked and the situation studied until the next council meeting.  
Council gave their advice and consent to place the item on the next agenda.
7. The City Engineer informed the Council that the curb & gutter project on the FY93 Streets Program has been advertised and the bids will be opened on September 30.
8. The City Planner gave the Council an article regarding small towns and reminded them of the public hearing to be held October 14 relative to the Kingdom Hall property re-zoning.
9. The City Administrator reported to and/or discussed with the Council the following items:  
A. The 12.47 reclosure switch at the sub-station will have to be replaced.  
B. Requested permission to make a progress payment to Tri-Hurst Construction in the amount of \$15,883.00.

September 23, 1992 Cont'd.

2

The Council gave their advice and consent.

C. Requested advice and consent for donation made to the San Juan High School football field lights.

Council gave advice and consent.

10. The City Administrator requested permission for himself to participate on behalf of the City in the Red Ribbon Week sponsored by the San Juan School District and that the Mayor be authorized to sign a declaration.

Motion was made by Councilmember Slavens, seconded by Councilmember Mueller and unanimously carried that the City Administrator be granted permission to participate on behalf of the City in the Red Ribbon Week sponsored by the San Juan School District; that the Mayor be authorized to sign the following declaration:

D E C L A R A T I O N

WHEREAS, parents can influence their children's decisions about alcohol and other drug use by learning the facts and discussing them with their children; and

WHEREAS, parents need to be aware that they can help prevent children from using alcohol and other drugs by talking to them about this problem at an early age; and

WHEREAS, parents can teach their children to enjoy life without using alcohol and drugs; and

WHEREAS, the State of Utah is participating in a nationwide effort to make parents aware of what they can do to help their children avoid using alcohol and other drugs; and

WHEREAS, the City of Blanding wishes to participate with the San Juan School District Drug/Alcohol Steering Committee;

NOW, THEREFORE, I, James S. Shumway, Mayor of the City of Blanding, do hereby declare October 18 - 24, 1992, as

RED RIBBON WEEK

in Blanding, and encourage all citizens and businesses to participate in this effort.

  
James S. Shumway  
Mayor

11. Mayor Shumway presented to the Council the award received at the Governor's Award Banquet for Arts and Humanities.

Mrs. Janet Wilcox spoke to the council on the following items:

1. Requested that the Council present the award to the San Juan County Library at a public meeting recognizing those responsible for the City winning the award.

2. Organize all arts and humanities groups within the city into a guild with a Councilmember as a member.

3. Requested that the City consider allocating funding for the Arts and Humanities Guild.

The Council gave their advice and consent for the above issues and the Mayor appointed Councilmember Mueller to be a member of the Arts and Humanities Guild.

12. Councilmember Mueller presented to the Council a copy of the Heritage Fair Operations costs that are still owing and asked that the Council consider funding these from the 4th of July program budget.

Council gave their advice and consent.

13. Mr. Jerry Holliday presented the Council with a petition relative to the proposed golf course. He would like to add more names to it in two weeks. The Council agreed to return the petition to Mr. Holliday so that he could add more names and asked that he present it to them at the next council meeting.

14. Mr. Bruce Lyman expressed his appreciation to the council for the mowing done at the airport and for taking action against the prairie dog population.

He also discussed the speed limit south of town. The Council informed him that they are aware of the problem and it is being worked on.

15. Mayor Shumway expressed his and the council's congratulations and appreciation to Mr. & Mrs. Ray Palmer, owners of the new Comfort Inn. He said it is a facility of quality and a great asset to Blanding.

A motion of appreciation and commendation was made by Councilmember D. Palmer, seconded by Councilmember Mueller and unanimously carried.

16. Mr. Cleal Bradford presented a drawing of the West Water Ruin area and informed the Council that the San Juan Foundation would like a commitment from the City to furnish picnic tables, garbage pickup and consider funding in their next budget year.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember W. Palmer and unanimously carried that the City Administrator write a letter to the Bureau of Land Management committing the city to furnishing 6 picnic tables and garbage pickup at the West Water Ruin area; that the City will consider funding for the West Water Ruin area in their FY94 Budget.

Councilmember Mueller noted that she is affiliated with the San Juan Foundation but that she is in favor of this project.

17. Mr. Bradford explained the need to expand the proposed PCIB Grant request, for an Area Master Plan, to \$30,000 up from \$22,000. All additional matching funds will come from sources other than the City approved budget.

Motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that permission be granted to expand the proposed PCIB Grant request for an Area Master Plan from \$22,000 to \$30,000 with all additional matching funds coming from sources other than the City approved budget.

18. Mr. Cleal Bradford informed the Council that there will be a Remonumentation Ceremony on October 17, 1992 at Four Corners Monument.

19. Councilmember Johnson informed the council that the test drilling for the proposed Johnson Creek Reservoir has started.

20. Councilmember Slavens discussed with the Council the following items:

A. Suggested that businesses and volunteers be asked to help put up the Christmas lights. Council agreed to have this idea on the agenda for discussion at the next council meeting.

B. Suggested a letter be written to Mr. Sam Taylor for his endeavors in the new highway project and encourage him to continue with the next phase to White Mesa.

21. Councilmember D. Palmer asked if the road into the golf course could be made a part of the FY94 Street Program. The matter was deferred to the next council meeting where the next year's street program will be a line item on the agenda.

22. Councilmember Mueller reported to the Council the following items:

A. Meeting held with the San Juan County Health Care Planners.

September 23, 1992 Cont'd.

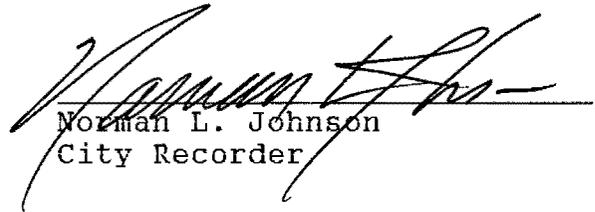
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B. Very pleased to be an elected member of the Utah League of Cities and Towns Board and feels it will bring a great deal of credibility and attention to our area.

23. Councilmember D. Palmer asked as to the management problems at the airport and asked the administrator to check into it.

24. Mayor Shumway reminded the Council of the meeting with the Utah Arts Council at the college at 4:00 P.M. September 24.

Meeting Adjourned at 9:29 P.M.



Norman L. Johnson  
City Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD OCTOBER 28, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
Absent was: City Councilmember: Keele Johnson

Also present were: Phil Mueller; Mark Mueller; Elizabeth Mueller; R.R. Lyman; Arlene Lyman; Carolyn Hunt; John F. Black; Jerry Holliday; Wayne Perkins; Joyce Martin; Mr. & Mrs. Jamie Laws; Dan Hurst; Mr. & Mrs. David Jeppson; Mr. & Mrs. Greg Stringham; Mr. & Mrs. Ambrose Mexican; Mr. & Mrs. William M. Hurst; Milton Pipkin; Mr. & Mrs. Robert Torres; Mr. & Mrs. Devon Hurst; Mr. & Mrs. Ron Kartchner; Bonnie Purcell; Larry Richmond; Mike Lacy; Mr. & Mrs. Eugene Pehrson; Sharon Smith; Patsy Shumway; Mr. & Mrs. Dennis Cosby; Terri Carlson; Mr. & Mrs. Jim Hughes; Jeffrey Rogers; Mr. & Mrs. Mark Christiansen; Scot Christensen; Ned Smith; K.C. Benedict; Anna Pehrson; Ruth Glass.

1. Prayer was offered by Councilmember D. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held September<sup>23</sup>, 1992 were approved.
4. The City Engineer reported to and/or discussed with the Council the following items:
  - A. Mountain water drainage will fill 4th Reservoir and Starvation Reservoir level will be monitored.
  - B. Will consider a walk through of the tunnel if the Council has an interest.
  - C. The curb & gutter project is progressing well.
  - D. A final inspection of the fire station addition will occur in the near future. The Council expressed a desire to attend.
5. The City Planner reported to and/or discussed with the Council the following items:
  - A. Board of Adjustments will meet November 12 to discuss the Four Corners Care Center's request for a rear yard variance.
  - B. Presented an up-dated proposed annexation map for council review.
  - C. Feels a concern that there is no design department in the Price UDOT office. Request permission to attend a meeting with the Highway Department Board to encourage a design department for the southern UDOT division. The Council gave their advice and consent to pursue.
  - D. Presented a national population chart showing San Juan County with the highest population under 18 in the nation.
  - E. The Planning Commission has one vacancy. Recommendations for appointment were as follows:
    - Bonnie Purcell
    - Merlin Grover
    - Leonard Hurst
  - F. With advice and consent of the Council, Mayor Shumway appointed Mr. Leonard Hurst to the Planning Commission upon his acceptance.
  - F. The Economic Development Board has extended an invitation to attend their conference in Cedar City with all expenses paid except for transportation.

Councilmember Mueller expressed a desire to attend this conference also.

Council gave their advice and consent for the City Planner and Councilmember Mueller to attend the conference.

6. The City Engineer and Mr. Jamie Laws, representing UDOT, discussed with the council their desired parking regulations along Highway 191.

Following discussion, motion was made by Councilmember Mueller, seconded by Councilmember Slavens and unanimously carried that 3 hour parking signs be placed from 200 North Street to 800 South Street along Highway 191.

7. The City Administrator reported to and/or discussed with the Council the following items:

A. Letter has been received from the National Guard stating that they accepted and were pleased with the land purchased east of the airport for their armory.

B. Letter has been received from Sunrise Engineering Inc. stating that they will be meeting with Utah Gas the first week of November.

C. Letter has been written to the San Juan County Commissioners requesting airport operational funding.

D. Gave the Council a chart showing Blanding City's involvement with the purchase of San Juan Unit #4 through UAMPS.

E. Presented proposed ad for the San Juan Record regarding regulations concerning animal control.

Council gave their advice and consent.

8. The Council conducted a Public Hearing at 8:00 P.M. relative to the rezoning of the following property:

Beginning at the Northeast 1/4 Corner of Section 27, Township 36 South, Range 22 East, SLBM, and running thence South 274 feet; thence East 150 Feet; thence North 274 feet; thence West 150 feet to the point of beginning. (Contains .94 acres)

The City Planner briefly gave a background of the situation and the purpose for the request to rezone.

Mrs. Arlene Lyman expressed the Planning Commission's feelings and reasons for their advise not to rezone.

Comments were also expressed by Councilmember W. Palmer and Councilmember Slavens.

Mrs. Carolyn Hunt read comments from herself and K.C. Benedict. Mrs. Hunt asked for comments regarding appraisal values from Larry Richmond.

Comments were also heard from the follow citizens:

- |                |                |
|----------------|----------------|
| Jerry Holliday | Bonnie Purcell |
| Dan Hurst      | K.C. Benedict  |
| Rick Lyman     | Patsy Shumway  |
| Ron Kartchner  | Wayne Perkins  |
| DeVon Hurst    | Shari Mexican  |
| Mike Lacy      | Gene Hurst     |
| Sharon Smith   | Philip Palmer  |

Mayor Shumway closed the Public Hearing at 9:02 P.M.

9. Advice and Consent of the Council was given to obtain counsel from the City Attorney relative to the rezoning request. Mayor Shumway informed the citizens that a decision will be placed on the next council meeting agenda.

Council took a 5 minute break.

10. Mr. Jerry Holliday presented to the Council a petition relative to the proposed golf course and funding of such golf course. The petition contained around 300 names and read as follows:

PETITION

TO THE MAYOR AND CITY COUNCIL OF BLANDING, UTAH:

We, the undersigned citizens of the City of Blanding, Utah, call upon the Mayor and Council of the City of Blanding to refrain from

October 28, 1992 Cont'd.

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the use of city tax revenues or utility enterprise funds for the design or construction of a golf course, or additions or improvements to the existing golf course, until the proposition has been submitted to the residents of the City of Blanding for their vote.

11. Citizens discussed with the Council the possibility of street improvement in Pioneer Estates.

Following discussion, Mayor Shumway informed the citizens that the council will be discussing and setting road priorities at the next meeting.

12. Motion was made by Councilmember Slavens and seconded by Councilmember Mueller to continue Council Meeting after the hour of 10:00.

Voting was as follows:

Those voting "AYE":	Councilmember L. Mueller
	Councilmember D. Palmer
	Councilmember J. Slavens
Those voting "NAY":	Councilmember W. Palmer
Those absent:	Councilmember K. Johnson

constituting all the members thereof, Mayor Shumway declared the motion carried.

13. Council discussed earlier street repair commitments on 500 South. The Council agreed that 500 South Street should be put on the the priority list.

14. Council agreed to hold a Public Hearing relative to the use of CDBG funds on November 11, 1992 at 8:00 P.M.

15. Councilmember Slavens reiterated the fact that the City will be placing all Christmas lights and decorations that require use of a bucket truck. Organizations and volunteers will be asked to place all other lights and decorations.

Council gave advice and consent.

16. Councilmember Mueller requested consideration of a Halloween Curfew Ordinance/Resolution.

Following discussion, the idea was dropped.

17. Councilmember Mueller proposed that the present parade permit be changed to be more specific regarding regulation of vehicles and throwing of candy. No action was taken.

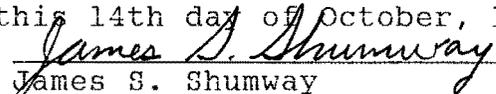
18. Following discussion, motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember W. Palmer and unanimously carried:

RESOLUTION NO. 1992-16

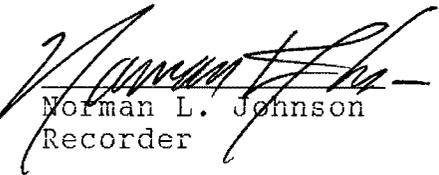
BE IT RESOLVED by the Blanding City Council that the City does accept a Warranty Deed for the following described property in lieu of cash payment of account numbers 30.4090.00.9 and 20.2230.00.1 from Lyman H. and Jean N. Bayles:

Section 35, T36S, R22E, SLBM: Beginning at a point which is South 1320 feet and East 470 feet along the section line from the NW corner of Section 35 to the SW corner of Block 63, BLANDING TOWNSITE SURVEY, and thence West 420 feet to the point of beginning, thence East 419 feet, thence South 83 feet, thence West 420 feet, thence North 83 feet, more or less to the point of beginning.

PASSED, ADOPTED and APPROVED this 14th day of October, 1992.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

19. The City Administrator presented a proposed resolution relative to electric service connection fees. Council agreed to place the item on the next agenda for discussion.

20. The city land, on which the Ambulance Garage sits, has never been deeded to the Health District. The Administrator was directed to write the Health District a letter regarding that property and the property needed for a Heli-port so it can all be done at one time.

21. Mayor Shumway informed the Council that he and the administrator had attended a meeting regarding the siting of a dump for San Juan County. The Council agreed that the City should continue to pursue purchase of land from the BLM for a City backup location and to be used as a metal yard and yard waste site.

22. Following discussion concerning a memo on Municipal Water Systems, motion made by Councilmember Mueller, seconded by Councilmember D. Palmer and unanimously carried that the City Administrator write a letter to Utah League of Cities and Towns expressing the City Council's opposition to the Municipal Water Systems Bill as it is being proposed.

23. Norman Johnson, City Administrator, gave a history and run-down of a proposed land utility easement and street right-of-way trade involving San Juan County, Vance Seely, Francis Nielson, Cleon Shumway and the City. The Council gave their advice and consent as several water, street, land use and utility problems can be solved on 400 West near the Knoll and on 300 West 250 South.

24. Councilmember Mueller reported to the Council the latest Health Care activities. It is felt that the City should re-establish a Health Care Committee.

Following discussion, motion was made by Councilmember Mueller, seconded by Councilmember Slavens and unanimously carried that the City Council re-establish a Health Care Committee under a different name but establish guidelines similar to the old committee.

25. Mayor Shumway appointed Councilmember Slavens to the SEUAOG Executive Board and that he would contact Monticello for their support.

Council gave their advice and consent.

26. Councilmember Mueller requested permission to attend a Health Care Planning meeting to be held at Gouldings.

Council gave their advice and consent.

27. Councilmember W. Palmer requested consideration of an additional crossing guard at Center Street and 100 West Street.

Council will take under consideration.

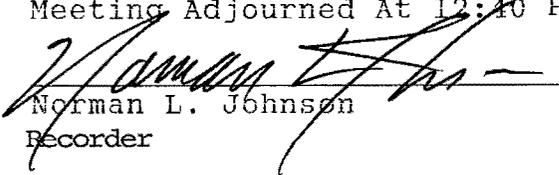
28. The City Administrator requested authorization for the Mayor to sign the UAMPS Second Amendment to Amended and Restated Agreement for Joint and Cooperative Action.

Council gave their advice and consent.

29. Councilmember Slavens requested that the street light in front of Glen A. Shumway's be fixed. The Administrator will take care of it.

30. Mrs. Donna Singer discussed health care issues within the County and City with the Council.

Meeting Adjourned At 12:40 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD NOVEMBER 11, 1992  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer

Also present were: Phil Mueller; R. R. Lyman; Arlene Lyman; Carolyn Hunt; Cecelia Tibbitts, K. C. Benedict; Joyce Martin; LaRee Burgess; Penny Burgess; John F. Black; Mr. & Mrs. Jeff Black; Bonnie Purcell; Dan Hurst; Mr. & Mrs. Mellor; Jackie Jeppson; Cleal Bradford; Jim Hughes; Mr. & Mrs. Devon Hurst; Terri Carlson; Jeffrey Rogers; Mr. & Mrs. Ambrose Mexican; Mr. & Mrs. Dennis Cosby; Mr. & Mrs. Robert Torres; Mr. & Mrs. Mark Christiansen; Mr. & Mrs. Greg Stringham; Ned Smith; Milton Pipkin; Jeanie Kiro; Ed Simons.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held October 28, 1992 were approved with the following correction:  
Item #26 should read - Councilmember Mueller informed the Council that she had been invited to attend a conference on Youth Drug and Alcohol Problems at Gouldings.
4. The City Engineer, Philip Palmer, inquired who was assigned to downtown beautification. Councilmember D. Palmer said that it was his assignment. Mr. Philip Palmer asked that Councilmember D. Palmer meet with him and Mr. Dana Nielson on some further ideas for downtown beautification.
5. The City Administrator reported to and/or discussed with the Council the following items:
  - A. Travel - Karalee Austin - St. George - November 16-18 - Caselle Users Conference.  
Council gave their advice and consent to attend.
  - B. Lucy Moore with the M.R.S. Study can be reached any time at 1-800-326-9805.
  - C. There will be a meeting regarding the selection of a city/county solid waste site at 7:00 p.m. Monday, November 16 in Monticello. The City Administrator and the Mayor will attend.
  - D. The Golf Course Petition submitted by Mr. Jerry Holliday had 281 signatures with 21 of those being county residents.
  - E. The Golf Course sign has been placed at the proposed site.
  - F. Presented the FY93 1st quarter financial report.
  - G. The sheep and goats that were at the sewer lagoon location were sold and the project seemed very successful.
  - H. Presented an ICMA Conference Report for the Council's review along with a request to attend next year's conference.
  - I. Requested support to have candidates for office remove their campaign signs within the city.
6. Cathy Mellor, with the Blue Mountain Training Center, requested permission to help with the placing of Christmas lights.  
Councilmember Mueller requested that the Council allow the Training Center to do this project through a contract with the city for the amount of \$500.  
Council gave their advice and consent for the City Administrator and Councilmember Mueller to work with the Blue Mountain Training Center on this project.
7. Mr. Cleal Bradford gave the Council a report of his meeting with

the CIB and indicated that we had been approved and placed on the pending list for funding. It was also requested that various committees be set up on each of the study areas funded by the grant. Mayor Shumway directed the administrator to make recommendations for such assignments at the next council meeting.

8. Councilmember Mueller informed the Council of a meeting in Monticello in which the Utah League of Cities and Towns will be conducting a class on Planning & Zoning. Councilmember Mueller requested the Council's permission for the Blanding Planning & Zoning Commission members to attend this meeting.

Council gave their advice and consent.

9. Council reviewed the proposed FY93-94 Street Prioritization List and decided to wait until other concerned citizens arrived later in the meeting.

10. Motion for the adoption of the following resolution was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1992-17

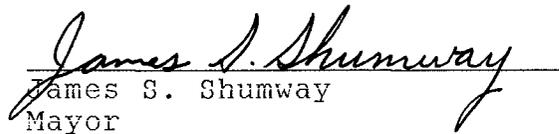
BE IT RESOLVED by the City Council of the City of Blanding, Utah that fees be charged for electric service connection as follows:

Residential		500.00
Small Commercial	0-5 KV Demand	750.00
Large Commercial	over 6 KV Demand	1,500.00

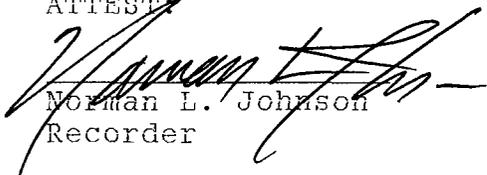
That these fees be made a part of Resolution No. 1991-9 (as amended) which stated other service charges and permit fees set by the City of Blanding.

BE IT FURTHER RESOLVED that the City reserves all rights pertaining to the placement, location and type of service rendered in connection with said electric service hookup fees.

PASSED, ADOPTED and APPROVED this 11th day of November, 1992.

  
James S. Shumway  
Mayor

ATTEST

  
Norman L. Johnson  
Recorder

11. Mayor Shumway appointed the following person to a Health Care Committee upon their acceptance to such position:

- |                            |                |
|----------------------------|----------------|
| James Slavens              | Lou Mueller    |
| James Shumway              | George Jones   |
| Donna Singer               | Mark Lyman     |
| Letha Shumway              | Cleal Bradford |
| Kathleen Lyman - alternate |                |

12. The City Council conducted a Public Hearing relative to possible uses for the CDBG funds. Following is a list of suggestions by the Council and citizens present:

- |                            |  |
|----------------------------|--|
| Councilmember Slavens -    | Curb & Gutter                            |
| Arlene Lyman & Dan Hurst - | Amphitheater for the Edge of the Seaters |
| Debbie Christensen -       | Arts Guild - Community Center            |
| Councilmember Johnson -    | Development of City dump site            |
| Councilmember Mueller -    | Museum/Visitor Center                    |
| Philip Palmer -            | Multi-use Storm Retention Base           |

NOVEMBER

~~October~~ 11, 1992 Cont'd.

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Councilmember W. Palmer -	Playground Facility Recreational possibilities/ A bubble for the pool
Mayor Shumway -	Purchase of home for Museum
Jeff Black -	Address & Street Signs

The City Administrator informed those present of the basic uses for which CDBG funds could be spent and the need to use the funds in low to moderate income areas. He also advised them that these funds are federal dollars and subject to Davis Bacon regulations and that he will be attending the SEUAOG-CDBG Workshop on Tuesday, October 17 in Monticello.

Mayor Shumway closed the Public Hearing at 8:17 P.M.

13. The Council set a Public Hearing for 8:00 P.M. November 25 to make a decision for the use of the CDBG funds and seek public input on the proposed project.

14. The Council referred back to the street prioritization list as presented by the staff and Councilmember Slavens.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Mueller and unanimously carried to accept the proposed list as follows:

1993 Street & Road Program  
"CONSTRUCTION"

1. 100 East Including Rogers Land (Car Wash), Pioneer Road (800 South) and Moki Drive - full length - 2 inch X 26 foot mat or armor coat
2. 200 East Including the turn onto Pioneer Road (800 South) - (county road bed excluded in city budget) - alignment and reconstruction - 2 inch X 26 foot mat or armor coat
3. 200 North 400 West to 500 West - full width reconstruction with curb & gutter - 500 West to City limits - road bed reconstruction with 2 inch X 26 foot mat or armor coat
4. 600 West 400 North to 500 North - full width construction & pavement - 500 North to Dump Road gravel base construction
5. 200 West 650 South to 800 South - construction base and 2 inch X 26 foot mat or armor coat
6. 700 North 100 West to 200 West - base construction
7. 500 South 200 West to 700 West - grade & drain

- A. Subject to funding & county assistance
- B. Curb & gutter projects to be determined - 11/25/92
- C. Chip sealing & asphaltting of completed curb & gutter will have top priority on money.

Council took a 5 minute break.

15. Mayor Shumway read the following conclusion from a letter received from Craig C. Halls, City Attorney, relative to the issue of rezoning:

CONCLUSION

It is my opinion that the process of allowing a variance does not apply to the proposed change Mr. Hurst is considering, so the avenue of a variance is not open in these circumstances.

The conditional use avenue would be the only method in which to

November

~~October~~ 11, 1992 Cont'd.

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make the requested change, however, under the R-1 zone use of this building as an industrial or commercial storage facility is not an accessory use to any of the permitted conditional uses in the R-1 zone and does not fall within any of the permitted conditional uses or temporary conditional uses within an R-1 zone.

The particular use Mr. Hurst is intending to make cannot be accomplished through a variance and is not a conditional use permitted under the present ordinance.

Respectfully submitted,

Craig C. Halls  
City Attorney

Following discussion, motion was made by Councilmember W. Palmer and seconded by Councilmember Mueller that the request for a rezoning of property at 700 North and 400 West be denied.

Voting was as follows:

Those voting "AYE":

Councilmember W. Palmer  
Councilmember L. Mueller  
Councilmember K. Johnson  
Councilmember D. Palmer  
Councilmember J. Slavens

Those voting "NAY":

constituting all the members thereof, Mayor Shumway declared the motion failed.

16. Following further discussion, Councilmember Slavens moved that Councilmember Slavens be authorized to work with the City Attorney to change the ordinance to state that the city may have written agreements with citizens on zoning variances.

The motion died for lack of a second.

17. Following further discussion, Councilmember Slavens moved that the request for rezoning be denied and six months be given to Mr. Hurst to bring his property into compliance with the ordinance.

The motion died for lack of a second.

18. Motion was made by Councilmember Mueller and seconded by Councilmember D. Palmer that the request for rezoning be denied and that three months be given to Mr. Hurst to bring his property into compliance with the ordinance.

Voting was as follows:

Those voting "AYE":

Councilmember K. Johnson  
Councilmember L. Mueller  
Councilmember D. Palmer  
Councilmember W. Palmer

Those voting "NAY":

None

Those abstaining:

Councilmember J. Slavens

constituting all the members thereof, Mayor Shumway declared the motion carried.

Councilmember Slavens noted that the reason for his abstention was because he didn't feel that the time for compliance was adequate.

19. Mayor Shumway directed the City Planner to work with Mr. Hurst so that the use of his property can be properly brought into compliance with the ordinance.

20. Council discussed the signing of Highway 191 and agreed to refer any further discussion and decisions to the next agenda when Mr. James Laws with UDOT can be in attendance.

21. Councilmember Mueller and Mayor Shumway discussed the city commitment previously made to provide land for future health care needs. This concept was again unanimously supported but no further action is needed at this time.

22. Councilmember D. Palmer showed a 5 minute video by Municipal Golf Inc. to the Council. After viewing Councilmember Palmer requested

November

October 11, 1992 Cont'd.

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permission to contact Municipal Golf Inc. for further information.  
Council gave their advice and consent.

23. Councilmember W. Palmer suggested that a survey be conducted at each of the motels and RV park inquiring of tourists their interest of a golf course.

Council agreed and assigned Councilmember D. Palmer to pursue the survey.

24. Motion was made by Councilmember Mueller and seconded by Councilmember Slavens to extend Council meeting until 10:10 P.M.

Voting on the motion was as follows:

Those voting "AYE":

Councilmember K. Johnson

Councilmember L. Mueller

Councilmember D. Palmer

Councilmember J. Slavens

Councilmember W. Palmer

Those voting "NAY":

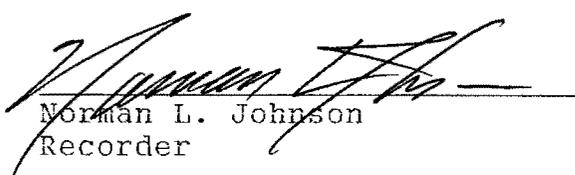
constituting all the members thereof, Mayor Shumway declared the motion carried.

25. Councilmember W. Palmer informed the council that he attended the Fire Station final inspection and that it looked good.

26. Councilmember Johnson informed the Council that response was needed in regards to the draft plan for the Grand Gulch Plateau Cultural and Recreation Management Area. He said he would get a copy for each member and would be prepared to discuss it further at the next council meeting.

27. Councilmember Mueller presented an "Operating Rumors" article from the San Juan County Health Care Services and gave a brief up-date on the Health Care Committee.

Meeting Adjourned at 10:10 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD NOVEMBER 25, 1992  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Lou Mueller  
Don W. Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Those absent: City Councilmember: Wayne E. Palmer

Also present were: Danny Fleming; DeVon Hurst; Greg Duerden; Phil Mueller; Bill Redd; Phil Acton; Dana Nielson; Ambrose Mexican.

1. Prayer was offered by Councilmember Slavens.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held November 11, 1992 were approved.
4. The City Engineer informed the council that a correction needed to be made on the transfer of deeds with Mr. Clisbee Lyman for land at the airport and authorization was needed for the Mayor to sign the deeds.  
Motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried that the Mayor be authorized to sign the necessary deeds to correct the transfer of land at the airport with Mr. Clisbee Lyman.
5. The City Engineer informed the council that a leak is suspected at Starvation Reservoir. The loss of water has been noticeable and significant. He suggested that the reservoir be drained so that repair could possibly be handled yet this fall.  
The Council agreed that the reservoir should be watched for two more weeks and that information be obtained on how to locate the leak.
6. Councilmember D. Palmer and Mr. Dana Nielson discussed with the council their future plans for downtown beautification. The council requested Mr. Nielson and Councilmember Palmer to bring recommendations for committee members that would be willing to work on plans for future downtown beautification to the next council meeting.
7. The City Planner informed the Council that he had attended a meeting with the Four Corners Heritage Council. Their goal at this time is to coordinate the trails within the Four Corner's area and to establish a visitor's center at the Four Corner's Monument.
8. The City Administrator reported to and/or discussed with the Council the follow items:
  - A. Travel - UCMA Conference - December 7 - Park City - Norman. Council gave advice and consent.
  - B. A positive meeting was held with Utah Gas and the natural gas project is still viable but cooperation with Utah Gas is the last alternative.
  - C. Lt. Hinkley with the National Guard will be reviewing the blue prints of the golf course to see what the Guard can do to help with development.
  - D. Video and audio tapes of the Reno Conference are available for review if anyone is interested.
  - E. Informed the Council that the 1993 SJCWCD Budget is in their packet for review.
  - F. Suggestions from the Council are needed for the development of a county-wide landfill.
  - G. The National Guard Armory is in the design phase.

November 25, 1992 Cont'd.

2

H. Mr. Frank Montella has inquired if the City would be interested in placing a marker at the CCC Camp site.

Council gave advice and consent to pursue the possibilities.

I. There will be a UAMPS-ICPA dinner on December 9.

J. The Castleland RC&D dues of \$250 are due.

Council gave advice and consent to pay the dues.

Mayor Shumway, with the advice and consent of the Council, also appointed Councilmember Slavens to the Castleland RC&D Board.

9. The City Administrator informed the Council that it is time to designate an Official Representative to UAMPS and suggested that they reappoint Mr. Kay R. Johnson.

Motion was made by Councilmember Johnson, seconded by Councilmember Mueller and unanimously carried that Mr. Kay R. Johnson be reappointed as an Official Representative for the City of Blanding to UAMPS.

10. Councilmember Mueller recommended to the Council that they authorize paying the \$250 dues to be a member of the Grand Circle.

Council gave their advice and consent.

11. The City Administrator informed the Council it is necessary to change the Public Hearing relative to the CDBG Project to December 9 at 8:00 P.M.

Council gave their advice and consent.

12. Councilmember Johnson discussed the Grand Gulch Plateau Management Plan with the Council and suggested that the Council authorize a letter be written from the City to point out concerns with the proposal.

Advice and consent was given for him to draft a letter.

13. The Council discussed the time limit parking signs for Highway 191 through town. It was decided not to do any signing unless a problem arose.

14. The City Administrator discussed curb & gutter priorities with the Council. The Council agreed to let the staff make the placement decisions based on correction of water problems and public safety.

15. Mr. Phil Acton reviewed the FY92 Audit with the Council.

Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that the FY92 Audit be accepted.

16. The City has received an agreement and funding for a trust fund to be used exclusively for roads and road related expenditures between the City and the San Juan County Transportation Special Service District.

Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried to authorize the Mayor to sign the trust agreement with San Juan County and authorization be given to open an account with the Utah Public Treasurers Investment Fund to receive and hold the proceeds.

17. Mayor Shumway informed the Council that two persons will not be able to serve on the health committee.

With the advice and consent of the Council, Mayor Shumway appointed Mrs. Shirley Clarke to the committee with Mr. Craig Stanley as an alternate upon their acceptance.

18. Councilmember Mueller gave a report on the Health Care Committee meeting held November 23. Mayor Shumway commented that the committee is fairly well organized at this time.

Councilmember Mueller also reported that the following mission statement was adopted and that the next meeting will be December 10 at 5:00 P.M.:

The Blanding Health Care Board has been structured for the

November 25, 1992 Cont'd.

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purpose and assignment of assisting in physician recruitment and retention and improving health care services for the community of Blanding and its surrounding service area.

19. Councilmember Mueller reported on the San Juan Health Care Board meeting.

20. Councilmember Mueller requested permission to attend a ULCT Board meeting on December 4 in Salt Lake City.

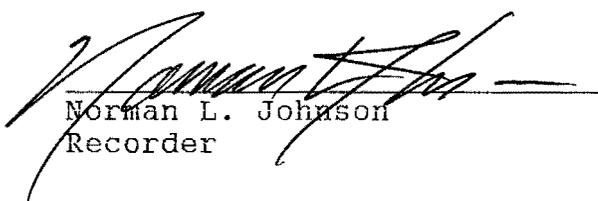
Council gave their advice and consent.

21. Councilmember D. Palmer requested a 6:00 P.M. quarterly meeting with the police department December 9.

Council gave their advice and consent.

22. Councilmember Slavens informed the Council that efforts were underway to have the UDOT office moved back to Price and gave the Council a copy of a letter from Senator Mike Dmitrich.

Meeting Adjourned at 10:00 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD DECEMBER 9, 1992  
AT 7:00 P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Lou Mueller  
Don W. Palmer  
Wayne E. Palmer  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Also present were: Phil Mueller; John F. Black; Mr. & Mrs. Lynn Laws; Joyce Martin; Dan Hurst; Kay Shumway; Jason Holliday; Brent Johansen; Eugene Pehrson; Stan Byrd; Howard Randall; Gail Glover; Gary Acord; Larry Lee.

1. Prayer was offered by Councilmember Johnson.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held 11/25/92 were approved.
4. The City Engineer informed the Council that he has been observing Starvation Reservoir and that water has continued to leak. He recommends that the reservoir be drained by filling 3rd Reservoir and usage through the water treatment plant.  
Councilmember Johnson felt that the reservoir should not be drained until spring but, after further discussion, staff was directed to proceed with draining the reservoir as soon as possible by utilizing the water in the water treatment plant and moving some to the 3rd reservoir.
5. The City Planner reported to and/or discussed with the Council the following items:
  - A. Attended a UDOT meeting and distributed an outline of UDOT's San Juan & Grand Counties Planning of Transportation Needs.
  - B. Attended the UBC school in Richfield and gave a short report on fire safety codes and how the use of smoke detectors will help save lives.
6. The City Manager informed the Council that the City is wasting the County's time by having them change the way the snow is pushed on different streets.  
Mr. Lynn Laws expressed that if all street could be pushed the same way the process would be much quicker and more efficient.  
Following discussion, Council agreed that staff should work with the County crews and push the snow in the most efficient and effective way.
7. The City Administrator reported to and/or discussed with the Council the follow items:
  - A. Travel - ICMA - Convention - September 19-23, 1993 - Norman  
UAMPS-ICPA - Annual Meeting - Dec. 16-17 - Norman  
Animal Control Conference - Jan. 28-30 - David  
Council gave their advice and consent.
  - B. Is attending the Drug & Alcohol Steering Committee Meetings.  
More representation from anyone that is interested is needed.  
Councilmember Slavens requested to be placed on the list.
  - C. Recommended that the Council approve the San Juan County Transportation District Budget.  
Council gave their advice and consent.
  - D. All are invited to attend the Ribbon Cutting Ceremony at the Four Corners Care Center at 1:00 P.M. on December 11.
8. At 8:00 P.M. the Council conducted a Public Hearing on the proposed usage of CDBG funds.

It has been recommended by the City Administrator and staff that curb and gutter be placed between 100 - 300 South Streets with the FY93-94 CDBG funds to control water runoff in the area of 200 East Street.

Dr. Brent Johansen and Mr. Jason Holliday own property in this area. Both were present and expressed their desire for this water control to be done.

The City Administrator advised those present that the grant was federal funds and as such Davis-Bacon wages would apply. It was further discussed that we have elected the national criteria of low to moderate income (LMI) be used to determine acceptability of the project.

Mayor Shumway closed the public hearing at 8:10 P.M. as there were no other comments.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried that the CDBG fund be used for placement of curb as recommended and authorized the City Administrator to proceed with the appropriate application surveys and related documents.

9. The City Administrator continued with his items:

E. Distributed recommendations for the Comprehensive Planning Grant Committees. The Council deferred any action until later in the meeting.

F. Distributed and made note of the MEMO written regarding the responsibilities and time schedule for the closing of the dump by the City.

G. Requested opinions regarding holding Council on December 23. Council agreed to cancel the scheduled meeting for December 23.

H. The ULCT Local Officials Day will be held January 20 in Salt Lake City.

I. Mr. Danny Fleming has been asked to serve on the State Task Force regarding Wastewater Operator Certifications. He is in Salt Lake City at the State's expense to attend this meeting.

J. Letter has been received from TCI Cable requesting renewal of their franchise.

Council gave their advice and consent to the Administrator to review the current franchise agreement and bring back recommendations of needed changes to the council.

K. The City's automobile liability insurance covers anyone in a city vehicle that has permission to be in said vehicle.

Council agreed to allow family members to go with employees in a city vehicle as long as that vehicle is on city business. Family members may drive the city vehicle while on city business if the person is 21 and has a valid drivers license.

L. Council and spouses are invited to a staff social at the Maintenance Shop on December 24 at 12:00 noon. All city employees will be dismissed to go home for the Christmas holidays after the party.

10. Mr. Gary Acord, architect with Design West, showed the CEU-San Juan Campus Master Plan to the Council. The college plans to start construction on their new technology center in the near future.

Mr. Acord, on behalf of the college, requested that the city consider action on the following three items:

1. The use of 700 West Street.
2. Participation in installing a new sewer pump station.
3. Electrical service to the new technology center.

Following discussion, the Council made the following decisions relating to their request:

1. Upon receipt of a written request from the college, the City will abandon 700 West Street between 100 South and 250 South Streets. The City also agreed to extend 100 South Street to the west as necessary and as budgets permit.

2. The City will consider college and city needs relative to the sewer lift station for now and the future. Staff will review the costs and location possibilities for the sewer lift station and report back to the council for a location decision and city participation.

December 9, 1992 Cont'd.

3. The City will upgrade and provide power to the transformer at the property line behind the "Jon Hunt" home on the CEU-SJC Campus.

11. The City Administrator requested that the City consider what participation they will have in the county landfill and how the landfill should be operated.

Council agreed to consider the situation further and make a decision at a later date.

12. Councilmember D. Palmer informed the Council that Mr. Dana Nielson said that the following persons have shown an interest in serving on a City Beautification Committee.

- Bryce Redd
- Stephen Burtenshaw

13. Motion for adoption of the following resolution was made by Councilmember D. Palmer, seconded by Councilmember W. Palmer and unanimously carried:

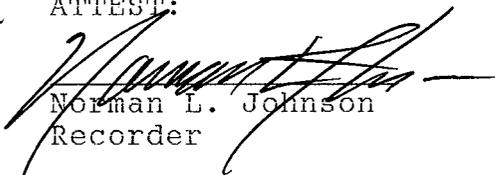
RESOLUTION NO. 1992-18

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign that certain agreement by and between San Juan County, City of Monticello, and City of Blanding pertaining to the newly established 911 system; that a copy of said agreement be attached hereto and made a part hereof by reference.

PASSED, ADOPTED and APPROVED this 9th day of December, 1992.

  
 James S. Shumway  
 Mayor

ATTEST:

  
 Norman L. Johnson  
 Recorder

14. Mayor Shumway reported to and/or discussed with the Council the following items:

A. Requested that Councilmember Johnson attend a strategic planning process entitled UTAH'S ENVIRONMENT: The Next Century on December 17 in Moab.

Councilmember Johnson agreed.

B. Senator Hatch will be at San Juan High School December 14, 8-9 a.m. for a private meeting with the city, the college and private businessmen.

15. Councilmember Johnson requested that the Council consider forming committees to work towards promoting tourism and economic development.

Council gave their advice and consent for him to pursue the possibility.

16. Motion was made by Councilmember Slavens and seconded by Councilmember Mueller to extend the meeting until 10:15 P.M.

Voting was as follows:

- |                     |                          |
|---------------------|--------------------------|
| Those voting "AYE": | Councilmember L. Mueller |
|                     | Councilmember J. Slavens |
| Those voting "NAY": | Councilmember D. Palmer  |
|                     | Councilmember W. Palmer  |
| Those abstaining:   | Councilmember K. Johnson |

constituting all the members thereof, Mayor Shumway broke the tied vote with an "AYE" vote and declared the motion carried.

17. Councilmember Slavens requested council approval for payment of the following invoices:

- |   |             |
|---|-------------|
| Jones & Demille Engineering - Johnson Creek | \$28,518.80 |
|---|-------------|

December 9, 1992 Cont'd.

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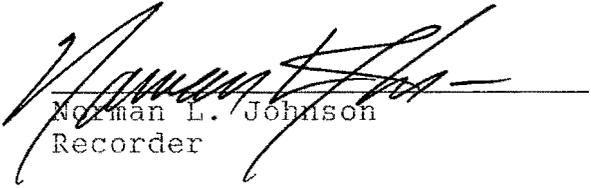
Southern Paving - Airport Paving	55,065.82
Phil B. Acton - Audit	8,945.00
Tri-Hurst Construction - Final on curb & gutter	11,752.75
Nielson Sand & Rock - Final on curb & gutter	10,784.08
Northern Electric - Christmas bulbs & Northeast Underground Project	6,085.54

Motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that the above listed invoices be authorized for payment.

18. Councilmember Mueller reported to and/or discussed with the Council the follow items:

- A. Attended the ULCT meeting in Salt Lake City.
- B. Peggy Humphrey has proposed to the Grand Circle Association to hold one of their meetings in Blanding next October.
- C. Attended the County Health Board meeting.
- D. Mrs. Shirley Clarke cannot serve on the City Health Committee but Mr. Craig Stanley has accepted the position.
- E. Requested that the Council consider giving commendations to the following persons:  
Pete Henderson  
Bruce Guymon  
Ernie Montano  
Council gave their advice and consent.
- F. Requested that the Council review the recommended committees suggested in Item #9-E.

Meeting Adjourned at 10:15 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JANUARY 9, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	Don W. Palmer
	Steve V. Palmer
	Glenn Skinner
	James K. Slavens
City Manager:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
Absent was: City Councilmember:	Keele Johnson

Also present were: Phil Mueller; Joyce Martin; John Black; William Roberts; Reagan Roberts.

1. Prayer was offered by Councilmember Skinner.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held 12/26/90 were approved.
4. The following letter of resignation was read by Mayor Shumway:

January 9, 1991

San Juan County Commission  
San Juan Transportation District  
City of Blanding

Dear Sirs,

Due to personal commitments and time constraints I feel it is necessary for me to resign from the San Juan Transportation District Board as the Blanding City representative. I have enjoyed my tenure and opportunity to serve.

This resignation is effective as soon as the City selects a replacement board member.

Sincerely,

Lester Lansing  
267 East 500 South  
Blanding, Utah 84511

The Mayor expressed his appreciation to Mr. Lansing for his service to Blanding and accepted his resignation.

With the advice and consent of the Council, the Mayor appointed Councilmember Slavens to complete Mr. Lansing's unexpired term with the San Juan Transportation District.

5. At 7:13 P.M. the Council adjourned to the San Juan County Library to attend the R.W.A. meeting.

6. Mayor Shumway informed the Council that there were two letters in their packets relative to the 3rd and 4th Reservoirs and one letter relative to Dry Wash.

The City Manager and City Engineer will respond to Mr. Tim Pine on the letter relative to Dry Wash.

7. Mayor Shumway discussed with the Council a letter received from the San Juan School District relative to a request for curb, gutter and sidewalk replacement at the San Juan High School

Following discussion, the Council agreed that the City will provide the cement for curb and gutter only and with the stipulation that the School District must install and maintain the sidewalk and all retaining walls.

8. Mayor Shumway informed the Council that an Electric Service

Agreement has been received from Utah Power & Light Company for the new Recapture Pump Station.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried that the contract be deferred until a proper agreement is arrived at relative to wheeling costs.

9. Mayor Shumway informed the Council that the Senior Citizens have requested that the City finish the floor in the old garage area of the Senior Citizen Center.

Following discussion, the Council decided that Mr. Jeff Black will determine whether a wood floor or cement floor would be more feasible and then the City will furnish the flooring.

10. Motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that the Mayor be authorized to sign the Permanent Community Impact Fund Amendment to Contract #90-2519.

11. Following discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember D. Palmer and unanimously carried that the City match funds collected by the San Juan Hospital for the Birthing Center in the amount of \$35,000.

12. The City Manager informed the Council that a response from the City Engineer and City Planner relative to zoning on the Moki Drive Subdivision as requested by Ken Bailey is in the packet and that it is felt by the staff that all questions have been answered and that mobile homes are not allowed.

13. The City Manager also informed the Council that the City Planner has included a written reported relative to building construction in Blanding for 1990.

14. The City Manager reported to and/or discussed with the Council the following items:

A. Presented a logo design for the outdoor information board. The Council agreed that they liked the design and would like to see it expanded upon.

B. Request permission to send Mr. Mark Shumway to an Electrical Safety Conference in Sandy, Utah on January 22 & 23. Council gave their advice and consent.

C. Fegan Gathering has made a tentative request to be on the February 7, 1991 CIB Agenda.

D. Will be attending the UCMA meetings on Thursday & Friday and will be taking vacation the following Monday & Tuesday.

E. The Irrigation Company has requested that the City pay for any excess water used the past summer. The Council requested that the City Manager bring back the usage and amount for further consideration.

F. Requested direction relative to the engine purchased for the Johnson Creek Well. Council agreed that it should be stored for later use.

G. The Annual UDOT meeting will be held in Monticello at 2:00 P.M. on January 29, 1991.

H. Inquired if the Council would be interested in sending Mr. Jeff Black and Mr. Jerry Bradford to an auction in Grand Junction. Following discussion, the Council agreed not to.

15. Councilmember D. Palmer informed the Council that Mr. Willard Guymon has agreed to sell 12.99 acres to the City.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember S. Palmer and unanimously carried that the following described 12.99 acres be purchased by the Golf Course Enterprise Fund from Mr. Willard Guymon at \$800.00 per acre for a total price of \$10,400:

Beginning at a point which is 330 feet north of the southeast

January 9, 1991 Cont'd:

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corner of Section 10, T37S, R22E, SLB&M; running thence north 990 feet, thence west 660 feet, thence south 100 feet, thence east 295.15 feet, thence south 295.15 feet, thence west 295.15 feet, thence south 594.85 feet, thence east 660 feet to the point of beginning. (Contains approximately 13 Acres)

16. Councilmember S. Palmer reported to and/or discussed with the Council the following items:

A. The Economic Development Planning Committee requests that the Mayor appoint two of the following persons to the Committee:

Joe B. Lyman

Lou Mueller

Harold Lyman

The Mayor appointed Joe B. Lyman and Lou Mueller to the Economic Development Planning Committee based upon their acceptance to the appointment.

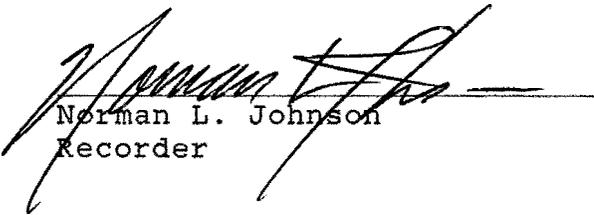
B. Mr. Leonard Hurst suggested that the City's fire rating should change with all of the installation of new fire hydrants and consequently give the citizens a better rate on their home insurance.

17. Mayor Shumway informed the Council that his 1991 goals were to shorten the meetings and tighten the expenditure of money.

18. Councilmember Skinner expressed his opposition to the Human Rights Day being observed by the City.

The Council agreed that it should be discussed at a later time with the possibility of changing that holiday for a different one.

Meeting adjourned at 9:45 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JANUARY 23, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:

Keele Johnson  
Don W. Palmer  
Steve V. Palmer  
Glenn Skinner  
James K. Slavens  
Norman L. Johnson  
Karalee B. Austin  
Bret Hosler

City Manager:  
City Treasurer:  
City Planner:

Also present were: Phil Mueller; Laurel Reed; Ruby Bronson; Jonathan McPherson; Rand Bradford; Daniel McPherson; Catherine Osborn; F. John Black; Bill Osborn; Audrey Campbell; Joyce A. Martin; Bill Redd; Harold Young, V.F.W.

1. Prayer was offered by Councilmember S. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held January 9, 1991 were approved.
4. Mayor Shumway discussed with the Council and citizens present possible action to be taken relative to the local National Guard Unit being sent overseas.  
Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried that the City allow citizens to place yellow ribbons on their property; that flags be placed on Main Street for the parade on Friday; that yellow bows be placed on each light pole; that a banner be made and placed at the south end of town; that Councilmember Slavens be in charge of the arrangements and that the City pay for all of the supplies.
5. The Mayor informed the Council that the Highway Patrol has asked that the City allow them to initiate their Safety Program within the City.  
Following discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember Johnson and unanimously carried that the City support the Utah Highway Patrol in their Safety Program called "Buckle Up For Life"; that the City allow them to place "Buckle Up Signs" on city stop sign posts in various locations in the community; that the City allow them to paint the "Buckle Up Logo" on city streets at various intersections.
6. The Mayor informed the Council that a letter was received from Farmers Home Administration stating that they were unable to take favorable action on the City's application for Farmers Home Administration services relating to the emergency pumping project of the previous summer.
7. The City Manager informed the Council that there is a good probability that an LDS Institute Building will be placed in conjunction with the College of Eastern Utah-San Juan Center but that it will not be within the city limits.
8. The City Manager informed the Council that it was not possible to get on the CIB Agenda for February relative to appearing with Feagan Gathering. The Council agreed that they should have a work session on January 31, 6:00 P.M. to discuss their position relative to applying for monies for Feagan Gathering to install natural gas to the City.
9. The City Manager presented cost estimates to the Council relative to installing a floor at the Senior Citizen Center.  
Following discussion, motion was made by Councilmember Skinner, seconded by Councilmember J. Slavens and unanimously carried that a

concrete floor be installed at the Senior Citizen Center.

10. Upon recommendation by the City Manager, motion was made by Councilmember S. Palmer, seconded by Councilmember J. Slavens and unanimously carried that the list of City certified depositories be approved as follows: First Security Bank, First Western National Bank, Zions First National Bank and the State Public Treasurers Trust Fund.

11. The City Manager presented a request from the FBO at the Blanding Airport for a phone system. The Council agreed that a phone system would be the responsibility of the Aviation Company as the City has already supplied the phone line.

12. The City Manager presented the police report to the Council.

13. The City Planner reported to and/or discussed with the Council the following items:

A. Requested direction relative to pursuing annexation. The Council stated that he should pursue the NE corner beyond the city limits from 800 North east to the highway including the cemetery.

B. Had attended the Economic Development meeting in Green River.

14. The City Manager reported to and/or discussed with the Council the following items:

A. The Irrigation Company has not yet responded as to the value they place on the irrigation water used by the city last spring.

B. A letter has been written to Tri-Hurst Construction and Holliday Construction relative to replacement of sidewalk in front of the Elk Ridge Restaurant.

C. There will be an annual UDOT meeting January 29 at 2:00 P.M. in Monticello.

D. Presented a data sheet on the cash savings received as a result of the employee insurance change-over.

E. Presented a schedule of City investments and detailed comparative analysis of July 1, 1989 to date.

F. Asked for comments and review of the response to the State Air Quality Commission relative to the city dump. Council authorized the letter to be mailed without changes.

15. Mayor Shumway appointed Councilmember Johnson to the ICPA Advisory Committee to which the Council gave their advice and consent.

16. Councilmember D. Palmer informed the Council that the deed for approximately 13 acres of land has been obtained from Mr. Willard Guymon by the City Manager last week while in Salt Lake City. The next step relative to the golf course is to have a two-foot contour map made of the proposed area for the golf course.

17. Councilmember S. Palmer reported to and/or discussed with the Council the following items:

A. Met with the Economic Development Committee. Lou Mueller declined appointment to the committee. The committee recommends EveLynn Perkins.

Mayor Shumway appointed Mrs. EveLynn Perkins to the Economic Development Committee upon her acceptance to the position.

The Council gave their advice and consent to such appointment.

B. Larry Richmond has requested a letter of support in obtaining 800 numbers for this area to reach the state offices. The Council agreed to write such a letter and requested that one also be written to the County for access to the County offices.

18. Mayor Shumway reminded the Council that it is very important that the land to be purchased for the extension of the airport runway be acquired prior to February 19 as the Clisbee Lymans will be leaving the United States on a mission.

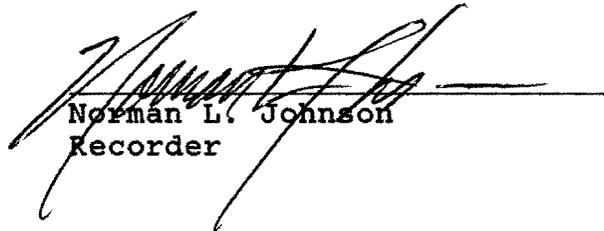
19. Councilmember D. Palmer informed the Council that the Fire Chief

January 23, 1991 Cont'd.

3

has requested that the City consider expanding the fire station with two bays for additional vehicles.

Meeting Adjourned At 9:12 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD FEBRUARY 13, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Manager:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer

Also present were: Ruby Bronson; Phil Mueller; John Black; Jeff Black; Joyce Martin; Marjorie Jones; Clair Gorman, Feagan Gathering; Mr. & Mrs. Lynn Patterson; Joe B. Lyman; Harris.

1. Prayer was offered by Councilmember D. Palmer.
  2. The Pledge of Allegiance was recited.
  3. Minutes of City Council Meeting held January 23, 1991 were approved.
  4. The City Manager informed the Council of Senate Bill 25 which is proposing to change the bid limits on construction projects.  
The Council agreed that more information should be obtained.
  5. Mr. Lynn Patterson requested that the City Council consider re-opening the water shed area to cattle.  
Following discussion, the Council agreed that a work session should be held February 20, 1991 at 5:30 P.M. to discuss this request with the Forest Service and cattlemen affected by this decision.
  6. Ruby Bronson requested that the City consider adding an extension onto the Senior Citizen Center at the same time that the floor is poured in the recreation room.  
The Council informed Mrs. Bronson that an extension will have to be considered and then budgeted into the 1992 budget.
  7. The City Manager informed the Council that the CIB had been contacted as to the possibility of funding for the natural gas project and the natural gas surveys have been mailed to all citizens within Blanding.  
Following discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember D. Palmer and unanimously carried that the City continue to support the natural gas project as a private venture and authorized the Mayor to sign any documents necessary in the application process for funds so long as the City is not financially liable.
  8. The Council reviewed the 1991 Street Priority List and discussed several additions.  
Following discussion, motion was made by Councilmember Skinner, seconded by Councilmember S. Palmer and unanimously carried that the 1991 Street Priority List be accepted and submitted to San Juan County.
  9. The Council reviewed the proposed Annexation Policy prepared by the City Planner and acknowledged their approval of such policy. They requested the policy be reviewed, condensed and put in policy form for final presentation and adoption at next council meeting.
- Mayor Shumway excused himself and asked that Mayor Pro-Tempore Slavens take charge of the meeting.
10. The City Manager informed the Council that a letter has been received from the county relative to approaching the CIB for funds to install a County-Wide 911 System.

February 13, 1991 Cont'd.

2

The Council agreed that the City of Blanding should support application to the Community Impact Board for funds to install a County-Wide 911 System.

11. Motion was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried that a public hearing relative to natural gas be held February 27, 1991 at 7:05 P.M.

12. The City Manager asked if the Council felt that they would be willing to participate in curb and gutter outside of the city limits along the new highway project.

Following discussion, the Council agreed that further discussion should be held at the next meeting when representatives of UDOT will be present.

13. The City Engineer reported to and/or discussed with the Council the following items:

A. Advised the Council that the cross-connection ordinance was in the hands of the EPA and the State for review and comment.

Mayor Shumway returned to the meeting and resumed his position as Mayor.

B. Presented to the Council a 1990 water report. The Council agreed that the information should be reported on KUTA and in the San Juan Record.

C. Requested permission to purchase equipment necessary to test concrete in the field as it is being prepared.

Council gave their advice and consent for such purchase.

D. Advised the Council on the airport land acquisition from Lymans. Council gave their advice and consent to Mayor Shumway and Councilmember Slavens for making a deal with the Lyman family.

14. The City Manager informed the Council that Mr. Charles Lyman has informed him that the Water District has put a value of \$22.50 per acre feet on the water used by the city this past summer.

Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that the Water District be paid \$22.50 per acre foot totalling \$2,452.05 for water used by the City during the summer of 1990.

14. The City Manager discussed with and/or reported to the Council the following items:

A. Informed the Council that representatives of UDOT will be at the Council meeting on February 27, 1991.

B. Informed the Council that the City has had an offer from a citizen to purchase approximately 5 acres of property where the old sewer lagoons were located east of town.

The Council agreed to offer to lease the property but not sell it.

C. Will be attending the Utah Air Conservation Meeting on February 21 in Salt Lake City.

D. Presented the Golf Course Fund report.

E. Attended the Hospital Strategic Planning Meeting. A very positive attitude is felt relative to the goals that have been accomplished.

F. Presented a letter from the Western Area Power Administration showing our compliance with some of their regulations.

G. Presented an employee personal leave report and invited comment from the Council.

H. Informed the Council that Mr. Paul Foreman has been contacted concerning the banners requested for support of the National Guard unit serving in the Gulf War.

The Council agreed that authorization be given to the Mayor and the City Manager to complete this project.

I. Requested permission to obtain legal advice from the City Attorney relative to the concrete determination at the restaurant and several other locations within the City.

February 13, 1991 Cont'd.

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Council gave their advice and consent.

16. Councilmember Johnson explained the purpose of a Recreation Service District and recommended that the Council consider it.

Following discussion, the Council agreed to pursue the possibility.

17. Councilmember D. Palmer stated that the next step in the formation of the golf course is the creation of a 2 foot contour map from the aerial photos. Council directed Councilmember Palmer to bring a list to the next meeting of what is needed to go to the CIB for funding.

18. Councilmember D. Palmer informed the Council that Mr. Lynn Patterson has offered to trade 5 acres for 5 acres at the location of the proposed golf course so as to square up the already owned property.

Council gave their advice and consent to pursue.

19. Councilmember Johnson discussed the possibility of a mountain reservoir. The Council felt the CIB needed to be involved in a study. The City Manager was asked to look into the study funding possibilities.

20. Councilmember S. Palmer suggested that the City start educating the citizens that there is the possibility of water restrictions being enforced again this ensuing summer.

The Council agreed.

21. The Council agreed that the flow of water at the tunnel should be checked as soon as possible.

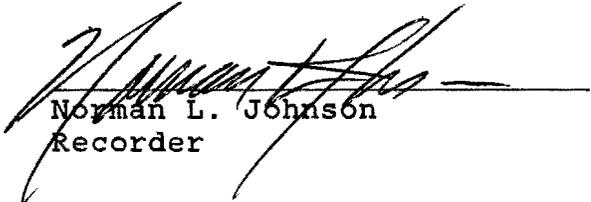
Council took a five minute break.

10:18 P.M. Council retired to Executive Session.

10:58 P.M. Council returned to Regular Session.

22. Motion was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried that Mr. F. John Black be paid the construction management contract fee for the 4th Reservoir.

Meeting Adjourned at 11:00 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD FEBRUARY 27, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	Keele Johnson Don W. Palmer Steve V. Palmer James K. Slavens
City Manager:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
Councilmember:	Glenn Skinner

Absent was:

Also present were: Phil Mueller; Paul L. Marinoni, Frank A. Ularich, Stephen R. Noble, Utah Division of Transportation; Joe Feagan, Clair Gorman, Feagan Gathering Company; F. John Black; Truman K. Rigby; Bob Zufelt, Scott Christensen, Utah Gas Service Company; Kerry Black, Western Gas Processors; Linda Patterson; Lynn Patterson; Gorden Hawkins, Fire Chief; Kay R. Johnson, Collections Recovery Service; Craig C. Halls; Jeff Black; Joyce Martin; Bill Redd; Don Smith; Marjorie Jones; Cleal Bradford; Tristen Demille, Jones & Demille Engineering; Norman Nielson.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held February 13, 1991 were approved with the following additions:  
Item #8: 1991 Street Priority List be accepted "as amended"  
Item #22: be paid the "balance of the" construction management "fee"
4. At 7:05 P.M. the City Council held a Public Hearing relative to Natural Gas.

Comments were heard from the following:

Joe Feagan, Feagan Gathering Company  
Clair Gorman, Feagan Gathering Company  
Bob Zufelt, Utah Gas Service  
Stephen R. Noble, UDOT  
Philip L. Palmer, City Engineer

The general feeling of citizens within the community seems to be favorable if natural gas will provide a cheaper heating fuel and that the City will not be financially or operational involved and the price of gas will be regulated by the P.V.C.

5. Representatives of the Utah Department of Transportation presented to the Council proposed plans for improved highway conditions through Blanding.
6. At 8:00 P.M. the City Council held a Public Hearing relative to a proposed development of additional water storage.

Comments were heard from the following:

Norman Nielson  
Keele Johnson  
Steve Palmer  
Bill Redd  
Cleal Bradford  
Kay R. Johnson

Council took a five minute break.

7. The Council continued discussion of the proposed highway project. Following presentation and review of the project, motion was made

February 27, 1991 Cont'd.

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by Councilmember S. Palmer, seconded by Councilmember D. Palmer and unanimously carried that the City plan to place curb and gutter from the old Quality Ford garage on the north to Petrolane on the south and work with San Juan County Transportation District for funding assistance.

8. Mayor Shumway read the following letter received from CONTEL February 20, 1991:

February 20, 1991

City of Blanding

Gentlemen:

This is in response to Bret Hosler's 2/11/91 call to the Public Service Commission and the previous letter I've received from the city.

First let me apologize for not sending you a written response to your October 10th letter. I presumed that my personal visits and discussions subsequent to the letter had answered your question.

As I mentioned we have several major projects that we are working on, all of which are aimed at making significant improvements in quality of service.

I'm happy to report that all digital microwave equipment has been ordered. Barring any delays in getting F.C.C. frequency licenses, land use permits from BLM, Forest Service, Utah State and barring any delays caused by objections to our applications for land use permits from environmentalist groups you will be placing long distance calls over digital microwave circuits by year end 1991. In addition, we have plans to complete a major replacement of existing outside cable in Southwest Blanding by year end 1991.

Replacement of the microwave system will virtually eliminate noise and enable high speed data transmission and other state of the art communication from Blanding to the outside world.

We are taking a very aggressive pro-active approach to finding and fixing switching problems before they affect customer service and become a customer reported trouble.

Automatic testing equipment is being used to scan each line on a daily basis. This equipment will detect severe, moderate and potential problems long before our customers are even aware a problem exists. Detected troubles are then given top priority for dispatch and repair.

In addition to the auto testing we perform hundreds of call through tests each week that duplicate customer calling patterns and usage of the local switch.

Call through tests coupled with daily automatic line tests identify most problems and gives us time to find and fix them long before they become a customer reported trouble.

We have implemented a similar pro-active program for maintaining our outside cable, terminal boxes and wiring. One cable splicer is scheduled almost full time in Blanding for testing, isolating trouble and fixing them before the problem affects customer service.

I hope this report is helpful in answering your questions and concerns. We are anxious to be your partner in positioning Blanding as a progressive "High Tech" community. We value every Blanding customer and look forward to improved relations as we work together.

February 27, 1991 Cont'd.

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Sincerely,

CONTEL

Aloa Stevens  
Manager, Customer Services - Utah

AS:vh

9. Following discussion, motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1991-1

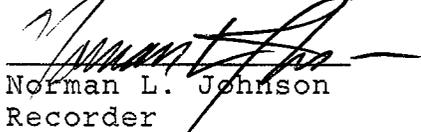
A RESOLUTION ADOPTING AN  
ANNEXATION POLICY FOR THE  
CITY OF BLANDING

BE IT RESOLVED that the City Council of the City of Blanding, Utah adopt an Annexation Policy for the City of Blanding; that a copy of such policy be attached hereto and made a part hereof by reference.

PASSED, ADOPTED and APPROVED this 27th day of February, 1991.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

10. The City Manager requested that the City consider turning old delinquent accounts over to Collection Recovery Service for collection.

The Council discussed the proposal from Kay R. Johnson, owner and manager of Collection Recovery Service.

Following discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember Johnson and unanimously carried that upon discretion of the City Manager, old delinquent accounts be turned over to Collection Recovery Service for collection.

11. The City Manager inquired if the Council would consider allowing installation of partial blocks of curb and gutter and furnishing the concrete if the property owner hired a licensed contractor to do the work.

Council gave their advice and consent to prepare a final resolution for next council.

12. The City Manager inquired if the Council would like to take any action relative to a power board meeting held prior to the City Council meeting.

The Council agreed that a work session should be held March 13, 1991 at 6:00 P.M.

13. The City Engineer informed the Council that the Clisbee Lymans have accepted and signed a letter of offer to sell the property adjacent to the Blanding Airport. The property has been appraised and approved by the FAA and State Division of Aeronautics.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried that the City proceed with the transaction with the Clisbee Lymans provided federal and state funding are secured.

14. The City Engineer reported to and/or discussed with the Council the following items:

A. The gate has been closed at Camp Jackson and the overflow is being piped into Starvation Reservoir.

B. Taylor Palmer has requested that the City repair his driveway into his business. The Council discussed the problem and agreed that the situation should be looked at and possibly some gravel be placed in his drive to help stabilize the foundation.

15. The City Manager reported to and/or discussed with the Council the following items:

A. The office space requested by the Council is ready for use.

B. A meeting will be held with the Forest Service on April 24 at 5:30 P.M. relative to re-opening the water shed area to cattle.

C. The City received approval from the Utah Air Committee for their proposal relative to the dump.

D. Mr. Paul Foreman is progressing on the requested banners in honor of the National Guard Unit sent overseas. The fabric was changed to a mesh.

E. Senate Bill 25 has passed.

F. A pre-bid meeting will be held March 12 relative to the Airport Fuel System.

G. City has received requests for use of water from city wells. Council agreed that the City Attorney should be contacted relative to the legality of such use and that the wells are legally permitted with the state.

H. Plan to attend the ICMA meeting to be held March 21 and Joint Highway Committee meeting to be March 22.

Advice and consent of the Council.

I. Presented financial statements on the Escrow Account, Grant/Loan Funds and the January 31 computer printout.

J. Presented the Council an article pertaining to overtime from the "County News" which could have a bearing on the city policy.

15. The City Manager presented a 1991 Irrigation Stock & Recapture Water share report to the Council. After review, the Council directed that letters be issued to all lessees of city water that water will not be available for their use in the 1991 season and that the Conservancy District be advised of the city's possible need to use the 500 acre feet from Recapture Reservoir this summer.

16. Councilmember Johnson discussed with the Council his desire and proposal for a Recreation District.

Commissioner Bill Redd informed the Council to bring their request to the Commission and he felt that they would support it.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried that the Council get on the Commission agenda and request that they support the City in creating a Recreation District within District #2.

17. Councilmember D. Palmer requested that the Council grant permission to purchase a 2-foot contour map of the proposed golf course property.

Following discussion, motion was made by Councilmember D. Palmer and seconded by Councilmember S. Palmer that the City purchase a 2-foot contour map of the proposed golf course property.

Voting was as follows:

- |                     |                          |
|---------------------|--------------------------|
| Those voting "AYE": | Councilmember D. Palmer  |
|                     | Councilmember S. Palmer  |
|                     | Councilmember K. Johnson |
| Those voting "NAY": | Councilmember J. Slavens |
| Those abstaining:   | None                     |
| Those absent:       | Councilmember G. Skinner |

constituting all the members thereof, Mayor Shumway declared the motion carried.

19. Councilmember D. Palmer and Fire Chief Gorden Hawkins discussed with the Council the possibility of an addition to the fire station

February 27, 1991 Cont'd.

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for parking of additional vehicles.

The Council agreed that additional information should be obtained and the request further considered.

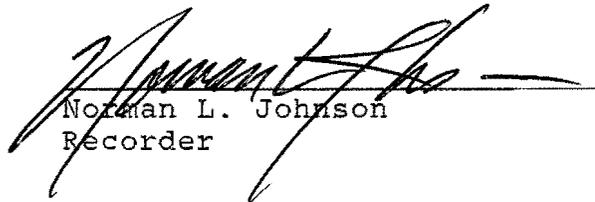
20. Councilmember Johnson requested that the Council grant permission for the purchase of a 2-foot contour map of the proposed Johnson Creek Reservoir area.

Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried that a 2-foot contour map be purchased for the proposed Johnson Creek Reservoir area if it can be obtained for \$3,000 or less.

21. Councilmember Slavens discussed with the Council hangar rental charges for the ensuing year. Council agreed that the rental should stay the same as in past years.

22. Councilmember S. Palmer asked if the Council felt that citizens should be advised that there may be water restrictions this year.

Meeting Adjourned At 11:48 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MARCH 13, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Manager:	Norman L. Johnson
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Marjorie Jones; John Black; Nancy & Coral  
Kimmerle; Aloa Stevens, CONTEL; Phil Mueller.

Mayor Shumway asked Councilmember Steve Palmer to attend a Public  
Hearing at the Edge of the Cedars Museum.  
Councilmember Palmer returned at approximately 8:00 P.M.

1. Prayer was offered by Councilmember Johnson.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held 2/27/91 were approved.
4. Nancy Kimmerle requested that the Council consider running the  
curb and gutter planned for 200 South around the corner on 100 East  
to match the old curb & gutter placed by the School District. The  
Council agreed this should be done and placed it on the 1991 Street  
Program list.
5. The City Manager informed and invited the Mayor & Council to  
attend a "City Engineer of the Year" award presentation to Mr. Philip  
L. Palmer at noon tomorrow, 2/14/91. All were pleased that Philip  
had been recognized with the award and all will plan to attend.
6. Mayor Shumway was pleased to recognize the presence of Aloa  
Stevens of CONTEL and there developed a discussion as to the telephone  
system improvements and what current problems were being worked on.  
There was a consensus that the overall system had improved and the  
new projects planned for this summer and the near future should also  
help. Aloa requested that all problems be reported.
7. Motion for adoption of the following resolution was made by  
Councilmember D. Palmer, seconded by Councilmember Johnson and  
unanimously carried:

RESOLUTION NO. 1991-2

A Resolution of continued support and cooperation from the City  
of Blanding to and with the Blanding Irrigation Company.

WHEREAS the City is desirous to maintain a good and cooperative  
working relationship with the Blanding Irrigation Company  
and

WHEREAS the City is in support of the decisions made by the  
Irrigation Company in its Board Meeting held February 28,  
1991, and

WHEREAS the City recognizes its position of responsibility, as the  
major stockholder in the Irrigation Company, to assist the  
Irrigation Company Board of Directors in implementing its  
decisions, we now therefore resolve

- 1) that the City will pay \$35.00 per ac ft for Irrigation  
Company water used in the year 1990 and

March 13, 1991 Cont'd.

2) agree the price of \$40.00 per ac ft of water in 1991 is a proper value to be charged and placed on Irrigation Water sold by the Blanding Irrigation Company or City to any or all purchasers and

3) as an Irrigation stockholder request the Board review the following items relating to the operation of the Company

- a) Repair the Upper Ditch, in the area of the Brown Dugway, so as to prevent the unnecessary loss of water or total collapse of the Ditch prior to this years anticipated runoff
- b) Consider placing adequate diversion works in the drainage area where the Upper Ditch starts so all water can be properly measured so as to eliminate the problems between the various ditches, Stockholders or Storage Basin areas.

4) as the City is desirous of refilling the 4th Reservoir and, we do not intend to lease any of our Irrigation shares in 1991, request all of the water associated with our 62,364 shares be delivered to the Starvation headgate and

5) that the City will plan to pull only its entitled water rights through our pipelines during the year and maintain a daily measuring of the water and

6) should the Irrigation Company desire, offer the 3rd Reservoir basin to the Company for an early water storage facility this year.

PASSED, ADOPTED and APPROVED this 13th day of March 1991.

Signed *James S. Shumway*  
James S. Shumway, Mayor

Attest *Norman L. Johnson*  
Norman L. Johnson, Recorder

8. An application to the San Juan County Transportation Service District for matching funds in connection with Highway 191 was discussed at length.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried that the Mayor be authorized to sign an application not to exceed \$37,500 for the City's share.

9. Motion for adoption of the following resolution was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried:

RESOLUTION NO. 1991-3

A Resolution authorizing and encouraging property owners within the City limits of Blanding to improve their personal property by extending sidewalks, curbs and gutters along their property lines which can be connected to an existing City approved structure of the same type.

In assistance to the private property owner the City will provide the following:

- 1) Concrete for the approved improvements
- 2) Basic engineering and staking for proper grade and drainage patterns

For the City's participation the private property owner is to provide the following:

- 1) A licensed contractor to complete or sign off on the excavation, fill, formation, finishing and back filling of the

March 13, 1991 Cont'd.

3

- approved project the full width of their deeded property
- 2) Agree to hold the City harmless for street repair, materials, or water damage which could result from the placement of partial block curb, gutter and sidewalks.

PASSED, ADOPTED and APPROVED this \_\_\_\_\_ day of \_\_\_\_\_ 1991.

Signed James S. Shumway  
James S. Shumway, Mayor

Attest Norman L. Johnson  
Norman L. Johnson, Recorder

10. Motion was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried that the agreement for electrical service with UP&L at the new Recapture Line Pump House be approved for the Mayor's signature.

11. The City Planner reported to and/or discussed with the Council the following items:

- A. All Highway 191 right-of-ways have been reviewed.
- B. A letter dated March 6 has been received pertaining to utilities associated with the highway project.
- C. UDOT would like the curb and gutter contractor on the job 60 days prior to the highway contractor.
- D. Felt it was very important that the citizens and news media get involved and attend the March 19th meeting of the Transportation District.
- E. Advised the Council that \$3,000 of Pedestrian Safety money was available from UDOT if used by June 30th.
- F. Advised that he had acquired some yellow paint from the Natural Bridges and the Chamber of Commerce may paint the directional logos on the road to the museum this Saturday.

12. In connection with Councilmember S. Palmer, Mr. Hosler discussed the Southeastern Utah Association of Governments and the Business Incubator Project. As the project is proposed, all benefits go to the Price area. Bret has written a letter expressing his concern and the Council was in full agreement. Councilmember Johnson expressed his dissatisfaction at not having a Blanding representative on the AOG and requested that the City Manager write the County Commission concerning our lack of a voice.

As a report on our City Economic Development Committee, Hosler and Palmer reported that the various assignments and sub-committees have been formed as follows:

- Government and Physical Facilities - Steve Palmer
- Education - Gail Glover
- Recreation - Cleal Bradford
- Tourism & Special Events - Bret Hosler
- Retail Business - Joe B. Lyman

At this point, considerable discussion was held relating to the 4th of July celebration and the need to form a committee as the Chamber is out of it this year. Suggestions are to be brought to the next Council meeting.

Councilmember Palmer also mentioned the importance of Governor Bangaters visit on April 2 in developing our whole Four Corners area into an archaeological tourist oriented area.

13. The City Engineer reported to and/or discussed with the Council the following items:

- A. We have received a call from Mr. Clisbee Lyman in France restating his approval of the land report and his willingness to sell the property.
- B. The review appraisor should be completed this week.
- C. The proper applications have been submitted to the FAA and the State for the City's reimbursement of the land which has been or will be purchased.

March 13, 1991 Cont'd.

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D. Feels the spring water runoff has not yet started as there is around one second foot coming into the pipeline.

14. Councilmember Slavens and the City Manager reported on the fuel tank project at the airport being implemented by the County. A walk around was held Tuesday, March 12th but final specifications are yet to be drawn up. There is some concern about the fueling of larger jet planes but feel it can be easily resolved.

15. Mayor Shumway drew the Council's attention to the police report for January and February. Councilmember D. Palmer and the Mayor each expressed their pleasure at the improved feeling within the department and felt we had a very conscientious group of officers.

16. The City Manager reported on his trip to Salt Lake City with the Feagan Gathering Group. Meetings were held with Mountain Fuels, Celsius Energy and Wexpro, Kimball Young of Kemper Securities Group and representatives of the Public Utilities Commission. All the meetings were extremely positive and encouraging toward natural gas coming in to the community and that the next step is to grant a tentative franchise.

Motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried that the City Manager be authorized to draft, in association with the the City Attorney, a letter of intent to grant a non-exclusive franchise to Feagan Gathering. The letter or franchise can also be assigned by Feagan with written permission of the City Council.

17. The City Manager reported to and/or discussed with the City Council the following items:

A. Has received an official letter of compliance condition from the State Bureau of Air Quality concerning the dump.

B. That he and Councilmember Slavens had attended San Juan County Commission Meeting Monday and received permission to again work directly with the local road foreman on our equipment and material needs.

C. Received a letter from San Juan County with regards to their current inability to establishing an 800 service to the courthouse.

D. Asked for direction on the need for gravel and entrance road work at the Taylor Palmer property.

After discussion, the Council gave advice and consent to the City staff to secure material or equipment from the private sector for any reasonable need which did not fit into the City/County Agreement.

18. Mayor and Councilmembers reported and/or discussed the following items:

A. Councilmember Johnson said the Recreation Service District was being reviewed by the Recreation Sub-Committee of the City Economic Development group. He also requested Councilmember D. Palmer meet with that sub-committee.

B. Councilmember D. Palmer said the next step after the contour map was to get an architect so we could prepare for the CIB. Both he and Councilmember Johnson expressed the need to make Blanding a destination recreation or visitor area much like the example of Mesquite, Nevada growth.

C. Mayor Shumway reported that a meeting had been held with the City veterinarian and all problems had been resolved. He also said a military representative would be here on Monday to visit with him concerning the return of the 1457th group to our area and an associated welcome home.

D. Councilmember Slavens drew attention to a letter sent to Jones and Demille expressing staff concerns relating to both water projects and encouraging a continued aggressive posture to resolve the issues. In another matter he expressed support of a big 4th of July celebration and asked the status of the planned marquee sign at Veteran's Park.

E. Councilmember S. Palmer gave a report on the Public Hearing

March 13, 1991 Cont'd.

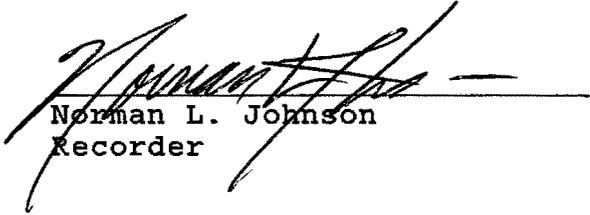
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he attended at the Edge of the Cedars this evening. On April 2 the governor will be here and hopes to open the \$1.625 million museum project. All the funds are in place except \$250,000 but that should be forthcoming.

F. Councilmember Skinner asked if the rodeo grounds would be a part of the Recreation District and if metal posts might be put in to replace the wood. The City Administrator was assigned to see if pipe from the oil fields might be available.

G. Councilmember D. Palmer asked for approval to have all Council and Fire Department personnel meet at 6:00 P.M. on the 27th to review fire department needs. There was approval and will be set up by the City Manager with appropriate "goodies" to be served. Permission was also granted to hold a work session on the golf course at 6:00 P.M. April 10.

Meeting Adjourned at 10:10 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MARCH 27, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	Keele Johnson
	Don W. Palmer
	Glenn Skinner
	James K. Slavens
City Manager:	Norman L. Johnson
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler
Councilmember:	Steve Palmer

Absent was:

Also present were: Joe B. Lyman; Marjorie Jones; John Black; Jeff Black; Phil Mueller; Archie Bouer and Steve Noble, UDOT; Craig Halls; Gorden Hawkins.

1. Prayer was offered by Councilmember Glenn Skinner.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held 3/13/91 were approved.
4. The City Administrator requested permission to begin drafting the Natural Gas Franchise.  
Council gave their advice and consent.
5. Motion was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried that the Mayor be authorized to sign the necessary airport grant contracts with the FAA and the State of Utah.
6. The Council reviewed several versions of a drawing by Tony Wojcik presented for the City emblem to be used on city vehicles and on the marque.  
Council agreed that Mr. Bret Hosler and Councilmember Johnson should meet with Mr. Stan Byrd for some final alterations and present back to the Council.
7. The City Engineer reported to and/or discussed with the Council the following items:
  - A. We have received an agreeable answer to the letter sent to Jones & DeMille Engineering concerning problems on the pipeline projects. It is planned for a May 1 start-up.
  - B. Water run-off has not yet started and all normal mountain water is being piped into 4th Reservoir and the City is using water out of Starvation Reservoir.
8. The City Planner requested permission to attend the Governor's Tourism & Travel Conference.  
Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried that the City Planner be permitted to attend the Governor's Tourism & Travel Conference on April 16-18 in St. George.
9. Mr. Archie Bouer and Steve Noble gave the Council an up-date on the Highway project and responded favorably to including the curb and gutter though there would still be some convincing of folks up north. They asked the Council for assistance in having the project funding status changed to FY91. The Council agreed to attend UDOT meetings to seek this change on April 5.
10. The City Administrator reported to and/or discussed with the Council the following items:
  - A. Requested permission for the following traveling plans:
    1. Philip Palmer to the Dam Safety Workshop 4/2/91
    2. Mark Shumway to the Home Energy Analysis 4/3/91
    3. Jay McDaniel to the Spring Conference 4/22/91
    4. Norman Johnson to the UCMA, League & Vacation 4/15/91

Council gave their advice and consent.

B. Have received request from citizens for the city to furnish trees to plant. The Council does not want to do this as it should be up to the property owner.

C. Request permission to write a letter of appreciation to the Christmas Lighting Committee and requested the appointment of a new chairman.

The Council gave their advice and consent for a letter of appreciation to be written to the Christmas Lighting Committee and the appointment of Renis Hylton as chairman of the Committee upon acceptance.

D. Residents and businesses north of the Blanding city limits are in critical need of being hooked up to the sewer system.

Following discussion, the Council agreed that the staff should review the situation and bring back suggestions to the council to which would solve the problem prior to the highway construction this summer.

E. Request permission to use the UDOT Pedestrian Safety Funds for sidewalk from Native American Pottery south to Parley Redd Foodtown.

Council gave their advice and consent.

F. Advised the Council that the old sewer lagoon area had been leased to Dennis Cosby for grazing at \$50.00 per year and the Second Reservoir area would be again used by Nyle Bennett this year in exchange for fence maintenance.

G. Attended the Joint Highway Committee Meeting. The Senate Bill 25 was passed and the City bid limits are now at \$25,000 for General Funds and \$100,000 for B&C Road Funds but calculations must include equipment, material and labor.

H. Attended the ICMA Mountain Plains Regional Meeting on March 21 & 22 in SLC and found it very informative.

11. Requested approval to pay the invoices for the 2-foot contour maps relative to the golf course and mountain water storage reservoir.

Motion was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried that permission be granted to pay the invoices for the 2-foot contour maps of the golf course and the mountain water storage reservoir.

12. Mayor Shumway informed the Council that Mrs. Carolyn Hunt may consider being in charge of the 4th of July parade. Suggestions are needed for someone that might consider being in charge of the rest of the activities for the 4th. EveLynn Perkins was suggested.

Mayor Shumway appointed EveLynn Perkins as the 4th of July Chairman upon her acceptance.

13. Councilmember D. Palmer requested a work session concerning the golf course now that the contour map has been received.

The Council agreed to have a work session on 3/10 at 6:00 P.M.

14. Councilmember Johnson informed the Council that since the contour map for the proposed Johnson Creek Reservoir has been received information is being obtained as to the size and cost of such reservoir.

15. Councilmember Slavens requested permission and support from the Council to approach the County Commission for the creation of a Recreation Service District.

Motion was made by Councilmember Slavens, seconded by Councilmember Skinner to grant permission for Councilmembers Johnson and Slavens to attend the County Commission Meeting to request the creation of a Recreation Service District as a non-taxing entity.

16. Councilmember D. Palmer discussed with the Council needs of the Fire Department.

Following discussion, the Council agreed that replacement of the existing doors should be budgeted into the FY '92 budget. The Council also agreed that consideration should be given to possibly

March 27, 1991 Cont'd.

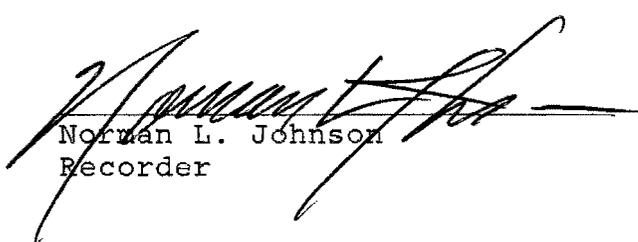
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placing a fire service fee on utility billings.

17. The City Administrator informed the Council that a San Juan County Boundary Committee has been formed and that they have requested appointment of one Councilmember and two suggested names for possible appointment.

Upon advice and consent of the Council, Mayor Shumway appointed Councilmember Steve Palmer upon his acceptance with Mayor Shumway as an alternate. The two additional names to be submitted will be Mr. Bret Hosler and Mr. Dan Wheeler.

Meeting Adjourned at 10:10 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD APRIL 10, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	Keele Johnson Don W. Palmer Glenn Skinner James K. Slavens
City Manager:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
Councilmember:	Steve Palmer

Absent was:

Also present: Tony Wojcik; Phil Mueller; John Black; Marjorie Jones; Joe B. Lyman; Elaine Montella; Aloa Stevens; K.C. Benedict; Cleal Bradford; Linda Smith; Ben Smith; Albert Tsosie.

1. Prayer was offered by Councilmember D. Palmer.

2. The Pledge of Allegiance was recited.

3. Minutes of City Council Meeting held 3/27/91 were approved with the correction of the date in Item #13 to 4/10/91.

4. The City Council held a Public Hearing relative to supporting a 911 System in San Juan County.

The general feeling of the Council and citizens present was unanimous in support of the proposed system development.

5. Mr. Cleal Bradford informed the Council that Mr. Ed Meyer, State Economic Development Committee member, had addressed the Chamber of Commerce earlier and commented that the present phone system within Blanding was a definite negative concept when trying to entice new businesses to the area. Considerable discussion centered around telephone service in the area of both problems and improvements.

6. Mr. Joe B. Lyman briefly explained the activities of the Chamber of Commerce and their desire to benefit the community. Mr. Lyman requested a possible phone line into the City Offices so that the Chamber could have a location for people to contact. The Council granted permission for the City Manager to work with the Chamber on installing a phone line and working with them so they would have permanent address.

7. Mr. Cleal Bradford requested permission to pursue applications for final funding for the Cultural Center from the CIB.  
The Council gave their advice and consent.

8. Mrs. Elaine Montella requested that the City participate in a homecoming for Miss Dee Street returning from Saudi Arabia. The Council agreed that if a program was organized, that the City would present Miss Street with "something" for her service to her country.

9. Mayor Shumway appointed Councilmember Slavens to the Irrigation Company Board.  
Council gave their advice and consent.

10. Councilmember Johnson discussed with the Council the possibility of allowing the Irrigation Company use of the City's pipeline for transporting their water and the trading of water in Dry Wash Reservoir for water in Starvation Reservoir.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember Skinner and unanimously carried that the Irrigation Company be allowed to install a pipeline at Starvation Reservoir and hook it into the City's 18" pipeline at the water treatment plant;  
that an inlet facility be placed on the mountain for the Dry Wash Reservoir water; that a metering device be required on this hook-up; that the Irrigation Company be allowed to transport water through the

April 10, 1991 Cont'd.

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City's mountain pipeline at no charge; that the City also have use of the Irrigation Company's pipeline from Starvation Reservoir to the treatment plant for the transmission of water without cost; that there not be a cost to the City for any of the pipeline installation and hook-up to the City lines; that all of the above be contingent upon a feasibility study being conducted by the Irrigation Company.

11. The City Manager asked the Council for direction in the rental of the airport hangars as to whether they should be rented for general storage use.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer, and unanimously carried that the hangars at the airport be rented only for aviation purposes and that all fees were to be paid in advance on an annual basis.

12. Motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that all the City hourly wage schedule be adjusted to reflect the new minimum wage of \$4.25 per hour effective April 1, 1991.

13. Motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried that Norman L. Johnson be the City's delegate for all votes at the Utah League of Cities and Towns Convention in St. George next week.

14. The City Engineer reported to and/or discussed with the Council the following items:

A. Requests have been received from three different areas for sewer hookup. One area is east of the Blanding Stake Center on 800 North Street. Dr. Val Jones has requested sewer hookup for a new home. The Council agreed that the City should grant such a hookup.

The second area is north and west of the city limits on 900 North Street 400 West Street and the third area in north and east of the city limits on 200 North Street and Highway 191.

(Mayor Shumway made note that being a property owner within the NE section, he had a conflict of interest.)

Following discussion, the Council agreed that a sewer line for future hookups in the NE section should be budgeted for in the FY92 budget and once annexation of the area is completed connections can be made.

The Council agreed that for the NW section, annexation will have to be accomplished and then sewer hookup made available as soon as possible within the budget. Both projects should be designed and if possible bid as a package.

B. David Perkins has requested a tap on the City's treatment plant to 4th Reservoir pipeline which goes through his pasture so that he can fill a water trough for his cattle. Mr. Perkins already has one tap on the line at a lower location. The Council agreed that Mr. Perkins should be allowed to move the existing tap to a location more suitable for his needs.

15. Following discussion, the Council agreed that to start this year the same watering policy of last summer should be advertised; that watering only between 6:00 P.M. and 10:00 A.M. should be enforced and citizens requested to be conservative.

16. Councilmember D. Palmer informed the Council of a pedestrian accident that happened at the ARL Middle School. The Council agreed that the police need to enforce the no parking signs in front of the school.

17. The City Manager reported to and/or discussed with the Council the following items:

A. Travel request for Jeff Black to attend the annual Road School May 1-3 in St. George. Council gave their advice and consent.

B. Reminded the Council of the Highway Committee Meeting to be held in Salt Lake City April 19 at 10:00 a.m.

C. Asked if the Council was interested in purchasing snow mobiles for use on the mountain. The Council agreed they were not.

April 10, 1991 Cont'd.

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D. Reminded the Council of the work session with the Forest Service April 24 at 5:30 P.M.

E. Requested the Council set Thursday, July 4, as the Day of Celebration for the Independence Day Parade and various programs. Council gave their advice and consent.

F. Complaints have been received from citizens regarding weed problems on empty lots within the city limits.

Following discussion, the Council stated that the already existing ordinance should be enforced and requested that the City Manager give a synopsis on these ordinances in the near future.

18. Councilmember Slavens informed the Council that the San Juan School District has requested that a City representative be on the School Board agenda to explain the proposed Recreation Service District.

Mayor Shumway appointed Councilmember Johnson.

The Council gave their advice and consent.

19. Mayor Shumway informed the Council that the assignments for the 4th of July celebration on Independence Day are progressing and the following people have accepted responsibility for activities:

Kenneth Maryboy - Mud Bog

Jim Dandy - Rodeo

Norman Johnson - Fireworks

Karalee Austin - Flea Market

Mayor Shumway will contact Trudy Shearer in regards to possibly being in charge of the parade.

20. Following considerable discussion, motion was made by Councilmember D. Palmer and seconded by Councilmember Johnson that permission be granted to spend \$6,000 for an architectural master plan of the proposed golf course.

Councilmember Slavens requested that the motion include that the City will not spend any more monies after the \$6,000 unless it was grant monies obtained for the purpose of the golf course. Councilmember D. Palmer did not agree to include this in his motion.

Councilmember Johnson requested that the motion state that the City be allowed to spend up to the \$70,000 already allotted for the purpose of the golf course and no more until monies were received from the CIB or other entity for the purpose of the golf course. Councilmember D. Palmer agreed to this amendment.

Following further discussion, Councilmember D. Palmer rescinded his motion.

21. Motion was made by Councilmember D. Palmer and seconded by Councilmember Johnson that the Golf Course Enterprise Fund be authorized to spend up to the full amount of the \$70,000 for an architectural master plan and applications necessary to present a request to the CIB for funding of a golf course; that if the City is granted monies from the CIB for the purpose of building a golf course, proceed with the plans; that if the monies granted from the CIB are not fully in the form of a grant, the decision will come back to the Council as to whether or not pursue the building of a golf course.

The voting was as follows:

Those voting "AYE":

Councilmember D. Palmer

Councilmember Johnson

Councilmember Skinner

Those voting "NAY":

Councilmember Slavens

Those abstaining:

None

Those absent:

Councilmember S. Palmer

constituting all the members thereof, Mayor Shumway declared the motion carried.

22. Councilmember Slavens requested permission for the City Manager to send the following letter:

April 11, 1991

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San Juan Water Conservancy District  
P. O. Box 246  
Blanding, Utah 84511

Dear Board,

Pursuant to our letter of February 28, 1991, the Council has reviewed the current water runoff status and have determined there will not be a need to pump Recapture Reservoir. This decision will allow our May 13, 1987 Lease Agreement to proceed as outlined.

Concern must be expressed regarding the maintaining of the 2500 acre ft Conservation Pool. Should another State of Emergency be declared, this water would be needed for culinary purposes. The December 23, 1983 Purchase Agreement states:

"In order to insure the availability of this City Right, the District agrees that it will not draw down the Reservoir to satisfy the claims of persons or entities other than the City to a point that, at the end of the then current Water Year, the amount of water left in the Reservoir will be less than 2,500 acre feet including the Conservation Pool."

We trust your continued good judgment in the use of this precious resource and as always we stand ready to be of assistance to the continued better use and development of water in our area.

Respectfully,

Norman L. Johnson  
City Manager

NLJ/gmn

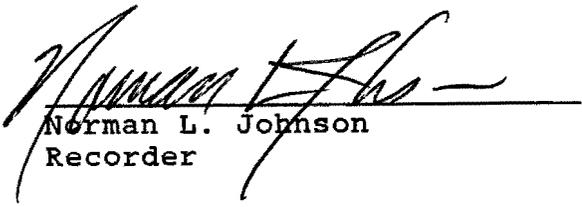
xc: Philip L. Palmer, City Engineer  
Blanding Irrigation Company

Council gave their advice and consent.

23. Mayor Shumway requested permission to speak with General Matthews in regards to the status of the National Guard unit from this area.  
Council gave their advice and consent.

24. Mayor Shumway informed the Council that Ms. Sue Halliday has requested permission to use the rodeo grounds. The Council felt that the City has no control of the grounds and that she would have to contact the American Legion.

Meeting adjourned at 11:10 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD APRIL 24, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	Keele Johnson
	Don W. Palmer
	Steve V. Palmer
	Glenn Skinner
	James K. Slavens
City Manager:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Phil Mueller; Gorden & Laurel Hawkins; Marjorie Jones; Robert Hosler; John Black; Jim Dandy.

1. Prayer was offered by Councilmember S. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held April 10, 1991 were approved with the following corrections:
  - Item #16: Add "and the speed limit" after "no parking signs"
  - Item #20: Delete "spend any more monies" and add "go into debt"
4. The City Manager informed the Council that the owner of Shirt Tail Convenience Store had requested consideration of water line to his business for culinary water and fire protection.

Following a short discussion, the Council agreed that a letter explaining that the Council is not allowing any water hook-ups outside of the City Limits should be sent.
5. The City Manager informed the Council that the representatives of the Irrigation Company, the Conservation District, and the City met to form a Master Agreement relative to water usage; that all three entities will meet annually on the 3rd Wednesday of February to discuss the use of water for the coming year.
6. Mr. Gorden Hawkins, Fire Chief, read the following proposal into the minutes:

We propose that the City of Blanding lease to the Blanding Golf Association the Blanding Golf Course with all equipment that is presently there for the remainder of the 1990-1991 fiscal year.

That the golf course retain city liability insurance.

That the Association has the remainder fo the budget for this year.

That the Association retain all green fees.

The Association agrees to  
Do or have done all equipment repair  
Repair all water leaks and sprinklers  
Spray for weeds and dandelions  
Fertilize  
All other maintenance and upkeep  
Be responsible for collecting green fees - etc.

At the end of this fiscal year, we will renegotiate a contract for the next fiscal year with the City or the Recreation District.

Councilmember Skinner moved that the proposal by the Golf Association be accepted.

Upon no second to the motion, Mayor Shumway declared the motion dead.

Following further discussion, the Council gave their advice and consent to support the Association in their endeavors to regulate the golf course and with reasonable financial support.

7. Mr. Jim Dandy discussed with the Council the needs in order to be able to have a rodeo on the 4th of July.

Following discussion, motion was made by Councilmember Johnson and seconded by Councilmember D. Palmer that the City will support use of the rodeo grounds on July 4th for a mud bog if permission can be obtained from the American Legion; that Mr. Kenneth Maryboy and Mr. Jim Dandy be in charge of the mud bog festivities; that the City will guarantee the rodeo grounds being returned to as good as or better than condition.

Voting was as follows:

Those voting "AYE":

Councilmember K. Johnson  
Councilmember D. Palmer  
Councilmember G. Skinner  
Councilmember J. Slavens

Those voting "NAY":

None

Those abstaining:

Councilmember S. Palmer

constituting all the members thereof, Mayor Shumway declared the motion carried.

8. Following further discussion of the rodeo grounds, Councilmember Johnson rescinded his previous motion in Item #7. Motion was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried that the City will support use of the rodeo grounds on July 4th for a mud bog if permission can be obtained from the American Legion; that Mr. Kenneth Maryboy and Mr. Jim Dandy be in charge of the mud bog festivities; that the City will guarantee the rodeo grounds being returned to as good as or better condition; that Mr. Kenneth Maryboy will provide proof of liability insurance before the City supports any of the above statements.

9. Mr. Jim Dandy offered to be in charge of a rodeo for the 4th of July if he has the support of the City. The Council agreed to support Mr. Dandy and requested that he work with the City Manager.

10. The City Manager requested the support of the Council in preparing a Master Policy and Procedure Manual for the City. The manual would contain sections for personnel, utilities and general ordinances. The manual would take considerable time to prepare and each policy or procedure would be presented to the council for their review and adoption as it is prepared. Council gave their advice and consent.

11. The City Engineer reported to and/or discussed with the Council the following items:

A. Requested direction relative to the loaning of cement forms. The Council agreed that the curb and gutter forms are not to be lent and that the sidewalk forms are to be lent only if the City has no need for them at that time; that the City will provide excavation and backfill of sidewalks; that the City must take a deposit and inspect the forms once they are returned; all work must be inspected if the City is to pay for the concrete.

B. Requested direction relative to responsibility of sewer lines. The Council agreed that the City is only responsible for the main sewer line and that residents are responsible from the main to their home.

12. Mayor Shumway read the following excerpt from the County Commission minutes:

A motion to adopt the resolution and proceed with the forming a Recreation Service District without taxing authority was made by Commissioner Redd and seconded by Commissioner Lewis. UNANIMOUS. A public hearing on forming the Recreation Service District will be held May 22, 1991 in the Blanding City Council Chambers.

Blanding Rodeo Grounds Blanding City officials discussed with the Commission the Blanding Rodeo Grounds. The Rodeo Grounds are owned by the American Legion. Bud Nielson is in charge of the grounds.

Mr. Nielson said the American Legion will sign a contract to lease the grounds to the City after he has contacted the members of the American Legion. Blanding City requested \$10,000 to be used to upgrade the facility. The Commission advised the City that the County has been requiring the following for this type of project: 1) a match for funding of either labor, materials or money. 2) the money be used for permanent infrastructure 3) clear title to the land or a ten year lease. The Commission said nothing had been budgeted for this expense in the 1991 budget but they would be able to budget for this expense in 1992. The City requested that the road department be allowed to help with some grader work or gravel this year. A motion to allow the road department to help with grader work and gravel on the Blanding Rodeo Grounds and budget in the 1992 budget \$10,000 for this project with the listed stipulations was made by Commissioner Redd and seconded by Commissioner Lewis.

Equipment Used Blanding City officials discussed using the County snowmobiles at times during the winter months to check the water tunnel. The Commission said that they felt allowing this use would set a precedence and they would have numerous requests for use of County equipment from other entities. The Commission suggested the City hire private snowmobiles for this purpose.

The Council concurred with the Commission decision and will prepare for the May 22 Public Hearing.

13. Motion was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried that the Mayor be authorized the necessary documents relative to supporting the 911 Telephone System in San Juan County.

14. The City Engineer restated to the Council that watering hours will be 6:00 P.M. to 10:00 A.M. with a request that citizens do not water when it is windy and that they must be conservative.

15. Mr. John Black reported to the Council that there have been people going out to the 4th Reservoir, having parties and leaving trash. They are also driving down to the water's edge and causing holes in the new reservoir lining.

The Fish and Game Division are going to go ahead with the planting of approximately 2000 fish in the 4th Reservoir next week.

16. Councilmember Johnson received permission to work with the Fish and Game and the Irrigation Company with regards to placing fish in the Dry Wash Reservoir this summer.

17. Mayor Shumway distributed the monthly police report.

18. The City Planner discussed with the Council the UDOT meeting in St. George concerning the Highway 191 project. Several councilmembers will plan to attend such meeting and fly if at all possible.

19. The City Manager reported to and/or discussed with the Council the following items:

A. Legal Notice relative to the dump has been published in the San Juan Record.

B. Request input from Council for budget items at next Council meeting which may need to be included for the May 22 public meeting.

C. Inquired as to whether the City plans to have a clean-up day. The Council was informed that the Chamber of Commerce is planning to organize one.

D. Informed the Council that Wayne Owens will be in Monticello on May 3 from 5:30 - 7:30 P.M. for an elected attitudes forum.

E. Request permission to meet with Lynn Lee on recreation concerns and matters between now and June 30. The Council agreed and requested that Councilmember D. Palmer be in attendance also.

F. Requested permission to pay on a health insurance transition problem for an employee. The matter was deferred until an executive

April 24, 1991 Cont'd.

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session could be held.

20. Mayor Shumway suggested that the City hire a person to be in charge of the 4th of July celebration.

Following discussion, the Council gave their advice and consent for the City Manager to advertise with a deadline of Monday noon on April 29 for a chairperson for the 4th of July celebration. A fee in the amount of \$1,000 will be paid for this temporary position.

21. Councilmember Johnson discussed the fencing problem on the water shed.

Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that Councilmember Johnson was authorized to work with the Forest Service and the permittee to establish new fencing needs; that, prior to the committment of funds, the plan is to be approved by the Council.

22. Councilmember Slavens suggested that the Council consider purchasing an automobile for travel purposes.

Mayor Shumway informed the Council that many automobiles are available through the State Surplus. The Council agreed to consider the suggestion.

23. Councilmember Slavens discussed with the Council the problem of dangerous weeds on empty lots within the City limits.

Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember S. Palmer and unanimously carried that a Public Notice be advertized in the San Juan Record as to the clean-up of hazardous weeds; that the Fire Chief give warnings for clean-up by June 15 to anyone owning lots with the potential of being a fire hazard; that the Chief of Police give warnings for clean-up of other potential hazards within the City for clean-up by June 30.

24. Councilmember Slavens inquired as to the possibility of the City finishing the sidewalk west of the new sidewalk construction placed by the School District on 200 North Street.

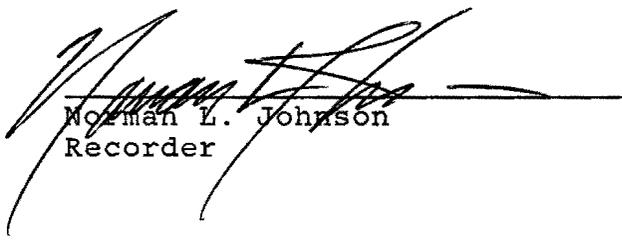
The City Manager informed the Council that he has already told the School District that the City will furnish the cement and replace the street lights if they will finish the sidewalk on 200 North Street.

10:06 P. M. - Retired to Executive Session

10:10 P. M. - Returned to Regular Session

25. On direction of the Council, the City Manager was authorized to settle an employee insurance claim in the amount of approximately \$868.00.

Meeting adjourned at 10:10 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MAY 8, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Manager:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer

Also present were: Keith Campbell; Marjorie & Adrian Jones; Billina Badback; Phil Mueller; John Black; David Perkins; Norman Nielson; Preston Nielson.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held 4/24/91 were approved with the following addition:  
Item #11:...that the City will provide excavation and backfill for these sidewalks, curbs and gutters;...
4. Mrs. Billina Badback informed the Council of up-coming Special Olympics activities and requested that the Mayor attend their Bar-B-Que on May 30.  
Mrs. Badback also requested that the Council consider donating financial support for the local students to attend the Summer Olympics in Provo.  
The Council agreed to consider the request for funding at the next Council meeting.
5. Councilmember Johnson informed the Council that work at the Dry Wash Campground will continue this summer and community support is needed.
6. Councilmember Johnson informed the Council that a request has been made by the Chamber of Commerce and San Juan Economic Development Board for \$1,000 to participate in placing three bill boards. There will be one south of Blanding, north of Blanding and one in Monticello. Blanding will share the bill boards to advertise the area.
7. Mr. Keith Campbell of Petrolane discussed several drawbacks to the bringing of natural gas into Blanding and answered any questions concerning propane.  
The City Manager informed the Council at this time that Feagan Gathering will be at the May 22 meeting to present their proposal for bringing natural gas to Blanding. Utah Gas will be presenting a proposal in the near future.
8. Mr. Norman Nielson requested support of the Council in having a prairie dog hunt in Blanding. The Council recognized the problem of several farmers but did not feel that they could directly sponsor an activity such as this though they support he idea.
9. Councilmember Slavens informed the Council that two new homes are to be constructed northwest of the City limits in the near future and they are requesting hookup to the City utilities.  
Following discussion, the Council agreed that electric utilities could be hooked up but water and sewer connections can not be granted until annexation of the properties are completed in order to be consistant with prior decisions.
10. The American Legion has not yet met with the County Attorney to have the rodeo grounds lease drawn up. Councilmember Slavens agreed to follow up on this matter as did the City Manager.

11. The City Manager requested direction regarding the hiring of summer help.

Following discussion, motion was made by Councilmember Skinner, seconded by Councilmember D. Palmer and unanimously carried that positions for four youth summer helpers be advertised and applications presented to the Council for decision.

12. The City Engineer reported to and/or discussed with the Council the following items:

A. Attended the UDOT Commission Meeting in St. George in regards to the Highway 191 Project. The project is second on their tentative list of projects for this year and looks very favorable.

B. As of May 6, water at the tunnel was running approximately 2 second feet.

13. Following discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that the Irrigation Company can start receiving one second foot City water and use of the City's 12" line and the City will bring their other two second feet down the 8" line. This will help begin repayment of early water taken by the city.

14. The City Manager informed the Council that the budgeted computer system for the Police Department has been advertised.

15. The City Manager reported to and/or discussed with the Council the following items:

A. Will attend the UDOT-UAMPS meetings May 15-17 in Salt Lake City. Advice and consent of Council was given.

B. A Public Hearing will be held May 22 at 7:05 P.M. relative to the San Juan Foundation applying to the CIB for funds to complete the Cultural Center.

C. Wayne Palmer has been hired to run the July 4th celebration.

D. Requested permission to advertise for the FY'92 gasoline, concrete and propane bids.

Advice and consent of Council was given.

E. Inquired if anyone was interested in obtaining an aerial photo of Blanding. No one was interested.

F. Councilmember Johnson and the City Manager will meet with the School District on May 20 at 4:00 P.M. to inform them of the proposed Recreation District.

G. Inquired if the Council is interested in having electric utility rate analysis advertisement pamphlets and related material prepared by UAMPS staff at a minimal charge.

Council gave their advice and consent to have the pamphlets and related information prepared by UAMPS for the up-coming rate changes.

H. Reported on the peaking unit study committee meeting held at the UAMPS office in Salt Lake City yesterday.

I. There will be a Public Hearing held at 6:00 P.M. May 22 in the Council Room relative to the proposed Recreation District. The hearing will be conducted by the County Commission but all City officials need to be in attendance.

J. A Pre-budget Hearing will be held May 22 at 9:00 P.M.

16. Motion was made by Councilmember Johnson, seconded by Councilmember S. Palmer and unanimously carried that the Mayor be authorized to sign the following agreement with the Blanding Irrigation Company:

AGREEMENT

We, the undersigned stockholder of The Blanding Irrigation Company (the COMPANY) hereby agree to participate in Phase II of the Recapture Dam-White Mesa Pipeline (the PIPELINE) and further agree, beginning in 1990, to pay the assessments required each year to make the payments on the PIPELINE until the COMPANY'S obligation on the PIPELINE is paid in full. We further agree that each stockholders assessment for the PIPELINE payment will be the COMPANYS total yearly

May 8, 1991 Cont'd.

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payment on the PIPELINE divided by the total of the COMPANYS shares used in the PIPELINE then multiplied by the number of shares designated in this agreement and in previous agreements as being used in the PIPELINE with the individual and total number of shares subject to change by future agreements.

This agreement may be executed in one or more counterparts, each of which shall be fully binding on the signatory party irrespective of whether or not this agreement is executed by all of the other parties hereto.

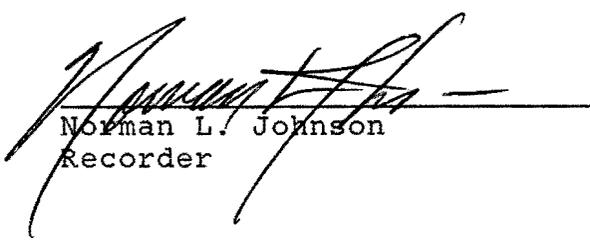
17. Councilmember Skinner reported to the Council that he attended the annual Highway Road School Meeting where the Senate Bill 25 was discussed. It was also discussed that each police department should have a person trained to handle hazardous waste material in case of an accident.

18. Councilmember Slavens discussed with the Council responsibilities of the residents and City in regards to sewer clean-out and repair. The Council agreed that clean-out is the responsibility of the property owners from their home to the sewer main; if the property owner, in association with a private plumber, decides that replacement is needed, the City will uncover from the property line to the main and make a decision as to the necessity of replacement; if replacement is necessary the City will replace the line from the property line to the main sewer line; if replacement is not necessary, the property owner will receive a bill from the City for the expense of uncovering, checking, and backfilling the line.

19. Councilmember Slavens suggested that the Council consider approaching the CIB for \$40,000 for expansion of the fire station. The Council agreed that the City Manager should obtain more information and report back to the Council on what other communities expend for Public Safety Budgets and Programs.

20. Mayor Shumway reported to the Council that he and Councilmember Johnson had met with Mrs. Heidi Redd and felt that the meeting was very productive.

Meeting adjourned at 10:50 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MAY 22, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Manager:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Phil Mueller; Billina Badback; Mike Halliday; Gorden Hawkins; Mike Bradford; Vance Seely; Cleal Bradford; Olene Walker; Marjorie Jones; Bill Redd; Harold Lyman; Debbie Christiansen; Lynn Lee; John Black; Dan Hurst; Max Evans; Wilson ; Keith Campbell; Wayne Palmer; Craig Halls; Tony Wojcik.

1. Prayer was offered by Councilmember Slavens.
2. The Pledge of Allegience was recited.
3. Minutes of City Council Meeting held May 8, 1991 were approved with the following deletion:  
Item #8: delete "though they support the idea"
4. The following bids for purchase of a Police Department computer were opened:  
(At this time, Councilmember Johnson noted that he will be abstaining from discussion and voting as he is one of the bidders.)

PC Consultants	\$2,447
PC Consultants (used)	1,850
Petra Computers	1,795
San Juan Computer Service	1,680
Morrell Computers	1,830

Following review and discussion, motion was made by Councilmember Slavens and seconded by Councilmember S. Palmer that the City Manager and Chief of Police be allowed to compare the bids and once it is known that all bidders were bidding the same specifications, accept the lowest bid.

Voting was as follows:

Those voting "AYE":	Councilmember D. Palmer Councilmember S. Palmer Councilmember G. Skinner Councilmember J. Slavens
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Those voting "NAY":	None
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Those abstaining:	Councilmember K. Johnson
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constituting all the members thereof, Mayor Shumway declared the motion carried.

5. The Council held a Public Hearing relative to the College of Eastern Utah making application to the Community Impact Board for monies to complete the Cultural Center.

Mr. Cleal Bradford briefly explained that the monies being applied for be requested in the form of half grant and half loan.

Comments were heard from citizens and councilmembers. The consensus was positive. The Council requested that once the application has been accepted and approved, that Mr. Bradford will return to the Council for their approval of acceptance.

6. The City Manager reported to the Council that Feagan Gathering is still pursuing their proposal for providing natural gas to Blanding and that they will contact the City when their proposal is firm and complete.

May 22, 1991 Cont'd.

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7. Mayor Shumway informed the Council that a letter has been received from Monticello in regards to a welcome home program for the National Guard's men from San Juan County to be held in Monticello. The Council gave their advice and consent to participate.

The City will give their celebration and honour of the National Guard from Blanding on July 4th.

8. The City Engineer discussed with the Council the proposed Cross-Connection Ordinance.

Following review and discussion, motion was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried that the Cross-Connection Ordinance be advertised for a public hearing.

9. Councilmember Slavens reported that he feels that the Recreation Service District Board will be organized within the next 15 days.

Mayor Shumway appointed Councilmember D. Palmer as the City's representative on the Board and suggested Craig Halls as an "at large" member.

Council gave their advice and consent.

10. The City Planner reported to the Council that the Highway 191 Project has been approved and will take two years. It is proposed that they will do the north and south ends of the highway during the ensuing summer and finish the center portion through town next spring before the tourists season starts.

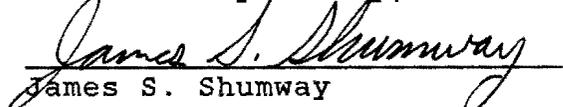
Following discussion, motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried:

RESOLUTION NO. 1991-4

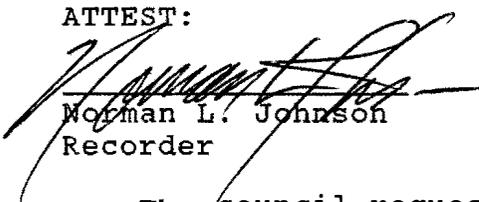
A RESOLUTION AUTHORIZING THE EXECUTION  
OF A CONTRACT BY AND BETWEEN  
THE CITY OF BLANDING AND  
UTAH DEPARTMENT OF TRANSPORTATION

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign that certain contract by and between the City of Blanding and the Utah Department of Transportation; that a copy of said contract be attached hereto and made a part hereof by reference.

PASSED, ADOPTED and APPROVED this 22nd day of May, 1991.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

The Council requested the City Manager to write letters of appreciation to the following persons for their help in getting the project accepted:

Sam Taylor  
Archie Hamilton  
Steve Noble

11. Mr. Vance Seely expressed to the Council his desire not to be annexed into the City. The Council thanked him for his concerns.

12. Ms. Billina Badback requested that the City donate to the Special Olympics.

Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried that the City match the \$500 donated by the School District to the Special

Olympics and that the monies be specified for travel to the Summer Olympics to be held in Provo.

13. Mr. Wayne Palmer gave the Council a brief up-date on the 4th of July celebration.

The Council took a five minute break.

14. Mr. Craig Halls reviewed the proposed lease with the American Legion on the rodeo grounds.

Following discussion, motion was made by Councilmember Johnson and seconded by Councilmember D. Palmer that the lease be accepted.

Following further discussion, Councilmember Johnson withdrew his motion and the Council gave their advice and consent for Councilmember Slavens and the City Manager to continue working on the lease with the American Legion.

15. The City committed to Commissioner Redd that they would be responsible for contacting the other agencies involved in the Recreation Service District regarding name selection for the Board.

16. The City Engineer reported and/or discussed with the Council the following items:

A. Reviewed the proposed sewer line extension on 100 West 800 North to which they re-stated their desire to have it completed.

B. Reviewed the 1991 Runoff Summary and requested direction. The Council agreed that Philip should be given the authority to use his judgment in use and distribution of runoff water and in working with the Irrigation Company.

C. Reviewed the Irrigation Company Pipeline Project after which the Council agreed the City did not have a need for any lines in the project and so such city shares should not be used for consideration on the project payback.

17. The City Council conducted a Public Hearing relative to the FY92 Preliminary Budget.

No Public Comments were heard.

18. The City Planner reported to and/or discussed with the Council the following items:

A. Requested permission to write a letter of appreciation to First Security Bank for the installation of a "Night Teller". Council gave their advice and consent.

B. Requested permission to present a utilities hook-up study for future review.

Council agreed that it would be a good idea.

19. The City Manager reported to and/or discussed with the Council the following items:

A. Attended the UAMPS-ICPA meetings held in Roosevelt.

B. The Chamber of Commerce telephone number is 678-2539.

C. Advertisement for the gasoline, concrete and propane bids will be in next week's paper.

D. Would like to extend appreciation to Councilmember Skinner for many personal hours spent helping to repair the shop furnace.

20. Mr. Tony Wojcik presented an architectural drawing of the proposed golf course for the Council's review.

21. Councilmember Johnson requested that the Council consider allowing the placement of fish in Starvation Reservoir. He explained that the area would be patrolled closely and that fishing permits would be required.

The Council agreed to allow Councilmember Johnson to obtain legal advice in regards to posting and patrolling public land and that he will have to get written permission from the Shumways. He may then again approach the Council for a decision.

May 22, 1991 Cont'd.

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22. Councilmember Slavens requested permission for himself and the City Manager to pursue convincing the County Commission to designate the City streets that used to be county roads.

The Council gave their advice and consent.

23. Councilmember Slavens requested that the dog control within the City be stepped up for a while as there have been numerous citizen complaints.

24. Mayor Shumway will attend the Utah Local Governments Insurance Trust meeting to held May 31 in Salt Lake City.

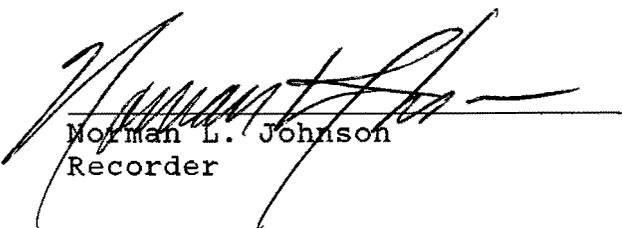
12:15 P.M. Council Retired to Executive Session

1:18 P.M. Council Returned to Regular Session

25. Motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that the following employee changes be tentatively budgeted for in the FY92 budget:

Willie Begaye and Mitchell Dayzie be made full-time employees with benefits; that Danny Flannery remain as Sergeant with the same step & grade that he now has; that Bret Hosler and Jerald Bradford be given a step increase.

Meeting Adjourned at 1:18 A.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JUNE 12, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor Pro-Tempore Slavens:

City Councilmembers:	Keele Johnson
	Don W. Palmer
	Steve V. Palmer
	Glenn Skinner
City Manager:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
Mayor:	James S. Shumway

— Absent was:

Also present were: Joe B. Lyman; Cleal Bradford; Marjorie Jones; Lana & Monty Lee; Vance Seely; Bill Redd; Phil Mueller; Lynn Lee; Lou Mueller; Craig Halls.

1. Prayer was offered by Councilmember Skinner.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held May 22, 1991 were approved.

4. The City Council held a bid opening for the following services:

Propane		
Chief Propane	\$	.69/gallon
Petrolane		.499/gallon

Cement		
Jerry Holliday Construction	\$	63.75/yard
Nielson Sand & Gravel		60.85/yard

Gasoline		
Saveway Tire	\$	.77/gallon
Black Oil Co. - Unleaded Reg.		.788/gallon
Leaded Reg.		.798/gallon

The Council agreed to review the bids and award them at the June 26, 1991 council meeting.

5. Mr. Steve Olsen, representing the Edge of the Cedars Museum, requested permission to route the tourist traffic to the museum on 200 North Street for one year in order to obtain information as to the best way to route this traffic.

The Council gave their advice and consent.

Mr. Olsen informed the Council that a maintenance building is going to be built at the museum and a parking lot completed. He asked as to the intention of the council regarding the installation of the proposed street in front of the museum.

The Council agreed that the street would be prioritized within the next few years.

Mr. Olsen informed the Council that the museum will plan their parking lot and maintenance building with this in mind.

6. Mr. Phil Mueller, representing the County Economic Development Board, discussed with the Council the proposed billboards to be placed north of Monticello and north and south of Blanding. The Council agreed that they were interested in participating but were concerned about the ownership of the signs.

Upon determination of ownership of the signs, the Council agreed to participate with San Juan County and Monticello in the amount of \$2,200 for advertising of San Juan County on three different billboards.

7. Mr. & Mrs. Monty Lee requested that the Council consider reimbursement for their insurance deductible on damage to her home by a main sewer backup.

The Council authorized the City Engineer and the City Manager to work out a fair settlement with the Lees.

8. Council discussed the revised FY92 budget.

Councilmember D. Palmer and Councilmember Johnson are not in favor of dismissing the two full-time temporary workers.

Councilmember Skinner, Councilmember S. Palmer and Councilmember Slavens are in favor of dismissing the two full-time temporary workers.

9. Motion was made by Councilmember D. Palmer and seconded by Councilmember Skinner that the Mayor be authorized to sign the lease for the rodeo grounds by and between the City of Blanding and the American Legion.

Voting was as follows:

- |                     |                          |
|---------------------|--------------------------|
| Those voting "AYE": | Councilmember K. Johnson |
|                     | Councilmember D. Palmer  |
|                     | Councilmember G. Skinner |
|                     | Councilmember J. Slavens |
| Those voting "NAY": | Councilmember S. Palmer  |

constituting all the members thereof, Mayor Pro-Tempore declared the motion carried.

10. Mr. Cleal Bradford informed the Council that the San Juan Foundation has been granted by the CIB a \$140,000 loan/\$140,000 grant for the completion of the Cultural Center and that they will be on the August agenda for finalization.

Mr. Bradford also informed the Council that a Building Authority will need to be formed. Motion was made by Councilmember D. Palmer, seconded by Councilmember Skinner and unanimously carried that the Council authorize the formation of a Building Authority on a 50/50 cost basis with the San Juan Foundation.

11. Mr. Vance Seely requested permission to move a water connection he owns within the city limits to his new home location just outside the city.

Following discussion, motion for the adoption of the following resolution was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried:

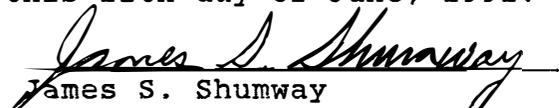
RESOLUTION NO. 1991-4

A RESOLUTION PERTAINING TO THE CONDITIONS  
GRANTING CULINARY WATER HOOKUPS  
OUTSIDE THE CITY LIMITS

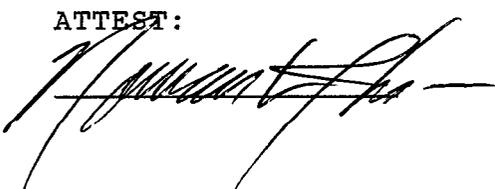
BE IT RESOLVED by the City Council of the City of Blanding, Utah that the City will grant outside City Limits culinary water hook-ups only under the following conditions:

1. The hookup is within an area which could be easily and reasonably annexed;
2. The hookup is within an area the city wishes to have annexed;
3. The property owner will sign a letter of agreement to be annexed at the first opportunity presented to him.

PASSED, ADOPTED and APPROVED this 12th day of June, 1991.

  
James S. Shumway  
Mayor

ATTEST:



June 12, 1991 Cont'd.

3

Norman L. Johnson  
Recorder

12. The City Engineer reported and/or discussed with the Council the following items:

A. Interstate Rock has almost completed the Recapture Pipeline Project. They will complete all water hook-ups for the culinary water project this week and will complete clean-up within two weeks.

B. Will continue working on cross-connection ordinance and advertising dates.

C. All ditch water is being channelled into Starvation Reservoir and all city usage is being drawn from Starvation Reservoir.

D. Because of danger to the city crews, Smith Plumbing was hired to use their large backhoe to dig the ditch for the placement of sewer line on 800 North Street. Council understood and agreed with the action taken.

13. The City Administrator reported to and/or discussed with the Council the following items:

A. Received permission to have Mark Shumway attend an Infra-red Camera School this week.

B. Gibbons & Reed Contractors received the bid for the Highway 191 Project in the amount of \$3,312,868, approximately one million under the engineers estimate.

C. Will be attending the UAMPS/ICPA meeting on 6/20/91.

D. The SEUAOG has requested office space within the City Office building. The Council gave their advice and consent.

E. 6/19/91 will be a Special Meeting to adopt the FY92 Budget.

F. The Council is invited to the Olympic Announcement Party in Salt City.

G. Request permission to consolidate Voting Districts #10 & #17 and #11 & #18 for the November election.

Council gave their advice and consent.

H. Request direction on the completion of curb and gutter for the summer. Council directed that Center Street be completed and that the south side of second south around to and including Kimmerle's be tied into the existing curb and gutter.

14. Councilmember Johnson informed the Council that the City can post city property even though it is public land.

The Council agreed that once written permission is obtained from Mr. Eugene Shumway and Mr. Kenneth Shumway, Councilmember Johnson is authorized to have the Fish & Game Commission plant fish in Starvation Reservoir.

15. The City Administrator informed the Council that City crews will start repair work on the bleachers at the rodeo grounds and clean-up of the grounds tomorrow.

Council gave advice and consent.

16. Councilmember Johnson read the following letter, which he intends to have published in the San Juan Record, into the minutes:

In this year's budget the Blanding City Council has proposed an increase in water rates of 38 percent. A great deal of confusion exists about why the City Council is proposing this water rate increase. A number of reasons have prompted the council to recommend this increase.

1. Our city auditor has recommended for the last five years that the city adjust the water rates. The water company has been going in the hole as much as \$50,000 a year and this situation should not continue to happen. He stated that, "For the last five years the city hasn't even covered the wear and tear on the water system assets."

2. According to the consumer price index, the inflation rate since the last rate increase has been 86.5% (48/5% more than the proposed

increase.) When the city purchases pipe, valves, chemicals and has construction work done, this inflation rate is reflected in our costs. We cannot continue to stay where we are when our suppliers make these adjustments for inflation.

3. As a comparison lets look at two privately owned companies and their rate structure. The first is Baker Sanitation. When Baker Sanitation began waste collection the rate was \$4.00. This rate was immediately raised to \$7.00 and now stands at \$8.50. This is a 113 percent increase, during the same time period the inflation rate was 18%. In all fairness to Baker Sanitation the first increase was because the city was running a utility as a losing business when we should have increased the rates. I guess we could sell our water company as well as the waste collection but then what would our rates be?

The next comparison is our cable television rates. Since August of 1988 the rates have gone from \$14.00 to \$17.60--a 26% increase while the inflation rate was 14.3%. Again in all fairness the number of channels have been increased giving us better service. For your information last year alone we put 1.5 million dollars into improvements on the Blanding water system giving us better and more reliable service.

4. Improvements in systems such as water and fire helps bring our homeowners' insurance costs down. Prior to making water improvements Blanding had a 10 rating; currently residents have 7 rating on homeowners' insurance which should reflect substantial savings in home in home insurance. On a home insured for \$50,000 with Farm Bureau a 10 rating would cost \$344 a year. Lowering the rating to a 7 would reduce the premium to \$167, saving the homeowner \$177 each year. Similarly a \$100,000 policy with a 10 rating would cost \$621, whereas a 7 rating would only cost \$310, a \$311 savings for the homeowner. We added another 40 fire hydrants and miles of larger sized pipe as part of the improvements to our water system last year. Hopefully these improvements may allow Blanding to qualify for a class 6 rating, further reducing the cost of homeowners' insurance.

5. We have a legal obligation to pay for past improvement projects. The water company has let contracts for 1.66 million in improvements for our water system. This money came from \$628,000 grant, a \$628,000 loan from the Community Impact Board (CIB), and a \$400,000 loan from Safe Drinking Water. The grant money does not have to be repaid but the loans do. The major portion of the increase in fees will be used to help repay these loans.

6. Even though major improvements have been made in the existing system, we are still not prepared for possible continuing drought years. Blanding City uses approximately 800 acre feet of water each year. The usable storage in the city reservoirs in 1,100 acre feet. When the city reservoirs are all full, we only have 15 months water supply. We would invite citizens to drive around and look at th city reservoirs. The third reservoir is completely empty, the fourth reservoir now has one foot of usable water, and Starvation reservoir is still 2 1/2 feet from being full. At this time we only have approximately 550 acre feet of water stored in our reservoirs for city use. Hopefully, Johnson Creek and Indian Creek will continue to flow and carry us through the year. If they do not, our lawns will die again. This situation is unacceptable and unless we make major improvements in our system, it will happen again, and again, and again. This city council has made a major committment to solve this problem and the solution will cost us all some money. Mark Page of the Utah State Water Resources office stated that "Blanding has plenty of water. They just don't have any where to keep it." Many years as much as 15,000 acre feet of water comes off of the mountain. During these years we should store this water for the drought years. Mr. Page recommended in a letter that the city build a major storage reservoir with approximately 3,000 acre feet of storage, 2,000 for the city and 1,000 for the irrigation company. The 2,000 acre feet

June 12, 1991 Cont'd.

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of storage when combined with our current 1,100 acre feet would give Blanding City a four year supply of water at our current population size. We must remember that: 1. Blanding has and will continue to grow. 2. Because of the increasing demands for water in Los Angeles, Las Vegas and Phoenix, if we do not build a reservoir now we may never be able to build it. A reservoir site has been identified on Johnson Creek approximately 1/2 mile above the Forest Service boundary. We have started the preliminary engineering study to determine if this is a suitable location. Currently the report is very positive; the site is in an excellent watertight formation and will provide gravity flow into Blanding. We need to build a reservoir like this or face a worsening water supply as time goes on. Imagine in ten years, the same water supply serving a thousand more people. What are we going to do then?

7. We have one of the lowest water rates in the state. When we proposed to the CIB funding for the water projects done last year, they examined our rate structure and told us that we were too low and that our citizens in comparison to other cities in the state should be paying more for water improvements. According to the formulas they use, if our water rates were more in line, they would give us larger percentages of grant money and smaller percentage of loan money. A 38 percent increase would raise the base rate from a \$10.00 to \$13.80 a month. Is \$3.80 a month too much to sacrifice to have a reliable water system?

When I ran for the position of City Councilman, I aggressively campaigned on the platform of improving our water facilities. I believe this should be Blanding's first priority. No one ever wants to pay more for anything, but this is simply a case of "you can pay now or pay a lot more later." This city council is dedicated to improving Blanding City. We know some citizens in Blanding would like to see Blanding stay the way it is. Many more citizens want a more attractive, progressive city with more opportunities. This will mean some torn up roads and controversy in the short term and a better city in the long term.

Sincerely,

Keele Johnson  
Blanding City Councilman

17. Councilmember D. Palmer read the following letter into the minutes:

What do suggested higher water and sewer rates have to do with a possible future golf course in Blanding? Why should the Electric Enterprise System transfer money to help operate the General Fund? What do your tax dollars, city licenses and fees pay for anyway? What does it mean to say that each City Enterprise System (electric, water, sewer, golf course) must stand on its own without being subsidized by the revenue of another enterprise?

The answers to all of these and many other questions of the same magnitude are, and have been, available for the last several years to anyone who would have taken the time to check out the facts or attend one of the public hearings advertised and held on financial matters of the city.

Each one of the city operated utilities are separate businesses and must financially pay their own way. The electric system is very healthy and debt free while the water system is just the opposite with operating costs going up each year and the necessity of going into debt to up grade and improve the system. In the past five years electric rates have been reduced 10%, 5% in January 1986 and 5% in February 1989. As of this year the sewer system needs only a small adjustment to be in balance but the water rates have not been adjusted since April of 1981 or ten years. With the drought, water revenue is down while the cost of acquiring and providing water has increased tremendously. Last year alone, the city spent \$132,000

June 12, 1991 Cont'd.

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just to acquire and pump the 500 acre feet of water from Recapture Reservoir. The necessary increase is \$4.00, which will raise the minimum service from \$10.00 to \$14.00. Had the rates been adjusted on an annual basis rather than wait ten years the change would not seem so sharp.

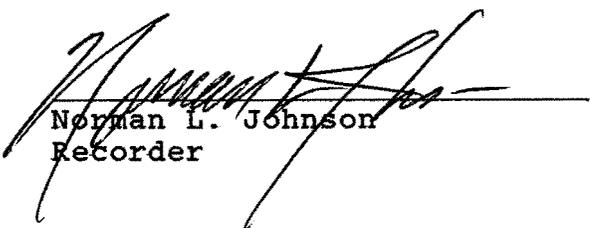
The proposed golf course is designed to also be a City Enterprise and it too will be required to stand on its own. This enterprise will have to pay its own electric bills, "Those who play will have to pay."

The General Fund of the city is a non-profit service center and depends on outside revenue such as taxes, grants or contributions to operate. Cities which do not operate successful utilities raise General Funds through increased taxation of some type, whereas cities like Blanding which are fortunate enough to own a successful electric system use the system profits to provide the police, fire, parks, airports and street programs. The term "Balancing the Budget" is not so much a financial consideration as what level of service police, fire, parks, etc. do the citizens want and from what source of funds do they wish to pay for this service.

18. Councilmember D. Palmer informed the Council that Mr. George Petty will be checking the well at the new proposed golf course land to see what condition it is in and the amount of water available.

19. Discussion centered on the dropping of all temporary employees in the FY92 Budget. The City Manager was instructed to advise the two full-time temporary employees that their positions will be terminated as of August 31, 1991. Other summer workers will be terminated as of August 16, 1991.

Meeting adjourned at 10:35 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JUNE 19, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway

City Councilmembers: Don W. Palmer  
Steve V. Palmer  
Glenn Skinner  
James K. Slavens

City Manager: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer

Absent: Councilmember: Keele M. Johnson

Also present were: John Black; Bill Redd; Phil Mueller; Marjorie Jones; Lou Mueller; Diane Kemner; Bob Hosler.

1. Prayer was offered by Councilmember S. Palmer.
2. The Pledge of Allegiance was recited.
3. Motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried:

RESOLUTION NO. 1991-5

A RESOLUTION OPENING THE FY'91  
GENERAL FUND BUDGET  
FOR ADJUSTMENTS AND FUND TRANSFERS

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the FY'91 General Fund Budget be adjusted as follows:

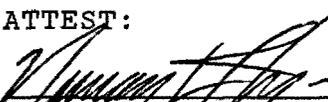
<u>DEPARTMENT</u>	<u>ADDITION TO BUDGET</u>	<u>SUBTRACTION FROM BUDGET</u>
Mayor & Council	\$ 4,000	
JP Court	1,000	
Administration		\$ 12,000
City Attorney		1,000
Police Department		5,000
Fire Department	4,000	
Street & Highways	9,000	
	<u>\$ 18,000</u>	<u>\$ 18,000</u>

The City Manager in connection with the City Auditor are authorized to make such other line item transfers within the FY'91 Budget as necessary.

PASSED, ADOPTED and APPROVED this 19th day of June 1991.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

4. Motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried:

RESOLUTION NO. 1991-6

A RESOLUTION ADOPTING  
THE 1991 TAX RATE

June 19, 1991 Cont'd.

FOR GENERAL PURPOSES

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the 1991 Property Tax Rate is set at .004591.

PASSED, ADOPTED and APPROVED this 19th day of June 1991.

*James S. Shumway*  
James S. Shumway  
Mayor

ATTEST:

*Norman L. Johnson*  
Norman L. Johnson  
Recorder

5. Councilmember Slavens stated that he does not desire to have curb and gutter in front of his home, but also realizes the necessity of it. Motion was made by Councilmember Slavens and seconded by Councilmember S. Palmer that Willie Begaye and Mitchell Dayzie be terminated on August 31, 1991; that Albert Jordan and Willie H. Begaye Jr. be terminated June 30, 1991; that curb and gutter installation be completed on Center Street between 100 West and 400 West; that cement costs for such curb and gutter be paid out of the FY'91 Budget.

Voting was as follows:

Those voting "AYE":	Councilmember J. Slavens
	Councilmember G. Skinner
	Councilmember S. Palmer
Those voting "NAY":	Councilmember D. Palmer
Those abstaining:	None
Those absent:	Councilmember K. Johnson

constituting all the members thereof, Mayor Shumway declared the motion carried.

6. Motion for adoption of the following resolution was made by Councilmember D. Palmer and seconded by Councilmember S. Palmer:

RESOLUTION NO. 1991-7

A RESOLUTION ADOPTING THE FY92 GENERAL FUND BUDGET AND THE FY92 UTILITY FUND BUDGETS FOR THE ELECTRIC, WATER AND SEWER DEPARTMENTS.

BE IT RESOLVED by the City Council of the City of Blanding, Utah that FY92 General Fund and Utility Enterprise Budgets are adopted as follows:

<u>GENERAL FUND</u>		
Mayor & Council		20767
JP Court		10176
Administration		
Non-Departmental	13350	
Insurance Reserve	11577	
General Administration	<u>20718</u>	45645
City Attorney		11500
Police Department		193004
Fire Department		29056
Streets & Roads		118901
Class "C" Roads		74376
Waste Collection		67500
Engineering		28582
City Parks		
General	23365	
Non-City Owned	<u>21500</u>	44865
Airport		16000
Planning and Development		28807
Budgeted Fund Balance		
General Fund	75000	
Class "C" Road Fund	<u>12624</u>	<u>87624</u>

TOTAL GENERAL FUND BUDGET \$ 776803

UTILITY ENTERPRISE FUNDS

Water System Operations	180500	
Depreciation	93000	
Debt Service	142675	
Capitol Outlay	<u>47000</u>	\$ 463175
Sewer System Operations	71524	
Depreciation	31000	
Debt Service	-0-	
Capitol Outlay	<u>63800</u>	\$ 166324
Electric System Operations	240910	
Purchase of Electricity	785000	
Depreciation	73000	
Debt Service	-0-	
Capitol Outlay	<u>135000</u>	\$1233910

TOTAL CITY BUDGET \$2640212.

The FY92 Budget will require a \$103,671 cash transfer from the Utility Fund Reserve to the General Fund.

PASSED, ADOPTED and APPROVED this 19th day of June 1991.

*James S. Shumway*  
 \_\_\_\_\_  
 James S. Shumway  
 Mayor

ATTEST:

*Norman L. Johnson*  
 \_\_\_\_\_  
 Norman L. Johnson  
 Recorder

The voting was as follows:  
Those voting "AYE":

- Councilmember D. Palmer
- Councilmember S. Palmer
- Councilmember J. Slavens
- Councilmember G. Skinner

Those voting "NAY":

None

Those abstaining:

None

Those absent:

Councilmember K. Johnson

constituting all the members thereof, Mayor Shumway declared the motion carried.

7. Motion for adoption of the following resolution was made by Councilmember Slavens and seconded by Councilmember D. Palmer:

RESOLUTION NO. 1991-8

A RESOLUTION ADOPTING THE FY92 EMPLOYEE SALARY SCHEDULE AND RELATED GRADE AND STEP ASSIGNMENTS AND JOB TITLE RANGES AS ATTACHED

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the following grade and step scales are assigned for the FY92 Budget year as adopted in the FY92 City of Blanding Salary Schedule.

<u>SALARIED EMPLOYEES</u>	<u>GRADE/STEP</u>
AUSTIN, KARALEE	13-4
AUSTIN, TOM	21-2
BLACK, JEFF	19-5
BRADFORD, JERALD	18-1
BRADFORD, MICHAEL	16-3
DAYZIE, MICHAEL	12-5
FLANNERY, DANNY	16-3
FLEMING, DANIEL	17-4

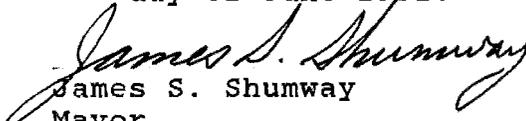
June 19, 1991 Cont'd.

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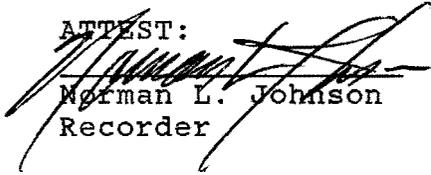
HALLIDAY, MELVIN	18-3	
HOMEDREW, DAVID	12-2	
HOSLER, BRET	18-1	
JOHNSON, NORMAN	26-5	
JONES, DRAKE	10-5	
MCDANIEL, JAY	15-4	(AT 1/3 TIME EQUIVALENT)
NORTHERN, GAIL	11-3	
PALMER, PHILIP	24-5	
SHUMWAY, MARK	17-3	

<u>HOURLY EMPLOYEES</u>	<u>GRADE/STEP</u>		
BEGAYE, WILLIE	3-5	360 HOURS	(08-31-91)
DAYZIE, MITCHELL	4-E	360 HOURS	(08-31-91)
WRIGHT, BEVAN	5-E	205 HOURS	
CROSSING GUARDS	2-E	1000 HOURS	
SUMMER WORKERS (4)	2-E	1056 HOURS	(08-16-91)

PASSED, ADOPTED and APPROVED this 19th day of June 1991.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

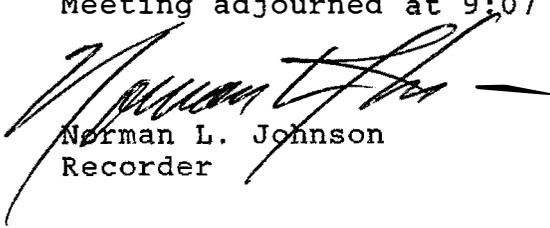
8. Councilmember Slavens proposed to the Council that they immediately determine new water and sewer rates; that the electric rates be analysed; that the sales tax be raised to 6.53%; and that property taxes be studied.

The Council agreed to discuss these items and the next council meeting.

9. Councilmember Slavens also requested that the Council hold a work session relative to the Recreation District.

The Council agreed to hold a work session June 27 at 6:00 P.M.

Meeting adjourned at 9:07 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JUNE 26, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Steve V. Palmer  
Glenn Skinner  
James K. Slavens  
City Manager: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
Absent was: Councilmember: Don W. Palmer  
Also present were: Phil Mueller; Gorden Hawkins; Wayne Palmer; Danny Fleming; Joe Lyman.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegience was recited.
3. Minutes of City Council Meeting held June 12, 1991 were approved.
4. Mr. Wayne Palmer gave a final up-date to the Council regarding the 4th of July celebration.
5. Mr. Gorden Hawkins informed the Council of damage to the fire department tanker pumps and indicated a need to flush our water lines as the construction is completed.
6. Motion was made by Councilmember S. Palmer, seconded by Councilmember Skinner and unanimously carried that the following bids be awarded for the FY92:

Petrolane Gas Service - Propane  
Nielson Sand & Rock - Cement  
Saveway Tire - Gasoline

7. Upon recommendation by the City Manager, motion was made by Councilmember Johnson, seconded by Councilmember Skinner and unanimously carried that the Mayor be authorized to sign a letter of agreement wherein the City is being loaned an infra-red camera from Western Area Power Administration.
8. Following review and discussion, motion for adoption of the following resolution was made by Councilmember S. Palmer, seconded by Councilmember Skinner and unanimously carried:

RESOLUTION NO. 1991-9

A RESOLUTION STATING  
SERVICE CHARGES AND PERMIT FEES

BE IT RESOLVED by the City Council of the City of Blanding, Utah as follows:

Section 1 Service Charges and Permit Fees

Service charges and permit fees shall be assessed as follows:

a. Public Hearing Fee

Requests for City action requiring a public hearing shall be assessed a fee to defray advertising, posting and staff time in the amount of . . . . . \$50.00

b. Development Fee

Proposed commercial, industrial and residential subdivision developments shall be assessed on the basis of acreage to cover staff time required in review and approval process. . . \$70.00  
(per acre)

c. Water Connection Fees

3/4 inch \$988.00 plus \$45.00 for meter

- 1 inch \$1644.00 plus \$60.00 for meter
- 1 1/2 inch \$3289.00 plus \$110.00 for meter
- 2 inch \$5265.00 plus furnish complete meter & vault assembly
- 3 inch \$10524.00 plus furnish complete meter & vault assembly
- 4 inch & larger to be calculated based on meter capacity

The applicant for water service will be responsible for all cost to have the service lateral installed\* (this includes vault, meter rise, approved back flow prevention device, meters for 2" or larger service) and it shall be done according to City specifications (UPC Uniform Planning Code) and under City inspection.

Single units and duplexes will be allowed 3/4 inch meters. Triplexes and Fourplexes will be required to have 1 inch meters. All others will be calculated.

\*Commercial and Industrial developments may have service lateral brought to the property line by the City without additional cost above the water connection fee(s) based upon 1-5 year pay back of capital outlay through total utility fees collected or applicant must pay the difference. Individual evaluation and approval by City Council is required.

d. Sewer Connection Fees

Single family housing units. . . . . \$ 450.00  
 Commercial, Industrial or multiple residential developments requiring multiple bathrooms or large volumes shall pay a base charge of. . . . . \$ 450.00  
 and per unit fee of. . . . . \$ 50.00  
 based on a 26 fixture units per unit maximum.

The applicant for sewer connection will be responsible for all costs to have the sewer lateral installed\*. (This includes all code requirements of the UPC Uniform Plumbing Code to each individual application). All work shall be done according to City specifications and under City inspection.

\*Commercial and Industrial developments may have a service lateral brought to the property line by the City without additional cost above the sewer connection fee(s) based upon 1-5 year pay back of capital outlay through total utility fees collected, or applicant must pay the difference. Individual evaluation and approval by City Council is required.

e. Electrical Connection Fees

Utah Power and Light Company Invoice.

\*Commercial and Industrial developments may have electrical service brought to the property line by the City and also the use of a pad mount transformer. Based upon 1-5 year pay back of capital outlay through total utility fees collected, or applicant must pay the difference. Individual evaluation and approval by City Council is required.

f. Building Permit Fees

Fee schedule per the UBC (Uniform Building Code) of the International Conference of Building Officials as periodically revised.

Fees shall be doubled on any construction project started prior to obtaining a permit.

g. Street Excavation Permit

Obtained from Building Official.

Only licensed contractors shall perform street excavations (General, Plumbing, Mechanical, Electrical).

All excavation and backfill must be coordinated through the General Service Director.

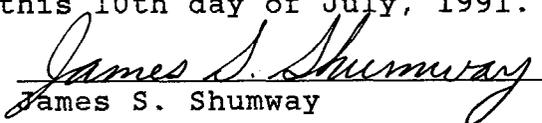
Contractors are responsible for compaction of backfill including proper amounts of base gravel, subgravel and asphalt. All excavations are subject to repair for one full calendar year from date of completion and approval by the General Service Director. Any repairs required during the first year not completed by the contractor after reasonable notification shall be completed by the City and billed to the contractor.

Excavation Permit. . . . . \$ 30.00  
Penalty for excavation prior to obtaining permit . . \$ 80.00

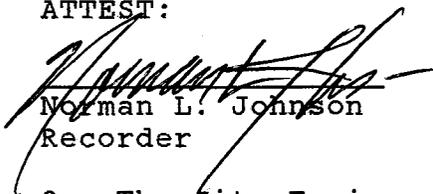
Section 2 Effective Date

This resolution shall be effective on July 1, 1991.

PASSED, ADOPTED and APPROVED this 10th day of July, 1991.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

- 9. The City Engineer reported to and/or discussed with the Council the following items:
  - A. Water usage is being taken completely from Starvation Reservoir; all mountain water is being directed to 4th Reservoir; the City is using approximately 1,000,000 gallons of water a day; Recapture Reservoir is down considerably; Camp Jackson is full.
  - B. Interstate Rock will complete their project within the next week.
- 10. The City Engineer requested direction from the Council relating to hookups on the new Recapture line for raw water use. After discussion, the City policy is to be as follows:
  - 1. No Connection Fee - Customer is to pay for all installation, tap, meter and PBV's
  - 2. City to approve and inspect installation
  - 3. Price for water will be reduced and will be determined at a later date
- 11. The City Engineer reported to the Council that the changes have been made relative to the Cross-Connection Ordinance and will be presented in the near future for adoption.
- 12. The City Planner informed the Council that Reed & Gibbons has not as of yet accepted the award of construction for the highway project but it is expected to be accepted within the next couple of weeks.
- 13. The City Manager reported to and/or discussed with the Council the following items:
  - A. Attended the UAMPS meeting
  - B. Craig Halls is working on the formation of a Building Authority.
  - C. Requested input as to revising the Council Meeting Agendas so as to shorten the meetings.
  - D. Will provide information for discussion and adoption of utility rates at next regular meeting.
- 14. Mayor Shumway and Councilmember Slavens reported that the San Juan Transportation District has made a grant of \$60,000 to the City for use in road construction.

15. Mayor Shumway requested that the Council consider discussion of comp-time at the next regular meeting. The Council agreed.

16. Councilmember Slavens reported that Mike Christensen has been awarded the bid for construction of the Airport Fuel System and should be completed within 45-60 days.

17. The City Manager requested permission to pay an employee dependent insurance claim in the amount of \$747.50 that was caught in the transition of insurance companies.

The Council agreed to grant payment.

18. Councilmember Skinner informed the Council that the Dry Wash Campground is progress nicely.

19. Councilmember S. Palmer asked concerning the Citizen Initiative Petition presented at last Council. The City Manager was directed to get legal advice and follow up on that advice to the point of placing the question on the ballot if required and report his findings to the Council.

20. Councilmember S. Palmer requested permission to pursue information relative to a possible bonding of the city to complete the entire city with curb and gutter.

The Council agreed and granted Councilmember Palmer to pursue legal advice and if it is possible to have the bonding issue put on the ballot in the November election.

21. Councilmember Slavens reported to and/or discussed with the Council the following items:

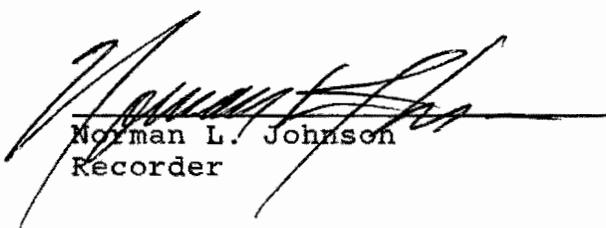
A. Asked if any response has been received from the firm interested in offering natural gas to Blanding. The Council agreed that a response should be received by the July 10 council meeting.

B. Requested that all Councilmembers take time to see the rodeo grounds.

22. Councilmember Johnson requested the City Manager get with Kay Johnson of the power board to develop a concise agenda for a full power board meeting so as to discuss only pertinent issues.

23. Mayor advised on a dangerous situation on the northeast side of Recapture Lake. A large metal frame is in danger of falling and could crush someone. The City Manager was direct to follow up on the problem even though it is not a city problem.

Meeting Adjourned at 9:35 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JULY 10, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor Pro-Tempore: James K. Slavens  
City Councilmembers: Keele Johnson  
Don W. Palmer  
Steve V. Palmer  
Glenn Skinner  
City Manager: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
Absent was: Mayor: James S. Shumway

Also present were: Phil Mueller; Cleal Bradford; Dennis Jones Jr.;  
Marjorie Jones; Bill Redd; Craig Halls; Tom Austin; Terral Dunn,  
representative of the Rural Water Association of Utah.

1. Prayer was offered by Councilmember D. Palmer.
2. Minutes of City Council Meeting held June 19, 1991 were approved with the following addition to Item #5:  
terminated "do to budget cuts and elimination of curb and gutter"
3. Response was received from Feagan Gathering Company and Utah Gas Company stating that at this time it is not feasible to supply natural to the City of Blanding.
4. Mr. Dennis Jones Jr. presented his proposed Eagle Project of placing permanent volleyball stands and a drinking fountain in the south park to the Council for approval. Mr. Jones requested that the Council consider furnishing two 10-foot sections of 3 inch pipe and a water fountain head.  
Council gave their advice and consent and instructed Mr. Jones to work with the City Manager.
5. The Council discussed the raising of water and sewer rates. Following considerable discussion, the Council agreed to wait until a decision was made on changing the power rates in the August 28 meeting.
6. The following article was read into the minutes and authorized to be published at City expense in the San Juan Record:

BLANDING CITY COUNCIL SETS MEETING TO DISCUSS  
NEW ELECTRIC RATES

The Blanding City Council has scheduled a public meeting on August 28 to discuss proposed changes to Blanding's electric rates. Blanding residents are encouraged to attend the meeting to learn why the changes are necessary. The meeting will start at 7:00 PM in the City offices.

After studying the present rate structure, the City Council concluded that changes are needed to simplify, modernize and make it fairer. While the basic structure of Blanding's power rates has remained unchanged for more than 20 years, Blanding's power supply mix and national energy markets have changed dramatically in that period of time therefore it is time to make our rate structure reflect the economic realities of the 1990's.

The major feature of the proposed residential rate schedule is a flat energy charge for all electricity used. Under the present rate schedule, the cost per kilowatt hour declines as usage increases.

Therefore the present rate structure penalizes small users and discourages large users from trying to conserve. A flat rate gives everyone equal incentive to practice wise energy use. The City wants its customers to use whatever electricity they need, but to use it efficiently.

A two-tier residential water-heater rate will replace the current four-block rate, making it easier for customers to understand how their bill is calculated. Overall, most customers on this rate

schedule will see slight reductions in their monthly bill.

Proposed changes to the residential all-electric rates will result in slightly higher bills for customers who rely on electric heat. However the changes are in line with the increased cost of serving these customers.

Simplicity is the goal of proposed changes to the commercial rate, as it will streamline the energy blocks from six to only three blocks and recover a demand charge for usage greater than five kilowatts. (The demand charge covers the maximum amount of capacity used by a customer during the month and the cost of equipment necessary to deliver it.) It will more accurately reflect the cost incurred by the power department to serve customer's electric loads.

In addition to electricity charges, a \$4 per month customer charge will be added on all customer bills to cover the expense of meter reading, bill processing, postage and maintaining basic customer facilities and equipment necessary to provide service.

The new rate schedule will not generate additional revenues for the electric department. In fact, if customer's usage remains unchanged over last year, most will see slightly lower electric bills.

The City will make a mailing prior to the public meeting explaining the proposed rate structure. The City Council encourages customers to review the material and attend the public meeting for a fuller explanation and an opportunity to ask questions.

7. The City Manager presented the Council a contract between the San Juan County Transportation District and the City of Blanding regarding a grant for road work within the City.

Following discussion, motion for adoption of the following resolution was made by Councilmember S. Palmer, seconded by Councilmember Skinner and unanimously carried:

RESOLUTION NO. 1991-10

A RESOLUTION AUTHORIZING THE EXECUTION  
OF A CONTRACT BY AND BETWEEN  
THE SAN JUAN COUNTY TRANSPORTATION DISTRICT  
AND THE CITY OF BLANDING

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign that certain contract by and between the San Juan County Transportation District and the City of Blanding regarding road work within the City of Blanding in the amount of \$60,000; that a copy of said contract be attached hereto and made a copy of hereof.

PASSED, ADOPTED and APPROVED this 10th day of July, 1991.

*James S. Shumway*  
James S. Shumway  
Mayor

ATTEST:

*Norman L. Johnson*  
Norman L. Johnson  
Recorder

8. Following discussion, motion for adoption of the following resolution was made by Councilmember S. Palmer, seconded by Councilmember Skinner and unanimously carried:

RESOLUTION NO. 1991-11

A RESOLUTION AUTHORIZING THE EXECUTION  
OF A CONTRACT BY AND BETWEEN  
THE CITY OF BLANDING AND  
SAN JUAN COUNTY

BE IT RESOLVED by the City Council of the City of Blanding,

July 10, 1991 Cont'd.

Utah that the Mayor be, and he is hereby, authorized to sign that certain contract by and between the City of Blanding and San Juan County for the placement of lighting, curb and gutter along Highway 191 north and south of the City of Blanding in connection with the 1991 UDOT Highway Improvement Project from Recapture to the junction of Highway 95, and as outlined in Participant's proposal dated March 19, 1991; that a copy of said contract be attached hereto and made a part hereof.

PASSED, ADOPTED and APPROVED this 10th day of July, 1991.

*James S. Shumway*  
James S. Shumway  
Mayor

ATTEST:

*Norman L. Johnson*  
Norman L. Johnson  
Recorder

9. Following discussion, motion for adoption of the following resolution was made by Councilmember Johnson, seconded by Councilmember Skinner and unanimously carried:

RESOLUTION NO. 1991-12

A RESOLUTION AUTHORIZING EXECUTION  
OF AN INTERLOCAL AGREEMENT BETWEEN  
SAN JUAN COUNTY AND THE CITY OF BLANDING  
TO PROVIDE FOR THE ESTABLISHMENT OF  
9-1-1 EMERGENCY TELEPHONE SYSTEM

COMES NOW the Blanding City Council Board and hereby agrees to adopt and execute the interlocal agreement between the City of Blanding and San Juan County a copy of which is annexed hereto, and directs the Mayor to execute the same.

DATED this 10th day of July, 1991

*James S. Shumway*  
James S. Shumway  
Mayor

ATTEST:

*Norman L. Johnson*  
Norman L. Johnson  
Recorder

10. Councilmember Johnson requested that the City Manager check on obtaining equal access through CONTEL and invite the new area manager to the next council meeting.

11. Following review with the City Attorney, Craig Halls, motion for adoption of the following resolution was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried:

RESOLUTION NO. 1991-13

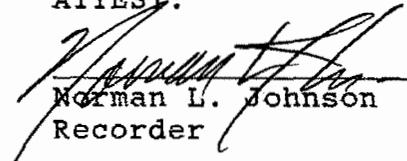
A RESOLUTION AUTHORIZING THE  
EXECUTION OF A BUILDING AUTHORITY

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to execute the formation of a Building Authority; that a copy of said Building Authority be attached hereto and made a part hereof.

PASSED, ADOPTED and APPROVED this 10th day of July, 1991.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

12. Mr. Kay R. Johnson requested a Power Board Meeting with the Council. The Council agreed and set a meeting for Tuesday, July 23 at 6:00 P.M.

13. The City Engineer reported to and/or discussed with the Council the following items:

A. All water is being directed into the 4th Reservoir and all use is being drawn from Starvation Reservoir.

B. The Recapture and Culinary Water Projects are progressing with a final inspection set for July 25.

14. The Chief of Police presented to the Council the May & June reports.

He also presented a new Comp-Time Policy letter that has been initiated within the police department.

The Chief also informed the Council that new shifts have been assigned so that the City has 24-hour coverage. To be able to continue this and not work the men a lot of comp-time it will be necessary to use part-time help. There is only one authorized part-time person.

The Council gave their advice and consent for the Chief to use reserves within the allocated part-time budget.

15. The City Manager reported to and/or discussed with the Council the following items:

A. Will be attending the ICPA/UAMPS meeting in Logan 7/17-18.

B. A special meeting and public meeting will be held 7/23/91 in order to have public input on property tax assessments.

The Council gave their advice and consent.

C. Request that the Council consider cancelling the regular meeting on 7/24/91.

Council gave their advice and consent.

D. Confirmed the Power Board Meeting for 7/23 at 6:00 P.M. Council agreed.

E. Handed out a preliminary financial report on the 4th of July celebration.

F. Advised the Council that the 1966 International named "Killer" has a blown engine. Council concurred with the staff that it should be scrapped out.

G. Presented the council information on the sale of the south highway 191 power line to UP&L starting just south of Thin Bear Trading Post.

Council gave advice and consent to enter final negotiations.

16. Mr. Craig Halls, City Attorney, discussed with the Council a petition that had been circulated previously relative to the proposed golf course.

Mr. Halls explained that the petition is not a legally binding document that needs further action due in part to the following reasons:

1. It did not have a named sponsor(s)

2. It was not in proper format

3. It was concerning a budget item - which had been through public hearings

17. Councilmember D. Palmer informed the Council that the Recreation District Commission will meet every first Tuesday of each month.

July 10, 1991 Cont'd.

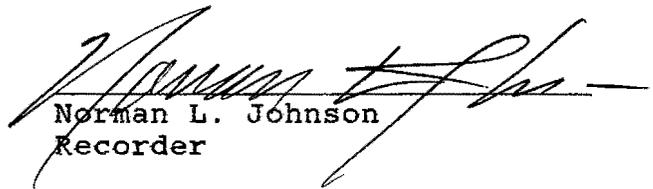
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9:10 P.M. Retired to Executive Session

9:15 P.M. Returned to Regular Session

18. Councilmember S. Palmer informed the Council that he is obtaining cost figures relative to the City possibly bonding for curb and gutter.

Meeting adjourned at 9:17 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JULY 23, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor Pro-Tempore: James K. Slavens  
City Councilmembers: Keele Johnson  
Don W. Palmer  
Steve V. Palmer  
City Manager: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
Councilmember: Glenn Skinner  
Mayor: James S. Shumway

Absent was:

Also present were: Phil Mueller; Bill Redd; Marjorie Jones; John Black; Kyle Adams; LaVerne Tate; Robert Hosler.

1. Prayer was offered by Councilmember Johnson.
2. The City Council held a Public Hearing relative to the proposed Property Tax Rate.  
Comments were made by the following citizens:  
Bill Redd  
Kyle Adams  
Bret Hosler  
LaVerne Tate  
Phil Mueller

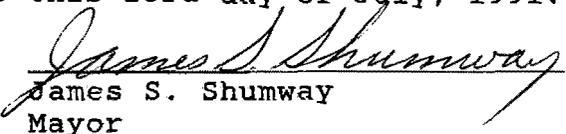
Following comments and discussion by the Council and citizens present, motion for adoption of the following resolution was made by Councilmember S. Palmer, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1991-14

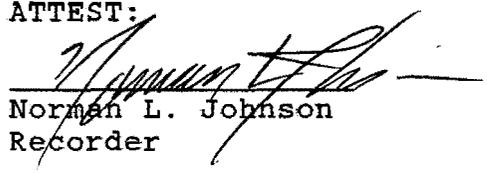
A RESOLUTION ADOPTING THE 1991 TAX RATE FOR GENERAL PURPOSES

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the 1991 Property Tax Rate is set at .004591.

PASSED, ADOPTED, and APPROVED this 23rd day of July, 1991.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

3. The City Manager informed the Council that the position of Clerk/Typist in the City Office is now vacant.  
Following discussion, the Council agreed that advertisement of the position should be published; that applications be accepted until 5:30 P.M. Monday, August 5, 1991; that a special meeting be held on August 8, 6:00 P.M., for the purpose of hiring someone to fill the position of Clerk/Typist.
4. The City Manager presented to the Council for approval a Public Notice relative to new electric rates.  
The Council gave their advice and consent.
5. The City Manager requested that the Council consider purchasing an up-grade software package for the electric system relative to cash receipting.  
Following discussion, the Council gave their advice and consent.

July 23, 1991 Cont'd.

2

6. The Mayor Pro-Tempore informed the Council that the City Manager has been asked to attend a JSEC meeting at Snowbird.

The Council gave their advice and consent.

7. Councilmember Johnson informed the Council that there is an open position for a game warden in the area and asked that the Council support writing a letter requesting that the new game warden be stationed in Blanding.

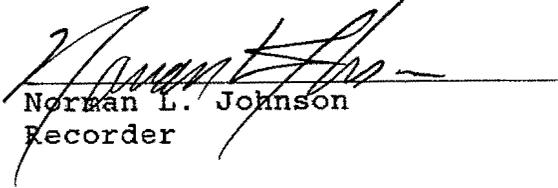
The Council gave their advice and consent and requested that the City Manager write a letter stating the Council's support.

8. The City Engineer informed the Council that he is in the process of writing the bid specifications for the Asphalt Paving Project and he requested that permission be given to advertise for bid opening on August 8, 1991.

Council gave advice and consent for the advertisement.

9. The City Engineer informed the Council that the 4th Reservoir is almost full; that Camp Jackson has been opened into the pipeline to drain into the 4th Reservoir; and that Starvation Reservoir is below 6525 feet and the water will be switched to there in the near future.

Meeting Adjourned At 8:22 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD AUGUST 8, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Don W. Palmer  
Steve V. Palmer  
Glenn Skinner  
James K. Slavens  
City Treasurer: Karalee B. Austin  
Absent was: Councilmember: Keele Johnson

— Also present were: Maureen Olsen; Mary Lynn Smith; Mona Perkins;  
Phil Mueller.

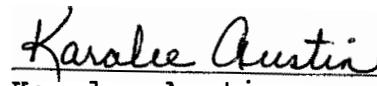
1. Prayer was offered by Councilmember Slavens.
2. The Pledge of Allegiance was recited.
3. Mayor Shumway briefly discussed the position of clerk/typist and the need for flexible hours.

6:32 P.M. Council Retired to Executive Session

7:15 P.M. Council Returned to Regular Session

4. Motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that Maureen Olsen be hired for the position of Clerk/Typist; that she work a maximum of 20 hours per work (1,000 maximum hours per year) at the rate of \$6.36 per hour; and that she be on a 3 month probation period.

Meeting Adjourned at 7:18 P.M.

  
\_\_\_\_\_  
Karalee Austin  
Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD AUGUST 14, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were:	Mayor:	James S. Shumway
	City Councilmembers:	Don W. Palmer Steve V. Palmer Glenn Skinner
	City Manager:	Norman L. Johnson
	City Treasurer:	Karalee B. Austin
	City Engineer:	Philip L. Palmer
	City Planner:	Bret Hosler
— Absent was:	Councilmembers:	Keele Johnson James K. Slavens

Also present were: Jeff Black; Cleal Bradford; Joyce Martin; John Black; Brenda Stocks; Phil Mueller; Craig Halls; Ed Lomeland; Clair Gorman.

1. Prayer was offered by Councilmember S. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held July 10, 1991 and Special Meetings held July 23 and August 8, 1991 were approved.
4. The City Council conducted a bid opening relative to an asphalt paving project within the City of Blanding.

The following bid was received:

Southern Paving	\$149,980
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Following discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember D. Palmer and unanimously carried that the bid from Southern Paving for supplying and installing bituminous surface materials on City of Blanding streets in the amount of \$149,980 be accepted within the parameters of the budget of \$140,000 and that the priority list previously made by City staff be followed.

— Mayor Shumway and the City Engineer will meet with Southern Paving and San Juan County Road representatives in Monticello on 8/15/91 at 11:00 A.M.

5. The San Juan School District has asked if the City still plans to provide the cement for curb and gutter that was promised last spring.

Following discussion, the Council agreed that the City Manager should schedule a meeting with the School District.

6. Mr. Ed Lomeland, CONTEL Superintendent, informed the Council that even with the new GTE consolidation, the schedule for the Blanding switch is still 1993 and that most of the microwave is now in transit.

7. Mr. Cleal Bradford asked if the Council still intended to participate in the San Juan County Research & Development Center.

Following discussion, the Council agreed to participate and appointed the City Manager as the agent.

8. Mr. Bradford also informed the Council that the San Juan Foundation has received a \$140,000 grant from the CIB for the Cultural Center.

9. Craig Halls, City Attorney, informed the Council that the Housing Authority has been registered and that an organizational meeting needs to be scheduled.

— The Council agreed that once Mr. Halls has all of the paper work organized, a meeting will be scheduled.

10. The City Manager informed the Council that the School District is wanting to be granted hook-up to the Recapture Raw Water Transmission Line.

The Council agreed that Councilmember Slavens and the City Engineer should meet with the School District.

August 14, 1991 Cont'd.

2

11. The City Manager presented the buy/sell agreement with UP&L for the city line starting on the pole south of Thin Bear in the amount of \$21,038.21.

Following review, motion was made by Councilmember D. Palmer, seconded by Councilmember S. Palmer and unanimously carried that the line be sold to UP&L.

12. The City Manager presented the H.E.A.T. Contract to the Council for review.

Following review and discussion, the Council agreed not to sign the contract for the FY92.

13. Council reviewed a request from Mr. Rex Nielson for water service to his property at Shirtail and a signed agreement to be annexed. As the form signed was not the final city draft, the matter will need to be re-presented on the proper form.

14. The City Engineer reported to the Council that the storms on the mountain have supplied in excess of 3 second feet of water. The City use has been down and Starvation Reservoir level is rising.

The Engineer also discussed the necessity of fence repair at Camp Jackson but with the shortage of time and help it just hasn't been completed yet.

15. The City Planner informed the Council that a pre-construction meeting for the Highway 191 Project was held in Price. It is expected that the project will start in February 1992 and will take approximately 140 working days to complete.

The City Planner also informed the Council that the automatic teller is being used in the amount of \$10,000 per week.

16. The City Manager reported to and/or discussed with the Council the following items:

A. The Annual League of Cities & Towns meetings will be held September 9-13. Any Councilmembers interested in attending should get their reservations in as soon as possible.

B. Will be on vacation August 19-21.

C. Will be watching the Parley Redd Mercantile entrance off Highway 191 to see that it is kept graded and safe by the State.

D. Suggested that the Council consider requesting that Utah Gas return their Certificate of Convenience for natural gas to the City of Blanding.

The Council agreed that the possibility should be pursued.

E. The JSEC meeting attended was informative and beneficial.

17. Councilmember S. Palmer informed the Council that the San Juan County Annexation Committee has met and the actual processes can begin soon for city annexation.

18. Councilmember S. Palmer informed the Council that he has received information relative to bonding for curb and gutter throughout the City and that the procedure is very expensive. After considerable review the matter was tabled and considered not to be feasible at this time.

19. Councilmember D. Palmer reported on the progress of the Recreation Board and advised that their next meeting will be at noon the 16th of August at the CEU Cafeteria and requested a financial report from the City Manager.

20. Mayor Shumway informed the Council that he attended the Justice of the Peace meeting since the Judge could not attend on August 9 in Green River.

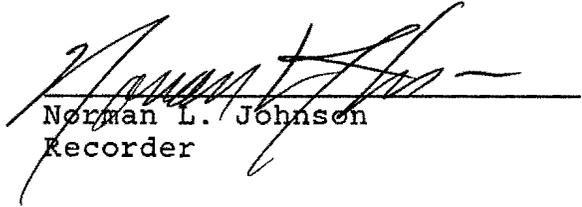
9:58 P.M. Council retired to Executive Session

10:07 P.M. Council returned to Regular Session

August 14, 1991 Cont'd.

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Meeting Adjourned at 10:08 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD AUGUST 28, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Don W. Palmer  
Steve V. Palmer  
James K. Slavens  
City Manager: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
Absent was: Councilmembers: Glenn Skinner

Also present were: Gail Northern; Pat Palmer; Phil Mueller; Marjorie C. Jones; Kay R. Johnson; Vance L. Seely; Kyle Adams; Dan Shumway; Morris Christiansen; Calvin Balch; Robert Hosler; Wayne Perkins; William A. Graham; Frank Beeson; Loren Morse; Phil B. Acton; Don E. Smith; Norman Nielson; T.D. Olsen; F. John Black; Bret Hosler; Bruce Royer; Joe B. Lyman; Jerry Holliday; Monty Perkins; Philip L. Palmer; Lou Mueller; Gary Guymon; Sylvester MccRacklin; Cleal Bradford.

1. Prayer was offered by Councilmember D. Palmer.

2. The Pledge of Allegiance was recited.

3. Mayor Shumway opened a Public Hearing pertaining to the City Utility Rate Structure. Comments were heard from the following 16 persons in order:

- |                   |                         |                   |
|-------------------|-------------------------|-------------------|
| 1. Calvin Balch   | 7. Bruce Royer          | 13. Phil B. Acton |
| 2. Kay R. Johnson | 8. Norman Nielson       | 14. Vance Seely   |
| 3. Frank Beeson   | 9. Bret Hosler          | 15. Monty Perkins |
| 4. Dan Shumway    | 10. Morris Christiansen | 16. Gary Guymon   |
| 5. Don E. Smith   | 11. Phil Mueller        |                   |
| 6. Wayne Perkins  | 12. Joe B. Lyman        |                   |

Following further discussion, motion was made by Councilmember D. Palmer that the City Utility Rates be set as follows:

- A. Electric rate a flat \$.071 per KWH
- B. Water rate a base fee of \$10.00 for the first 5,000 gallons  
\$1.35 for the next 15,000 gallons  
\$1.50 for the next 20,000 gallons  
\$1.75 for all other
- C. Sewer rate a base of \$9.00 and \$.12 per pupil at the schools

Upon the motion not receiving a second, Mayor Shumway declared the motion dead.

Motion was made by Councilmember S. Palmer and seconded by Councilmember Slavens that the Utility issue be studied and placed on the next agenda for a final decision.

Voting was as follows:

Those voting "AYE":	Councilmember K. Johnson
	Councilmember S. Palmer
	Councilmember J. Slavens
Those voting "NAY":	Councilmember D. Palmer
Those abstaining:	None
Those absent:	Councilmember G. Skinner

constituting all the members thereof, Mayor Shumway declared the motion carried.

Council took a five minute break.

4. Mr. Sylvester MccRacklin requested that the Council consider support for a Youth Center-Dance Club. Following discussion, the Council referred the matter and Mr. MccRacklin to the Recreation District which meets the first Tuesday of each month.

5. The Council received and reviewed a letter from the Utah Division of Parks and Recreation pertaining to the placement of City infra-structure in the area of the museum and their proposed maintenance facilities.

It was felt that the request was somewhat greater than the original cost share proposal worked out by staff. The City Manager was directed to respond to the letter and state the City's understanding and lack of a FY'92 budget to cover the project.

6. The Council reviewed a letter from Vernal City requesting City attendance and participation in a meeting on September 12 pertaining to Federal Mineral Lease Development and the impact it will have on our city. The Council directed the City Manager to attend as part of the League of Cities and Towns Convention next month.

7. Mr. Cleal Bradford presented and answered questions pertaining to the CIB Grant/Loan to Blanding as part of the City Municipal Building Authority. He stated that the mentioned city contribution of \$8,000 was to be in-kind and much was already covered by the 500 South access road.

Motion was made by Councilmember S. Palmer, seconded by Councilmember Johnson and unanimously carried that the Mayor be authorized to sign the contract with the CIB for funding after all the legal requirements for the Municipal Building Authority have been completed and organized.

8. Council discussed the need for a Power Board work session on rates and the need to hold an organizational meeting for the Municipal Building Authority. It was agreed that the meetings will be held on Tuesday, September 3 at 6:00 P.M.

9. The City Engineer reported to and/or discussed with the Council the following items:

A. Concerns over using Bedke Engineering on the Johnson Creek Reservoir study as he had not completed other City contracted projects.

B. Along with John Black, discussed the need to make repairs to the west fork ditch in cooperation with the Irrigation Company.

C. Advised the Council it could cost over \$5,000 to make the required Camp Jackson repairs and modifications.

D. Advised the Council of the requested change on the sidewalk in front of his home by Mr. Willie Certonio.

E. The Contractor has started the 8" line south of town and he and Mr. Fleming will be doing the inspection.

10. The Mayor handed out the Police Report for July.

11. A handout, "How the Building Department Works" was presented and discussed, which sparked considerable discussion as to the City Building Inspection procedure without any firm resolution.

12. The City Manager reported to and/or discussed with the Council the following items:

A. Was granted permission for Philip, Bret and himself to attend the ULCT Convention September 10-13 in Salt Lake City.

B. Advised that the Joint Highway Committee is meeting in Monticello on September 20.

C. An Eagle Project to plant shade trees at the recreation complex has been approved for Brayden Richmond.

D. Advised that Mr. Renis Hylton has accepted the Chairmanship of the Christmas Decoration Committee and had the Mayor and Council sign personal letters to each of the committee members.

13. Councilmember D. Palmer discussed the idea of a City Historical and Information Park on the north end of town. In association with this, Mr. Gary Guymon told of two known small buildings with local historical significance. One is near Mr. Lynn Lyman's and another near the power sub-station. The idea is of great interest to the

August 28, 1991 Cont'd.

3

Council and wanted the concept to mature in the future.

14. Councilmember D. Palmer also reported on the Recreation District and that the fall soccer program is underway but the Board is not yet settled in a final recreation plan.

15. Councilmember Slavens asked as to why Southern Paving was not on the job and requested that a letter be sent to them committing them to a starting date.

16. Mayor Shumway directed that there being no other general business, he wanted to call an executive session to discuss a personnel matter.

A protest to the Executive Session was made by four citizens: Mr. Phil Mueller of KUTA Radio; Bill Graham; Kyle Adams; and Wayne Perkins.

Following a discussion, motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that the Council go into Executive Session.

9:58 P.M. Council retired to Executive Session with citizens Mr. Jerry Holliday, Mr. Tim Perkins; and Mr. Eugene Shumway.

11:12 P.M. Council returned to Regular Session

Meeting adjourned at 11:13 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD SEPTEMBER 11, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Don W. Palmer  
Steve V. Palmer  
Glenn Skinner  
James K. Slavens  
City Clerk: Maureen A. Olsen

The City Manager, City Engineer, and City Planner were attending the League of Cities and Towns Convention and the City Treasurer was on vacation.

Also present were: John Black; Keith Ivins; Gorden Hawkins; Lou Mueller; Phil Mueller; Marjorie Jones; Patty Palmer; Phil B. Acton; Diane Acton; Vance Seely; Richard Lyman; Mrs. Clark; Mike Murphy; Stan Perkins; Wayne Perkins; Jeff Black; Dan Shumway; Mike Halliday; Mike Bradford.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegiance was recited.
3. Mayor Shumway indicated that the minutes of the August 28, 1991 meeting were not yet available. He then reviewed the Council policy regarding derogatory comments to members of the Council or others and stated that City police officers will remove anyone causing problems.
4. The Mayor read the following letter from San Juan County/Rick Bailey regarding City annexation:

August 29, 1991

The Honorable James Shumway  
City of Blanding  
50 West 100 South  
Blanding, Utah 84511

Dear Mayor Shumway:

Please be advised that the Boundary Committee has met and reviewed the City's proposed annexation plan and has found that the proposed plan does not conflict with any other taxing authority that currently exist in the County at this time.

We very much appreciated the efforts of your staff in their preparation of information for the Committee.

We will provide a public notice in the San Juan Record indicating the decision of the boundary committee. We wish you the best in your annexation efforts.

Very truly,

Rick M. Bailey  
Administrative Assistant  
San Juan County Commission

CC: Norman Johnson, City Manager  
Bret Hosler, City Planner  
San Juan Health Care Service District  
Blanding Cemetery District  
San Juan Water Conservancy District  
Monticello City  
San Juan County  
Monticello Cemetery District

Discussion and comments were heard and given on the City proposed annexation of the Knoll and the Kenny's Cafe areas. Those making comments were Councilmember D. Palmer and S. Palmer and also citizens Wayne Perkins, Dan Shumway and Vance Seely. Mayor Shumway removed himself from the annexation issue as he owns property along Highway 191 and he considers it a conflict of interest.

5. Mr. Mike Halliday, representing Billina Badback of the local Special Olympics Committee, stated that Blanding had again this year been named Sponsor of the Year. Mr. Halliday praised Mrs. Badback for her extra efforts and along with the Mayor and Council agreed that this award and recognition was due to her efforts.

6. City Utility Rates were discussed as follows:

Electrical rates: Information was read from the City Manager and from Kay Johnson. Phil B. Acton made several recommendations and there was considerable input by different city and county residents. Dan Shumway said he had spoken with many people and one lady said that "The city needs to tighten its belt". To this the Mayor responded that the city had done that as the employees were cut from 19 to 15 for one thing. Councilmember Slavens said that a rate structure needs to be set tonight as we keep hashing it over and over. Councilmember Johnson said it does but needs more looking into. Councilmember S. Palmer said it has been looked into and needs to be set. Considerable time on discussion of these rates took place among Mayor, Council and those in attendance and the following resolutions took place:

Councilmember S. Palmer: Motion - adopt rate schedule we had published but drop the \$4.00 minimum charge to a \$1.00 customer charge so as to offset sewer and water increases and adjust all electric rates down by 3%

Councilmember Slavens: Second - and recommends that the total electric consumer drop an additional 3% to keep promises made to people in the community that went to total electric.

Councilmember S. Palmer: Amend his motion in include a 6% decrease on total electric, which would be the agreed upon 3% for everyone plus an additional 3% for all electric consumers. Commercial rates changed to \$.053 instead of the published \$.04070.

Motioned.

Councilmember Slavens: Seconded.

Mayor: Voting unanimous.

Water Rates: Councilmember Johnson motioned that we adopt the City Manager's proposal. Councilmember D. Palmer seconded this. Councilmember Johnson recommended that it be tied to the Consumer Rate Index. There was considerable opposition to this concept.

Mayor: Called for a vote on the original motion of base rate at \$10.00 for 5,000 gallons; next 15,000 gallons at \$1.35 per 1,000; next 10,000 gallons at \$1.50 per 1,000; next 20,000 gallons at \$1.75 per 1,000; over 50,000 gallons \$2.00 per 1,000 and that it be reviewed in a year to see if a profit is being generated.

Voting - Unanimous.

Sewer Rates: The City Manager's Recommendation of \$8.50 plus \$.11 per student was discussed.

Councilmember Johnson: Motioned that it be \$8.50 plus \$.12 per student.

September 11, 1991 Cont'd.

3

Councilmember D. Palmer: Seconded.

Mayor: Voting - unanimous.

Discussion on when the increase will take place was held and the council felt it would be at least November before change-over could be made on computer, and, therefore, it will show up on the December billing. The City Manager is to work up the new rates and post in the City Office for the residents information. The Mayor said that something will be put in print in the San Juan Record by this office.

7. Fire Chief Gorden Hawkins presented information relative to Fire Department needs. He has been working with Mr. Cleal Bradford on a proposal to the CIB for a grant.

8. A signed request for water service to Shirtail Corner was received from Mr. Rex Nielson. Following the Council determining it was in the proper form, as previously requested, motion was made by Councilmember Slavens and seconded by Councilmember Johnson that Mr. Rex Nielson be allowed to tie into the City Culinary Water System provided he pay all costs incurred and out-of-city-limits water rates.

The voting as follows:

Those voting "AYE":

Councilmember K. Johnson  
Councilmember D. Palmer  
Councilmember G. Skinner  
Councilmember J. Slavens  
Councilmember S. Palmer

Those voting "NAY":

constituting all the members thereof, Mayor Shumway declared the motion carried.

9. Councilmember S. Palmer lead a discussion on the Camp Jackson Reservoir and what the City should do. We have been told by the State that certain repairs must be made. Another alternative is to divest ourselves of the property. The Mayor will check with the State on our legal requirements or rights.

10. Councilmember Slavens, along with Jeff Black of the city staff, discussed next years road program and the requirement that we have it presented to the county the first of November. Councilmember Slavens is to get with the City Manager to work out the details.

11. Councilmember Slavens lead a discussion concerning improvements needed at the airport. He indicated Commissioner Redd had suggested that the parking lot and entrance road be completely re-done. Jon Hunt will be in town the 13th for a meeting with Councilmember Slavens and the Mayor. As the City does not have a current engineering firm for airport improvements, advice and consent was given to Councilmember Slavens to get with City Engineer Philip Palmer to review the alternatives available.

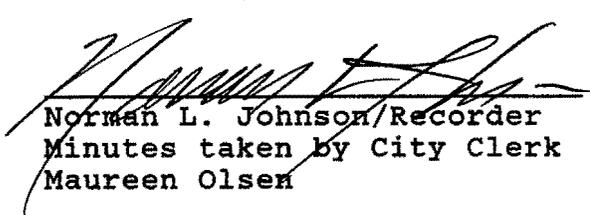
12. The Mayor discussed the following items with the Council:

A. Has received a request for any special or regional food recipies.

B. Has received an Eagle Scout project request from Gaige Redd which needs to be reviewed.

The City Manager was assigned to follow up on this project.

Meeting adjourned at 10:30 P.M.

  
Norman L. Johnson/Recorder  
Minutes taken by City Clerk  
Maureen Olsen

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD SEPTEMBER 25, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Don W. Palmer  
Glenn Skinner  
James K. Slavens  
City Manager: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
Absent were: Councilmembers: Keele Johnson  
Steve V. Palmer

Also present were: Marjorie Jones; Phil Mueller; John Black; Wayne Perkins; David Redd; Dan Shumway; Milton Pipkin; Bill Graham; Lou Mueller; Mr. Bowman, representative of Camco Construction.

1. Prayer was offered by Councilmember Slavens.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held 8/26/91 and 9/11/91 were approved.
4. Mr. David Redd, Blanding Airport Assistant Manager, discussed with the Council necessary improvements needed at the airport. Mayor Shumway and Councilmember Slavens have toured the airport and acknowledged many improvements already made by Mr. Redd. Mr. Redd informed the Council that there is need for some cement work, interior painting, installation of a gutter over the north entrance, new roof on building, use of small tractor for weed control and control of prairie dogs that are causing serious damage near the runway. The Council agreed that prices for a roof and gutter and bait for prairie dog control need to be obtained. The Council instructed Mr. Redd to obtain these prices and then work with the City Manager.
5. Mr. Francis Lyman informed the Council that he intends to build an additional 10 units to the Cliff Palace Motel and would like to know what hookup fees would be required. Mr. Lyman was told that the only fee would be \$50.00 per unit for sewer hookup providing the same water and electric services are used.
6. Mr. Wayne Perkins made the Council aware that he feels that the monies the City receives for fire protection outside the city limits are mis-directed.
7. Mr. Milton Pipkin addressed the Council concerning the heavy traffic load now occurring in the Pioneer Estates area because of the new location of the grocery store. Mr. Pipkin requested that the Council put the paving of 800 South Street in next year's street plan.
8. Following discussion, motion for adoption of the following resolution was made by Councilmember Slavens and seconded by Councilmember D. Palmer:

RESOLUTION NO. 1991-15

A Resolution establishing the Policy and Procedure whereby existing City customers can establish a hook-up to the City owned and operated Recapture Raw Water Transmission Line.

- 1) Connection and Installation of Lateral Lines:
  - A. No hook-up fee assessed to existing City Customers who are served through the culinary system and have paid for that service connection.
  - B. All connections are to be approved by a motion of the City Council.
  - C. Customer to pay all costs associated with the connection

including but not limited to pipe, meters, backflow valves and installation labor.

- D. All connection work is to be completed by a properly licensed contractor.
- E. All work is to be inspected and approved by the City.

2) Metering and Water Rates:

- A. All water is to be measured with an approved metering device placed at a City designated location.
- B. Sale of water through this Recapture Pipeline is to be based on 75% of the City culinary rate as adjusted from time to time.

3) Use of Water and Transmission Lines:

- A. Water from this line cannot be used for direct human consumption.
- B. Waste of water from this line will result in the customer being disconnected.

PASSED, ADOPTED and APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 1991.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Recorder

The voting was as follows:

Those voting "AYE":	Councilmember J. Slavens
	Councilmember D. Palmer
Those voting "NAY":	None
Those abstaining:	Councilmember G. Skinner
Those absent:	Councilmember K. Johnson
	Councilmember S. Palmer

constituting all the members but not a quorum voting "AYE", Mayor Shumway declared the motion dead and instructed that the matter be considered at another council meeting.

9. The City Manager informed the Council a citizen request has been received relative to continuing the Main Street Beautification in front of their home at 95 North Main. The citizen has requested that the City only supply the concrete and inspection.

Upon discussion, motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that the Main Street Beautification be continued north on Main Street to include 95 North Main; that the City will provide the concrete and inspection; that the resident will provide the licensed contractor and labor.

10. The City Manager informed the Council that UP&L has requested a right-of-way for the power line at Shirttail Corner. After discussion, it was determined that more information was needed before the request could be granted.

11. Following discussion, motion for adoption of the following resolution was made by Councilmember G. Skinner, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1991-15

A RESOLUTION REQUESTING THE RECERTIFICATION  
OF THE BLANDING CITY MUNICIPAL JUSTICE COURT

WHEREAS, the provision of U.C.A. 78-5-139(3) require that Justice Courts be recertified at the end of each four-year term; and

September 25, 1991 Cont'd.

WHEREAS, the term of the present Court shall expire on the day of 1991; and

WHEREAS, the members of the Blanding City Council have received an opinion letter from Craig Halls, City Attorney, which sets forth the requirements for the operation of a Justice Court and feasibility of continuing to maintain the same; and

WHEREAS, the members of the Blanding City Council have Determined that it is to the best interests of Blanding City to continue to provide for a Municipal Justice Court;

BE IT RESOLVED, the Blanding City Council hereby requests recertification of the Blanding City Municipal Justice Court by the Justice Courts Standards Committee and the Utah Judicial Council.

BE IT FURTHER RESOLVED that the Blanding City Council of Blanding City hereby affirm their willingness to continue to meet all requirements set forth by the Judicial Council for continued operation of the Blanding City Municipal Justice Court for the next four-year term of court, except as to any requirements waived by the Utah Judicial Council.

APPROVED and signed this 25th day of September, 1991.

BLANDING CITY

by James S. Shumway  
Mayor

ATTEST:

[Signature]  
Recorder

12. The City Engineer informed the Council that Mr. Rex Nielson has requested right-of-way permission south of the Blanding Airport so that he can hook into the City water line.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember Skinner and unanimously carried that the Mayor be authorized to sign the right-of-way agreement with Mr. Rex Nielson on the following land so that he might hook into the City's water line:

13. The City Engineer reported to and/or discussed with the Council the following items:

A. Possible purchase of residential lot for a water drainage field. Council directed City Manager to obtain an appraisal on the lot and inform the Council at a future meeting.

B. Discussed the 400 West sewer and water extension to the Knoll area. Permission was granted to both secure the proper right-of-ways to extend the utilities services.

C. Starvation Reservoir has risen approximately 3' since before the last rain.

D. The 8" water line extension from Roger's Lane to Christensen's Bulk Plant has been completed.

E. Installation for a sewer line to Kenny's Cafe area is in progress.

14. Mayor Shumway presented the Council the police report for August.

15. The City Planner reported to and/or discussed with the Council the following items:

A. Requested permission to hold a Public Hearing relative to annexation on November 13, 1991.

Council gave their advice and consent.

B. The Planning Commission has two vacancies.

Mayor Shumway appointed Carolyn Hunt and Arlene Lyman to the Planning Commission with a request that the City Manager write letters of appreciation to the outgoing members Hugh Kirkham and Bill Osborn.

Council gave their advice and consent.

16. The City Manager reported to and/or discussed with the Council the following items:

A. Karalee Austin will be attending Cash Receipting training in Spanish Fork on October 3, 1991.

B. Consideration for restrooms at the south park is becoming a necessity. Council directed that possibilities be checked into.

C. The water fountain at the south park has been completed.

D. Seven candidates have registered for City Councilmember. Suggested that an educational forum be held. Council gave their advice and consent.

E. Permission to write-off bankruptcy account Pronto C-Store, Account #50.1555.00.1 in the amount of \$1,515.90.

Council gave advice and consent.

F. The ULCT Convention was very profitable and informative.

G. Direction relative to the personnel policy. Council agreed to consider it at the next meeting.

H. Permission to pay Southern Paving for road work in the amount of \$141,300.

Council gave their advice and consent.

I. Have received request from Francis Nielson for utility hook-up and his desire to be annexed into the city limits. The Council accepted the request and authorized the Mayor to sign the agreement.

17. Following clarification and discussion, motion for the adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1991-16

A RESOLUTION ADOPTING THE  
ELECTRIC, WATER, SEWER & GARBAGE  
RATE SCHEDULES

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the following electric, water, sewer and garbage rate schedules be, and they are hereby, adopted effective September 26, 1991:

Residential - Basic Electric

Customer Charge		\$1.00
Energy Charge	0-400	.07081/KWH
	OVER	.06790/KWH

Residential - Total Electric

Customer Charge		\$1.00
Energy Charge	0-400	.06862/KWH
	401-800	.06574/KWH
	OVER	.06298/KWH

Commercial - All Customers

Customer Charge		\$1.00
Energy Charge	0-500	.07760/KWH
	501-9000	.06305/KWH
	OVER	.05300/KWH
Demand Charge	0-5	0.00

OVER 6.00

Culinary Water - All Customers

Charges per 1,000 gallons

Minimum Charge	0-5	\$10.00
	6-20	1.10
	OVER	1.35

Out of City Limits - all rates are doubled

Residential Garbage \$8.50

Residential Sewer \$8.50

Schools \$.12 per pupil at enrollment charged per month and the Commercial rates calculated according to state mandated formula

18. The Mayor reported on a meeting held with Mark Page and Heidi Redd pertaining to water rights on Indian Creek. It was evident that the City has no rights to the West Fork Ditch and no responsibility for it. The City has agreed to place locks on the head gates and collection box and that the City Manager is to be Heidi Redd's official contact person for the City.

19. Council discussed Camp Jackson and the state required improvements. Following discussion, Council directed that the City should pursue the selling of Camp Jackson and directed the City Manager to check on legalities. The City is to discontinue any major work until the decision of ownership retention is decided.

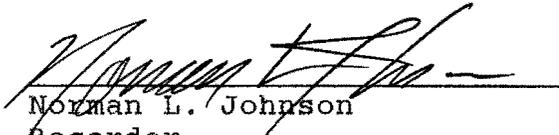
20. The Irrigation Company has requested that the City participate in placing a gage at the south mouth of the tunnel. The Council agreed that the staff should consider the matter and bring a recommendation to the Council.

21. Councilmember D. Palmer informed the Council that the Recreation Committee is proposing to approach the CIB for matching funds of \$135,000.

The Council directed the City Manager to contact the San Juan Research and Development Center and inform them that the City's second priority will be to have them complete application to the CIB for matching funds for the Recreation Committee.

22. The City Engineer presented the Council a list of consultants that will receive the City's request for proposal on improvements at the Blanding Municipal Airport.

Meeting Adjourned At 10:20 P.M.

  
 Norman L. Johnson  
 Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD OCTOBER 16, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Don W. Palmer  
Steve V. Palmer  
Glenn Skinner  
James K. Slavens  
City Manager: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Also present were: Andrew Bradford; Marjorie Jones; Morris Christiansen; Phil Mueller; MaryLou Mueller; Stan Perkins; Dan Hurst; Johnny Shumway.

1. Prayer was offered by Councilmember Skinner.
2. The Pledge of Allegiance was recited.
3. Mr. Morris Christiansen presented to the Council proposed plans for a motel site north of Mr. Bee's. Mr. Christiansen requested that the water and sewer connection fees already purchased with the property be credited towards a new 2" water connection.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that the City credit Mr. Christiansen for two 3/4" water connection fees, one sewer connection fee and the sewer work completed by Smith Plumbing & Heating paid by Mr. Christiansen. The City will be responsible for the water meter and vault.

Mr. Christiansen will purchase a 2" water connection and pay a sewer connection fee of \$50.00 each for 31 units. All traded connection taps will be capped and unavailable for use unless a new connection fee is paid. The City will settle for \$3,000 as a total sewer and water hook-up charge.

The Council and Mayor expressed their appreciation for Mr. Christiansen's part in helping to bring new businesses to Blanding.

4. Motion was made by Councilmember D. Palmer, seconded by Councilmember S. Palmer and unanimously carried that the following persons be appointed as election judges:

District 10 & 18 (NW & NE)d  
Francelle Blickenstaff - Chief Judge  
Adele Lovell  
Norman Austin  
Cheyenne Adams  
Jessie MacDonald

District 11 & 17 (SW & SE)  
LaVern Tate - Chief Judge  
Eloise Mahon  
Donna Arthur  
Elizabeth Wright  
Josephine Bayles

5. Councilmember Skinner discussed with the Council the sidewalk problem at the William Certonio home.

Following discussion, the Council agreed that the City should follow policy and that if Mr. Certonio wishes to come in and sign up for replacement sidewalk he may do so wherein he will be responsible to hire a contractor to do the work and the City will furnish the concrete; that Mr. Certonio is to also sign a release to the City's not being responsible for any water damage that might occur.

6. The City Manager reported to and/or discussed with the Council the following items:

A. Gaige Redd will be starting his Eagle Project at the south park in the near future.

B. Meriloo Service can provide portable toilets for the south park.

Council agreed to postpone any action until spring and then consider permanent facilities.

C. The water fountain at the south park is completed but will

October 16, 1991 Cont'd.

2

not be hooked up until spring.

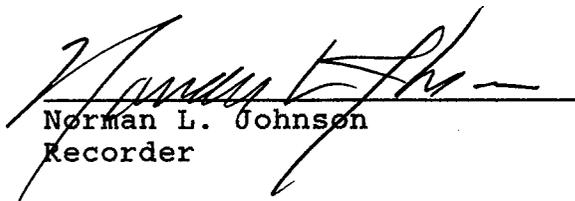
D. Locks have been placed at Indian Creek.

E. Repair work at the Airport is in process. Tri-Hurst will be doing the roof work and Bill Graham will be doing the interior painting.

F. Council's feelings as to purchasing a small dump truck was negative at this time.

6. The City Manager reminded the Council that the 1992 Street Program will need to be completed at the next Council meeting to be held October 23 so that it may be presented to the County Commission on October 28.

Meeting Adjourned at 8:28 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD OCTOBER 23, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Don W. Palmer  
Steve V. Palmer  
Glenn Skinner  
James K. Slavens  
City Manager: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
Absent was: Councilmember: Keele Johnson

Also present were: Cleal Bradford; Dan Webb; Marjorie Jones; Joe B. Lyman; Dan Hurst; Phil Mueller; Cleon Shumway; Johnny Shumway; John Black; Craig Halls; Stan Perkins.

1. Prayer was offered by Councilmember S. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of Regular City Council Meeting held 9/25/91 and Special City Council Meeting held 10/16/91 were approved.
4. Mr. Dan Webb read the following letter:  
October 9, 1991

Dear Blanding City Council:

We, Dan and Glenna Webb, have concerns about the plans for a "cultural" building on the Clyde Harvey property south of our property.

First, we contacted Brett Hosler to see if this was allowed under the present zoning ordinance. He said it was because that property was zoned R2. We suggested he check this out because we knew it was zoned R1. He did this, got back with us and stated it was zoned R1, but it was still okay because it was a "cultural" building. This raises the following issues:

1. What is the definition of "cultural"? The Edge of the Seaters is a private enterprise, they charge for admission, they use the proceeds to support their activities. Does this meet the "cultural" definition? Is this any different from the movie theatre? San Juan Theatre is a private enterprise, they charge for admission, and they use the proceeds to support the theatre. A commercial enterprise is not allowed under R1 zoning.

Also, are there specific requirements which the building would have to meet in order to be a "cultural" theatre, such as sufficient off-street parking, size of the building, stage, seats, etc.?

2. Brett Hosler informs us this is a "cultural" building, but the members are saying they are building a warehouse, that they can't really afford anything bigger right now. They are tired of storing props and costumes in their basements and garages. A storage facility is not allowed under R1 zoning.
3. At the time the Hunt and Cook properties were rezoned, a committment was made, Blanding City being one of the involved parties, that no further encroachment would be made into the existing neighborhood.

Also, this raises the following questions:

1. Why do we have zoning ordinances? We feel they are in place

October 23, 1991 Cont'd.

2

to protect the residents. If elected officials can ignore them and find ways to get around them every time someone requests something which is not in accordance, why have them? If they are full of loop holes and grey areas, do they protect the residents?

2. We are told nothing official has been decided, yet the property has been cleared and rumor has it construction will soon be underway. What is the status?
3. Also, why should a "cultural" building be any more conducive to a neighborhood setting than a commercial one? It will still bring additional people, traffic, noise, and trash.

Twenty years ago we built our home in a residential area enjoying a quiet, peaceful atmosphere. Since that time, the council rezoned the property adjacent to us allowing a college with all of its traffic, noise, trash, and hub-bub to fill our environment. Now we are faced with more of the same--a theatre right next door.

We hope our voice will be heard when we request Blanding City support their previous decision to not encroach any further into the existing neighborhood, and leave what remains of the residential area intact.

Sincerely,

R. Dan Webb

Glenna Webb

Mayor Shumway read the following from Bret Hosler:

CITY PLANNER

STAFF REPORT 10/8/91

SUBJECT: DEVELOPMENT OF A CULTURAL FACILITY IN R-1 ZONE

Dan Hurst came to investigate the possibility of development of the Clyde Harvey property just west of his house for Edge of the Seater's acting group. Upon review of the zoning ordinance, I recommended that Dan approach some of the immediate property owners and get their reaction before proceeding with any concrete plans. A month or so after this conversation I was contacted by Dan Webb who expressed some concern over the development of this property. I would recommend a complete review of this issue by the Planning Commission with each party having an opportunity to present information and the Planning Commission recommending a course of action to the City Council and Mayor relative to this specific issue.

Following a brief discussion, Mayor Shumway suggested that the situation be referred to the Planning and Zoning Commission for consideration and recommendation.

The Council gave their advice and consent.

5. Mr. Cleal Bradford discussed with the Council the need to write a letter to the CIB requesting the grant and loan for the Cultural Center be transferred from the Building Authority back to the City.

Following discussion and input from City Attorney, Craig Halls, motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that the City write a letter to the Community Impact Board requesting a transfer of the application back to the City from the Building Authority and that a proper trust arrangement be worked out with a banking institution for the legal processes and that prior to any final signatures the documents must be reviewed and approved by the City Council.

6. Motion for adoption of the following resolution was made by Councilmember D. Palmer and seconded by Councilmember S. Palmer:

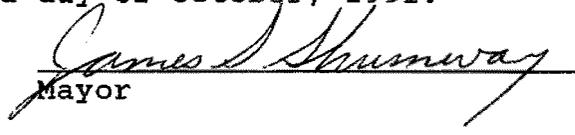
RESOLUTION NO. 1991-17.

A Resolution establishing the Policy and Procedures whereby existing City customers can establish a hook-up to the City owned and operated Recapture Raw Water Transmission line.

- 1) Connection and Installation of Lateral Lines:
  - A. No hook-up fee assessed to existing City Customers who are served through the culinary system and have paid for that service connection.
  - B. All connections are to be approved by a motion of the City Council.
  - C. Customer to pay all costs associated with the connection including but not limited to pipe, meters, backflow valves and installation labor.
  - D. All connection work is to be completed by a properly licensed contractor.
  - E. All work is to be inspected and approved by the City.
- 2) Metering and Water Rates:
  - A. All water is to be measured with an approved metering device placed at a City designated location.
  - B. Sales of water through this Recapture Pipeline is to be based on 75% of the City culinary rate as adjusted from time to time.
- 3) Use of Water and Transmission Lines:
  - A. Water from this line cannot be used for direct human consumption.
  - B. Waste of water from this line will result in the customer being disconnected.

PASSED, ADOPTED and APPROVED this 23rd day of October, 1991.

Attest:   
Recorder

  
Mayor

Voting was as follows:

Those voting "AYE":	Councilmember D. Palmer
	Councilmember S. Palmer
	Councilmember J. Slavens
Those voting "NAY":	None
Those abstaining:	Councilmember G. Skinner
Those absent:	Councilmember K. Johnson

constituting all the members thereof, Mayor Shumway declared the motion carried.

7. The City Manager discussed with the Council the request from Utah Power & Light Company for an easement to allow relocation of a power line onto City property.

Following discussion, motion was made by Councilmember S. Palmer and seconded by Councilmember G. Skinner that easement be granted to Utah Power & Light Company for relocation of a power line onto City property along south Highway 191.

Voting was as follows:

Those voting "AYE":	Councilmember S. Palmer
	Councilmember J. Slavens
	Councilmember G. Skinner
Those voting "NAY":	None
Those abstaining:	Councilmember D. Palmer
Those absent:	Councilmember K. Johnson

constituting all the members thereof, Mayor Shumway declared the

motion carried.

At this time Mayor Pro-Tempore conducted the meeting as Mayor Shumway has a personal conflict with the following subject.

8. The City Engineer presented to the Council for review the two bids for the planned sewer extensions on north Highway 191 and 400 West Street:

Smith Plumbing & Heating	\$ 58,540
Interstate Rock Products, Inc.	\$ 66,380

Following discussion and recommendation of the City Engineer, motion was made by Councilmember S. Palmer, seconded by Councilmember D. Palmer and unanimously carried that the bid by Smith Plumbing & Heating be accepted with permission to negotiate with them in regards to building the OSHA Protective Cage; that if the safety cage is not used, the City is not reliable.

Mayor Shumway resumed his position at this time.

9. Following review, motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that the 1992 Street Plan be accepted as is, and presented to the San Juan County Commission for consideration on October 28, 1991 by the City Manager.

10. The City Engineer reported to and/or discussed with the Council the following items:

A. Water use has been high and Starvation Reservoir is down considerably.

B. Requested date be set for interview of Airport Consultants. The Council agreed to interview at 5:30 on November 13.

C. Letter was received from the Review Appraisor relative to the purchase of property from Clisbee Lyman for the airport and he stated that the original appraisal was justified.

FAA has authorized finalization of the purchase.

11. The City Planner reported to and/or discussed with the Council the following items:

A. The RC&D annual dues of \$250.00 are due. The Council agreed that a letter be written to cancel membership to the RC&D.

B. Request permission to proceed with the advertising for a Public Hearing on November 13 relative to annexation.

Council gave their advice and consent.

12. The City Manager reported to and/or discussed with the Council the following items:

A. Requested permission to participate in the 1992 ICMA Conference in Reno, Nevada.

Council gave their advice and consent.

B. Reviewed the proposed relocation of the City Radio Repeater to the shop.

Council gave advice and consent for relocation of the City Radio Repeater but that the expense must stay within the allotted budget.

C. A candidate forum will be held Thursday 1:00 - 4:00 p.m.

D. November 6 will be an Open House for the San Juan High School addition.

E. Request permission to advertise and accept sealed bids on excess automobiles that the City owns.

Council gave their advice and consent.

13. Councilmember S. Palmer expressed concern over the amount charged for the 3rd block of power to the commercial customers.

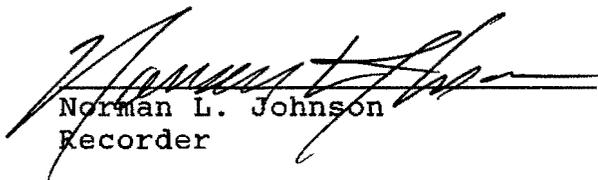
Following discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that the 3rd block of power billed to commercial customers be changed to \$.042 per kwh.

October 23, 1991 Cont'd.

5

The Council will continue to watch the rates and will make adjustment when and if necessary.

Meeting Adjourned at 9:00 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD NOVEMBER 13, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway

City Councilmembers: Keele Johnson  
Don W. Palmer  
Steve V. Palmer  
Glenn Skinner  
James K. Slavens

City Manager: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Also present were: Lou Mueller; Phil Mueller; David Redd; Arlan Henderson; Marjorie Jones; Joe B. Lyman; Robert Hosler; Charles Lyman; Dan Shumway; Wayne Perkins; Vance Seely; Al Boman; F. John Black; Dan Hurst; Johnny Shumway; Cleon Shumway; Monty Perkins; Don E. Smith; Wayne Palmer.

1. Prayer was offered by Councilmember D. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held October 23, 1991 were approved.
4. Mayor Shumway informed the Council that a Public Hearing will be held in Monticello November 14, 1991 relative to a proposed expansion of the hospital.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that a letter be written to the San Juan Health District requesting that an additional Public Hearing pertaining to the expansion of the San Juan Hospital be held in Blanding before they approach the CIB for funds, and that prior commitments of keeping the City Council informed of Health Care issues be addressed.

5. The City Manager informed the Council that the Gordon S. Bird property south of the 21st Century building will be auctioned on November 19.

6. Mr. Phil Mueller requested that the City write a letter of support for the planned Southeastern Utah Government and Community Technical Assistance Center to be located in Price.

The Council requested this item be placed on the November 27th agenda.

7. Mr. Vance Seely expressed to the Council that he felt that his electrical hook-up charges were out of line and requested a review of them. The City Manager agreed to review the bill.

8. The City Council conducted a Public Hearing relative to the annexation of approximately 22.30 acres.

Comments were heard from the following citizens:

Philip L. Palmer  
Wayne Perkins  
Bret Hosler

It is noted that Mr. Palmer informed the Council that the County Assessor told him that the annexation process does not change the value of property outside the annexed area and does not constitute any reason for re-assessment of the property. He also informed the Council that Mr. Monty Perkins has expressed a desire not to be annexed at this time.

Following discussion, motion for adoption of the following resolution was made by Councilmember S. Palmer, seconded by

November 13, 1991 Cont'd.

2

Councilmember Johnson and unanimously carried:

RESOLUTION NO. 1991-18

WHEREAS, a majority of the owners of real property and the owners of not less than one-third in value of the real property as shown on the last assessment rolls in territory lying contiguous to the City of Blanding have petitioned said City for annexation; and

WHEREAS, the petition was accompanied by an accurate plat or map of the territory to be annexed prepared under the supervision of a competent engineer or surveyor and certified by the same; and

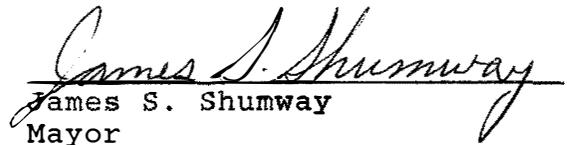
WHEREAS, the petition and plat or map have been filed in the office of the City Recorder,

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Blanding, Utah:

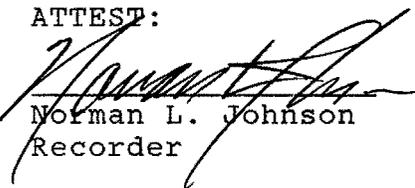
Section 1. Territory Annexed. The territory described below is hereby declared annexed to the City of Blanding:

Beginning at a point on the North-South centerline of Section 22, T.36S., R.22E., SLB&M, said point being N. 00 02'00" W. 1623.85 feet of the South 1/4 Corner of said Section 22; running thence N. 00 02'00" W. 536.15 feet along the N-S centerline of Section 22 which also is the west property line of the Francis J. Nielson parcel, thence West 363 feet along the Francis J. Nielson boundary line, thence North 480 feet along the Francis J. Nielson boundary line, thence Northeasterly 512.07 feet along said boundary line to a point on the N-S centerline of Section 22 said point being 362.7 feet North of the Center of Section 22, thence S. 72 02'45" E. 650.52 feet along the Francis J. Nielson boundary line, thence southerly 191.73 feet along said boundary line to a point on the E-W centerline of Section 22, thence West 29.02 feet along said centerline, thence south 194.25 feet more or less to a point on the existing corporate limit line, thence along said corporate limit line to a point 683.2 feet east of the point of beginning along Francis J. Nielson's south property line, thence west 683.2 feet to the point of beginning. (Contains approximatley 20.7 acre)

PASSED, ADOPTED and APPROVED this 13th day of November, 1991.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

9. Philip Palmer lead a discussion pertaining to deeds on rights-of-way for the northwest sewer line being installed on 400 West. After discussion, the City Engineer and City Manager were directed to get with the residents of the area and see if a solution could be worked out.

10. Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember S. Palmer and unanimously carried that Baker's Rural Sanitation, Inc. be allowed to exercise their contract option to provide solid waste removal for Blanding for another five (5) years beginning May 31, 1992.

November 13, 1991 Cont'd.

3

11. Following review of the San Juan County Water Conservancy District budget, the Council gave their advice and consent for the statement of concurrence to be signed and returned to them.

12. The City Engineer discussed with the Council the interviews which were held earlier relative to selection of an airport consulting engineering firm.

The Council agreed that each of the four firms interviewed should be further studied and that a special Council meeting be held Tuesday, November 19 at 5:00 P.M. to make a final decision.

13. The City Engineer reported and/or discussed with the Council the following items:

A. There has been a small increase in run-off water.

B. There is a leak in the million gallon storage tank. The tank will be drained this week for maintenance.

The Council took a five minute break.

14. The City Manager handed out a letter addressed to Mr. Cleal Bradford from Blain Carlton, a Bond Council Attorney, pertaining to the CIB loan/grant application. After discussion, the matter was deferred to the City Attorney and to be placed on the November 27 agenda.

15. The City Manager informed the Council that the paperwork has been completed so that the Fire Department can approach the CIB with their proposal. They request permission for signature on the initial application. The Council agreed to defer a decision until the next meeting.

16. The City Manager reported to and/or discussed with the Council the following items:

A. Feagan Gathering is still researching the possibility of providing natural gas to Blanding. They have put together a group that is interested in funding the pipeline and distribution system.

The Council gave their advice and consent to pursue the possibilities and for him to contact the Public Utilities Commission while in Salt Lake City next week.

B. Because of the Americans With Disabilities Act all City facilities will have to install ramps in the near future.

C. Request permission to allow newly elected officials to attend a workshop on their behalf.

Council gave their advice and consent to work out the arrangements.

D. An election canvass was held November 11 at 12:30 P.M. and the election was declared valid as there were not any irregularities found.

E. Public Notice has been advertised for the excess equipment sale to be held November 27.

17. Mr. Phil Acton reviewed the FY '91 Audit with the Council.

Following review and discussion, motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that the FY '91 Audit be accepted.

18. Councilmember D. Palmer informed the Council that the Recreation District had met and they request permission to approach the San Juan Research and Development Center for assistance in locating and applying for funding other than the CIB.

The Council gave their advice and consent.

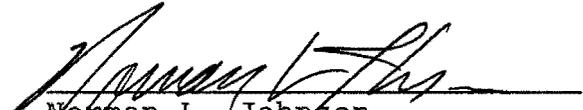
11:00 P.M. Council retired to Executive Session.

11:15 P.M. Council returned to Regular Session.

November 13, 1991 Cont'd.

4

Meeting Adjourned At 11:15 P.M.



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Norman L. Johnson  
Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD NOVEMBER 19, 1991  
AT 5:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Glenn Skinner  
James K. Slavens  
City Manager: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
Absent were: City Councilmembers: Don W. Palmer  
Steve V. Palmer

Also present were: Lou Mueller; Phil Mueller; David Redd.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegiance was recited.
3. The Council discussed the selection of an airport consulting engineering firm.

Following discussion, motion was made by Councilmember Slavens that Creamer & Noble be chosen as the number one choice and that if negotiations cannot be agreed upon, that Muller, Sirhall & Associates, Inc. be choice number two.

The motion died for lack of a second.

Following further discussion, motion was made by Councilmember Skinner that the number choice be Jones & DeMille and the number two choice be Creamer & Noble.

The motion died for lack of a second.

After still further discussion, motion was made by Councilmember Slavens, seconded by Councilmember Skinner and unanimously carried that Creamer & Noble be selected for the Airport Engineer Consultant; that if the fee cannot be agreed upon, the decision come back to the Council.

4. The City Manager informed the Council of a Cross-Connection Certification School being held in Richfield December 9-13.

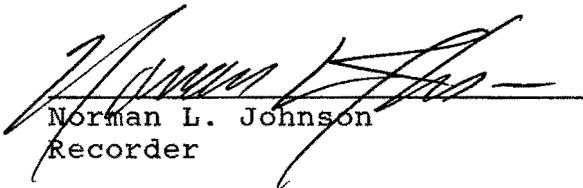
The City Engineer expressed his desire for both Danny Fleming and Mark Shumway to become certified.

Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that if at all feasible both Danny Fleming and Mark Shumway attend the Cross-Connection Certification School in Richfield December 9-13; if it is not feasible for both to be gone, that Danny Fleming attend the school.

5. The City Manager suggested that the Council consider allowing the sewer project for 400 West Street to be postponed until spring.

The Council gave their advice and consent to allow the City Manager and City Engineer to make this decision when the time is appropriate.

Meeting Adjourned At 6:18 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD NOVEMBER 27, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Don W. Palmer  
Glenn Skinner  
James K. Slavens  
City Manager: Norman L. Johnson  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Also present were: Mike Bradford; Gordon Hawkins; Vic Bradford; John F. Black; Steve Olsen; Craig Halls; Cleal Bradford; Phil Mueller; Marjorie Jones; Tadd Barton; Ben Smith; Joe Smith; Gary Guymon; Bob Hosler; Joe B. Lyman.

1. Prayer was offered by Councilmember Slavens.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council meeting held November 13, 1991 and Special City Council meeting held November 19, 1991 were approved.
4. Council discussed the rental of airport hangars to Mr. Ted Royer for non-aviation use.

Following discussion, motion was made by Councilmember Slavens and seconded by Councilmember Johnson that the airport hangars be rented on an annual basis for non-aviation purposes with the Council having the right to refuse if the use is not compatible with the airport, and should the hangars be needed for aviation purposes they must be vacated on a last-in-first-out basis within 15 days.

Voting was as follows:

Those voting "AYE":	Councilmember D. Palmer
	Councilmember K. Johnson
	Councilmember J. Slavens
	Councilmember G. Skinner
Those voting "NAY":	
Those abstaining:	None
Those absent:	Councilmember S. Palmer

constituting all the members thereof, Mayor Shumway declared the motion carried.

5. Mr. Phil Mueller discussed a proposed letter to the Community Impact Board in support of the planned Southeastern Utah Government and Community Technical Assistant Center to be located in Price.

Following discussion, motion was made by Councilmember Johnson and seconded by Councilmember Slavens that a letter of support for the planned Southeastern Utah Government and Community Technical Assistant Center to be located in Price be sent.

Voting was as follows:

Those voting "AYE":	Councilmember K. Johnson
	Councilmember D. Palmer
	Councilmember J. Slavens
	Councilmember G. Skinner
Those voting "NAY":	
Those abstaining:	None
Those absent:	Councilmember S. Palmer

constituting all the members thereof, Mayor Shumway declared the motion carried.

6. Mayor Shumway reminded the Council of the December 19 Public Hearing which will be held by the Health Board at the ARL Middle School at 6:00 P.M. and encouraged wide participation by Council and citizens.

7. Mr. Gary Guymon gave a report on the gift to the City of the Clarence Rogers collection and the difficult process which had been gone through by he and LaVerne Tate to acquire it. Discussion was also centered around the acquisition or development of a History Park and Museum and the funding sources for the project.

November 27, 1991 Cont'd.

Motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that the following document of transfer from Mr. Clarence Rogers be read into the minutes and accepted with a letter of thanks to be sent to Mr. Rogers for the collection and concern and interest in the City of Blanding:

I Clarence Rogers give to the City of Blanding, Utah my collection of historical artifacts listed on the attached pages that shall hereafter be known as the Clarence Rogers Collection. I further name the San Juan County Historical commission to be the custodians of this collection and request that the City of Blanding and the San Juan County Historical commission see that this collection is stored in a safe manner. It is my further hope that this collection will be displayed in an historical museum in the Blanding area in a room named after me so that the people of this area and those that travel here might understand the great contribution of those hardy pioneers that traveled to this area and established homes here and farmed and raised cattle or sheep to provide for their familys. It is my hope also that this collection will be the nucleus of an incentive for the City of Blanding and the San Juan County Historical commission and the citizens of this area of San Juan County to work together to establish such a museum that others will want to have their collections of historical and educational artifacts stored and displayed there for the educational benefit the citizens of this great land.

Signed Clarence Rogers dated Nov. 22, 1991

8. Upon advice and consent of the Council, Mayor Shumway appointed Phil Mueller, Gary Guymon, Keele Johnson and Joe B. Lyman as a fact finding committee to research the History Park-Museum project and the funding services which might be available.

9. Mr. Cleal Bradford presented a budget of \$112,922 for the Fire Department Grant request to the CIB. This request will be for a grant of \$90,000 from CIB and \$15,000 from an un-named agency along with an in-kind match of \$7,922 from the City.

Motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that the Mayor be authorized to sign the Fire Department Grant application to the CIB.

10. Mr. Cleal Bradford and City Attorney Craig Halls presented a history of and proposed plan to have the City be the receiving agency for funds from the CIB to acquire the Cook home and other land and improvements for the San Juan Foundation.

Following a lengthy discussion, motion was made by Councilmember Johnson and seconded by Councilmember D. Palmer that the City Attorney and Mr. Bradford be authorized to work with the Bond Attorney, Blaine L. Carlton, to prepare the proper documentation and legal papers to allow the City to accept the CIB Grant and Loan; and that the condition of the acceptance be that the City is secured by all the properties acquired with the financing along with the D.L. Gibbons Administration Building; and that the revenue from said properties be further used as security for the City in re-payment of the loan being accepted.

The voting was as follows:

Those voting "AYE":	Councilmember K. Johnson
	Councilmember D. Palmer
	Councilmember J. Slavens
Those voting "NAY":	None
Those abstaining:	Councilmember G. Skinner
Those absent:	Councilmember S. Palmer

constituting all the members thereof, Mayor Shumway declared the motion carried.

11. City Manager, Norman Johnson, presented the \$37,500 extension of the Highway 191 Storm Drain project as proposed by UDOT which will allow for the five lane roadway down to the Christensen Bulk Plant

area. This project, along with 1200 feet, \$9,180 curb and gutter addition and the original contract of \$274,889 with UDOT will exhaust the grant given by the San Juan Transportation District of \$322,388. Funds for the street lights will come from the City Electric Utility Budget rather than the county grant.

Motion for approval was made by Councilmember Slavens, seconded by Councilmember Skinner and unanimously carried.

12. The City Engineer presented a request to the Council that the Mayor be authorized to sign quit claim deeds for property in the 400 North 600 West area of the museum expansion. The deeds are made necessary due to differing survey points used in the area which are off by as much as 20 feet.

Motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried to approve the deeds as there will not be an actual property or street re-location.

13. City Engineer, Philip Palmer, presented a letter from the engineering firm of Creamer & Noble as to their fee structure in airport planning. Finding all to be in order, motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried that Creamer & Noble be retained by the City and begin the necessary processes to work on the Municipal Airport needs with the understanding that all fees charged are to be paid by and from FAA and/or State funds acquired and that the only cash cost to the City will be our local percentage share or match.

14. The City Engineer reported on the progress of repairs to the million gallon tank. He indicated several suspicious areas had been located and it is anticipated the project will be completed by December 13.

15. Mayor Shumway discussed having the Chief of Police report be given by Councilmember D. Palmer once each month rather than request his attendance at a council meeting. Council gave their advice and consent to this agenda change.

16. The City Planner reported and/or discussed with the Council the following items:

A. Presented a letter from the Planning and Zoning Commission concerning the building of a theater in a residential R-1 neighborhood. More study will need to be made on this item.

B. Requested and received Council approval for a Public Hearing on the second meeting in January to review and approve new wording and definitions for a "Bed and Breakfast Inn" and "Boarding Houses".

C. Showed the Council the new and complete zoning ordinance book of the City along with a colored map of all city zones. The Council was impressed and thanked Mr. Hosler for his work. Copies of this document are available for public review at the City Office.

17. The City Manager reported to and/or discussed with the Council the following items:

A. Received approval to go to Salt Lake for meetings concerning electricity and insurance and an audit of funds from Safe Water Staff on December 3-5.

B. Requested and received permission to continue the City's involvement and co-operation with San Juan Water Conservancy District for cloud seeding this winter season.

C. Reported that \$2715 was received in the equipment sale held at 1:00 P.M. today. The only item not sold was the 1966 International ten-wheel dump truck.

D. Advised the Council that the roof repair and painting were completed at airport terminal building and all looked well. There is still some concern as to how the gutter will hold up on the north side but that a standard one year construction warranty should cover it. All invoices have been paid and will be re-billed to the county.

E. Requested and received permission to cancel the second council meeting in December as it is on the 25th.

November 27, 1991 Cont'd.

4

18. The Mayor and Council went over and presented the following items for discussion or direction:

A. Mayor Shumway discussed the format City Council minutes should take and whether the meetings should be tape recorded. Decisions on this item will be deferred until January and have the new Councilmembers input.

B. Councilmember Slavens stated that Commissioner Redd has requested City input as to what county roads would benefit Blanding if they were up-graded or constructed. After discussion, the Mayor directed that Councilmember Slavens, the City Engineer and the City Manager get together and report to Commissioner Redd within 30 days as to their feelings.

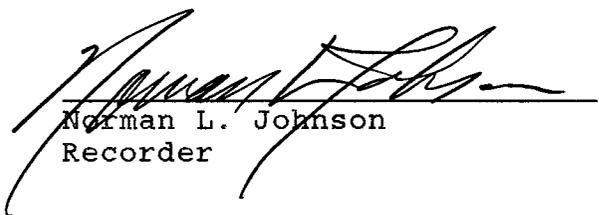
C. Councilmember Slavens requested the City Manager obtain information pertaining to the Huntington City Telephone experience last month wherein they wanted to replace their existing phone service company with a new company and report at a later date.

D. Councilmember-elect Lou Mueller had requested a discussion on next year council assignments. The Mayor felt he wanted to review all all assignments and duties prior to the new year.

9:30 P.M. - Retired to Executive Session

9:57 P.M. - Returned to Regular Session

Meeting adjourned at 9:59 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD DECEMBER 11, 1991  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor: James S. Shumway  
City Councilmembers: Keele Johnson  
Don W. Palmer  
Steve V. Palmer  
Glenn Skinner  
James K. Slavens  
City Manager: Norman L. Johnson  
City Treasurer: Karalee B. Austin  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler

Also present were: Stephen Olsen; Marjorie Jones; David Homedew;  
Phil Mueller; Lou Mueller; Robert Hosler; Bret Hosler; Frank Roberts;  
Wayne Palmer; Bill Graham; John F. Black; Bill Redd.

1. Prayer was offered by Councilmember Johnson.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held 11/27/91 were approved.
4. The City Engineer requested that the Council consider allowing a 54' street section on 600 West in front of the museum. The purpose for this request is that the museum is in need of more space in their parking lot for tour buses. The Engineer also explained that the museum representatives have agreed to landscape the remaining City street right-of-way and allow the City to place their fire hydrant and other fixtures on museum property. There is a need to place the sewer line at a deeper than normal depth to create the minimum slope. The Engineer explained that the estimated additional cost will be \$3,000. Following review and discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember Johnson and unanimously carried that the City allow a 54' street section on 600 West Street in front of the museum; that the City will assume an additional cost of \$3,000 in order to place the sewer line at a deeper than normal depth to create a minimum slope; that the museum will be responsible for landscaping on the remaining City street right-of-way; and that the City will be allowed to place necessary fixtures on state property.

The Mayor expressed to the museum representatives the Council's excitement and support towards the museum addition.

5. A letter has been received from the County asking for the City's input on a zoning variance for the construction of a Bed & Breakfast within a short distance of the City limits.

Following discussion, motion was made by Councilmember Johnson and seconded by Councilmember D. Palmer that the City will support the County granting a zoning variance for the construction of a Bed & Breakfast if the County will make sure that the structure is properly constructed.

Voting was as follows:

Those voting "AYE": Councilmember K. Johnson  
Councilmember D. Palmer  
Councilmember S. Palmer  
Councilmember G. Skinner

Those voting "NAY": None

Those abstaining: Councilmember J. Slavens

constituting all the members thereof, Mayor Shumway declared the motion carried.

Councilmember Slavens commented that he felt he had not had enough time to evaluate the situation.

Mayor Shumway expressed his feelings that the neighbors closely affected within the City limits should be notified of what is happening so that they can express any concerns to the County.

6. Councilmember Johnson requested that the Council consider adding

December 11, 1991 Cont'd.

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to the county road priority list the completion of a road that would make a loop on the west of Recapture Lake. This road would make patrolling the area much easier.

The Council gave their advice and consent to add this project to the county priority list.

7. The City Manager informed the Council of vandalism to the Christmas lights over the past weekend. Once the police were informed, several suspects were apprehended and vandalism has subsided.

The media were requested to ask for public help and support in this matter.

8. The Council reviewed the San Juan County Transportation District's budget and gave their advice and consent to sign off on it.

9. Mayor Shumway informed the Council of poor conditions at the dog pound.

Following discussion, motion was made by Council D. Palmer that a dog pound be built on an existing cement slab located at the Water Treatment Plant and that David Homedew be put in charge of its maintenance and operation.

For lack of a second, Councilmember D. Palmer withdrew his motion until further information can be obtained.

Council agreed to pay one dog pickup fee per day as long as city placed dogs were in the pound and needed tending and that this cost will be subtracted from the monthly contract fee paid to the current service provider.

10. The City Manager informed the Council that the City Clerk/Receptionist position is open. The Council gave their advice and consent for advertisement of the position.

11. Mr. John Black reported to the Council that repair of the million gallon water tank is progressing. All obvious leaks have been patched and other routine cleaning and painting are being done.

12. The City Engineer reported to and/or discussed with the Council the following items:

A. There will be an airport committee meeting Thursday, December 19 at 7:00 P.M. The new airport engineering consultants, Creamer & Noble, and Mr. Ron Theobald will be here.

B. The sewer machine purchased last year has been an excellent piece of equipment and has solved many problems. It has saved the excavation and possible destruction of roadways. We now need Council direction as to whether or not the machine should be loaned to local plumbers.

The Council agreed that the machine may be rented by local licensed plumbers at a charge of \$35.00 per hours if the problem is found on the property owners side. Should the problem be in the city sewer main, then there will be no charge.

13. The City Planner explained to the Council that building inspections are becoming required when selling or purchasing a home. Since these inspections are time consuming, he recommended that the City consider an inspection fee.

Following discussion, the Council gave their advice and consent that an inspection fee of \$30.00 per hour be charged and any call-back inspections be charged a \$15.00 per hour fee.

14. The City Manager reported to and/or discussed with the Council the following items:

A. Request approval to attend the UAMPS/ICPA meetings December 17 & 18 in Salt Lake City and for the City Planner to attend the Economic Development meeting in Salt Lake City on December 17.

The Council gave their advice and consent.

B. Presented the Council with a utility update for November.

C. Requested that the Council consider paying a flat fee to employees for lodging when traveling. The Council agreed that more information concerning what other agencies do should be obtained.

D. Reported on the Western Power hearings held December 4 in Salt Lake City.

E. Attended the San Juan County Budget Hearing.

F. Need direction for replacement of City automobile that was involved in an accident. Council agreed that information regarding a full-size 4-wheel drive truck should be obtained.

G. Reminded the Council that the December 25, 1991 meeting has been cancelled.

H. Explained the need for the City to join the League Finance Pool in association with the Safe Drinking Water Loan.

I. Requested date for Oath of Office to be given to the new Councilmembers. The Council gave their advice and consent for the oath to be taken at the first regular meeting in January, 1992.

J. On December 24, 1991 at 1:00 P.M. the City Office will have refreshments for the employees before going home for the Christmas holiday. All Council members are invited.

15. The Mayor discussed and stated his support for an increase of 1/2% in the City Sales Tax Rate and asked the matter be placed on the January 8 agenda for discussion and that a sample ordinance be prepared by that date by the City Manager.

16. Motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried:

RESOLUTION NO. 1991-20

RESOLUTION OF THE GOVERNING BODY ("MEMBER") APPROVING THE AMENDED AND RESTATED UTAH MUNICIPAL FINANCE COOPERATIVE AGREEMENT; AUTHORIZING THE EXECUTION AND DELIVERY OF SAID AMENDED AND RESTATED AGREEMENT; APPOINTING A REPRESENTATIVE AND ALTERNATE TO REPRESENT THE MEMBER IN THE GOVERNING BODY OF THE UTAH MUNICIPAL FINANCE COOPERATIVE; AND RELATED MATTERS

WHEREAS, on or prior to July 1, 1986, certain cities, towns and districts of various kinds (the "Original Member") created the Utah Municipal Finance Cooperative (the "MFA"), a separate legal entity and political subdivision, pursuant to the provisions of the Interlocal Co-operation Act, Chapter 13, Title 11, Utah Code Annotated 1953, as amended, through the approval and execution of a Utah Municipal Finance Cooperative Agreement dated as of June 1, 1986 (the "Original Agreement"); and

WHEREAS, the Member now desire to amend and restate the Original Agreement to, among other things, (I) allow additional members to join MFA, (ii) clarify the governance provisions of MFA and (iii) provide for the withdrawal of members; and

WHEREAS, the Member desires to appoint a duly elected official of the Member to act as its representative ("Representative") and participant member of the governing body of MFA;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE MEMBER AS FOLLOWS:

Section 1. All actions not inconsistent with the provisions of this resolution heretofore taken by the Member directed toward creating MFA for the purpose of issuing obligations to finance various facilities, services or improvements of its Members, are hereby ratified, approved and confirmed.

Section 2. The Amended and Restated Utah Municipal Finance

December 11, 1991 Cont'd.

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Cooperative Agreement (the "Amended and Restated Agreement"), in the form presented to this meeting, is hereby approved, and the appropriate officers of the Member are hereby authorized and directed to execute and deliver the Amended and Restated Agreement, in the form presented to this meeting, their execution constituting conclusive evidence of the Member's approval thereof.

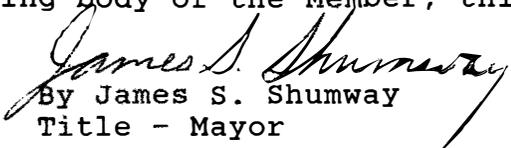
Section 3. The Member hereby appoints James S. Shumway, a duly elected official of the Member, as its Representative and participating member of the governing body of MFA, and James K. Slavens, a duly elected official of the Member as an alternate Representative to act on behalf of the Member in the Representative's absence.

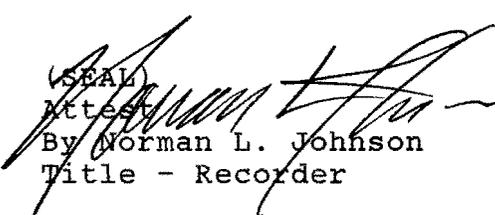
Section 4. All orders, ordinances and resolutions with respect to this transaction heretofore adopted, or parts thereof, which are in conflict with any of the provisions hereof are, to the extent of such conflict, hereby repealed, except that this repeal shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

Section 5. If any provision of this resolution shall be held or deemed to be or shall, in fact, be invalid, inoperative or unenforceable for any reason, such reason shall not have the effect of rendering any other provision or provisions hereof invalid, inoperative or unenforceable to any extent whatever, this resolution and the provisions of this resolution being deemed to be the separate independent and severable act of the governing body of the Member.

Section 6. Immediately after its adoption, this resolution shall be signed by the appropriate officers of the member, shall be recorded in the official records of the Member and shall take immediate effect.

Passed and approved by the governing body of the Member, this eleventh day of December, 1991.

  
By James S. Shumway  
Title - Mayor

(SEAL)  
Attest:  
  
By Norman L. Johnson  
Title - Recorder

17. Councilmember S. Palmer discussed the involvement the City has with the San Juan Foundation and what protection the City needs should the Foundation be desolved.

Following discussion, a motion was by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that the City Manager be directed to advise the Foundation and the City Attorney that the City is to be the successor to the State on all buildings and property should the Foundation desolve.

18. Councilmember D. Palmer reported that he had received the October and November police reports.

19. Councilmember D. Palmer informed the Council that the Recreation District had met and that their main concern for the upcoming season is the operation expenses of the swimming pool.

20. Councilmember Slavens informed the Council that the roof repair and interior painting at the airport administration building has been completed and the new fuel truck is here and looks good.

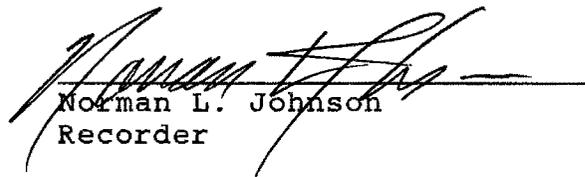
21. Mayor Shumway informed the Council that an American Disability Acton Conference will be held at the Media Center Friday, December 13 from 9:30 am to 12:30 pm and requested that the City Manager attend.

December 11, 1991 Cont'd.

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22. Appreciation was expressed to retiring Councilmembers S. Palmer and G. Skinner and congratulations to the Councilmembers-elect L. Mueller and W. Palmer.

Meeting Adjourned at 10:10 P.M.



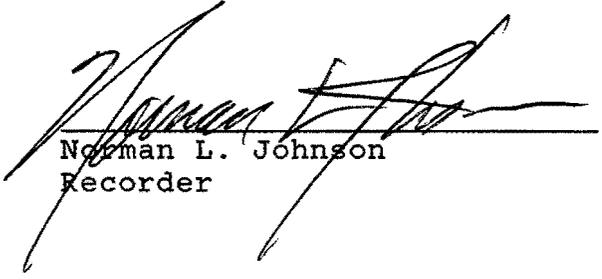
Norman L. Johnson  
Recorder

ADMINISTRATION OF OATH OF OFFICE  
January 2, 1990, 4:00 P.M.

Present were:

Mayor:	James S. Shumway, Mayor-Elect
Councilmembers, Elect:	Keele M. Johnson Don W. Palmer
City Recorder:	Norman L. Johnson
City Treasurer:	Karalee B. Austin

Oath of Office was administered by the City Recorder to James S. Shumway, Keele M. Johnson and Don W. Palmer who duly accepted their offices of Mayor and City Councilmember, respectively.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JANUARY 10, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway

City Councilmembers: Don W. Palmer  
Steve V. Palmer  
Glenn Skinner  
James K. Slavens  
City Administrator: Norman L. Johnson  
City Engineer: Philip L. Palmer  
City Planner: Bret Hosler  
Absent was: City Councilmember: Keele Johnson

Also present were: Joyce Martin; Wade Stevenson; Phil Mueller; Lewis Singer and five scouts.

1. Prayer was offered by Councilmember Slavens.
2. The Pledge of Allegiance was led by Councilmember Palmer.
3. Minutes of City Council Meeting held December 13, 1989 and Special Meeting held December 20, 1989 were approved.
4. Mayor Shumway informed the Council that Oath of Office was given to Don W. Palmer and Keele M. Johnson as Councilmembers and himself as Mayor on January 2, 1990.
5. Wade Stevenson presented his Eagle Project of planning, developing and locating a 75' diameter compass rose on the tie-down apron at the Blanding Municipal Airport to the Council and requested that the City furnish the paint and assistance for surveying from Mark Shumway.  
The Council gave their advice and consent.
6. The City Manager requested that the Mayor be authorized to sign two applications for funding from the Safe Drinking Water and Division of Water Resources.  
Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember S. Palmer and unanimously carried that the Mayor be authorized to sign all necessary applications to the Safe Drinking Water and Division of Water Resources.
7. After presentation of the Water Master Plan Priority List decided upon at a work session the previous day, it was unanimously agreed that the following priority list be presented to the Community Impact Board in February:

1. Recapture Pump Station and Line to Town	\$ 420,000
2. Johnson Creek and Abajo Mountain Improvements	201,000
3. Culinary Distribution System Improvements	631,000
4. Purchase of Additional Water Rights	300,000
5. 4th Reservoir Repair and Dyke Modification	384,000
6. Dry Wash Tributary Collection & Transmission	544,000
7. Secondary Water System	588,000
8. 3rd Reservoir Piping, Modifications & Dredging	<u>432,000</u>
	\$ 3,500,000
8. Mr. Kay Johnson presented to the Council a cooperative agreement with UAMPS and requested the Mayor's signature but reassured that the agreement will not be submitted unless it is to the City's benefit.  
Following discussion, motion for adoption of the following resolution was made by Councilmember S. Palmer, seconded by Councilmember D. Palmer and unanimously carried; that the agreement be submitted only if it is to the benefit of the City of Blanding:

RESOLUTION NO. 1990-1

A RESOLUTION AUTHORIZING THE EXECUTION  
OF A COOPERATIVE AGREEMENT WITH THE  
UTAH ASSOCIATED MUNICIPAL POWER SYSTEMS

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign the cooperative agreement by and between the Utah Association of Municipal Power Systems and the City of Blanding; that a copy of such agreement be attached hereto and made a part hereof.

PASSED, ADOPTED and APPROVED this 10th day of January, 1990.

\_\_\_\_\_  
James S. Shumway  
Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

9. Power Board Manager Kay R. Johnson stated that UP&L did not seem to be taking the City very serious concerning our need to work out the wheeling of power to their customers and the fact that they have tapped our lines without permission. The City will be taking quite a hard line position as is indicated in our December 22 letter to them.

Mr. Johnson also requested that the Council consider a Power Board Meeting every 2nd Wednesday at 6:00 P.M.

Council gave their advice and consent to such meeting.

10. The City Engineer expressed to the Council that he feels a representative of the City should attend the San Juan County Water Conservancy District and the Irrigation Company meetings.

The Council agreed that representation should be present at these meetings. The Mayor will appoint a representative at a later date.

11. The City Planner presented to the Council a summary of a population survey for Blanding and the surrounding area. Mr. Hosler expressed to the Council that he would like to see a resolution signed by the Mayor stating that Blanding has committed to a goal of trying to become the commercial and service center of southeast Utah.

Following discussion, motion for adoption of the following resolution was made by Councilmember D. Palmer, seconded by Councilmember S. Palmer and unanimously carried:

RESOLUTION NO. 1990-2

A RESOLUTION CONSTITUTING THAT BLANDING  
DESIRES TO BECOME THE  
COMMERCIAL AND SERVICE CENTER OF  
SOUTHEAST UTAH

BE IT RESOLVED that the City Council of the City of Blanding, Utah desires to work towards a "Goal of the '90's" that will make Blanding the Commercial and Service Center of Southeast Utah.

PASSED, ADOPTED and APPROVED this 10th day of January, 1990.

\_\_\_\_\_  
James S. Shumway  
Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

12. Mr. Hosler presented each Councilmember with a survey that he desires each person review and return at the next Council meeting with their suggestion.

Mr. Hosler also informed the Council that during 1989

approximately \$7,500 was collected in building permits. It is hoped that a more consistent system can be adopted in the future relative to building permits.

13. The City Manager reported to and/or discussed with the Council the following items:

A. Requested that all information letters included in each Councilmember's packet be read prior to meeting so that they will not have to be read into the minutes.

B. We have received the FY89 Airport assistance from San Juan County and the balance of Calendar 1989 will be billed to them soon.

C. Decisions relative to Blanding recreation will need to be made in the near future. The Administrator will have a proposal for next council meeting.

D. Requested permission to send a letter to the Division of Wildlife Resources relative to using the 180 feet conservation pool in the 4th Reservoir. Council gave their advice and consent.

E. On January 20, 1990 a dinner will be given for Mr. Calvin Black. The Council agreed the City should purchase tickets for each Councilmember, Administrator and their partners.

The Council also agreed that a plaque should be presented to Mr. Black from the City for all that he has done for Blanding and assigned Council S. Palmer and the Administrator to acquire it.

14. Councilmember D. Palmer requested that the City consider having all snow on all City street be pushed to the center for snow removal and that the City consider inquiring about equipment to remove snow from curb/gutter and sidewalks.

The Council agreed that all suggestions should be considered and felt a plan should be developed for next year.

15. Councilmember S. Palmer inquired as to the position of the following items:

A. The Downtown Beautification Project. Funds are in the First Western Bank waiting for further projects.

B. CDBG monies for curb and gutter. Funds have been approved and we are waiting for spring to advertise.

16. Councilmember Skinner inquired as to the position of the County Recreation Board. The City Manager informed the Council that the Board has been dissolved and we will have to re-formulate the program.

17. Councilmember S. Palmer inquired as to the position of possible annexation. The City Manager informed the Council that the San Juan County Annexation Committee has been formed and is working on several possibilities of annexation in the Blanding area. City Planner, Bret Hosler, will be following up on this project.

18. Mayor Shumway reported to and/or discussed with the Council the following items:

A. Presented each Councilmember with a survey relative to their desires for appointments. Appointments will be made at the next regular Council meeting.

B. Tabled the Council Pay Survey and City Manager Contract Negotiations until a later meeting.

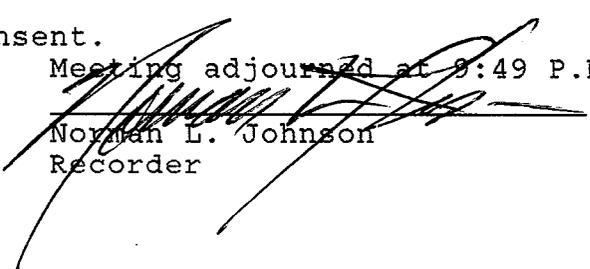
C. Commented on several accomplishments achieved in the last four years.

E. Would like to set new goals for the next four years at a future meeting.

F. Requests advice and consent of Council to authorize the City Manager to pursue acquisition of land available for various city projects and services.

Council gave their advice and consent.

Meeting adjourned at 9:49 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JANUARY 24, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway

City Councilmembers:	Keele M. Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Neil Joslin; Joe Lyman; Jeff Black; Phil Mueller; Robert Hosler.

1. Prayer was offered by Councilmember Skinner.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held January 10, 1990 were approved with the following corrections:  
Item #7 change "decided upon" to "discussed"  
Item #18 F. change "to pursue acquisition" to "to investigate acquisition"

4. Mr. Joe Lyman, Cedar Mesa Products, requested that he be permitted to remove a pole that is located near their Cedar Mesa sign.

The Administrator expressed that he felt the pole should remain as it is used for the hanging of banners and Christmas lights.

Following a short discussion, the Council agreed to check the situation and make a decision at the next regular Council meeting.

5. The Administrator informed the Council that he will appear before the Safe Drinking Water Committee Thursday, January 25, 1990 requesting a \$400,000 loan at 3 1/2% interest for 25 years. He feels confident that the loan will be granted.

On February 1, 1990 the Council will go before the C.I.B. The Council agreed that a special meeting needed to be held Tuesday, January 30, 1990 for finalization of the presentation which will be made to the C.I.B.

6. Motion for adoption of the following resolution was made by Councilmember S. Palmer, seconded by Councilmember Skinner and unanimously carried:

RESOLUTION NO. 1990-3.

A RESOLUTION REVISING THE  
BLANDING CITY BUSINESS  
LICENSE FEE SCHEDULE

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the following revisions to the Blanding City Ordinance on Licensing, Control and Regulations of Businesses and Construction, Chapter 9-210, relative to the Blanding City Business License Fee Schedule, be retroactively effective January 1, 1990:

Per Establishment:	
In Sales Tax Jurisdiction	\$ 15.00
Outside Sales Tax Jurisdiction	15.00
Three-day Permit	15.00
Public Property Usage	50.00
(\$35.00 refund if property is cleaned up.)	

PASSED, ADOPTED AND APPROVED this 24th day of January, 1990.

\_\_\_\_\_  
James S. Shumway  
Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

7. Motion for adoption of the following resolution was made by Councilmember Slavens and seconded by Councilmember S. Palmer:

RESOLUTION NO. 1990-4

A RESOLUTION AUTHORIZING THE ENFORCEMENT  
OF THE CITY BURNING REFUSE  
ORDINANCE NO. 10-420 BY THE FIRE CHIEF

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Fire Chief as created by City Ordinance 10-121 be supported by the City Council in enforcing Ordinance No. 10-420 which shall be interpreted as "No outside burning" within the City limits without a permit.

PASSED, ADOPTED and APPROVED this 24th day of January, 1990.

\_\_\_\_\_  
James S. Shumway  
Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

Voting was as follows:  
Those voting "AYE":

Councilmember D. Palmer  
Councilmember S. Palmer  
Councilmember J. Slavens  
Councilmember G. Skinner

Those voting "NAY":  
Those abstaining:

None  
Councilmember K. Johnson

constituting all the members thereof, Mayor Shumway declared the motion carried.

8. Motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1990-5

A RESOLUTION REQUESTING EACH HOUSE, BUSINESS OR OTHER  
STRUCTURE WITHIN THE CITY LIMITS OF BLANDING DISPLAY  
A READILY VISIBLE ADDRESS NUMBER FOR THE BENEFIT OF  
EMERGENCY SERVICE AND UTILITY SERVICE FUNCTIONS

BE IT RESOLVED by the City Council of the City of Blanding, Utah that all homes, businesses or other structure be encouraged to display accurate street address numbers of sufficient size and type as to be readily identifiable by emergency, utility or other persons needing to locate an exact address.

BE IT FURTHER RESOLVED that the City acquire and provide sufficient numbering devices of a design and type to satisfy this Resolution at no cost to the property owners.

PASSED, ADOPTED and APPROVED this 24th day of January, 1990.

James S. Shumway  
Mayor

ATTEST:

Norman L. Johnson  
Recorder

9. Motion for adoption of the following ordinance was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried:

ORDINANCE NO. 1990-1

AN ORDINANCE IMPOSING A ONE PERCENT MUNICIPAL SALES AND USE TAX, PROVIDING FOR THE PERFORMANCE BY THE STATE TAX COMMISSION OF ALL FUNCTIONS INCIDENT TO THE ADMINISTRATION, OPERATION AND COLLECTION OF A SALES AND USE TAX HEREBY IMPOSED, PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

BE IT ORDAINED BY THE CITY COUNCIL OF BLANDING, UTAH:

Section 1. Title. This ordinance shall be known as the "Sales and Use Tax Ordinance of the City of Blanding."

Section 2. Purpose. The 48th Session of the Utah Legislature of Utah has authorized the counties and municipalities of the State of Utah to enact sales and use tax ordinances imposing a one percent tax.

It is the purpose of this ordinance to conform the Sales and Use Tax of the municipality to the requirements of the Sales and Use Tax Act, Chapter 12 of Title 59, Utah Code Annotated, 1953, as currently amended.

Section 3. Effective Date. This ordinance shall become effective as of 12:01 o'clock a.m., January 1, 1990.

Section 4. Sales and Use Tax.

(a) (1) From and after the effective date of this ordinance, there is levied and there shall be collected and paid a tax upon every retail sale of tangible personal property, services and meals made within the municipality at the rate of one percent.

(2) An excise tax is hereby imposed on the storage, use, or other consumption in this municipality of tangible personal property from any retailer on or after the operative date of this ordinance at the rate of one percent of the sales price of the property.

(3) For the purpose of this ordinance all retail sales shall be presumed to have been consummated at the place of business delivered by the retailer or his agent to an out-of-state destination or to a common carrier for delivery to an out-of-state destination. In the event a retailer has no permanent place of business, the place or places at which the retail sales are consummated shall be as determined under the rules and regulations prescribed by and adopted by the State Tax Commission. Public utilities as defined by Title 54, Utah Code Annotated, 1953, shall not be obligated to determine the place or places within any county or municipality where public utilities services are rendered, but the place of sale or the sales tax revenue arising from such service allocable to the city shall be as determined by the State Tax Commission pursuant to an appropriate formula and other rules and regulations to be prescribed and adopted by it.

(b) (1) Except as hereinafter provided, and except insofar as they are inconsistent with the provisions of the Sales and Use Tax Act, all of the provisions of Chapter 12, Title 59, Utah Code Annotated, 1953, as amended, and in force and affect on the effective date of this ordinance, insofar as they relate to sales taxes, excepting Sections 59-12-101 and 59-12-119 thereof, are hereby adopted and made a part of the ordinance as through fully set forth herein.

(2) Wherever, and to the extent that in Chapter 12 of Title 59, Utah Code Annotated, 1953, the State of Utah is named or referred to as the taxing agency, the name of this municipality shall be substituted therefor. Nothing in subparagraph (b) shall be deemed to require substitution of the name of the municipality for the word "State" when that word is used as part of the title of the State Tax Commission, or of the Constitution of the State of Utah, nor shall the name of the municipality be substituted for that of the State in any section when the result of that substitution would require action to be taken by or against the municipality or any agency thereof, rather than by or against the municipality or any agency thereof, rather than by or against the State Tax Commission in performing the functions incident to the administration or operation of the ordinance.

(3) If an annual license has been issued to a retailer under Section 59-12-106 of the said Utah Code Annotated, 1953, an additional license shall not be required by reason of this section.

(4) There shall be excluded from the purchase price paid or changed by which the tax is measured:

(A) The amount of any sales or use tax imposed by the State of Utah upon a retailer of consumer;

(B) The gross receipts from the sale of or the cost of storage, use or other consumption of tangible personal property upon which a sales or use tax has become due by reason of the sale transaction to any other municipality and nay county in the State of Utah, under the sales or use tax ordinance enacted by that county or municipality in accordance with the Sales and Use Tax Act.

Section 6. Penalties. Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punishable by a fine in an amount less than \$ 300.00 or imprisonment for a period of not more than six months, or by both such fine and imprisonment.

Section 7. Severability. If any section, subsection, sentence, clause, phrase or portion of this ordinance, including buy not limited to any exemption is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

It is the intention of the city council that each separate provision of this ordinance shall be deemed independent of all other provisions herein.

Adopted by the City Council of Blanding, Utah, this 24th day of January, 1990.

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Mayor

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City Recorder

DATE OF FIRST PUBLICATION OR POSTING: \_\_\_\_\_

10. Motion was made by Councilmember K. Johnson, seconded by Councilmember D. Palmer and unanimously carried; that the City will pursue the possibility of acquiring the land on which the rifle range is located from the Bureau of Land Management so it can be occupied by the National Guard.

11. Motion for adoption of the following resolution was made by Councilmember K. Johnson, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1990-6

A RESOLUTION AUTHORIZING AN AGREEMENT BY AND BETWEEN  
THE CITY OF BLANDING AND THE UTAH NATIONAL GUARD  
RELATIVE TO EXCAVATION OF THE BLANDING CITY 3RD RESERVOIR

BE IT RESOLVED that the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign that certain agreement by and between the City of Blanding and the Utah National Guard relative to excavation of the City 3rd Reservoir and responsibilities of each party; that a copy of said agreement be attached hereto, and made a part hereof.

PASSED, ADOPTED and APPROVED this 24th day of January, 1990.

\_\_\_\_\_  
James S. Shumway  
Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

12. The Administrator request permission to sell old equipment that is of no value to the city. The Council agreed that all items should be collected in site and then advertised for sale to the highest bidder.

13. The City Engineer reported to the Council that the water from the 4th Reservoir is being channeled through the treatment plant and the water from the mountain line is being directed to Starvation Reservoir.

Mr. Palmer also informed the Council that there will be a meeting with UDOT and County representatives in Monticello at the Courthouse at 11:00 a.m. on Tuesday, January 30, 1990 relative to roads. He plans to attend this meeting and encourages the elected officials to attend also.

14. Councilmember K. Johnson expressed concern that the State may become more involved than we want if the 4th Reservoir was to be dry drained. We can see what has happened at the 3rd Reservoir.

15. The City Planner presented to the Council maps with proposed annexation. After reviewing the maps, the Council agreed that the City Planner should proceed with annexation in whatever manner is the best for the City of Blanding.

16. The City Administrator reported to and/or discussed with the Council the following items:

A. On January 17, 1990 met with representatives of the State Fish and Game Service relative to the use of water in 4th Reservoir. They will be responding to our request in the near future.

B. Expects to present the Council with an in-house proposal relative to recreation within Blanding at the next regular meeting.

C. Presented the Council with a report showing the status of City

investments.

D. Had met with those involved with the Dry Wash Campground and showed the Council a map with the proposed campground. A list of possible persons that would be willing to offer in-kind help to complete the campground was requested. All the Council accepted the assignment to make a list of their ideas for possible contributors.

E. Requested permission to advertise for bids for gasoline, concrete and propane. Council gave their advice and consent.

F. Continental Telephone of the West inquired as to whether Blanding would have an interest in acquiring a 911 number in the area. The Council agreed that they would be very interested and that the Administrator should proceed with the possibility.

17. Mayor Shumway made the following Council assignments:

Councilmember K. Johnson	Power Board Chairman
	Water Co-Chairman
Councilmember D. Palmer	Public Safety, Police, Fire
Councilmember S. Palmer	Health Care, Finances, C of C
Councilmember G. Skinner	Streets, Parks & Recreation,
Councilmember J. Slavens	Planning, Water Co-Chairman, Airport

18. Councilmember K. Johnson reported to and/or discussed with the Council the following items:

A. Reported on a meeting with representatives of the Utah Water Rights people from Price.

B. Requested that a Community Committee of 7-9 members be appointed to help with water ideas. The Council gave their advice and consent and agreed that a committee would be approved at the next regular council meeting.

C. Suggested that a look at the water rates be done in the near future. Council agreed.

19. Councilmember D. Palmer inquired as to why the City did not fix the old jail so that it could be used for short term prisoners to save on transporting costs. Council agreed that Councilmember Palmer should discuss the matter with the Chief of Police and bring back information at the next regular council meeting.

20. Councilmember S. Palmer reported to and/or discussed with the Council the following items:

A. Thanked the city crews for fixing the street on 200 East and Center Street.

B. Inquired as to where the City stands in regards to Health Care in the community.

The Council agreed that we should stay aware of what is going on. The Mayor suggested that all Councilmembers should try to attend the Public Hearing to be held in the Council Room Thursday at 7:30 P.M.

21. Councilmember Slavens inquired as to whether the County will pay hangar rent to the City retroactively for prepaid customers.

The administrator will check into the matter.

22. Mayor Shumway requested that the Council approve Councilmember Slavens as Mayor Pro-Tempore.

Motion was made by Councilmember S. Palmer, seconded by Councilmember Skinner and unanimously carried that Councilmember Slavens be appointed Mayor Pro-Tempore.

23. Mayor Shumway informed the Council that Craig Johnson has indicated an interest in cleaning up the rodeo grounds.

There is a possibility that the property is privately owned so the Council agreed that the administrator should check into the matter.

24. Following discussion, motion was made by Councilmember Johnson and seconded by Councilmember Palmer that the Mayor and Councilmembers be paid \$300.00 and \$200.00 per month respectively.

Voting was as follows:

Those voting "AYE":

Councilmember K. Johnson  
Councilmember D. Palmer  
Councilmember S. Palmer  
Councilmember J. Slavens

Those voting "NAY":

None

Those abstaining:

Councilmember G. Skinner

constituting all the members thereof, Mayor Shumway declared the motion carried.

10:30 P.M. Council retired to Executive Session.

11:35 P.M. Council returned to Regular Session.

25. Motion for the adoption of the following resolution was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1990-7

A RESOLUTION AUTHORIZING THE  
PURCHASE OF LAND

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to purchase the following parcel of land from Gregory M. and Maxine B. Christensen and 1750 water shares for the price of \$54,000.00:

Section 35, Township 36 South, Range 22 East.  
Beginning South 1180' of NE corner Section 35,  
running thence South 889', West 432', South 403'  
West 456, North 1292', East 1320' to point of  
beginning. (Contains 35.2 Acres.)

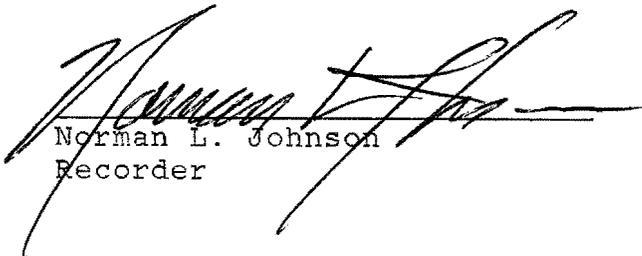
PASSED, ADOPTED and APPROVED this 24th day of January, 1990.

\_\_\_\_\_  
James S. Shumway  
Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

Meeting adjourned at 11:38 P.M.

  
\_\_\_\_\_  
Norman L. Johnson  
Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JANUARY 30, 1990  
AT 6:15 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway

City Councilmembers:	Keele M. Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Danny Fleming; Dave Tuttle; Phil Mueller; Kay R. Johnson; Calvin Black.

1. Prayer was offered by Councilmember Johnson.
2. The Pledge of Allegiance was recited.
3. Mr. Dave Tuttle, representative of the Utah Association Municipal Power Systems, presented the Council with an electric rate study and discussed an electric rate analysis for the city. The Council agreed to have Mr. Tuttle continue to finalize the rate study for their action.
4. Mr. Calvin Black presented to the Council the following letter voicing his concern relative to the proposed Recapture Pipeline:

To: Mayor and City Council  
From: Calvin Black, Business man and Taxpayer, City of Blanding

Date: January 30, 1990

Re: My views and that of other Taxpayers, business people, and citizens of Blanding with respect to the proposal to put a permanent pipe line from the Recapture Reservoir to the Blanding City water system.

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1. Contrary to the statement made in City Manager Norman Johnsons memo of January 10, 1990, the city's 500 acre feet can be taken out above the outlet of the dam. The city's water is not part of the conservation pool. Mr. Johnson told me on the phone that his memo was in error with respect to those facts.
2. If 500 acre feet is needed this year, the city could install a surface pipe, (as contractors use all the time), connect to the existing pumps and pump the water.
3. It is unlikely that water will need to be pumped from Recapture for City culinary use more than once in a lifetime, especially if other measures are immediately taken to acquire water at higher elevations, and repair bad leaks in existing storage facilities. It is even possible that it may not be necessary even this year if such measures are immediately taken and we were to get lucky and have above average moisture in the next few months.
4. If we do not have moisture and run-off, it could be that all the water that remains Recapture will be all there is to pump. The answer is high water, fix leaks, and use the gravity system.
5. If the permanent pipeline is put, as previously stated, it will seldom if ever be needed for culinary use, therefor there is an unfavorable cost-benefit ratio.
6. If it is used, it will be extremely expensive. The city will have to resume paying the \$20,000.00 per year it has been avoiding by

leasing (selling) the water to the Conservancy District. According to the City Managers' estimate, it will cost \$18,000.00 per year to pump the water at the current net cost to the city. If it only cost the \$425,000.00 to put the permanent pipeline in, (I believe it will be much higher) the interest cost at only 4 1/2 percent will be \$19,125.00 for the first year. The total cost of the water will then be \$57,125 for the first year plus whatever is paid on the principal. If this year or in subsequent years, the water is not needed because there is enough in the gravity and storage systems, the cost will be the annual principal and interest payments without benefit of any water.

7. It has been argued that if not needed by the city the water could still be pumped and sold to farmers for irrigation and the city could make money. I would counter that farmers cannot even pay the annual cost of the water pumping, interest, and principal payments, let alone a "profit" to the city. Assuming the city could sell the 500 acre feet for \$70,000.00 per year which would not pay the total costs, they could sell it if not needed in the existing gravity system and it would all be profit.

8. Present and future contamination of Recapture Reservoir must be considered with respect to culinary water use. There is a large area immediately adjacent and upstream from Recapture that is heavily grazed by livestock. If I am not mistaken, concentrated cattle feeding also takes place immediately adjacent and upstream from Recapture that is heavily grazed by livestock. If I am not mistaken, concentrated cattle feeding also takes place immediately north of Recapture Reservoir. Additionally, recreation will have to be curtailed, including swimming, water skiing, and human wastes in the area.

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Recommendation:

That money allocated for the permanent pipeline be transferred to purchasing water rights that can flow through the tunnel, repair leaks in the storage reservoirs, and for the developing and gathering other water that can come to the Blanding City system by gravity.

Respectfully,

Calvin Black

Commissioner Black also expressed concern relative to Senate Bill 80 and gave some data relating to it. Mayor Shumway said he would write a letter expressing Blanding's concern.

5. Motion was made by Councilmember D. Palmer, seconded by Councilmember S. Palmer and unanimously carried that the following priority list be presented to the C.I.B. on Thursday, January 22, 1990:

1. Recapture Pump Station and Line to Town
2. Johnson Creek and Abajo Mountain Improvements
3. Culinary Distribution System Improvements
4. Purchase of Additional Water Rights
5. 4th Reservoir Repair and Dyke Modification
6. Dry Wash Tributary Collection & Transmission
7. Secondary Water System
8. 3rd Reservoir Piping, Modifications & Dredging

6. Following discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember D. Palmer that when before the C.I.B. on Thursday, January 22, 1990, the City should ask for a grant of \$1,256,000; accepting no more than a \$400,000 loan and requesting no interest but accepting a loan with interest up to 3.5%.

8:55 P.M. Council took five minute break.

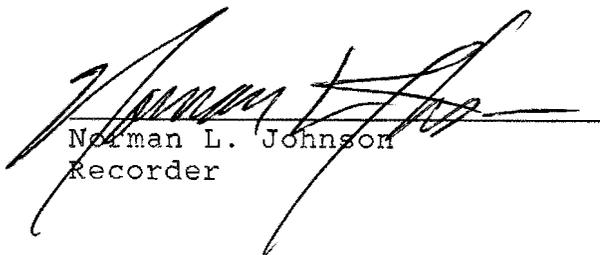
9:00 P.M. Council retired to Executive Session.

10:30 P.M. Council returned to Regular Session.

7. Mayor Shumway expressed the Council's appreciation to Mr. Kay R. Johnson for the many hours he has given the city in his position as Power Board Chairman the past four years. At this time the Council would appreciate Mr. Johnson continuing with the City for a couple of months until the Administrator feels that he is comfortable with all aspects of the UAMPS and ICPA responsibilities. It was also felt that the policies and procedures were in place to allow the staff to handle the accounts receivable problems.

8. Mayor Shumway informed the Administrator that the Council has agreed that the present time a contract between the Administrator and the City is not of necessity; that the Council is willing to work with the Administrator on any special consideration or concerns he may feel needs to be brought to the council for further consideration.

Meeting adjourned at 10:53 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD FEBRUARY 14, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway

City Councilmembers:	Keele M. Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Phil Mueller; Daniel Fleming; Tim Jones and Tristan Demille, Jones & Demille Engineering; Gordon Hawkins; Morris Christiansen; Charles Lyman; Tom Austin; Bruce Johnson; Joe Hurst and five scouts; Preston Nielson; Robert Hosler; Cleal Bradford; Keith Rogers.

1. Prayer was offered by Councilmember S. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held January 24, 1990 were approved with the following additions:  
Item #17 - Councilmember D. Palmer - Economic & Community Development  
Councilmember S. Palmer - Co-chairman Economic & Community Development  
Minutes of City Council Special Meeting held January 30, 1990 were approved.
4. Mr. Morris Christiansen met with the Council relative to an electric connection fee charged to Mr. Bee's. Mr. Christiansen feels that he has paid his share of the connection fee and that the portion being billed by the City belongs to the City.  
The Council agreed to review the charges and make a decision at the next regular council meeting.
5. The Council was advised that a letter of grant award notification was received from the Permanent Community Impact Fund Board. Motion for adoption of the following resolution was made by Councilmember Johnson, seconded by Councilmember Skinner and unanimously carried:

RESOLUTION NO. 1990-8

A RESOLUTION AUTHORIZING THE  
EXECUTION OF A CONTRACT WITH THE  
PERMANENT COMMUNITY IMPACT FUND BOARD

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to execute that certain contract by and between the City of Blanding and the Permanent Community Impact Fund Board relative to the City of Blanding receiving a grant in the amount of \$628,000 for water system improvements; that a copy of said contract be attached hereto and made a part hereof by reference.

PASSED, ADOPTED and APPROVED this 14th day of February, 1990.

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James S. Shumway  
Mayor

ATTEST:

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Norman L. Johnson  
Recorder

6. Motion for adoption of the following resolution was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried:

RESOLUTION NO. 1990-9

A RESOLUTION APPOINTING OFFICERS  
OF THE CITY OF BLANDING

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the following named persons be appointed to the following offices for the respective periods shown:

Norman L. Johnson	City Administrator	2/1/90 - 1/31/92
	Recorder	2/1/90 - 1/31/92
	Purchasing Agent	2/1/90 - 1/31/92
	Budget Officer	2/1/90 - 1/31/92
Karalee B. Austin	Treasurer	2/1/90 - 1/31/92
Thomas E. Austin	City Marshal	2/1/90 - 1/31/92
	(Ex-officio Chief of Police)	2/1/90 - 1/31/92
Jay M. McDaniel	Justice of the Peace	2/1/90 - 1/31/92
Rigby Wright	Justice of the Peace	2/1/90 - 1/31/92
	(Pro-tempore)	2/1/90 - 1/31/92
Philip L. Palmer	City Engineer	2/1/90 - 1/31/92

PASSED, ADOPTED and APPROVED this 7th day of February, 1990.

\_\_\_\_\_  
James S. Shumway  
Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

7. Motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that the Mayor be authorized to sign a Rural Community Fire Protection Fund Application in the amount of \$1,370.00 with a matching \$1,370.00 from the City; that monies received will be used for fire equipment.

8. The City Engineer introduced Mr. Tim Jones and Mr. Tristan Demille of Jones & Demille Engineering who have been helping the City with a water plan study and application to the C.I.B. for grant monies for water plan improvements.

Mr. Demille presented the council with three proposals for the new water line from Recapture Reservoir to the city water treatment plant.

Motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that the city build a water line from the existing pipeline south of town, through town to the City Water Treatment Plant; Jones & Demille Aternative #2 Plan; Project # 9002-053.

9. Motion for adoption of the following resolution was made by Councilmember Slavens and seconded by Councilmember Johnson:

RESOLUTION NO. 1990-10

A RESOLUTION AUTHORIZING THE  
EXECUTION OF A CONTRACT WITH  
JONES & DEMILLE ENGINEERING  
RELATIVE TO WATER SYSTEM IMPPROVEMENTS

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to execute that certain contract by and between the City of Blanding and Jones & Demille Engineering relative to providing professional engineering service to the City of Blanding for the water system improvements to which this agreement applies, serve as professional engineering representative for the project and give professional engineering consultation and advise during the performance of services; that a copy of such contract be attached hereto and made a part hereof by reference.

PASSED, ADOPTED and APPROVED this 14th day of February, 1990.

James S. Shumway  
Mayor

ATTEST:

Norman L. Johnson  
Recorder

Voting was as follows:

Those voting "AYE":

Councilmember K. Johnson  
Councilmember D. Palmer  
Councilmember S. Palmer  
Councilmember J. Slavens

Those voting "NAY":

None

Those abstaining:

Councilmember G. Skinner

constituting all the members thereof, Mayor Shumway declared the motion carried.

10. The City Planner informed the Council that he has researched the first phase of the annexation proposal and asked for direction from the Council. The Council agreed that he should contact each person relative to the first phase of the annexation proposal.

11. The Chief of Police presented the Council with the monthly report and read the following portion into the minutes:

It should be noted that several of the above listed incidents involved the participation of Blanding Reserve officers. They have been, and are, taking an active role in helping regular officers in apprehension of criminals in the City of Blanding. Their involvement has become a very big plus with regard to freeing the regular duty officer to do other enforcement activity. They have also recognized several of the perpetrators.

I think this is a clear demonstration of positive feedback with regard to the decision and request of the city council to more actively involve the reserave during a work session last year. The Blanding Police are grateful for this direction from the council and encourage other ideas, of equal merit, to be verbalized by the individual members of the council.

The Chief also informed the Council that he has researched the possibility of having a holding cell in the old jail and that it is not feasible at this time.

12. The Administrator reported to and/or discussed with the Council the following items:

A. Requested comment on the new agenda format. Council gave their advice and consent to use the new format and to have the agendas delivered 48 hours prior to each meeting.

B. Inquired as to how the Council desires to be paid and that W-2 forms will be needed. The Council agreed that monthly paychecks will be desired.

C. Tuesday, February 20, 1990 Mr. Greg Christensen will be in Blanding to sign the deed for land and water shares purchased by the

City.

D. Wrote letter to the San Juan Commissioners requesting information relative to equipment belonging to the recreation program.

E. Presented a letter from Olsen, McIff & Chamberlain Attorneys at Law of Richfield, Utah and requested permission to further investigate their use as City Bond Council on the up-coming bonding needs.

Council gave their advice and consent.

F. Representatives of the State Board of Water Resources will be here February 22, 1990 at 1:00 P.M. to discuss the water system improvements which have been requested for funding by them.

13. Motion was made by Councilmember S. Palmer, seconded by Councilmember Johnson and unanimously carried that City certificated depositories be First Security Bank, First Western National Bank, Zions First National Bank and The Utah Public Treasurers Trust Fund.

14. Motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that the City file on all available water rights on the Abajo Mountain.

15. Councilmember Johnson reported to and/or discussed with the Council the following items:

A. Suggested the following citizens be appointed to a Water Advisory Committee:

Bruce Black  
Cleal Bradford  
Fred Halliday  
Preston Nielson  
Kedric Redd  
Eugene Shumway

Council gave their advice and consent to such appointments.

B. Suggested that water rates be studied. Council gave their advice and consent to Councilmember Johnson and Councilmember Slavens to do a study on water rates.

16. Councilmember Slavens suggested that Councilmember Johnson be appointed to attend all Ditch, Irrigation and San Juan County Water Conservancy District meeting.

Council gave their advice and consent.

17. Councilmember Palmer advised the Council that the Health District has applied to the C.I.B. for funds to develop a Birthing Center.

The Council agreed that the City will cooperate in their application to the C.I.B.

18. Councilmember Skinner reported on the meeting relative to wilderness area in Utah.

Requested that each Councilmember write a letter of opposition to designating more wilderness areas in the state of Utah.

He also felt a letter should be written to requesting a need for and expressing support of the Halls Crossing Airport as proposed by the County.

19. Councilmember Slavens reported to and/or discussed with the Council the following items:

A. Indicated his desire that the City be sure to request the capitol projects at the airport be agreed to before the City takes it over.

B. Inquired as to what can be done to improve the phone service in Blanding. The Administrator informed the Council that Mr. Emmett Mayes, superintendent of CONTEL, had been in the office this date and requested to be on the agenda within the next month.

20. Mayor requested permission to send a letter of appreciation to each C.I.B. member.

Council gave their advice and consent.

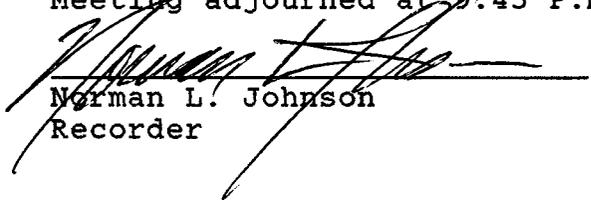
February 14, 1990 Cont'd.

5

9:09 P.M. Council retired to Executive Session.

9:43 P.M. Council returned to Regular Session.

Meeting adjourned at 9:43 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD FEBRUARY 28, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway

City Councilmembers:	Keele M. Johnson Steve V. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler
Absent was: City Councilmember:	Don W. Palmer

Also present were: Phil Mueller; Gail Northern; Morris Christiansen; Kim Acton; Preston Nielson; Charles Lyman; Clisbee Lyman; Steve Meyers, Jr.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held February 14, 1990 were approved with the following corrections:
  - Item #13 change: "citizens" to "individuals"
  - Item #13 add: Councilmember Slavens/Co-chairman  
Councilmember Johnson/Co-chairman  
Philip Palmer  
Lee Bennett
  - Item #15 add: ;that the Treasurer Bond #58205398 bonding the City Treasurer, Karalee B. Austin, be renewed.
4. With the advice and consent of the Council, Mayor Shumway delayed action relative to Mr. Bee's electrical connection until the March 14, 1990 meeting.
5. Mayor Shumway read the following letter into the minutes:

February 22, 1990

Blanding Irrigation Company  
(Preston Nielson-Vice President)

San Juan Water Conservancy District  
(Norman Nielson-President)

Gentlemen,

You are invited to meet with the Blanding City Council in their regular meeting on Wednesday, February 28, 1990. The meeting begins at 7:00 P.M. and one of the first items for discussion will be concerning the management of early water runoff and the threat of another low runoff year. Your input and ideas are very important. Any others you care to invite will be welcome.

Respectfully,

Philip L. Palmer  
City Engineer

The City Engineer informed the Council that so far there has been no water run-off. He suggests that no water be put into 3rd Reservoir, that the 4th Reservoir be completely drained into the Water Treatment Plant and that all available water be put into Starvation Reservoir and the Water Treatment Plant be operated out of Starvation.

Preston Nielson, Vice President of the Blanding Irrigation Company, commented that the Company wishes to cooperate with the City in every way possible; that the Company encourages the City to take

all possible run-off water and direct it to Starvation Reservoir as soon as possible.

Councilmember Slavens commented that it is his feeling that the Council wants to cooperate totally with the Irrigation Company.

Charles Lyman, secretary of the San Juan County Water Conservancy District, informed the Council that it will be the responsibility of the City to check out the legalities of condemnation of water in Recapture Reservoir so that the City may drain their 500 acre feet of water.

The Council took a short break.

6. Following review and discussion, motion for adoption of the following resolution was made by Councilmember S. Palmer and seconded by Councilmember Skinner:

RESOLUTION NO. 1990-11

A RESOLUTION AUTHORIZING THE CITY MANAGER TO WITHDRAW FROM THE STATE RETIREMENT SYSTEM AS PROVIDED BY STATE LAW AND PLACE FUNDS IN A PRIVATE RETIREMENT SYSTEM

BE IT RESOLVED by the Blanding City Council that the City Manager is authorized to become a member of a private retirement program as authorized by State Rules and Regulations and that the City approve their contributions at the same rate as that of the current City participation in the contributory retirement program of the State Retirement System or as may change from time to time.

And that this Resolution be effective March 1, 1990.

PASSED, ADOPTED and APPROVED this 28th day of February 1990.

\_\_\_\_\_  
James S. Shumway, Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson, Recorder

Voting was as follows:

Those voting "AYE":	Councilmember S. Palmer
	Councilmember G. Skinner
Those voting "NAY":	Councilmember K. Johnson
	Councilmember J. Slavens
Those absent:	Councilmember D. Palmer

constituting all the members thereof; Mayor Shumway broke the tie by voting "AYE" and declaring the motion carried.

7. Following discussion, motion was made by Councilmember Johnson and seconded by Councilmember Slavens that two sections of the proposed Policy & Procedure Manual be reviewed at a time by taking action on one section, discussing another section and adding another section to be reviewed by the next council meeting.

Following further discussion, Councilmember Johnson withdrew his motion.

With the advice and consent of the Council, the Mayor suggested that action be taken on those "cut & dry" sections on March 14, 1990 and that other sections be studied, reviewed and action taken as quickly as the council feels comfortable with each section.

8. The Council was presented a Memorandum of Understanding from the USDA Forest Service relative to cooperating with the City of Blanding in the development of a camp ground at Dry Wash Reservoir.

Following discussion, the Mayor was authorized to sign the non-binding Letter of Understanding.

9. The City Engineer informed the Council that the well at Johnson Creek should not be utilized until the line has been checked for leaks.

Following discussion of the need to use the Johnson Creek well, motion was made by Councilmember Palmer, seconded by Councilmember Slavens and unanimously carried that the Engineer be authorized to do whatever is necessary to make sure the pump at Johnson Creek is in a dependable status.

10. The Council discussed projects of the City and their priority. The Council agreed that water is the top priority but agreed that other projects needed to be addressed. The Administrator was requested to present to the Council a list of projects the City is engaged in so that a priority list may be formulated at the next Council meeting.

11. The City Planner up-dated the Council on annexation progress and stated he would do whatever the Council requested.

12. Motion was made by Councilmember S. Palmer and seconded by Councilmember Slavens that the Administrator be authorized to advertise for the position of Maintenance Supervisor.

The voting was as follows:

Those voting "AYE":	Councilmember S. Palmer
	Councilmember G. Skinner
	Councilmember J. Slavens
Those voting "NAY":	Councilmember S. Keele
Those absent:	Councilmember D. Palmer

constituting all the members thereof; Mayor Shumway declared the motion carried.

13. The Administrator reported to and/or discussed with the Council the following items:

- A. Blanding Irrigation Stockholders meeting will be March 22, 1990.
- B. Century Equipment has presented a lease with option to trade every 500 hours on a backhoe for \$1,000.00. Council agreed that further information should be acquired.
- C. Presented the City deposits and investments report.
- D. Inquired as to what the Council desires done with the pole by Cedar Mesa's sign on Main Street. The Council agreed that the pole should be removed but a banner pole should be maintained in the area.
- E. Presented San Juan County Memo relative to the County 1990 Budget proposals to the City of Blanding.

14. Councilmember Johnson requested that the Administrator write a letter to the Utah Department of Fish and Game requesting an officer be based in the Blanding area.

Council gave their advice and consent.

15. Councilmember Slavens discussed and requested that staff do all possible to have local preference when the pipeline is bid out.

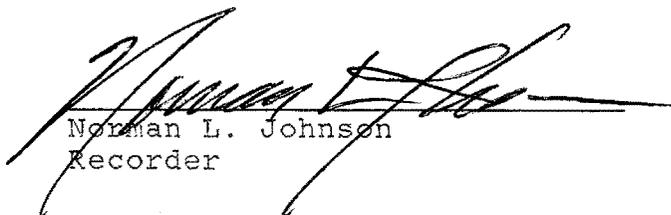
16. The Mayor advised the Council that a public hearing must be held relative to the proposed raise for the Council and Mayor.

Council gave their advice and consent for a public hearing to be advertised and held March 14, 1990 at 9:00 P.M.

10:23 P.M. Council retired to Executive Session.

11:27 P.M. Council returned to Regular Session.

Meeting adjourned at 11:27 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MARCH 14, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway

City Councilmembers:	M. Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Gorden Hawkins; Buddy Black; Jerry Holliday; Bill Redd; Kim Acton; Kay R. Johnson; Daniel Fleming; Morris Christiansen; Peggy Humphreys, Robbie Swasey, Lucy Carlisle, Brett Palmer, Moab Film Commission; Vic Bradford; Phil Mueller; Jeff Black; Tom Austin; Phil B. Acton; Kim Smith; Neil Joslin; Gail Northern; Joe Petty; George Petty; Don & Guen Smith; Tristen DeMille; Craig Halls; Mike Bradford; LaRay Alexander; Homer Taylor; Lloyd Kartchner; Lynda Shumway.

1. Prayer was offered by Councilmember D. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Minutes held March 28, 1990 were approved.
4. Ms. Robbie Swasey explained the Moab Film Commission's purpose to the Council. She explained how the Commission has increased the economics in the Moab area. Ms. Swasey requested that the City appoint an ex-officio member to their commission so that coordination could take place with the Blanding area in bringing in possible movie and commercial filming.  
Mayor Shumway appointed Councilmember S. Palmer to the Moab Film Commission as an ex-officio member.  
The Council gave their advice and consent.  
Councilmember S. Palmer will report back in two weeks with more detailed information.
5. Mr. Gorden Hawkins, Fire Department Chief, presented to the Council a request for a fireman raise and a proposed budget for FY90-91.  
The Council agreed to take the information and requests under advisement with possible decision in two weeks.
6. Mayor Shumway read the following letter into the minutes:

March 12, 1990

Mayor, James Shumway  
Current and Immediate Past Councilmen

Dear Mayor,

Over the past two or three months, there has been considerable discussion relating to the electrical hook-up fees assessed the new restaurant, Mr. Bee's Famous Chicken. After much thought and soul searching, I feel it is important that I make the following statements concerning this issue.  
Having never been a person who was afraid to admit a mistake, it is very obvious that I made two of them in billing this service hook-up. The first bill in the amount of \$7465.76 was given to Mr. Christiansen on July 17, 1989. As was his right, he questioned the charges and I agreed they were wrong, and would prepare a new invoice. On August 17, 1989, I sent a new invoice for \$3186.30.

March 14, 1990 Cont'd.

Two or three days later I realized that again a mistake was made, but this time it was to the benefit of Mr. Christiansen. This second error was discussed with and given the go ahead by, Power Board Chairman, Kay Johnson, and later discussed with the full Council in a Power Board Meeting.

It was quite a surprise when in late October or early November I heard that Mr. Christiansen was questioning the second invoice. Since that time I have tried to figure the best solution to the problem that my mistakes have created. As a private citizen, a customer of the electric system and also as the City Manager I have reached a solution which, I feel, is the only honest, fair and equitable answer for everyone concerned. (there are no number of personal accusations or threats which will defer me from doing what is best for the citizens and customers of the Blanding Electric System.)

Since Mr. Christiansen rightly questioned the first invoice and has also exercised his right to question the second invoice, I feel the City is now obligated to correct both mistakes and do that which every other business, organization or person, so far as I know, has done in regards to their hook-up to electrical service. Mr. Bee's Famous Chicken should be required to pay the cost of the tap UP&L placed for the City to provide that business with the electric power it needed. The cost of that tap is contained on UP&L invoice number 076824 and is in the amount of \$5496.99. I have not reviewed this invoice in minute detail, but experience has shown them to be reasonably accurate.

It is my opinion that both the letter invoices dated July 17 and August 17 should be cancelled by the City and a new invoice in the amount of \$5,496.99 be prepared and presented for payment. As a customer of the system, I feel it is only fair that everyone plays by the same rules. As the City Manager I feel it is my responsibility to advise the Council when I foresee a problem. Right now we may be in a lose lose situation, but I do feel the new invoice route is the proper way to go.

Again, it is only my opinion, but to act in any other direction than stated above may be viewed as giving preferential treatment to one customer at the expense of all others.

Mayor, I request this letter be read into and made a part of the minutes prior to any decision in this matter by the Council.

Respectfully,

Norman L. Johnson  
City Manager

NLJ/gmn

xc: Craig Halls, City Attorney  
Phil B. Acton, City Auditor

After considerable discussion, motion was made by Power Board Chairman, Councilmember Keele Johnson, seconded by Councilmember Slavens that Mr. Bee's Chicken pay \$2,498.82 at \$200.00 per month through July 31 and the balance on August 1, 1990.

The Council also directed that future hookups or requests for service are to be on the written request form adopted in 1980 as city policy.

7. Mr. Tristen DeMille presented the following proposed dates for progress on the Recapture Pipe Line.

April 6	Plans presented to the Health Department
April 14	Advertisement will appear in the Intermountain Contractor and local paper for 2-3 weeks

March 14, 1990 Cont'd.

3

Mid-May	Bid Opening
May 14	Begin Construction
July 23	Possible Completion

Mr. Demille informed the Council that the first priority will be obtaining right-of-way from all property owners.

City Attorney, Craig Halls, commented that within the city limits there will be no problem with right-of-way but there may be problems outside of the city limits.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried that the City hire Jones & DeMille to bring all plats involved in Project #9002-053 to legal status and then the staff and City Attorney acquire property owners signatures on right-of-ways.

8. Motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried that Project #9002-053 be bid in two sections with one being for labor and the other for materials.

9. Mr. Demille suggested to the Council that bonding be required by all bidders on Project #9002-053.

Following discussion, motion was made by Councilmember Slavens and seconded by Councilmember Johnson that property bonds be accepted upon approval of the Council; if such property bond is not acceptable, then the bidder will be allowed to supply other bonding; that the project be given 75 days for completion.

Following further discussion, Councilmember Slavens withdrew his motion and motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried that the City accept a Letter of Credit for 100% of the project from any accredited bank as bonding for Project #9002-053; that the project be given 75 days for completion.

Council took a short break.

10. The Council conducted a Public Hearing relative to a raise in salary for the Mayor and Councilmembers.

The following citizens commented:

LaRay Alexander  
Guen Smith  
Don Smith  
Daniel A. Fleming  
Lloyd Kartchner  
Buddy Black  
Morris Christiansen  
Lynda Shumway  
Jerry Holliday  
Kim Smith

Remarks were made by the following Councilmembers:

Keele Johnson  
Jim Slavens  
Don Palmer  
Steve Palmer  
Mayor Shumway

Following comments and discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember D. Palmer and unanimously carried that the Mayor and Councilmembers be paid a salary of \$300.00 and \$200.00 respectively and retroactive to January 1, 1990.

Council took a short break.

11. Mayor Shumway read the following letter to the Council:

March 10, 1990

March 14, 1990 Cont'd.

4

Dear Blanding City Council:

I am directing this letter to you in order to clarify some of my feelings pertaining to water. It will be critical for us to be fair and equitable in all of our decisions pertaining to water sales to the community.

It is our responsibility to meet the water needs of our citizens and it is the intent of the city to begin pumping Recapture by July. We should have adequate water until then if water conservancy methods are practiced. If we reach a state of extreme emergency all outside watering from the city's culinary system should be prohibited. It is the council's understanding that we are currently utilizing all waters legally available. The mountain pump will remain in constant use, and all feasible sources of water will be channeled into the city system. In the meantime I would like to make a few suggestions to our citizens and the council for consideration:

#### COMMUNITY

1. All who can afford to drill wells do so, and use them for outside watering.
2. Neighbors with wells share with neighbors without, and work out an equitable agreement on the costs.
3. Unless a family has access to a well, seriously consider postponing a garden for one year. Citizens must be aware that we cannot guarantee city water for outside use during this years growing season. If a garden is critical for you, consider limiting the size.
4. Use water in a conservative manner within your home. (Wash dishes by hand, shower quickly, repair leaky faucets, wash larger loads of clothes, etc.)

#### COUNCIL

1. Petition schools, churches, and other large users of water to actively seek other sources of water for their outside needs. (Wells, irrigations shares, etc.)
2. Dramatically increase the price of water to all customers once a reasonable # of gallons have been expended each month.
3. Continue with water projects as the #1 priority.
4. Limit all water customers that are using culinary water for outside purposes to one day outside watering per week during specified hours.
5. State Law clearly allows us to sell only "excess" water outside our city limits. It is time to annex all areas outside our present boundaries that desire to remain on our city system.

Sincerely,

James S. Shumway  
Mayor

Following discussion, it was suggested that the Mayor, Council-member Johnson and the Administrator write a letter to send each Blanding water user explaining that all outside watering is prohibited and asking that steps for inside conservation of water be taken.

The Council gave their advice and consent.

12. Motion was made by Councilmember Slavens, seconded by Council-member S. Palmer and unanimously carried that A-1 and A-2 of the Policy and Procedure Manual be adopted.

13. The Administrator informed the Council that a letter of understanding had been received from Olsen, McIff, & Chamberlain relative to their acting as legal counsel for the upcoming issuance of bonds.

Motion was made by Councilmember Johnson, seconded by Council-member Slavens and unanimously carried that OLSEN, MCIFF, & CHAMBERLAIN be retained as bond counsel to satisfy the requirements placed by the CIB and Safe Drinking Committee loan agreements.

14. The Engineer informed the Council that the pump at Johnson Creek has been running, but we are having continued problems with it.

Councilmember Skinner quoted prices to the Council for several different motors available. The Council agreed that if it became necessary, that a propane motor should be purchased so that the Johnson Creek pump can be kept running and that the motor on the pump now should be kept for a backup, and that the City Manager is authorized to purchase the necessary equipment to keep the Johnson Creek Well in operation.

15. Chief Tom Austin presented the monthly police report to the Council. He also informed them that two reserve officers are now attending POST so that they might be certified police officers.

Chief Austin also discussed with the Council the prisoner care bill at the jail. He feels that the bills are not billed fairly.

The Council agreed that Councilmember D. Palmer and Mayor Shumway should check the situation and report back to the Council.

16. The Administrator discussed with and/or reported to the Council the following items:

A. Several applications have been received for the Maintenance Supervisor position. Applicants will be screened on Monday, March 19.

The Council agreed that an Executive Session should be held at 5:00 P.M. on March 28, 1990 for interviews of applicants.

B. Suggested that Jeff Black attend the National Road and Street Maintenance Conference on April 10-12.

Council gave their advice and consent.

C. The backhoe offer from Century Equipment is a firm price of \$35,850 delivered on site with a trade-in amount of \$1,000 every 500 hours.

The Council authorized the <sup>FY90</sup> Administrator to proceed with purchase of a new backhoe with the ~~FY91~~ budget.

D. March 30, 1990 there will be a Joint Highway Committee meeting at Ruby's Inn Bryce Canyon.

E. The ULCT Mid-Year Convention will be held April 6-7 in St. George.

F. There will be a Public Meeting on March 28, 1990 at 6:00 P.M. in the Council Chambers relative to Dry Wash Campground.

G. A list of projects has been formulated and will try to have them prioritized according to each Councilmembers list by next council meeting providing that all the Councilmember have submitted their lists.

H. The College project is completed and the account is closed out.

I. Brent Cook with UP&L will be in the office for a meeting with the administrator and all available councilmembers on Friday.

J. The City is on the C.I.B. agenda for April 5, 1990 to discuss the loan offered to the City.

17. Council discussed the City Employee Organizational Chart. They agreed that they would study and develop possible changes to the ordinances and that the changes should be thoroughly reviewed before changes are presented for a public hearing.

18. Councilmember Johnson expressed a strong desire for all junk vehicles to be removed from city streets.

Chief Austin informed the Council that an ordinance is in place relative to this and that upon the Council's order, the ordinance can be enforced. Chief Austin offered to research the ordinance and report back to the Council.

19. The Administrator informed the Council that the San Juan County Commission has adopted a resolution that will invest \$600,000 (\$200,000 for each district in the county) for 30 years; that the interest from this investment will go to the districts to be used for public purposes which include recreation.

For the FY91, the County will give each district \$20,000 less

March 14, 1990 Cont'd.

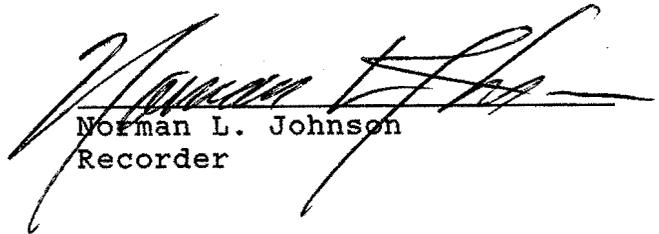
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expenses already incurred for public recreation and this fund will be the monies used towards recreation for the Blanding district this year.

The Administrator suggested that the Council consider working with the San Juan Center and possibly turning the recreation program over to the Center along with the funds that will be allotted by the County each year and that the Golf Association take over the golf course. The Council agreed that the idea sounded interesting and should be researched further prior to next meeting.

20. Councilmember Slavens reported on the Airport Committee Meeting. He said that the Master Plan has been taken over by Keith Kohler and is progressing. The proposal is for a three foot widening and a 1,000 feet extension to the runway. Councilmember Slavens also said that the fuel tank problems must be resolved as it is very inadequate as it exists.

Meeting adjourned at 12:45 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MARCH 28, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway

City Councilmembers:	M. Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Phil Mueller; Joyce Martin; Gorden Hawkins; Kim L. Smith; Keith Ivins; Emmett Mays; Edwin Hawkins; Joe Petty; Charles Lyman; Claude Lacy; Tony Wojcik; Silvia Stubbs; Mike Halliday; Mike Bradford; Bill Redd; Robert Hosler; Stan Bronson; Steve Lovell; Claude Lacy; Harold Dawavendewa; Gerald Richards.

1. Prayer was offered by Councilmember Slavens.

2. The Pledge of Allegiance was recited.

3. Minutes of City Council Meeting held 3/14/90 was approved with the following correction:

Item #6: Voting was as follows:

Those voting "AYE":	Councilmember K. Johnson Councilmember D. Palmer Councilmember G. Skinner Councilmember J. Slavens
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Those voting "NAY":	Councilmember S. Palmer
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constituting all the members thereof; Mayor Shumway declared the motion carried.

4. Keith Ivins, representing the Irrigation Company, expressed to the council that it is the desire of the Company to work with the City on the Recapture Pipe Line.

Discussion resulted in the Council desiring that permission be requested from the CIB on April 5 to enlarge the size of the pipe of the original plans for the Recapture Pipe Line.

5. Mr. Kim Smith presented a proposal that the City assist in sponsoring an area advertisement in the Globe Magazine.

Following discussion, the Council decided that the Chamber of Commerce was the more appropriate body to be involved in such an undertaking.

6. Mr. Stan Bronson and Mr. Harold Dawavendewa, representing the Native American People's Historical Foundation, informed the Council that a Family History Center is being planned for construction south of Blanding. The Center will provide a central location for all Native Americans across the nation to do research on their family histories. Natural Native American sites on the land will be restored.

Mr. Dawavendewa requested that the City write a letter of endorsement for the project to the Native American People's Historical Foundation.

The Administrator suggested to the Council that the City withdraw their request for acquisition of the same piece of land and write a letter of endorsement to the Foundation.

Following discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that a letter of endorsement for the proposed project by the Native American People's Historical Foundation be written; that a Councilmember be appointed to work with and help the Foundation in any way possible.

7. Mr. Emmett Mays, Continental Telephone representative, informed the Council that the company is aware of the problems in the Blanding

area and that solution of these problems are being set into place. Plans for up-grade to digital equipment are being made. Mr. Mays suggested that a letter be sent to himself outlining the problems that the City is aware of relative to service received by Continental Telephone.

The Council gave their advice and consent for such a letter to be written.

The Council took a five minute break.

8. Gerald Richards presented to the Council a proposed Golf Course Operational Budget for the FY91.

Following discussion, motion was made by Councilmember Skinner, seconded by Councilmember S. Palmer and unanimously carried that the proposed Golf Course Operational Budget for FY91 be accepted in the amount of \$7,000 which includes green fee revenues.

9. Councilmember Johnson suggested to the Council that the Utah State Policy and Procedures Manual be adopted by the City of Blanding.

The Council instructed the administrator to obtain a State Manual for review.

10. Mr. Joe Petty, A-1 Drilling, proposed to the Council that they will donate use of their drilling rig to drill five test holes for the City at \$70.00 an hour. The City will pay for and furnish all materials needed.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried that the City hire A-1 Drilling to drill five test holes for wells with the understanding that A-1 will provide the drilling rig at \$70.00 an hour and that the City will pay for and furnish all materials needed.

The Council expressed their appreciation to Mr. Petty for his donation to the City.

11. The Administrator informed the Council that he had met with Mr. Lynn Lee of the College of Eastern Utah, San Juan Center relative to the possibility of the Center taking over the responsibilities of running the recreational program for Blanding. Mr. Lee expressed that the Center would be interested in taking over the program.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that the City turn the responsibility of running the recreational program for Blanding over to the College of Eastern Utah, San Juan Center; that all funds be given to the Center and appropriated through them; that a City representative be in direct contact with the Center and have knowledge of all appropriations of monies and programs being sponsored; that this agreement be effective for one year at an estimated cost of \$20,000.

12. Mr. Gorden Hawkins, Fire Department Chief, presented a proposed budget to the Council for the FY91.

Following review and discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried that the Fire Department proposed budget for the FY91 be accepted for consideration.

13. The City Engineer reported the following water up-date to the Council:

- A. There is no accounting of water coming through the tunnel.
- B. The pump at Johnson Creek Well has been running for two days.
- C. Water is coming down the ditch to Dry Wash.
- D. Mountain water is coming down Johnson Creek at about two second feet and a little under one second foot at night.
- E. All of the Johnson Creek water is going into the mountain line.
- F. The gate at Starvation Reservoir will not open but all effort

March 28, 1990 Cont'd.

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is being made to open it.

14. The City has made application to change the point of diversion on several of it's water filings.

15. The Administrator reported to and/or discussed with the Council the following items:

A. Will be leaving tomorrow for the Joint Highway Committee Meeting at Ruby's Inn Bryce Canyon.

B. The ULCT Road School is May 9-11. It is recommended that Jeff Black and the new maintenance supervisor attend the school. The Council gave their advice and consent.

C. The City is on the CIB agenda April 5. It is suggested that there be a work session Tuesday, April 3 at 5:00 P.M.

The Council agreed to this.

D. Suggests that the City consider matching private funds raised up to \$50,000 to help get a Birthing Center in Blanding.

The Council had a favorable attitude and will plan to budget it for FY91.

16. Jail fees were discussed with the Sheriff, Mr. Claude Lacy. After considerable discussion, it was agreed that Councilmember D. Palmer and a member of the Blanding Police Department should meet with the Commissioners on Monday to discuss the fees and a contract with San Juan County.

17. Councilmember D. Palmer inquired as to whether the Council would be interested in helping acquire a new Field House Gym for the community. The Council acknowledged their interest and asked Councilmember Palmer to acquire more information to present to the Council.

18. Councilmember S. Palmer informed the Council that the Moab Film Commission had been in the area the past week filming a commercial.

19. Councilmember D. Palmer discussed with the Council the possibility of pursuing land for a new golf course and then applying to the CIB for funds to build it.

The Council agreed that Councilmember D. Palmer, Mr. Tony Wojcik, and Mr. Keith Ivins should pursue the possibilities further and report back to the Council.

10:20 - Council retired to Executive Session.

11:10 - Council returned to Regular Session.

20. Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that Mr. Jerald Bradford be hired to fill the Maintenance Supervisor position at Grade 18 effective with his acceptance and ability to begin to work.

21. The Council directed the Administrator to write a letter of appreciation to each applicant for the Maintenance Supervisor.

22. Mayor Shumway read the following letter:

EFFECTIVE APRIL 2, 1990

March 28, 1990

Dear Blanding City Customers:

We are writing this letter in order to clarify our proclamation pertaining to water. It will be critical for us to be fair and equitable in all of our decisions pertaining to water sales to the community.

It is our responsibility to meet the water needs of our citizens and it is the intent of the City to begin pumping Recapture by July

March 28, 1990 Cont'd.

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23. We should have adequate water until then if water conservancy methods are practiced. Outside watering from the City's culinary system will be limited to one night per week from 6:00 PM to 6:00 AM (Monday-NE, Tues.-NW, Wed.-Main St. Beautification, Thurs.-SE, Fri.-SW, using Main and Center as dividing lines). It is the council's understanding that we are currently utilizing all waters legally available and the mountain pump will remain in constant use. All feasible sources of water will be channeled into the City system.

Those who can afford to drill wells should do so, and use them for outside watering. Neighbors with wells could share with those who do not have access to a well, and work out an equitable agreement on the costs. Unless a family has access to a well, you may desire to seriously consider postponing a garden for one year. Citizens must be aware that we cannot guarantee City water for outside use during the years entire growing season. If a garden is important to you, consider limiting the size. All water is to be used in a conservative manner within your home. (Wash dishes by hand, shower quickly, repair leaky faucets, wash larger loads of clothes, etc.)

We as a Council are petitioning schools, churches, and other large users of water to actively seek other sources for their outside water needs. (Wells, irrigation shares, etc.)

We commit to continue with water projects as the #1 priority of the City. We realize many citizens have a large financial investment in their yards that we desire to save if possible, but we must limit all City water customers to one day outside watering per week during the specified hours.

State Law clearly allows us to sell only "excess" water outside the City limits and as we desire to continue to serve everyone possible, it is perhaps time to annex all areas outside our present boundaries that desire to remain on our City system.

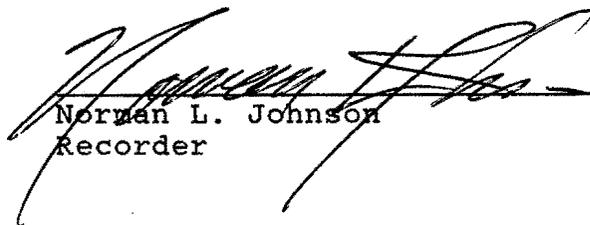
Sincerely,

Blanding City Council

Mayor Shumway requested that the Council support him in sending the above letter to each water user on the Blanding Water System prior to the end of the month.

Council gave their advice and consent.

Meeting adjourned at 11:55 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD APRIL 11, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway

City Councilmembers:	M. Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Joe Petty; Don E. Smith; Phil Mueller; Lynda Shumway; Neil Joslin; Daniel A. Fleming; Norman Nielson; Tom Austin; Robert Hosler; Tony Wojcik; Clayton Black; Steve Noble, Dale Stapley, Archie Hamilton, Albert Spensko, Utah Department of Transportation.

1. Prayer was offered by Councilmember Johnson.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held March 28, 1990 were approved.
4. Mrs. Lynda Shumway requested that the City pursue ordering recreational equipment for the South Park now that the City has deed to the property.  
The Council requested that Mrs. Shumway, Mrs. Lisa Lyman and Mr. Bret Hosler meet and order the equipment previously discussed and money allocated for last year.
5. Mr. Steve Noble informed the Council that he is aware of the highway needs in Blanding but, because of a shortage of funds, Blanding is not in the next 5-year plan for highway improvements. It was suggested to the Council that they attend a Utah Department of Transportation Commission meeting to be held in Moab at 9:00 a.m. on April 20. The City needs to present to the Commission the needs in Blanding and express the urgency for these needs to be met as soon as possible. Letters should be written to each member of the Commission prior to the meeting.  
The Council agreed that this should be done and that as many members of the Council that could should attend the Commission meeting on April 20.
6. Mr. A. W. Johnstun will be in town tomorrow to discuss possible pockets of water available to Blanding.
7. Motion for advertizing of the following ordinance was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried:

ORDINANCE NO. 1990-1

This ordinance is changed to allow the municipality a procedure to enforce water restrictions in times of a "water emergency" as declared by the Mayor and City Council and allows for financial penalties and ultimate discontinuance of service of the problem persists.

BE IT ORDAINED by Blanding City Municipal Corporation that Blanding City Ordinance No. 14-135 is hereby modified to read as follows:

14.135. WASTE OF WATER

- A. Users of water from the municipal water system shall not permit wasteful practices which, in the judgment of the water superintendent or any of the officers or authorized

employees of the municipality, result in the needless waste or non-judicious use of the resource. The municipality, through its representative, shall give notice to the user to discontinue the wasteful practice and may give suggestions for alternate methods of use. If the user fails to discontinue such wasteful practice, the municipality may restrict service in accordance with 14-135(C).

- B. In times of water scarcity the municipality, through proclamation of the council or mayor, may declare a "water emergency" and shall set restrictions, turns, guidelines, fees, usage ceilings or any other defined practice or procedure for the use of municipal water. Said proclamation may be changed from time to time to reflect current needs or limitations of the system. The public shall be notified by posting the proclamation at the City Office and by publication one (1) time in a local newspaper. The proclamation shall take effect on the first day following its publication in a local newspaper.
- C. The municipality shall notify the water user in writing of a violation of nay restriction or practice and shall set forth a time period in which compliance is required. On the occurrence of a second violation the municipality may impose a \$100.00 surcharge to be added to the user's billing and shall be handled in accordance with the collection procedure set forth in 14-121. On the occurrence of a third violation the municipality may, without written notice, discontinue service.

14-222. TURNING ON WATER AFTER BEING TURNED OFF PROHIBITED. It shall be unlawful for any person, after the water has been turned off from the premises for nonpayment of water charges of other violation of ordinances, proclamations, rules, regulations, or resolutions pertaining to the water supply, to turn on or allow the water to be turned on, tampered with, adjusted or used without authority of the water superintendent or an authorized employee of the municipality. Violation of this section is a Class B Misdemeanor.

This ordinance reflecting changes to Ordinance #14-135 and 14-122 shall become effective on May 1, 1990. Copies of the Ordinance shall be on file with the City Recorder.

This Ordinance was passed by City Council on the 11th day of April, 1990. In favor 5; Opposed 0.

APPROVED BY THE MAYOR:

JAMES SHUMWAY

Attested:

Norman Johnson, Recorder

8. Councilmember Johnson suggested that the Council consider using the Utah State Management Policy and Procedure Manual.

Following discussion, Councilmember Slavens suggested that the Manual. The Council agreed to set up a work session for this purpose.

on April 25, 1990 at P.M.

9. Mayor Shumway appointed Councilmember Skinner to participate with

April 11, 1990 Cont'd.

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the Forest Service in coordinating volunteer workers for the Dry Wash Campground.

Council gave their advice and consent.

10. Following much discussion relative to the water restrictions and water rate increases, motion was made by Councilmember Slavens that the restricted hours be changed to 7-11 P.M. and 6-10 a.m. There was no second.

Motion was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried that the water restriction hours be changed to 7-11 P.M. effective Monday, April 16 and that the citizens be notified by letter with all other conditions to remain the same.

11. The Administrator advised the Council that Mr. Tristen Demille has varified that the bid advertisements for the Recapture Pipeline will be April 18, April 25, and May 2 with the bid opening on May 2, at 6:00 P.M. at the City Office.

12. Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that the City Engineer and the Administrator be authorized to oversize the pipeline as needed to accommodate all parties concerned.

13. Following discussion relative to putting in a temporary water line from Recapture Reservoir to the Water Treatment Plant, the City Engineer and Councilmember Slavens agreed to check out the possibilities for a temporary line on Thursday, April 12.

The Council agreed that Mr. Bill Bolen and representatives of a firm in Farmington, NM be invited to meet with the Council April 25 to discuss the possibility and feaseability of a temporary water line.

Mr. Norman Nielson will contact the representatives in Farmington and the City Engineer will contact Mr. Bolen.

Council took a five minute break.

14. The City Engineer informed the Council that City water use is between 300,000 and 400,000 gallons a day and that

Starvation Reservoir has risen about 3 1/2 feet.

Mr. Palmer is planning on checking Indian Creek on Friday, April 13.

15. The Administrator informed the Council that three test wells have been drilled and that they are averaging between 20-25 gallons a minute.

It was suggested that there be a meter placed on the well at the ARL Middle School and the water sold to the School District for outside watering.

Following discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember Johnson and unanimously carried that a pump and meter be placed on the well at the ARL Middle School; that the School District be billed for electricity to pump the water and billed for the water used at the current water rate.

The Mayor expressed his opposition to this motion.

16. Following further discussion, motion was made by Councilmember D. Palmer and seconded by Councilmember Skinner that the above motion in Item #15 be rescinded and that the School District be billed only for power used for pumping the water.

Following further discussion, Councilmember D. Palmer withdrew his motion and motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that the motion in Item #15 be rescinded; that a meter be installed on the well at the ARL Middle School; that the School District be charged for water use at the current water rate with the understanding that no culinary

April 11, 1990 Cont'd.

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water will be used for outside watering and that the Administrator is to write a letter to the School District to that effect.

17. The City Planner informed the Council that the feeling is that if enough letters are written to the Utah Department of Transportation relative to the highway repair needs in Blanding, there is a good chance that Blanding will be given a project plan for the near future.

18. The City Planner informed the Council that Mr. Kedric Redd plans to start construction of his new business in the spring. The Council authorized staff to proceed with the right-of-way work as Mr. Redd definitely commits to the construction.

19. Chief Tom Austin presented to the Mayor the monthly police report. He also informed the Council that a resident FBI agent will be setting up an office upstairs and will be in Blanding once a week until October when he will be in Blanding permanently.

20. The Administrator reported to and/or discussed with the Council the following items:

A. The new backhoe arrived April 10, 1990.

B. The State Auditor will be in Moab on April 24 for a seminar.

All interested Councilmembers are invited to attend.

C. A new engine for the Johnson Creek Well has been ordered from Petrolane.

D. The Fire Grant Application approved by the Council on February 14, 1990 was rejected.

E. Presented investment report for March 31, 1990.

F. The CIB meeting on April 5 went well and Councilmember Johnson's presence was appreciated.

G. Presented the priority list calculated according to each Councilmember's in-put and said the list would be up-dated and be presented once a quarter.

21. Councilmember D. Palmer discussed with the Council the results of meeting with the Commissioners relative to the jail fees and a contract between the County and Municipality.

The Council agreed that the two Municipality police chiefs should go through the agreement and make any adjustments they feel is necessary and then approach the Commissioners with the changes.

Chief Austin agreed to do this.

22. Councilmember D. Palmer discussed with the Council the possibility of purchasing property for a proposed golf course south of town. The Council agreed that the possibilities are desirable and that Councilmember D. Palmer should negotiate with the property owners and return to the Council with information relative to purchase.

23. Mayor Shumway recommended that the Council consider buying a second pump from State Surplus. The Council agreed that the Engineer should check with State Surplus on availability and price of pumps and, if they are reasonable, purchase up to three of them.

24. Mayor Shumway informed the Council that Mayor Young of Monticello has requested the City to consider helping the City of Monticello in sponsoring a Parent Night with Needra as a guest speaker.

The Council agreed that they were not interested at this time unless Miss would consider coming to Blanding.

25. Motion for adoption of the following resolution was made by Councilmember Skinner, seconded by Councilmember S. Palmer and unanimously carried:

RESOLUTION NO. 1990-12

WHEREAS the San Juan County Commission has historically run the Recreation Program as a function of County government; and,

WHEREAS the Commission now desires the Recreation Program to be run by another qualified entity within each Commission District; and,

WHEREAS the Commission has set up and adopted a trust fund for each Commission District with the annual revenue from said trust fund to be used for Recreation within the Commission Districts; and,

WHEREAS the City is in agreement with the trust fund concept as set up by the County Commission; and,

WHEREAS the City wishes to have a direct say in the operation of the Recreation Program for our citizens; we now therefore resolve, that

- 1) Our portion of the set aside County monies be contracted through the County to the San Juan Center, College of Eastern Utah with principal offices at its Blanding campus; and,
- 2) A board of three persons be set up to oversee this District's Recreation Program, being made up of A) the San Juan Center Recreation Director for our City B) an assigned member of City government or staff C) a person selected by the County Commission; and,
- 3) All equipment, responsibility and money be given to the San Juan Center to run the swimming pool, ball fields and all general Recreation Programs; and,
- 4) That any existing cooperative recreation agreements with the School District, City or other entities be turned over to the San Juan Center for their use or re-negotiation; and,
- 5) That the City take title to the land, equipment and operation of the Golf Course without additional County funding; and,
- 6) That this Resolution be effective and binding as of April 23, 1990; and,
- 7) That this Resolution and the results thereof be reviewed by all parties to any agreement on or around December 1, of each succeeding year.

PASSED, ADOPTED and APPROVED this 11th day of April 1990.

Signed \_\_\_\_\_ Mayor

ATTEST \_\_\_\_\_ Recorder

11:15 Council retired to Executive Session.

12:08 Council returned to Regular Session.

26. Motion was made by Councilmember S. Palmer, seconded by Councilmember Johnson and unanimously carried that Ernest Montano be given a salary increase from \$3.60 to minimum wage of \$3.85; that all employees hired for the City be paid at least minimum wage of \$3.85, or current minimum wage rate, per hour.

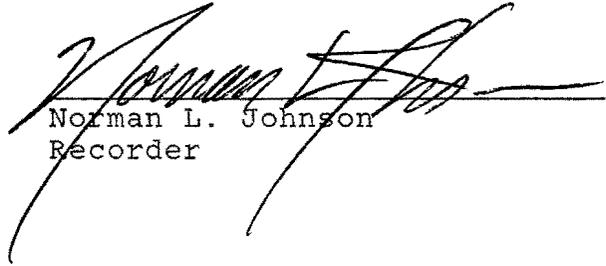
27. Councilmember Skinner discussed with the Council the possibility of fixing the deep well located near the million gallon tank. The Council agreed that Councilmember Slavens should research all possibilities of starting the well again and bring all information back to the Council.

28. The Council directed the Administrator to write letters to those appointed to the Water Committee relative to a meeting to be held April 18, 1990 at 7:00 P.M.

April 11, 1990 Cont'd.

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Meeting adjourned at 12:23 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD APRIL 25, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway

City Councilmembers:	M. Keele Johnson Steve V. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler
City Councilmember:	Don W. Palmer

Absent was:

Also present were: Joyce Martin; Billina Badback; Florine Tso; Clea Johnson; Andrew Bradford; Cleal Bradford; Joe Petty; George Petty; Bill Redd; Charles Lyman; Phil Mueller; Preston Nielson; Phil B. Acton; Don Smith; Chris Johnson; Norman Nielson; Danny Fleming; Pete Black and son; Debra Halls; Robert Hosler.

1. Prayer was offered by Councilmember Skinner.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held April 11, 1990 were approved.
4. Mrs. Clea Johnson, Christmas Committee Chairman, informed the Council of the committee's plans for 1990 and requested that they be approved for a budget of \$3,000 for supplies.  
Following discussion, motion was made by Councilmember Skinner, seconded by Councilmember S. Palmer and unanimously carried that the Christmas Committee be budgeted for \$3,000 within the Electrical Department for the FY91.
5. Mrs. Billina Badback informed the Council that Special Olympic Games will be held in Blanding on April 27, 1990. On May 17, 1990 there will be a special event in Blanding with games and a barbeque. There will be a charge for the barbeque and all monies will go to the kids in Blanding so that they can attend and participate in the Special Olympics Games in Salt Lake City. Mrs. Badback requested that the Mayor proclaim May 17 Special Olympics Day.  
The Council expressed their full support for the up-coming events, and with the advice and consent of the Council, the Mayor agreed to write a proclamation proclaiming May 17, 1990 Special Olympics Day.
6. Councilmember Slavens discussed with the Council the installation of a temporary water line from Recapture Reservoir to the Blanding Water Treatment Plant.  
Mr. Norman Nielson informed the Council that if the line was put in now so that citizens could save their lawns and trees, the San Juan Water Conservancy District will participate in the cost of a temporary line.  
Mr. Preston Nielson informed the Council that if the line was put immediately so that the school could save their lawn investments, the San Juan School District will participate in the cost of a temporary line.  
Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that a temporary water line from Recapture Reservoir to the Blanding Water Treatment Plant be installed immediately with the understanding that the San Juan Water Conservancy District will participate with \$15,000; that the San Juan School District will participate with \$5,000; that all water restriction be lifted with the understanding that citizens be conservative in their usage and water during the cool hours of the evening and morning.
7. The Council decided to hold a Work Session at 5:00 P.M. May 9,

1990 to discuss the Policy and Procedure Manual.

8. Motion for adoption of the following <sup>Ordinance</sup> ~~resolution~~ was made by Councilmember S. Palmer, seconded by Councilmember Skinner and unanimously carried:

ORDINANCE NO. 1990-1

This ordinance is changed to allow the municipality a procedure to enforce water restrictions in times of a "water emergency" as declared by the Mayor and City Council and allows for financial penalties and ultimate discontinuance of service of the problem persists.

BE IT ORDAINED by Blanding City Municipal Corporation that Blanding City Ordinance No. 14-135 is hereby modified to read as follows:

14.135. WASTE OF WATER

- A. Users of water from the municipal water system shall not permit wasteful practices which, in the judgment of the water superintendent or any of the officers or authorized employees of the municipality, result in the needless waste or non-judicious use of the resource. The municipality, through its representative, shall give notice to the user to discontinue the wasteful practice and may give suggestions for alternate methods of use. If the user fails to discontinue such wasteful practice, the municipality may restrict service in accordance with 14-135 (C).
- B. In times of water scarcity the municipality, through proclamation of the council or mayor, may declare a "water emergency" and shall set restrictions, turns, guidelines, fees, usage ceilings or any other defined practice or procedure for the use of municipal water. Said proclamation may be changed from time to time to reflect current needs or limitations of the system. The public shall be notified by posting the proclamation at the City Office and by publication one (1) time in a local newspaper. The proclamation shall take effect on the first day following its publication in a local newspaper.
- C. The municipality shall notify the water user in writing of a violation of any restriction or practice and shall set forth a time period in which compliance is required. On the occurrence of a second violation the municipality may impose a \$100.00 surcharge to be added to the user's billing and shall be handled in accordance with the collection procedure set forth in 14-121. On the occurrence of a third violation the municipality may, without written notice, discontinue service.

14-222. TURNING ON WATER AFTER BEING TURNED OFF PROHIBITED.

It shall be unlawful for any person, after the water has been turned off from the premises for nonpayment of water charges of other violation of ordinances, proclamations, rules, regulations, or resolutions pertaining to the water supply, to turn on or allow the water to be turned on, tampered with, adjusted or used without authority of the water superintendent or an authorized employee of the municipality. Violation of this section is a Class B Misdemeanor.

This ordinance reflecting changes to Ordinance #14-135 and 14-122 shall become effective on May 1, 1990. Copies of the Ordinance shall be on file with the City Recorder.

April 25, 1990 Cont'd.

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This Ordinance was passed by City Council on the 11th day of April, 1990. In favor 5; Opposed 0.

APPROVED BY THE MAYOR

JAMES SHUMWAY

ATTESTED:

Norman L. Johnson, Recorder

9. The City Engineer informed the Council that the bid opening for the water pipeline project will be on May 2, 1990 at 6:00 P.M.

The Mayor informed the Council that a Special Meeting will be held at 5:30 P.M. on May 2, 1990 to have the bid opening for the Blanding Water Improvement Project and for the purpose of discussing other water projects.

10. Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that an addendum to the Blanding Water Improvement Project be made to allow 120 days for the contractors to complete the project with a \$500 a day penalty after the completion date.

11. The City Engineer discussed with the Council the need for repairs at the 4th Reservoir.

After discussion, the Council agreed that Mr. Tristen DeMille should be at the Special Meeting on May 2 to give the Council estimates towards raising the dam at the 4th Reservoir. The Council will then decide which direction to go relative to 4th Reservoir repairs.

12. Mr. Joe Petty inquired as to when the Council wishes to drill the last two test holes. The Council decided to hold off at this time.

13. Following discussion, the Council agreed to turn the well off at Johnson Creek and attempt to cancel the order for a new motor.

14. Councilmember Slavens expressed his concern for getting the 3rd Reservoir repairs completed and filled with water as soon as possible.

15. The City Planner reported to and/or discussed with the Council the following items:

A. Attended a Highway Committee Meeting on April 20 relative to proposed projects in Blanding. The Commission agreed that the projects were valid but that the finances were just not available. The Commission recommended that the Council write letters and put pressure on the decision makers up-state. It was suggested that Mayor Shumway write a letter and also call Representative David Adams to request his support with these projects.

B. Explained Xeriscape Landscaping. This type of landscaping cuts down on lawn space and uses plants that need less watering. He would like to encourage citizens in Blanding to consider this type of landscaping through a contest.

The Council gave their advice and consent.

C. Requested permission to attend a Certified Building Inspection School in Richfield once a month for the next two years. This program is required by the state.

Council gave their advice and consent.

16. The City Administrator reported to and/or discussed with the Council the following items:

A. The final cash cost for remodeling the upstairs city offices is \$13,029.

B. May 2, 1990 there will be an underground storage tank seminar

April 25, 1990 Cont'd.

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in Moab.

C. Requested direction as to room assignments for the empty rooms within the City Office building.

The Council agreed that the Mayor & Council and Water Committee will occupy the two rooms available on the bottom floor, that one of the rooms upstairs will be used for a recreation storage room and one for a records storage room.

D. Requested direction as to compensation to city employees that worked on the pipeline on Easter Sunday.

The Council agreed that they should be paid double time in a separate check for this work and that compensation should be paid also to a county employee for his time given for the same project.

E. Requested consideration of enrollment to the University of Utah's Executive Masters of Public Administration program.

The Council agreed to consider the request.

F. The UMCA Conference was very good and he was re-elected to the Board of Directors for one more year.

G. Attended the State Auditors Spring Training in Moab on April 4, 1990.

17. Councilmember S. Palmer expressed his desire to receive more information relative to the water revenue versus expenditures. The Council agreed that the accountant should meet with the Council quarterly so that the quarterly reports can be explained and understood by the Council.

18. Councilmember Slavens suggested that the rodeo ground be made part of the recreation program and let the college form a rodeo club and program.

The Council instructed Councilmember Slavens and Councilmember Palmer to obtain more information relative to the suggestion.

19. Mayor Shumway reviewed actions that had been taken the previous week relative to the procurement of a building and the moving of the police department. The Mayor retained a building at 62 East 200 South from the County for the price of \$1.00 on Tuesday, April 17. The offices were cleaned on Wednesday and the Police Department moved into the building on Thursday.

Relative to this action the following memorandum was reading by Mayor Shumway:

MEMORANDUM

TO: BLANDING CITY MAYOR AND COUNCIL  
FROM: NORMAN L. JOHNSON  
DATE: APRIL 24, 1990  
RE: MOVING OF POLICE DEPARTMENT TO 62 EAST 200 SOUTH

-----  
For the purpose of personal liability, historical records and public information, I desire to have acknowledgement that I was not a party to or consulted with regarding the physical moving of the Blanding Police Department from the City offices to a new location at 62 East 200 South, during the week of April 16 to 21, 1990.

Had I been consulted, my advice would have been that such a move should have been undertaken only after open discussion in Public Meeting giving consideration to budget factors, personnel guidelines and the transfer of Utility Enterprise owned real property to the exclusive use of General Fund operations.

If the Mayor concurs, I request this memorandum be read into the minutes of the April 25, 1990 Blanding City Council under agenda item E-2.

Councilmember S. Palmer requested that it be known that he was not a part of the actions taken and disapproved of them. He suggested that the City Attorney be contacted according to what needs

April 25, 1990 Cont'd.

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to be done to rectify the action taken by the Mayor and that a Public Hearing be held relative to this matter on May 9, 1990.

The Council agreed to this action.

20. Councilmember Johnson suggested that the Council consider trading 3rd Reservoir water rights with the Irrigation Company for Dry Wash water rights.

The Council agreed that this would be a good possibility and that Councilmember Johnson should obtain more information relative to such a proposal.

21. There will be a hearing at 8:30 P.M. on 4/26/90 relative to ownership of water coming through the pipe from Recapture Creek into the Camp Jackson Reservoir.

22. The City has received a long list of repair items for the Blanding Airport. The Administrator was directed to follow-up with the airport manager.

23. The Mayor informed the Council that there will be BLM meeting in Moab on April 26, 1990 at 11:30 a.m. at the Ramada Inn. Councilmember Skinner agreed to attend.

24. Councilmember Johnson suggested that the Council consider offering a couple days of construction labor to Heidi Redd to help put in her pipeline in return for her years of cooperation with the City.

The Council gave their advice and consent.

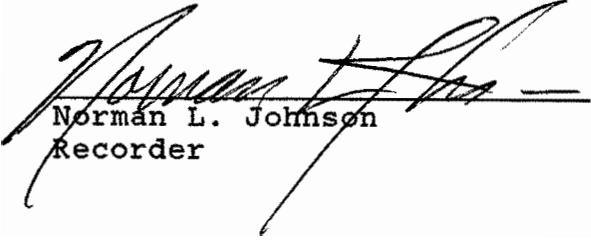
25. The Mayor suggested consideration of forming a Utility Board to separate the Utility Department from the City Council. The Council agreed to consider the suggestion.

10:13 P.M. - Retired to Executive Session.

12:20 P.M. - Returned to Regular Session.

26. Councilmember Slavens announced that the Police Department will remain at the new location and that the Mayor and Councilmember D. Palmer will work on revising the ordinance to separate the Police Department from the rest of the City departments.

Meeting adjourned at 12:45 A.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MAY 2, 1990  
AT 6:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway

City Councilmembers:	M. Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin

Also present were : Craig Halls, City Attorney; Tristen DeMille, Jones and DeMille Engineering; Taylor Palmer; Jack Howell, WECO; Danny Fleming; Lex Cassiere, W. R. White Company; Gary Crowley, Crowley Construction; Cleal Bradford; Joyce Martin; Shauna Hurst; Alan Masen, Plumbers Supply; Bruce Johnson, Northern Electric; Don E. Smith, Guen L. Smith, Kim L. Smith, Smith Plumbing & Heating; Judy Seely, Seelys Masonry.

1. Prayer was offered by Councilmember S. Palmer.
2. The Pledge of Allegiance was recited.
3. The City Council held a Bid Opening relative to the Blanding Water Improvement Project.

The following bids were opened:

	SCHEDULE I	SCHEDULE II
Interstate Rock Products		\$ 199,770.00
Waterworks Equipment	\$ 238,929.77	
W. R. White Company	258,624.96	
Dwight Peterson & Sons		392,434.75
The Tempest Company		259,660.50
Plumbers Supply	256,991.54	
Coughlin Company		224,552.00
Crowley Construction		359,745.00
Mountain Land Supply	250,526.24	
D. Thomas Flynn Construction		348,486.10
George Johansen Construction		230,640.00
Mountain Valley Construction Co.		328,489.00

6:33 Council took a minute break.

6:37 Council resumed session.

4. Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that after review of the bids the Mayor, the City Attorney, the City Administrator, and Mr. Tristen DeMille are authorized to award the bid for the Blanding Water Improvement Project at the appropriate time.

5. Mr. DeMille reminded the Council of the grant and loan amounts received from the CIB and that there are regulations relative to all monies received.

Mr. DeMille also discussed with the Council the possibility of repairing the 4th Reservoir. He suggested that it be completely drained and a plastic liner installed to prevent further seepage. If the Council so desires, there will be no problem in raising the dam at 4th Reservoir for more storage space.

Following discussion, the Council instructed Mr. DeMille to pursue study of the distribution system to the city, compile further information relative to repairs of the 4th Reservoir and repairs to the Johnson Creek collection system, and bring written engineering proposals on each project.

6. The Council requested that the Water Advisory Committee discuss the possibility of exchanging use of the 3rd Reservoir and Dry Wash Reservoir with the Irrigation Company.

May 2, 1990 Cont'd.

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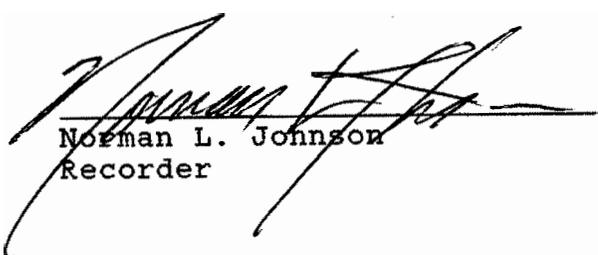
7:45 P.M. Council retired to Executive Session.

8:47 P.M. Council returned to Regular Session.

7. Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Skinner and unanimously carried that the City Manager, with the assistance of the City Attorney, is authorized to find and hire an appraiser at a reasonable fee to review and value all the property within the pipeline right-of-way, and that the City will pay 50% of the appraised value on a per foot basis as a nuisance fee to the property owner for the signing of the right-of-way; that the City Attorney take condemnation action on any property where the right-of-way is not given; that there will be no consideration of water taps in this pipeline right-of-way process.

8. Following considerable discussion relating to the relationship between the City and the San Juan Water Conservancy District, the Council made a tentative offer to open building space to the District if they so desired and all other details and relationships could be worked out. As a part of this discussion, the Mayor was directed to write a letter to the San Juan County Commission requesting the County give the old clinic building at 62 East 200 South to the City to be used for municipal purposes; that this item be placed on the City's May 9, 1990 agenda for formal action.

Meeting adjourned at 9:12 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MAY 9, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway

City Councilmembers:	M. Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Preston Nielson; Russ Stevenson; Norman Nielson; Charles Lyman; Phil Mueller; Stan Hurst; Kedric Redd; Cleal Bradford; Kay R. Johnson; Robert Hosler; Neil Joslin; Keith Matthews; Tom Austin; Monty Lee; Tara Jack; Tamara Jack; Tonya Hosler; Cori Jones; Dana Woodard; Myken Bradford; Janae Shumway; Shana Stubbs; Tyler Wojcik; David Halls; Marilyn Black.

1. Prayer was offered by Councilmember D. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held April 25, 1990 were approved with the following corrections:
  - Item #4 - Change "budgeted" to "recommended"
  - Item #6 - Add - Councilmember Johnson desired that the temporary pipeline not be considered for installation until the end of May, but because of public demand and desires, he made the motion; also the minutes of City Council Special Meeting held May 2, 1990 were approved.
4. Mr. Kedric Redd showed the Council blueprints of the new Parley Redd Foodtown store to be built south of town.  
The Mayor read the following letter:

May 9, 1990

Blanding City Council  
50 West 100 South  
Blanding, Utah 84511

Dear City Council,

As you are well aware by now, Parley Redd's Foodtown has made plans to build a new 20,000 sq. ft. modern grocery store south of town on south highway 191. Plans are well under way and we need to start construction by the first of June in order to be open for business by the first of October. Timing is very important in this project. It would be impossible to try to move during the rush of hunting season, Thanksgiving and Christmas. Things are finally starting to fall together pretty good.

The purpose of this letter is to first of all thank Blanding City for their expressed support in this project and to petition you for your continued support. As always, this project is costing way more than we ever thought it would so we need to get all costs up front so we know what we're getting into before we get there.

We don't think we are asking for anything that hasn't already been discussed or for anything unreasonable.

- 1: We would like the extended Pioneer Road to be completed before we open. (Curbed and paved)
- 2: We would like at least two hundred feet of curb along the the highway with the road widened to meet the curb giving people good

May 9, 1990 Cont'd.

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access on and off the highway.

3: We would like all utilities brought to the property line and then we will pay hookups and take it from there. This will probably require a change in current city policy but we feel it will be well justified. With the large compressors and bakery equipment we will have in the store, we anticipate a power bill of between \$4,000.00 and \$4,500.00 per month. This will more than make up for any expense the City incurs bringing the utilities to the property line.

A: We would recommend that a sewer main be installed somewhere near our project giving us and future developers adequate sewer facilities.

B: We would recommend and ask that the power lines in front of the highway either be buried or reinstalled on larger, higher poles giving the area a better look.

C: We only need a one inch water line to feed the store but we would like a fire hydrant somewhere close for fire protection. We will install all electric air cooled compressors to help conserve water during dry years.

We feel this will be a good project for the whole community. We anticipate drawing more people from the south to shop here. This should increase the tax base and help not only us but the whole community.

Our intentions are not to make anybody mad or to (flare tempers). If our requests are unreasonable, let's look for other alternatives. I'm sure we can work together to help this project get off the ground.

Respectfully,

---

Kedric G. Redd, Co-Owner  
Parley Redd's Foodtown

---

Forrest A. Crofts, Co-Owner  
Parley Redd's Foodtown

The City Engineer discussed with the Council the situation relative to installing water and sewer lines to the new store. The main problem is that the sewer line runs along the opposite side of the highway.

Following discussion, motion was made by Councilmember D. Palmer and seconded by Councilmember Johnson that because of the expected utility service revenue from the new store, and the amount of sales tax generated to the general fund, the City should complete all of the requests made in the letter from Redd's as soon as possible.

City Manager Johnson asked, as a question on the motion, if the council realized they would be setting a new precedent of bringing utility services to the property line at City expense rather than the requesting parties expense.

With some further comment and an agreed clarification by the first and second, the motion was amended to include that the City must be repaid their expense within five years or the requesting party must pay the difference pertaining to electric lines and in this case the water and sewer lines are simply a necessary current extension of City owned infra-structure.

The voting was as follows:

Those voting "Aye":

Councilmember K. Johnson  
Councilmember D. Palmer  
Councilmember S. Palmer  
Councilmember G. Skinner  
Councilmember J. Slavens

Those voting "NAY": None  
constituting all the members thereof, Mayor Shumway declared the motion carried.

5. Mayor Shumway authorized the City Administrator to write a letter to Parley Redd Foodtown stating the position the City had taken in the utility matter.

6. Mr. Keith Matthews discussed with the Council the City ordinance on fireworks within the City limits. He explained to the Council that the State ordinance relative to fireworks states that a City cannot be authorized to ban fireworks within the City limits.

The Council agreed that legal counsel should be obtained and recommendations presented at the next regular meeting.

7. The City Engineer informed the Council that the flow of water from the mountain has increased tremendously and that Starvation Reservoir has raised to a comfortable level.

It was the suggestion of the Engineer and the City Manager to let all of the water coming off of the mountain, estimated to be around 180 acre feet, go into the ditch for two weeks for the Irrigation Company use.

Following discussion, motion was made by Councilmember S. Palmer and seconded by Councilmember Skinner to let all of the mountain run-off into the ditch for irrigation use for the next two weeks and the City would not be responsible for any extra assessments and the lower ditch could use the same amount of water from Recapture Reservoir.

The voting was as follows:

Those voting "AYE":	Councilmember S. Palmer
	Councilmember S. Skinner
	Councilmember S. Keele
Those voting "NAY":	Councilmember D. Palmer
Those abstaining:	Councilmember J. Slavens

constituting all the members thereof, Mayor Shumway declared the motion carried.

Councilmember Slavens wished that it be stated that he abstained from voting because he just didn't understand the reasoning for giving water away when the City is paying to have a temporary water line installed as the City is short on water.

8. The City Administrator presented to the Council a Buy-Sell Agreement between the City of Blanding and UP&L relative to the City selling UP&L utility lines and UP&L selling utility lines to the City.

Following discussion, motion for adoption of the following resolution was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried:

RESOLUTION NO. 1990-12

A RESOLUTION AUTHORIZING THE EXECUTION  
OF A BUY-SELL LETTER AGREEMENT BY AND BETWEEN  
THE CITY OF BLANDING AND  
UTAH POWER & LIGHT COMPANY

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign that certain Buy-Sell Agreement by and between the City of Blanding and Utah Power & Light Company; that a copy of said letters of agreement be attached hereto and made a part hereof.

PASSED, ADOPTED and APPROVED this 9th day of May, 1990.

\_\_\_\_\_  
James S. Shumway  
Mayor

ATTEST:

Norman L. Johnson  
Recorder

9. Mayor Shumway read the following Memorandum of Understanding:

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding between Blanding City "City" and Geological Research Service "Service" is made to create a good faith working relationship between the City and the Service to develop a potential water anomaly in the area of Blanding, San Juan County, State of Utah.

The City and the Service understand the following:

The City will:

- 1) Be responsible to drill the site and provide such other materials used for the development of the water at no expense to the Service and
- 2) Provide the necessary state and federal permits and acquire proper water rights and
- 3) Hold harmless the Service should water not be located and
- 4) Pay the Service a Finders Fee of \$5,000.00 at the commencement of drilling and \$25,000.00 at the completion of the well provided water is located and is feasible for the City to develop plus 12 1/2% royalty fee from the gross receipts of sales from the well water
- 5) Not disclose the exact location of the anomaly nor share other engineering data until such time as actual site work is to begin without the written consent of the Service.

The Service will:

- 1) Provide proper engineering, technical and site location data to drill a test well at \_\_\_\_\_
- 2) Be available for a pre-drilling and development on site conference
- 3) Hold the City harmless as to any cost, expense, preparation fees, travel or legal implications of any kind until the City does in fact drill a test hole and locate sufficient water for economical development in the best interest of the City excepting the non-disclosure agreement (#5) of the City.

Signed, Dated and Agreed to this \_\_\_\_\_ day of \_\_\_\_\_ 1990.

James S. Shumway, Mayor  
City of Blanding

Alma W. Johnstun  
Geological Research Service

Following discussion, the Council agreed that Mark Page, Division of Water Rights, should be contacted relative to water rights and obtaining other information pertinent to such a project, and then Mr. Johnstun should be invited to a Council meeting to discuss the project.

10. Motion for adoption of the following proclamation was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried; that the City also donate \$200.00 to the Special Olympics Program in Blanding:

PROCLAMATION

WHEREAS, the State is celebrating the Special Olympics;  
and

WHEREAS, the City wishes to participate in the celebration;  
and

WHEREAS, the day of May 17 has been designated as the day to  
celebrate; and

WHEREAS, the Mayor and Council wish all citizens to make  
themselves acquainted with the Special Olympics Program;

NOW, THEREFORE, I, James S. Shumway, Mayor of the City of  
Blanding, Utah, do hereby proclaim the day of May 17 as Special  
Olympics Day and invite all citizens to participate in the  
celebration and activities of this day.

---

James S. Shumway  
Mayor, City of Blanding

11. The City Administrator informed the Council that he and City  
Attorney Craig Halls had selected Larry Richmond to do the appraisal  
work for the Water Improvement Project. He also informed the Council  
that the grant monies for the project will be placed in First Western  
National Bank upon approval from the CIB for the Drafted Escrow  
agreement.

12. The City Engineer reported to and/or discussed with the Council  
the following items:

- A. 11,000 feet of pipe has arrived for the temporary pipeline  
and all right-of-way agreements have been obtained and signed.
- B. The National Guard started work at the 3rd Reservoir this  
past Saturday and Sunday, May 5 & 6.

13. The City Planner presented to the Council a list of possible  
judges for the xeriscaping contest.

The Mayor appointed the following people to that committee upon  
their acceptance:

Ada Rigby  
Ed Davis  
Keith Langston

The Mayor appointed Linda Mark as an alternate if one of the  
above persons could not accept the position.  
Council gave their advice and consent.

14. The City Planner reported to and/or discussed with the Council  
the following items:

- A. Attended the Certified Building Inspector's schooling in  
Richfield on May 5 and felt that it was very informative. The course  
is going to be intensive but very beneficial.
- B. Mr. Francis Nielson of Salt Lake City has formally  
requested that his property of 24 acres on the north edge of town be  
annexed into the city limits.

The Council agreed that his desire and acreage should be used to  
help annex a small section of property just north of the City limits  
and instructed the City Planner to pursue this project.

15. The Chief of Police reported to and/or discussed with the Council  
the following items:

- A. As the nuisance officer, he has declared an abandoned vehicle  
a nuisance at 242 South 300 West and has arranged to have the vehicle  
removed. Needs direction from the City Council regarding other  
possible nuisance vehicles within the city limits.
- B. The vehicle acquired by the police department through a drug  
arrest is now property of the city and also \$600 was acquired through

May 9, 1990 Cont'd.

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this same effort. Requests permission from the Council to use this money for vehicle equipment.

The Council gave their advice and consent and requested that Chief Austin report back to the council with information informing them what purchases were made.

16. The City Administrator reported to and/or discussed with the Council the following items:

A. Request permission to use the unused portion of the budgeted remodeling money for some remodeling needed at the new shop.

The Council gave their advice and consent.

B. High School Graduation will be the same night as the next regular council meeting. The Council decided to hold council meeting as scheduled.

C. Request permission to donate the old ballfield lights to White Mesa for their ballfield. The Council suggested that we look at the possibility of placing them at the little ball field at the swimming pool park and the remaining lights donated to White Mesa.

D. Mark Page stopped in on May 4 and demanded that usage of all new wells be stopped immediately. The meters were pulled and the wells are no longer in use. The City will likely be receiving a letter to this effect.

E. In the May 23 meeting, the Council will need to consider a bond resolution and he presented the Council an up-dated Blanding Irrigation Company stockholder list.

17. Councilmember Skinner discussed with the Council the problem of cement poured at the Elk Ridge Restaurant two years ago.

The Council gave their advice and consent to replace the cement and follow up with tests to find out what the problem was.

18. The Mayor advised the Council that there will be a workshop Saturday, May 19, in Price. The Mayor wishes to attend and encourages all that can to attend.

The Council gave their advice and consent.

19. Mayor Shumway suggested that the Council consider adopting a City Municipal Power Board Ordinance.

Mr. Kay R. Johnson explained to Council pros and cons of a separate Board from the Council. He recommended a five member board with one Councilmember attending as non-voting.

Several citizens were suggested to appoint to the Board.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that Mr. Kay R. Johnson attend the UAMPS Board meeting along with the City Manager as representatives of the City of Blanding and try to gain a seat on the UAMPS Board.

The Council will continue to study the possibility of setting up a separate City Municipal Power Board and get additional legal advice on the matter.

20. The Council discussed the procurement and use of a San Juan County building located at 62 East 200 South. The City Administrator was instructed to request that the City be on the Commission Agenda for Monday, May 14 to ask that the building at 62 East 200 South be given to the City with no strings attached; and that the County also give to the City land located at approximately 200 West and Pioneer Road.

21. Further discussion was held relative to action taken in Item #7. The Irrigation Company wanted none of the water coming into the ditch to go to any shares from the City. The Council agreed that the 180 acre feet the City is giving to the Irrigation Company will include all shares owned by the City.

22. Councilmember D. Palmer request permission from the Council to pursue purchasing possibilities for land south of town for the proposed golf course.

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The Council gave Councilmember D. Palmer permission to speak to the property owners and do price negotiating and then report back to the Council.

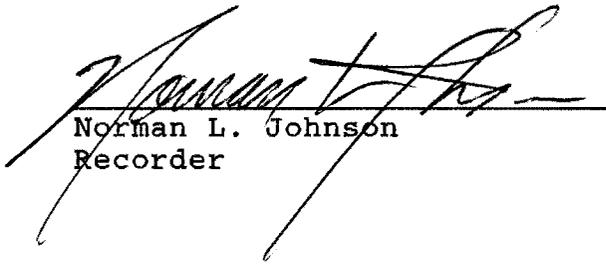
23. Once again further discussion was held relative to Item #7 and Item #21. The Irrigation Company is now wanting to take more water from Recapture than was agreed upon by the Council approximately 500 acre feet.

Following discussion, motion was made by Councilmember Skinner, seconded by Councilmember D. Palmer and unanimously carried that no water be allowed to go into the ditch for irrigation purposes and all water be directed into Starvation Reservoir.

11:00 Council retired to Executive Session.

12:15 Council returned to Regular Session.

Meeting adjourned at 12:15 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD MAY 23, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway

City Councilmembers:	M. Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Planner:	Bret Hosler

Also present were: Joyce Martin; Joe Petty; Phil Mueller; Barbara Kuipers.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held May 9, 1990 were approved.
4. Councilmember Slavens requested that the Council consider allowing the Irrigation Company to use the mountain water for two weeks. Considerable discussion was held relating to various water matters and how the Council has dealt with the water situation.
5. Mr. Joe Petty suggested that the deep well at the treatment plant be looked at again for possible salvage. He felt hiring someone to re-case and pack the well might solve its problem. The Council directed the City Engineer to check with Mark Page of Division of Water Rights on his opinion and also get the well logs for Mr. Petty to review and then have a report for the next council meeting.
6. Motion was made by Councilmember Slavens that the City allow all of the flow off of the mountain to be used by the Irrigation Company "Upper Ditch" for a two week period of time; that the City agree to allow the Conservancy District to release up to 200 acre feet of water for the lower ditch stockholders; that the 200 acre feet from recapture not be considered a part of the City 500 acre feet right for 1990; that the City leased shares be used in the upper ditch calculation; and that the City only pay the normal assessment on its water stock this year.  
There was no second to the motion and Mayor Shumway declared the motion dead.
7. The recreation agreement listed on the agenda was postponed until the June 13 meeting when Mr. Lynn Lee can be present. However, the Council expressed their feeling that the agreement as drafted was weighted much too heavy in favor of the college.
8. Mayor Shumway stated that he had received a written request from Mr. Jim Hughes relating to the sewer problem which occurred at his home last weekend. Council discussed the matter and expressed concern for the Hughes' family welfare and felt they had been very patient in the situation.  
Motion was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried that the City staff be directed to make restitution to the family as is reasonable and to resolve the problem on the sewer main so as to prevent the problem from re-occurring there or at another location in that area of town.
9. The City Manager informed the Council that he had contact with A. W. Johnstun on his water proposal but that contact was needed with the State Water Rights people before proceeding much further with the concept.
10. After some discussion from councilmembers and Mayor Shumway stating that any questions he had relating to the pipeline had been resolved, he called for a motion to award the pipeline bids to the

lowest bids.

Motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that the City of Blanding award the pipeline bids to the lowest bidders and authorize the Mayor and other staff as may be necessary to sign and secure all the proper work or construction bonds relating to the project as bid by:

1. Construction - \$199,770.00 - Interstate Rock Products, Inc.
2. Material - \$238,963.60 - Davis/Waterworks Equipment Co.

11. The City Manager reported to and/or discussed with the Council the following items:

- A. Handed out a current water status worksheet.
- B. Stated water flowed into Starvation Reservoir through the temporary pipeline at 4:00 P.M. today.
- C. That annexation of the Knoll area was proceeding and asked if the Council wanted to include all the area possible to which they said they did.
- D. Advised that the recreation equipment for the south park had been ordered; that it was within budget and had a 30 day delivery.
- E. Reminded the Council of the Propane, Concrete and Gasoline bids to be in by 5:00 P.M. June 6th, 1990 and opened by the Council on the 13th.
- F. Indicated he is still working on the old ballfield lights being moved to the little league field and/or White Mesa.
- G. Stated the T<sup>2</sup> Center is going to give the City a report on the Elk Ridge cement problem by the middle of June.
- H. Reported that the May 16-17 UAMPS/ICPA meetings in Vernal and Roosevelt were very successful and that Kay R. Johnson was elected to the UAMPS Board to represent the City through 12/31/90.
- I. Reported on his attendance at the ULGIT Annual Meeting in Provo on May 18, 1990.

12. The Council was presented with the preliminary FY91 General Fund Budget and related employee information. Some discussion was held relating to the format. The City manager stated this is only a working document and that he had made no attempt to cut department requests. He suggested the Council hold a work session to completely review and understand the budget line by line. The Mayor called for a work session to be held June 6 at 7:00 P.M.

The City Manager stated the utility budgets would be ready before the end of the month for their review and made a part of the June 6th work session.

13. The Council authorized the Manager to set a time for a public hearing on the City FY91 Budget for June 13, 1990.

14. Councilmember Johnson suggested the City should set some specific goals for infra-structure so as to make Blanding a good place to live. The Mayor said he already had some goals from Council and would bring them to next meeting.

15. Councilmember Slavens said he had had contact with Representative David Adams and he had expressed a willingness and desire to attend the CIB with the City when we go to discuss the loan portion of their grant to use for water.

16. Mayor Shumway asked the Council for support in attending the CIB on June 7 to lend help to the Health District. Several felt they could go.

17. Mayor Shumway asked that all employee travel be approved by he or the Council. The Manager responded that it had always been his policy that any overnight travel be approved and that it had been listed on the agenda. For example, the road school in St. George earlier this month had been approved for attendance by Jeff and the new maintenance supervisor on March 28. As part of the discussion, the manager was directed to review and develop job descriptions for each staff position.

18. Councilmember Palmer stated that he did not feel good about the way Item #6 had been left open. He said that if we are not going to give up water to the Irrigation Company then the City should enforce some water restrictions.

Councilmember Slavens asked the City Manager's opinion. Mr. Johnson's response was that the water could and should be shared as it would likely be better used by the Irrigation Company now rather than allow their field to die.

After some further discussion, once again motion was made by Councilmember Slavens, seconded by Councilmember Palmer and unanimously carried that the City allow all of the flow off of the mountain to be used by the Irrigation Company "Upper Ditch" for a two week period of time; that the City agree to allow the Conservancy District to release up to 200 acre feet of water for the lower ditch stockholders; that the 200 acre feet from recapture not be considered a part of the City 500 acre feet right for 1990; that the City leased shares be used in the upper ditch calculation; and that the City only pay the normal assessment on its water stock this year.

Councilmember D. Palmer requested that it be noted in the minutes that he is "in disagreement with the way he voted".

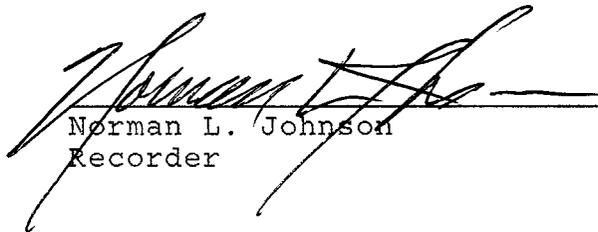
19. Councilmember S. Palmer felt the City should put out another letter clarifying the City water policy and decisions relating to water.

Councilmember D. Palmer stated that people seem to feel the drought is over and it is not.

After discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that use of airborne water be restricted from 10:00 A.M. to 5:00 P.M. each day by all users of city water without exception.

20. Staff was directed to publish a letter to the citizens as soon as possible.

Meeting adjourned at 9:50 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JUNE 13, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway

City Councilmembers:	M. Keele Johnson
	Don W. Palmer
	Steve V. Palmer
	Glenn Skinner
	James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Joyce Martin; John Black; Jeff Black; Phil Mueller; Catherine Osborn; Gail Northern; Gorden Hawkins; Lynn Lee; Rayburn Jack; Mike Halliday; Tony Wojcik.

1. Prayer was offered by Councilmember Slavens.
2. The Pledge of Allegience was recited.
3. Minutes of City Council Meeting held May 23, 1990 were approved.
4. The Mayor informed the Council that the Health Care Committee will be on the August CIB Agenda and encouraged all that can attend to do so.

He also informed the Council that citizens were asked not to water between 10:00 a.m. and 5:00 p.m. with a message on their utility billing card.

5. The City Manager informed the Council that the Association of Governments has received monies for the purpose of taking aerial pictures of towns and communities in southeastern Utah and asked that the City of Blanding participate with a minimal amount of monies. The Council agreed that they would like to participate and have the pictures taken.

6. The Council opened the following bids for gasoline and concrete:

Saveway Tire & Oil	\$ .799
Black Oil - Gofer Foods	.767 Leaded
	.777 Unleaded
Holliday Construction	\$ 63.75/yd
Nielson Sand & Rock	58.95/yd

Motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that the low bids of Black Oil Company at \$.767 for gasoline and Nielson Sand & Rock at \$58.95/yd for concrete be accepted.

7. The Council held a Public Hearing relative to the FY91 Budget. No public comments were heard.

8. Referring back to Item #5, the Council gave their advice and consent that Councilmembers Johnson and D. Palmer work with the company that will be taking the aerial pictures and inquire about acquiring some topographical pictures of the area.

9. Mr. Gorden Hawkins requested that the Council consider increasing the FY91 Fire Department Budget to \$10,234. The Council agreed that it will be considered.

Mr. Hawkins also informed the Council that there is a possible need of expanding the fire station to accommodate the ambulance. The County may be interested in building the addition if the City will donate the land and utilities.

The Council agreed that they will be interested in negotiating with the County on the facility.

10. Mr. Paul Weber, San Juan County Weed Control, explained to the Council the need to have noxious weeds sprayed and controlled. The Council gave their support to the program and agreed to spray those noxious weeds within the city limits.

11. Mr. Lynn Lee discussed the following items with the Council:  
A. Requested that the Council consider purchasing or building a marquis for listing the upcoming events within the City. The Mayor assigned Councilmember D. Palmer and Gail Northern to work with CEU on plans for a marquis.

The Council gave their advice and consent.

B. Requested that the City consider working with CEU in the fall to coordinate some activities to welcome back the students for the upcoming school year.

The Mayor assigned Councilmember S. Palmer to work with CEU on this project.

The Council gave their advice and consent.

12. The Council reviewed the Airport Agreement between the City and County. Following review and discussion, the Council gave their advice and consent for Mayor Shumway, Councilmember Slavens and the City Engineer to work out details in the agreement and bring back to the Council for approval.

13. The Council reviewed the Road Agreement between the City and the County. The Council agreed that several items needed clarification before they approve it.

14. The Council asked the Administrator to check on the deeds to the police station and the road right-of-way for 200 West.

15. Mr. Keith Matthews discussed the sale of fireworks in Blanding with the Council. The Council agreed that the sale of Class C fireworks as adopted by the state code should be allowed in Blanding and that a stronger look be taken later at the legalities of firework sales and use.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried that each person having past interest in selling fireworks be notified that sales will be allowed for fireworks within the city for July 4th and 24th.

16. The following letter of understanding was read into the minutes:

LETTER AGREEMENT

THIS AGREEMENT entered into this 29th day of May, 1990, between INDIAN CREEK CATTLE COMPANY, hereinafter referred to as "REDD", and BLANDING CITY MUNICIPAL CORPORATION, hereinafter referred to as "CITY".

RECITALS

WHEREAS, Southeastern Utah is experiencing drought conditions causing a scarcity of water for municipal and culinary purposes; and

WHEREAS, REDD is the holder of water rights in the Indian Creek drainage which may be diverted into the Blanding Tunnel for use by the CITY; and

WHEREAS, the parties are willing to allow the use of some of the REDD waters for this water year in consideration of mutual advantage obtained by each.

NOW THEREFORE the parties do hereby agree as follows:

AGREEMENT

1. The duration of this agreement shall be until October 1, 1990.

2. The CITY shall have the right during the term of this agreement to divert all waters above the Blanding City Tunnel entrance in the Indian Creek Drainage by the means and through the facilities currently in place. The CITY shall not excavate, build, alter, or otherwise disturb any of the weirs or diversions in order to divert these waters. If any repair or modification is contemplated or deemed desirable the proposed work shall be approved in writing by REDD prior to any such work being begun.

3. As compensation for the above concession the CITY shall at CITY expense repair or replace a domestic water well at the REDD properties in Indian Creek. The first priority shall be to attempt to get a well currently in existence in operating condition, if then the well cannot be repaired, in the judgment of Petty Drilling, then the city shall stand the cost of drilling a replacement well at a location specified by REDD. The CITY shall pay for drilling and casing, all other costs or expenses of getting the well in operation shall be born by REDD.

4. Nothing in this agreement shall alter the water rights or priorities of either party.

WITNESS the hands of the parties hereto the day and year first above written.

INDIAN CREEK CATTLE COMPANY

\_\_\_\_\_  
Its

BLANDING CITY MUNICIPAL CORPORATION

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Recorder

Motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that work on Heidi Redd's well be traded for return of all Indian Creek water to the City up to October 1, 1990.

17. The City Engineer reported to and/or discussed with the Council the following items:

A. Starvation Reservoir is at 6530.5 feet and full is 6532.0.

At this time Councilmember Johnson informed the Council that the Water Advisory Committee recommended that a letter be written to the state requesting permission to increase the storage capacity at Starvation Reservoir and decrease the free board.

Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember Skinner and unanimously carried that a letter of request be written to the Utah State Division of Damm Safety for permission to increase the storage capacity and decrease the free board at Starvation Reservoir.

B. There is approximately 100 acre feet of water left in 4th Reservoir. Pumping has been stopped and John Black suggests that divers look for the exact location of the leak inside of the reservoir. Keele suggested that inquiries be made as to who might be interested in purchasing the remaining water. The Council agreed that all of the above be pursued.

C. The last 12 day average water usage has been 975,000 gallons per day. Water at the Johnson Creek weir is coming down at 3.2

second feet.

D. Informed the Council that Mr. Dan Fleming has been assigned to pursue the sewer problem in the area of the Jim Hughes home and he is looking for a valve to solve the problem.

E. There are still right-of-ways that need to be signed for the permanent water pipeline project.

F. The Safe Drinking Water Committee meeting will be held in Blanding on the 28th of June.

G. Presented drawings of the CDBG curb and gutter project.

18. Mr. Bret Hosler informed the Council that he attended the County Commissioners meeting. All road work at the present is on a 70/30 basis. He requested that the Council have the City Attorney review the road agreement between the City and County.

Following discussion, motion was made by Councilmember Skinner, seconded by Councilmember S. Palmer and unanimously carried that the City Attorney, Mr. Hosler, and Councilmember Slavens review the road agreement between the City of Blanding and San Juan County; that Mayor Pro-Tempore Slavens be authorized to sign said agreement.

19. Mr. Hosler also informed the Council that Parley Redd's Foodtown has purchased the building permit for their new store.

20. The Mayor advised the Council that the Chief of Police had been excused from this council meeting but that the monthly reported had been received.

21. The City Manager reported to and/or discussed with the Council the following items:

A. Inquired as to how many councilmembers were interested in prints of Recapture Reservoir.

B. Requested that a notice be put in the paper for excess property items that the city has sale. The Council gave their advice and consent.

C. The ballfield lights at the old ballfield are of no value for use but will continue to pursue donating them.

D. The T Center should have a report to the City relative to the concrete problem at the Elk Ridge Restaurant by the end of the month.

E. Will be attending the Western Area Power C&RE Plan Meeting at Helper, Utah on June 21.

H. Brent Cook will be in town on June 25 with the new area representative to trade checks on the buy-sell of fixed assets.

I. He & Mayor Shumway had met with Contel representatives relative to the establishment of a 911 number and the up-grading of the Contel switch system.

22. Councilmember D. Palmer and Mr. Tony Wojcik presented to the Council information relative to the proposed golf course. It is felt that a golf course architect should be hired to help present the pros and cons to building a golf course in Blanding and also to the two sites that have been presented for consideration.

Following discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember D. Palmer and unanimously carried that the fee for a golf course architect be budgeted for FY91, that Mr. Howard Neff be contacted and a date set for his review of the area and proposed sites as soon as possible.

23. Mayor Shumway read the following letter:

KUTA EDITORIAL

January 15th, 1990

RECENTLY WE SENT A MAILING TO OUR CLIENTS HIGHLIGHTING THE POSITIVE THINGS THAT ARE HAPPENING IN SAN JUAN COUNTY AND SURROUNDING AREAS. WE HAVE EVERY NEED TO THINK POSITIVELY ABOUT OURSELVES, OUR ECONOMY, OUR FUTURE.

TO THINK POSITIVE IS NOT JUST A WISH, A HOPE OR A DREAM. IT IS A CORE DESIRE, CLEARLY DEFINED THAT CAUSES US TO BE WILLING TO PUT FORTH THE EFFORT TO MAKE IT REALITY... EVEN WHEN IT MEANS OVERCOMING INSURMOUNTABLE OBSTACLES.

WE AT KUTA APPLAUD THE COMMUNITY EFFORTS OF DIANE NIELSON IN MONTICELLO AND OTHERS WHO HAVE TIRELESSLY CAMPAIGNED AND WORKED TO BRING ECONOMIC DEVELOPMENT TO THE COMMUNITY. AND WE APPLAUD BLANDING CITY PLANNER BRET HOSLER WHO HAS BROUGHT TO BLANDING CITY COUNCIL THE GENESIS OF A PLAN TO LAUNCH ECONOMIC DEVELOPMENT IN BLANDING.

THE MEMBERSHIPS OF THE CITY COUNCILS OF MONTICELLO AND BLANDING SHOULD BE SUPPORTED FOR THEIR STRONG ENDORSEMENT OF THESE EFFORTS. THE SAN JUAN COUNTY COMMISSION SHOULD BE CONGRATULATED FOR SUPPORTING THE FUNDING NEEDED TO SET UP A SPECIAL MATCHING MONEY POOL TO HELP OUT SIGNIFICANT TOURISM RELATED EVENTS IN THE COUNTY.

FOLKS, TOGETHER WE CAN MAKE A NAME FOR OURSELVES IN SAN JUAN COUNTY, BUT WE CAN'T BE TIMID, WE CAN'T BE AN OSTRICH AND NAY SAYING IS NOT APPROPRIATE. LETS MOVE THIS COUNTY AND OUR COMMUNITIES FORWARD IN THE 90'S. IT WILL WORK IF EACH OF US DO OUR PART AND NOT STAND ON THE SIDELINES.

The Mayor also informed the Council that there will be ceremonies relative to the proposed Native American History Genealogical Library on June 21, 1990.

24. The Mayor suggested that the Power Board Ordinance be discussed and reviewed at a later meeting.

25. Councilmember Skinner reported to and/or discussed with the Council the following items:

A. Reports of tourists dragging the bottom of the RV's when turning off of 300 West at 400 North to go to the museum. Discussed possibility of re-routing to 400 West.

The Council agreed that further study should be made of the situation.

B. Said there are problems along the canal around Brown's Dugway and that the Irrigation Company needs to make some repairs.

26. Councilmember Johnson reported to the Council that at the Water Advisory Committee meeting the following motion was made by Cleal Bradford, seconded by Preston Nielson and unanimously carried that a committee of 4 (four) individuals (representatives from the City, Irrigation Co., Conservancy District, and City Council) Philip Palmer, Preston Nielson, Cleal Bradford and Keele Johnson, draft an agreement for review by the Irrigation Co., Conservancy Dist. and the City regarding the use of the pipeline, 3rd Reservoir and Dry Wash.

27. Councilmember Johnson also informed the Council that a motion was made by Bruce Black, seconded by James Slavens and unanimously carried that we actively pursue a reservoir at Johnson Creek.

Following discussion of the above motion, motion was made by Councilmember Johnson, seconded by Councilmember S. Palmer and unanimously carried that the Council accept the recommendation of the Water Advisory Committee relative to pursuing a reservoir at Johnson Creek; that preliminary engineering be done so that an estimate of cost will be available; that the engineering be budgeted out of the CIB monies.

28. Mayor Shumway appointed Mr. Bret Hosler to the San Juan County Economic Development Committee.

The Council gave their advice and consent.

29. Mr. Archie Hamilton advised the City that if Phil Palmer, City Engineer, is available to do the surveying there is a good possibility

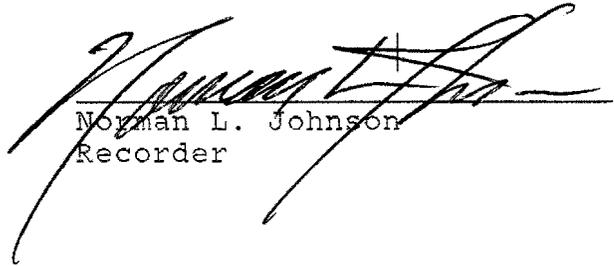
June 13, 1990 Cont'd.

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that the desired highway project on the south end of town will be a reality this year.

30. Motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that the Police Department be authorized to purchase a used 1983 Chevrolet Caprice and that the car be painted by whoever submits low bid.

Meeting adjourned at 11:37 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
 BLANDING CITY COUNCIL  
 HELD JUNE 27, 1990  
 AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor Pro-Tempore Slavens

City Councilmembers:	M. Keele Johnson
	Don W. Palmer
	Steve V. Palmer
	Glenn Skinner
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Dr. Val Jones; Joyce Martin; Larry Putnam; Phil B. Acton; Kay R. Johnson; Joe Petty.

1. Prayer was offered by Councilmember Johnson.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held June 13, 1990 were approved.
4. Mr. Larry Putnam informed the Council that the Hospital Board will be going to the CIB Public Hearing on September 6, 1990 to request funds for a birthing center in Blanding. All public attendance possible is encouraged and will be helpful. Mr. Putnam feels that the request will be well received by the CIB and the monies granted.  
 An architect, Mr. Lynn Elliott, has been approved to draw the plans for the birthing center so that construction can be bid in August and ready to start after the CIB Public Hearing in September. Mr. Putnam conveyed that if their request is denied, that other monies will be pursued so that construction can begin.
5. Mr. Norman Johnson, City Manager, presented Dr. Val Jones with a framed photograph of Recapture Reservoir in appreciation for all that he has done for Blanding.
6. The City Manager informed the Council that the pre-construction conference for the pipeline was held June 19. It is expected that equipment will start moving in Monday, July 2.
7. The City Manager presented the Council with a proposed recreation agreement by and between the City of Blanding and CEU, San Juan Center.  
 Following discussion, the Council agreed that changes need to be made in Item #4 and Item #7 and returned to the Council for review.
8. Motion for adoption of the following resolutions was made by Councilmember S. Palmer, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1990-13

A RESOLUTION OPENING THE FY90  
 GENERAL FUND BUDGET  
 FOR ADJUSTMENTS AND FUND TRANSFERS

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the FY90 General Fund Budget be adjusted as follows:

<u>DEPARTMENT</u>	<u>ADDITION TO BUDGET</u>	<u>SUBTRACTION FROM BUDGET</u>
Mayor & Council Administration	\$ 8,000	
City Attorney	2,000	\$ 13,110
Police Department	5,000	
Fire Department	9,000	
Street & Highways		10,000

June 27, 1990 Cont'd.

Waste Collection	2,000	
Engineer		3,000
Debt Service	<u>110</u>	<u>        </u>
	\$26,110	\$ 26,110

Federal Revenue of \$73,003 and CDBG in the Street Department Budget need to be dropped from the FY90 Budget.

PASSED, ADOPTED and APPROVED this 27th day of June, 1990.

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Mayor  
James S. Shumway

ATTEST:

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Norman L. Johnson  
Recorder

RESOLUTION NO. 1990-14

A RESOLUTION ADOPTING THE FY91 EMPLOYEE SALARY SCHEDULE AND RELATED GRADE AND STEP ASSIGNMENTS AND JOB TITLE RANGES AS ATTACHED.

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the following grade and step scales are assigned for the FY91 Budget year as adopted in the FY91 City of Blanding Salary Schedule:

<u>SALARIED EMPLOYEES</u>	<u>GRADE/STEP</u>	
AUSTIN, KARALEE	13-4	
AUSTIN, TOM	21-2	
BLACK, JEFF	19-5	
BRADFORD, JERALD	18-2	(AFTER PROBATION PERIOD)
BRADFORD, MICHAEL	16-3	
DAYZIE, MICHAEL	12-5	
FLANNERY, DANNY	14-4	
FLEMING, DANIEL	17-4	
HALLIDAY, MELVIN	18-3	
HOMEDREW, DAVID	12-2	
HOSLER, BRET	18-1	
JOHNSON, NORMAN	26-5	
JONES, DRAKE	10-5	
MCDANIEL, JAY	15-4	(AT 1/3 TIME EQUIVALENT)
NORTHERN, GAIL	11-4	
PALMER, PHILIP	24-5	
SHUMWAY, MARK	17-3	

<u>HOURLY EMPLOYEES</u>	<u>GRADE/STEP</u>	
BEGAYE, WILLIE	3-5	2080 HOURS
DAYZIE, MITCHELL	4-E	2080 HOURS
JORDAN, ALBERT	3-E	2080 HOURS
WRIGHT, BEVAN	5-E	384 HOURS
MONTANO, ERNEST	1-E	700 HOURS
SUMMER WORKERS OR TEMP HELP		
(4)	1-E	4000 HOURS
(1)	3-E	1000 HOURS

PASSED, ADOPTED and APPROVED this 27th day of June, 1990.

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James S. Shumway  
Mayor

ATTEST:

Norman L. Johnson  
Recorder

City of Blanding  
Job Title Grade/Range Chart

Grade 1-5                    Range \$3.85 - \$12.83  
Hourly Wage Chart

Grade 6-10                  Range \$625 - \$1341  
Laborer  
Meter Readers  
Janitorial  
Parks & Grounds Keepers

Grade 11-15                Range \$1125 - \$1949  
Clerical  
Computer Operators  
Equipment Operators  
Truck Drivers  
Foreman/Leadman  
Police Patrolman, Jr. Grade  
Justice of the Peace

Grade 16-20                Range \$1625 - \$2465  
Department Supervisors  
Plant Superintendents  
Asst. Chief of Police  
Police Sergeant  
Police Patrolman, Sr. Grade

Grade 21-25                Range \$2125 - \$3049  
Chief of Police  
General Services Director  
City Engineer  
Administrative Assistants  
Public Works Director

Grade 26-30                Range \$2625 - \$3501  
City Manager/Administrator  
Professional/Contracts

COUNCIL ADOPTED 6/27/90

CITY OF BLANDING  
SALARY SCHEDULE

	ENTRY	1	2	3	4	5
Grade						
1	3.85	3.85	3.85	3.85	3.85	3.90
2	4.00	4.20	4.41	4.63	4.86	5.10
3	5.00	5.25	5.51	5.79	6.08	6.38
4	7.50	7.88	8.27	8.68	9.11	9.57
5	10.00	10.50	11.03	11.64	12.22	12.83
6	625	725	755	787	820	855
7	725	825	860	897	936	977
8	825	925	965	1007	1051	1097
9	925	1025	1070	1117	1167	1219
10	1025	1125	1175	1228	1283	1341
11	1125	1225	1280	1338	1399	1463
12	1225	1325	1385	1448	1514	1583
13	1325	1425	1490	1558	1630	1705
14	1425	1525	1595	1669	1746	1827
15	1525	1625	1700	1779	1862	1949
16	1625	1725	1789	1856	1925	1997
17	1725	1825	1893	1964	2038	2115
18	1825	1925	1997	2072	2150	2231
19	1925	2025	2101	2180	2262	2347
20	2025	2125	2205	2288	2375	2465
21	2125	2225	2309	2396	2487	2581
22	2225	2325	2413	2505	2600	2699
23	2325	2425	2517	2613	2713	2817
24	2425	2525	2621	2721	2825	3003
25	2525	2625	2725	2829	2937	3049
26	2625	2725	2803	2883	2966	3051
27	2725	2825	2906	2989	3075	3164
28	2825	2925	3009	3096	3185	3277
29	2925	3025	3112	3202	3294	3389
30	3025	3125	3215	3308	3403	3501

FY '91 BUDGET

June 27, 1990 Cont'd.

4

9. Motion for adoption of the following resolution was made by Councilmember S. Palmer, seconded by Councilmember G. Skinner and unanimously carried:

RESOLUTION NO. 1990-15

A RESOLUTION ADOPTING THE 1990  
TAX RATE FOR GENERAL PURPOSES

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the 1990 Property Tax Rate is set at .004591.

PASSED, ADOPTED and APPROVED this 27th day of June, 1990.

\_\_\_\_\_  
James S. Shumway  
Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

8:15 P.M. Council retired to executive session.

8:35 P.M. Council returned to regular session.

10. Motion for the adoption of the following resolution was made by Councilmember S. Palmer, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1990-16

A RESOLUTION ADOPTING THE FY91 GENERAL FUND  
AND THE FY91 UTILITY FUND BUDGETS  
FOR THE ELECTRIC, WATER AND SEWER DEPARTMENTS

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the FY91 General Fund and Utility Enterprise Budgets are adopted as follows:

GENERAL FUND

Mayor & Council		26303	
JP Court		10251	
Administration			
Non-Departmental	11400		
Insurance Reserve	12005		
General Administration	<u>26532</u>	49937	
City Attorney		11000	
Police Department		232598	
Fire Department		27361	
Streets & Roads		266495	
Class "C" Roads		91923	
Waste Collection		64500	
Engineering		61341	
Parks & Recreation			
General	53803		
Golf Course	<u>8500</u>	62303	
Airport		50638	
Budgeted Fund Balance			
General Fund	50000		
Class "C" Road Fund	50000		
Federal Revenue Sharing	25000	125000	
TOTAL GENERAL FUND BUDGET	<u>          </u>	<u>          </u>	\$1,079,650
<u>UTILITY ENTERPRISE FUNDS</u>			
Water System Operations		258065	

June 27, 1990 Cont'd.

	Depreciation	88000	
	Debt Service	80695	
	Capitol Outlay	<u>1856000</u>	\$2,282,761
Budgeted Gain or (Loss)	(\$62,366)		
Sewer System Operations		57943	
	Depreciation	29800	
	Debt Service	-0-	
	Capitol	<u>82500</u>	\$ 170,133
Budgeted Gain or (Loss)	(\$ 6,557)		
Electric System Operations		207355	
	Purchase of Electricity	779950	
	Depreciation	68000	
	Debt Service	-0-	
	Capitol Outlay	105000	
	Grants	<u>50000</u>	\$1,210,305
Budgeted Gain or (Loss)	(\$171,713)		
TOTAL CITY BUDGET			\$4,742,959

The FY91 Budget will require a \$247,177 cash transfer from the Utility Fund Reserve to the General Fund.

PASSED, ADOPTED and APPROVED this 27th day of June, 1990.

\_\_\_\_\_  
James S. Shumway  
Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

11. Motion for adoption of the following resolution was made by Councilmember Johnson, seconded by Councilmember S. Palmer and unanimously carried:

RESOLUTION NO. 1990-17

A RESOLUTION AUTHORIZING AN ESCROW ACCOUNT AT  
FIRST WESTERN NATIONAL BANK

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the City Manager be, and he is hereby, authorized to set up a control escrow account #20301752-23 for the purpose of receiving monies from the State of Utah on various water projects.

PASSED, ADOPTED and APPROVED this 27th day of June, 1990.

\_\_\_\_\_  
James S. Shumway  
Mayor

ATTEST:

\_\_\_\_\_  
Norman L. Johnson  
Recorder

12. The City Administrator informed the Council that UP&L desires to pay the remainder of the City of Blanding's coal settlement in a lump sum instead of over the next several years as originally planned.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Skinner and unanimously carried that the offer of UP&L to pay the City the remainder of their coal settlement in a lump sum of \$50,599.95 be accepted.

13. The City Engineer reported to and/or discussed with the Council the following items:

June 27, 1990 Cont'd.

6

A. Water use is approximately 1,250,000 gallons per day. Approximately 725 gallons a minute are coming off of the mountain. Starvation Reservoir is at 6530.5 feet.

B. permission has been received to put water into the 3rd Reservoir. Requested direction as to what should be done with the water in the 4th Reservoir. Council agreed that the water should not be sold and the possibility of pumping it into 3rd Reservoir should be pursued.

C. The valve needed to solve the sewer problem in the Jim Hughes residential area has been ordered.

D. Surveying for the CDBG is being worked on.

14. The City Planner reported to and/or discussed with the Council the following items:

A. Continuing to work on the annexation north of town. The attitude has been positive.

B. The abandonment of 600 West Street beginning at 100 South and running north 152.5 feet will be advertised and a public hearing held in August.

C. Some weed spraying has been done and will continue to do more.

15. The City Administrator reported to and/or discussed with the Council the following items:

A. The annual ULCT Convention will be September 12-14. Those interested will need to advise so reservations can be made.

B. The Safe Drinking Water Committee will meet in Blanding on Thursday, June 28, 1990 at 9:30 a.m. in the Council Room.

C. Attended an ICPA meeting in Helper on June 22 to prepare the C&RE Plan required by the CRSP Allocation of Power.

D. Met with Brent Cook on June 25 and traded checks for the buy/sell agreement for utility services between the City and UP&L.

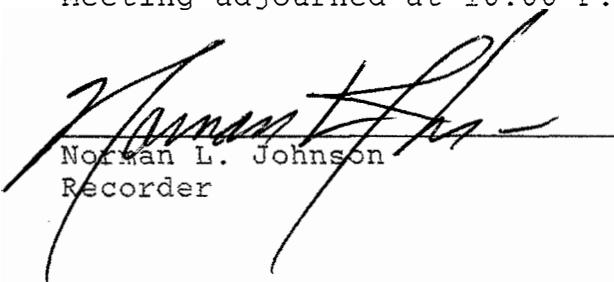
E. A wheel chair ramp will be placed at the swimming pool in the near future and possibly at the city office.

F. Requested direction relative to the deep well at the treatment plan. Council agreed to not pursue it right now.

16. Councilmember D. Palmer informed the Council that Tony Wojcik had met with architect Howard Neff relative to the two possible golf course sites. Mr. Neff was very positive toward both sights and will have a written report for review at a later date.

17. Councilmember Skinner informed the Council that the monies from the County for improvements at Recapture Reservoir are still available if matched by the City. The Council agreed to pursue the project if the money can be taken from the FY90 Budget.

Meeting adjourned at 10:00 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JULY 11, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor Pro-Tempore Slavens

City Councilmembers:	M. Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Phil Mueller; Bill Redd; Joyce Martin; Kary Monroe and George Judd, Jones and DeMille Engineering.

1. Prayer was offered by Councilmember Skinner.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held June 27, 1990 were approved.
4. Councilmember Johnson informed the Council that Mr. Gene Orr will be present at the next council meeting to discuss the removal of old vehicles and crushing them. Mr. Orr will need to obtain a salvage title but this will not be a problem.  
The Council agreed that the problem of old vehicles on streets and lots that are nuisances needs to be addressed as soon as possible.
5. The Council reviewed the Airport and Road Agreements with the County. After reviewing the agreements, the Council agreed that Mr. Bill Redd, commissioner, should be invited to come down and go over several items on the agreements with the Council.
6. The City Engineer reported to and/or discussed with the Council the following items:
  - A. There are still a few right-of-way agreements needed.
  - B. 4th Reservoir is being pumped into the Treatment Plant. Bullens, Inc. has a pump available that can be rented for \$1250 a month that would do the pumping faster. Need direction from the council.  
The Council authorized the City Engineer to rent a pump from Bullens, Inc. if he feels it is necessary.
  - C. Water usage went down over the weekend but has gone back up.
  - D. Run-off had gone down but was up after the storms.
  - E. Starvation is staying at approximately 6530 feet.
  - F. The sewer valve for Jim Hughes is still on order.
  - G. The CDBG engineering is almost completed and will be ready for bid in the near future.
  - H. A grate will be placed on the drain at the South Park to help prevent any accidents.
7. Jones & DeMille Engineering has the distribution system plans ready for review.  
The Council authorized the City Engineer to check over the plans and if they are to his satisfaction they may be advertised for bid.
8. The City Planner reported to and/or discussed with the Council the following items:
  - A. The playground equipment for the south park and 3rd Reservoir park has arrived and is being set up.
  - B. Spraying for weeds is continuing.
  - C. Will be attending a meeting in Price as an appointed member of a committee to assist a professional company hired to complete an economic analysis of Southeastern Utah. This study is being done to determine types of businesses that would have the highest success rate and to also lay ground work to establish a business incubator.
9. Councilmember Palmer informed the Council that the Native

July 11, 1990 Cont'd.

2

American Peoples Historical Foundation received the land they were needing for their Genealogical Library.

Ground breaking ceremonies will be on September 22, 1990.

10. The Council reviewed the A-1 Drilling bill for the Indian Creek Well.

The rig and pulling times were questioned. The Council agreed that if the time is legitimate, the City Manager is authorized to pay the bill.

11. The Council reviewed a list of hand tools for sale from Jerry Bradford. The Council agreed that after review by Councilmember Skinner and the City Manager authorization be given to purchase the tools.

12. Mr. Morris Christiansen has inquired if the City might be interested in a small tractor snow-blower. He would like to put the purchase value toward his electrical connection.

The Council agreed that need of such equipment should be determined by the city manager, Councilmember Slavens and Jeff Black. If the need is there, authorization is given to purchase the tractor.

13. Councilmember Johnson discussed with the Council a rough draft water agreement by and between the City and the Irrigation Company. He informed the Council that the agreement is just a working tool at this time until they feel it is exactly what the city wants. The Council discussed several changes.

14. The Council discussed with Mr. Bill Redd several items relative to the Airport and Road Agreements by and between the City and County. After reviewing the agreements, Mr. Redd agreed that the City should rewrite the agreements with the changes discussed and present the new agreements to the commission.

9:23 P.M. Council retired to Executive Session.

10:08 P.M. Council returned to Regular Session.

15. Motion was made by Councilmember S. Palmer, seconded by Councilmember D. Palmer and unanimously carried that the right-of-way agreement by and between the City of Blanding and Mr. Bill Redd relative to the water pipeline project state the following items: that the appraised value of the land be the same as other signed right-of-way agreements for the pipeline project; that if a road should ever be necessary, it will be placed parallel to the pipeline; that the pipeline will be used for municipal purposes only.

Meeting adjourned at 10:12 P.M.

*Karalee Austin*

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Karalee Austin  
Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD JULY 25, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	M. Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler
Councilmember:	James K. Slavens

Absent was:

Also present were: Phil Mueller; Kay R. Johnson; Tammy and David Barton; Stan Perkins; Tom Austin; Mike Halliday; John Black; Steve Olsen; Cleal Bradford; Preston Nielson; Craig Halls; Tony Wojcik.

1. Prayer was offered by Councilmember S. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held July 11, 1990 were approved with the following addition:  
Item #15 - addition to the last phrase - that the "easement for the" pipeline will be used for municipal purposes only.
4. Mrs. Tammy Barton expressed appreciation to the Council for the addition of playground equipment at the south park. She also expressed concern relative to the late hour usage and requested that the police check the area after curfew hours. Mrs. Barton also requested that the council consider restroom facilities.  
The Council agreed to have the police check the area. Mayor Shumway requested that Councilmember Skinner check the possibilities of restroom facilities and report back at the next council meeting.
5. The Council conducted a Public Hearing relative to vacating 152.5 feet of 600 West Street.  
There was no public comment.  
Motion for adoption of the following resolution upon receipt of a deed for property needed for 700 West Street between 100 South Street and 200 South Street was made by Councilmember S. Palmer and seconded by Councilmember Skinner:

ORDINANCE NO. 1990-2

PREAMBLE

This Ordinance is for the purpose of vacating a dedicated street beginning at First South and 600 West and running approximately 160 feet toward Center Street. The street is located between the Tibbitts and Petty properties and does not join Center Street.

WHEREAS, the City of Blanding desires to develop a street running north and south from First South to Center Street; and

WHEREAS, the City has a dedicated street which is 66 feet wide and 160 feet long at 600 West; and

WHEREAS, this street would not lend itself to economical development and the property; and

WHEREAS, the adjacent property owners are willing to provide a piece of property on 700 West for a street; and

WHEREAS, the governing body finds that there is good cause for vacating the dedicated street and said act will not be detrimental to the general interest of the public,

NOW, THEREFORE,

July 25, 1990 Cont'd.

BE IT ORDAINED by the Blanding City Municipal Corporation that 600 West North of 1st South in the Lyman Subdivision is hereby vacated and shall revert to the adjoining property owners and the Mayor and City Recorder are authorized to transfer said properties by deed. The vacated street is more particularly described as follows:

Beginning at a point which is 1167.5 feet North and 1042 feet West of the South 1/4 Corner of Section 27, T36S, R22E, SLBM and running thence West 66 feet, thence North 152.5 feet, thence East 66 feet, thence South 152.5 feet to the point of beginning.

This Ordinance shall take effect twenty days after publication and posting or 30 days after passage, whichever is sooner.

This Ordinance was passed by the City Council on the 25th day of July, 1990. In favor 4 Opposed 0

APPROVED:  
*James Shumway*  
James Shumway, Mayor

Attest:  
*Norman L. Johnson*  
Norman L. Johnson, Recorder

The voting was as follows:  
Those voting "AYE":

- Councilmember K. Johnson
- Councilmember D. Palmer
- Councilmember S. Palmer
- Councilmember G. Skinner
- None

Those voting "NAY":  
Those absent:

- Councilmember J. Slavens

constituting all the members thereof, Mayor Shumway declared the motion carried.

6. The Council discussed a letter received from Eaton Metal Products relative to the airport fuel facility. Their recommendation was to hire Galloway, Romero and Associates of Denver, Colorado.

The Council agreed and requested the administrator to contact Galloway, Romero & Associates for direction of installation of fueling tanks and loading equipment at the Blanding Airport.

7. The Mayor read the following letter:

Date: July 20, 1990  
To: Philip Palmer  
Re: Concrete Participation for Sidewalks on San Juan High New Construction

Per our conversation this morning, I am writing you a letter requesting your office provide the School District with a letter stating the extent of Blanding City participation in replacing those crumbled, wasted sidewalks and curbs and gutters on the east and south sides of the new construction area. We would like to be able to include your letter in our request for bid documents so that there will be a full understanding by all parties involved as to the full extent of the city participation.

It is my understanding that you have offered to provide the concrete for the curbs and gutters and sidewalks and we are to provide the labor. If this is correct please state so in your letter and any other information that might be helpful to a bidder.

Thanks for your help in this matter. We are looking forward to making a significant improvement at the portion of our property.

Thanks  
Kent

Following discussion, the council agreed that a letter be written to the San Juan School District explaining that the City will provide the concrete for the curbs, gutters, and sidewalks and the District will provide the labor, but that the monies for the concrete will not be budgeted for until FY '92.

8. Mr. Kay R. Johnson reported to the Council on the activities of UAMPS and ICPA and requested that the City purchase a Public Power Policymakers Handbook.

9. Mr. Preston Nielson and Mr. Cleal Bradford discussed a water agreement by and between the City of Blanding and the Irrigation Company. Several concerns were addressed and discussed.

The Council was informed that the Water Resources Director will be in Blanding for a meeting on August 16.

The Council agreed to have a work session with the Irrigation Company to work over the agreement on August 2, 8:00 P.M. at the City Office.

10. The City Engineer discussed with the Council the possibility of releasing the water from 4th Reservoir.

Mr. John Black recommended that they continue to use the water through the treatment plant as long as the water is usable.

The Council agreed to continue using the water.

11. The City Engineer advised the Council that a 12" T-valve has been ordered for the Recapture Pipeline so that the lower canal shareholders may have access to the water flowing through the pipeline. It is anticipated that the City will be reimbursed by the Irrigation Company.

12. Motion for adoption of the following agreement was made by Councilmember Skinner, seconded by Councilmember D. Palmer and unanimously carried:

#### AGREEMENT

This agreement is executed this 2nd day of July, 1990, between the College of Eastern Utah located at 451 East 400 North, Price, Utah (hereinafter referred to as "THE COLLEGE"), and the City of Blanding, with its principal office located at 50 West 100 South, Blanding, Utah (hereinafter referred to as "BLANDING").

WHEREAS BLANDING has been delegated the responsibility to manage a city recreation program which had previously been operated by San Juan County; and,

WHEREAS San Juan County has previously established a trust fund for BLANDING to help support the operation and management of its recreation program; and,

WHEREAS BLANDING is in need of a professional consultant and staff to provide expertise in the operation and management of its recreation program which will utilize such facilities as a swimming pool, baseball complex, soccer fields, and basketball courts; and,

WHEREAS BLANDING desires to contract with the COLLEGE to provide professional consulting services and the requisite staff to operate and manage its recreational program and facilities;

NOW THEREFORE, in consideration of the COLLEGE'S provisions for professional consulting services and the requisite staff to operate and manage the BLANDING recreational program and facilities, the parties agree to the following:

BLANDING will be responsible:

1. to present all facilities and equipment in proper working condition and with appropriate safety approval.
2. for all costs associated with the ongoing maintenance and upkeep of said recreational facilities and equipment. Maintenance to be performed by city personnel.
3. for costs of all utilities necessary for the operation of the recreational facilities within its jurisdiction.
4. for city personnel to maintain appropriate levels of chlorine in the swimming pool. At no time will COLLEGE personnel be required to administer chlorine treatment to the swimming pool.
5. for all costs associated with remodeling, major structural or system repairs or additions, etc. to its recreational facilities or equipment.
6. to maintain liability insurance coverage on its recreational facilities and equipment.
7. to pay over the interest from the trust account and any other recreational revenues to a special Blanding City Recreation account (First Western Bank - account number 20029725916).
8. to pay to the COLLEGE from the Blanding City Recreation account, in consideration of services provided, as requested by invoice.
9. to indemnify and hold the COLLEGE, its employees and agents harmless from actions, or liabilities arising from the COLLEGE'S operation and management of BLANDING'S recreational facilities and equipment specified in this agreement, except in the event of negligence on the part of the COLLEGE, its employees, or its agents.

Indemnity under this agreement shall commence on July 2, 1990 and shall continue in force until June 30, 1991.

THE COLLEGE shall:

1. provide the requisite pursuant to operate and manage the BLANDING recreational facilities and equipment.
2. provide use of its vans for transportation purposes.
3. assure that the recreational facilities and equipment remain in proper mechanical and safe condition, and will provide for minor maintenance and immediately report needs for major maintenance to BLANDING personnel.
4. indemnify and hold BLANDING harmless from actions or liabilities arising from the COLLEGE'S operation and management of BLANDING'S recreational facilities and equipment as specified in this agreement, except in the event of negligence on the part of BLANDING, its employees, or its agents.
5. provide properly trained and certified staff to manage BLANDING'S recreation program as specified.
6. maintain workmen's compensation for staff.

IN WITNESS WHEREOF, the parties have executed this agreement on the 25th of July, 1990.

\_\_\_\_\_  
COLLEGE OF EASTERN UTAH

\_\_\_\_\_  
BLANDING

13. Mr. Craig Halls, City Attorney, reviewed a resolution relative to condemnation of property so that the Recapture Pipeline can be completed.

Following discussion, motion for adoption of the following resolution was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried:

RESOLUTION NO. 1990-18

PIPELINE PROJECT RIGHT-OF-WAY CONDEMNATION

RESOLVED, by the City Council of the City of Blanding, that it finds and determines and hereby declares that:

The right to eminent domain is granted to cities and incorporated towns pursuant to Utah Code Annotated 78-34-1(3) and the Constitution of the State of Utah at Article XI, Sec. 5(c) for pipes for conducting water for the use of the inhabitants of the city or incorporated town, and

The public interest and necessity require the acquisition, construction and completion of a pipeline project, namely a project for the transmission of water from the recapture pipeline south of Blanding for a distance of approximately 21,000 feet to the water treatment plant north of the City of Blanding, in San Juan County, State of Utah.

The City of Blanding has completed engineering, has bid a project and has awarded a bid for the construction of such a pipeline. The funds have been obtained from the Community Impact Board and from the Clean Water Commission for an emergency pipeline to provide for anticipated shortfalls in water availability to the City of Blanding. The City of Blanding has owned storage in the Recapture Reservoir and there exists no current permanent pipeline or conveyance by which 500 acre feet of water can be transferred from the Recapture Reservoir to the Blanding Municipal culinary water system.

Construction on parts of the pipeline project have already begun, engineering and design phases have already been completed, and the contractor is on-site and is constructing portions of the pipeline project.

The public interest in providing for a secure additional water source and to insure the continued supply of culinary water for the immediate future needs of the residents of the City of Blanding and the necessity of constructing a pipeline for the transfer of city-owned water from Recapture Reservoir to the Water Treatment Plant require the acquisition and immediate occupancy for said public improvement of the real property or interest in real property hereinafter described.

The proposed pipeline is planned and located in a manner which will be most compatible with the greatest public good and least private injury.

BE IT FURTHER RESOLVED, by the Blanding City Council that this project is essential to the secure supply of culinary water to the City of Blanding and to provide for an immediate and future need of essential culinary waters and for use of waters already purchased by the City of Blanding and to increase the options available for expeditious use of this resource and that with the current and anticipated run-off and water supply available to the City of Blanding, this line is essential and is intended to provide a primary source of water for culinary purposes for the City of Blanding in the next following and future water years.

BE IT FURTHER RESOLVED by this Council, that the City Attorney shall be instructed and requested on behalf of the City Council and the City of Blanding:

A. To acquire and secure in the name of the City of Blanding the said hereinafter described real property or interests in real property by condemnation in accordance with the provisions of the Statutes contained in Utah Code Annotated, 78-34-1 et seq. and the Constitution of the State of Utah relating to eminent domain.

B. To prepare and prosecute such proceeding or proceedings in a proper court having jurisdiction thereof as are necessary for

such acquisition.

C. To obtain from said Court an order permitting said Council or City to take immediate possession and use of said real property or interest in real property for a pipeline for water conveyance or purposes incidental thereto.

D. To provide a tender of 100% of the appraised valuation of the properties to be paid to the Defendants or into court in accordance with Utah Statutes.

The real property or interest in real property which the City of Blanding is, by this resolution, authorized to acquire for said public use, is situate in the County of San Juan, State of Utah, and is described as follows:

Parcel 1: Beginning at a point being 783.62 feet East of the West 1/4 corner of Sec. 26, T. 36 S., R. 22 E., S.L.M.; thence North 1320.00 feet, more or less, to the Grantor's North property line.

Parcel 2: Beginning at a point East 571 feet from the W1/4 corner of Sec. 26, T. 36 S., R. 22 E., S.L.M.; thence North 66 feet, East 198 feet, South 66 feet, West 198 feet to the point of beginning.

The persons owning the property or claiming an interest in said property are Richard C. Nielson, Norman F. Nielson, Myrna Kimmerle, Corrine Roring, the Estate of Clara J. Nielson, and nay and all other persons claiming any right, title or interest in and to said described property.

THIS RESOLUTION was duly authorized in a regularly scheduled meeting of the Blanding City Council on the 25th day of July, 1990, was discussed in a public meeting and was accepted by a vote of 4 in favor and 0 opposed.

*James S. Shumway*  
Mayor

Attest:

*[Signature]*  
Recorder

14. The following letter was discussed by the Council:

July 9, 1990

Mr. Lloyd Shumway  
210 East Singer Lane 9-9  
Blanding, Utah 84511

Dear Lloyd,

The City has had several discussions with you concerning the placement of curb and gutter along 400 West near your property at 622 North 400 West. We are still willing to place this curb and gutter provided you give us a right-of-way to do so. This curb and gutter work will be done at no cost to you except the right-of-way or easement to do so.

With the other curb and gutter having been placed and the roads completed it is possible that a drainage problem may exist. Should you allow the City to do this work it would alleviate this problem and increase the value of your property. If you should elect to disallow this work the City cannot and will not assume liability for any damages which occur. I believe you have copies of the papers we need signed, if not you may contact myself, Mr. Philip Palmer or City

July 25, 1990 Cont'd.

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Attorney, Craig Halls.

We hope you will act favorable and expeditiously on this matter.

Sincerely,

Norman L. Johnson  
City Manager

NLJ/gmn

xc: Craig Halls, City Attorney  
Philip Palmer, City Engineer  
Mayor and City Council

Following discussion, the Council agreed that sufficient warning of possible damages that might occur to Mr. Shumway's property have been relayed.

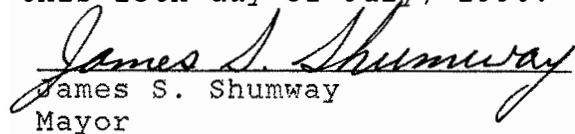
15. Motion for the adoption of the following resolution was made by Councilmember Johnson, seconded by Councilmember S. Palmer and unanimously carried:

RESOLUTION NO. 1990-20

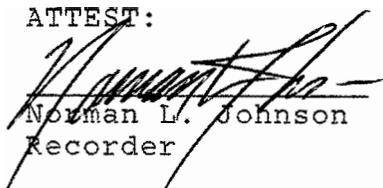
BE IT RESOLVED that Norman L. Johnson, City Manager, shall be and is hereby designated as the representative of Blanding City to secure the transfer to said Applicant of surplus Federal property through the UTAH STATE AGENCY FOR SURPLUS PROPERTY, under the provisions of Section 203(j) of the Federal Property & Administrative Services Act of 1949, as amended, to obligate the applicant and its funds to the extent necessary to comply with the Terms and Conditions listed on the reverse side of this form.

BE IT FURTHER RESOLVED THAT a certified copy of this resolution shall be submitted to the Utah State Agency For Surplus Property and that the same shall remain in full force and effect until written notice to the contrary is submitted to the said Utah State Agency for Surplus Property.

PASSED, ADOPTED and APPROVED this 25th day of July, 1990.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

16. Councilmember D. Palmer and Mr. Tony Wojcik informed the Council that information has been received from Mr. Neff relative to the possible golf course sites in Blanding.

Following discussion, the Council requested that Mr. Wojcik obtain more information from Mr. Neff relative to the feasibility of the golf course. The Council gave their advice and consent for Mr. Wojcik and Councilmember D. Palmer to make contact with other cities that have acquired new golf courses with monies from the CIB and to travel to look at these new sites.

17. The City Engineer informed the Council that Starvation Reservoir is staying at 6530 feet. He also informed them that the valve to fix the sewer problem in the Jim Hughes area has arrived.

18. Mayor Shumway informed the Council that he and Councilmember Slavens had met with the inspector for Jones & DeMille Engineering

concerning the pipeline. He felt secure that it will be better compacted and site clean-up performed.

19. The Mayor informed the Council that Jones & DeMille Engineering has recommended changing the pump in the pump house for the Recapture Pipeline from a 3600 rpm to a 1800 rpm pump. The cost will be an additional \$4824.

Following discussion, the Council agreed to make the change order.

20. The City Planner informed the Council that the south highway project is progressing well.

21. The Chief of Police report was presented to the Mayor.

22. The City Administrator reported the following items to the Council:

- A. There will be a Public Hearing on August 8 relative to the property tax notices.
- B. Will be out of the office on July 30 & 31.

23. Mayor Shumway discussed the problem of Comp Time with the Council. Following discussion, the Council agreed that Councilmember Johnson should return to the Council with a proposal at the next regular meeting.

11:10 P.M. - Retired to Executive Session

11:28 P.M. - Returned to Regular Session

24. Motion for adoption of the following resolution was made by Councilmember D. Palmer, seconded by Councilmember Skinner and unanimously carried:

RESOLUTION NO. 1990-19

A RESOLUTION AUTHORIZING SPECIAL PAYROLL CHANGES FOR THE FOLLOWING LISTED EMPLOYEES FOR THE FY'91 BUDGET YEAR

<u>NAME</u>	<u>GRADE/STEP</u>	<u>GRADE/STEP</u>
DANNY FLANNERY	14-4	16-3
MIKE DAYZIE	12-4	12-5
DAVID HOMEDEW	12-1	12-2

PASSED, ADOPTED and APPROVED this 25th day of July 1990.

*James S. Shumway*  
James S. Shumway, Mayor

ATTEST:  
*Norman L. Johnson*  
Norman L. Johnson, Recorder

25. Councilmember D. Palmer expressed concern over the 21st Century site. The Council agreed that more information should be obtained about who owns the site and what the plans are for the site.

Meeting adjourned at 11:37 P.M.

*Norman L. Johnson*  
Norman L. Johnson  
Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD AUGUST 1, 1990  
AT 8:00 O'CLOCK A.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:

Don W. Palmer  
Steve V. Palmer  
Glenn Skinner  
James K. Slavens

City Administrator:

Norman L. Johnson

City Engineer:

Philip L. Palmer

Absent was:

Councilmember:

Keele Johnson

Also present were: Daniel Fleming; Norman Nielson; Richard Nielson.

1. Prayer was offered by Councilmember Slavens.

2. The Council had only one issue to discuss in this special meeting - that being the right-of-way for the Recapture Pipeline through the Norman and Richard Nielson property.

After considerable discussion by the Council, staff and the Nielsons, a motion was made by Councilmember Slavens and seconded by Councilmember S. Palmer that permission be given to move the pipe out to 23 feet from the west property line south as to alleviate the necessity of crossing or removing a rocky hillside and to provide a more consistant depth to accommodate future development; that the Council agrees to pay the Nielsons a fee of \$2500 and drop the property condemnation procedures.

Voting was as follows:

Those voting "AYE":

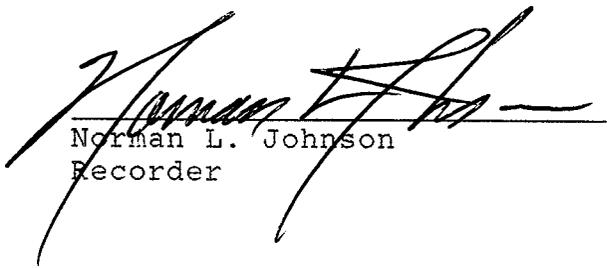
Councilmember S. Palmer  
Councilmember G. Skinner  
Councilmember J. Slavens  
Councilmember D. Palmer  
Councilmember K. Johnson

Those voting "NAY":

Those absent:

constituting all the members thereof, Mayor Shumway declared the motion carried.

Meeting adjourned at 8:38 A.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD AUGUST 8, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	M. Keele Johnson Steve V. Palmer Glenn Skinner James K. Slavens
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler
Councilmember:	Don W. Palmer

Absent was:

Also present were: Don & Guen Smith; Tristen DeMille; Phil B. Acton; Jerry Holliday; Merlin Grover; Phil Mueller; J. Glen Shumway; Kim Smith; Joe B. Lyman; Ferd Johnson; LaRay & Doris Alexander; Kenneth Black; Norman Nielson; Keith Ivins; Joyce Martin; Preston Nielson; Ken Chamberlain, Olsen, McIff & Chamberlain; Stan Perkins; Charles Lyman; George Judd, Jones & DeMille Engineering; Cleal Bradford.

1. Prayer was offered by Mayor Shumway.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held July 25, 1990 and Special Meeting held August 1, 1990 were approved with the following addition to the Special Meeting:

The last phrase will read:

that the Council agrees to pay the Nielsons a fee of \$2500 for the increased restrictive use and drop the property condemnation procedures.

4. Mayor Shumway informed the Council that the Mayor, Council and city staff members have been invited to participate in a community challenge August 10, 6:30 P.M. - 7:15 P.M. at the County Fair Arena. All those interested are invited to participate.

5. A Public Hearing was held relative to the 1990 Property Tax Increase.

Public comment was heard from the following citizens:

Joe B. Lyman  
Phil B. Acton  
Merlin Grover  
Ferd Johnson  
Phil Mueller

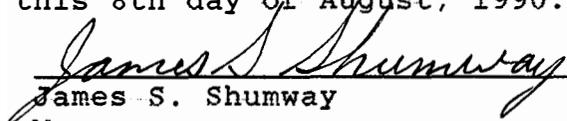
Motion for adoption of the following resolution was made by Councilmember S. Palmer, seconded by Councilmember Skinner and unanimously carried:

RESOLUTION NO. 1990-21

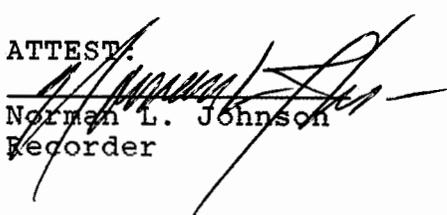
A RESOLUTION AUTHORIZING AN INCREASE  
IN PROPERTY TAX REVENUE FOR 1990

BE IT RESOLVED that the City Council of the City of Blanding, Utah sets the 1990 Property Tax Rate at .004591; that this will increase the property tax revenue by 8.7%.

PASSED, ADOPTED and APPROVED this 8th day of August, 1990.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

6. Mr. Merlin Grover requested that the Council consider allowing him to continue to use the City's water shares connected with the property purchased from Mr. Greg Christensen.

The Council agreed to allow Mr. Grover to continue use the remainder of this season and consideration would be taken for a possible 10-year lease.

7. Mr. Ken Chamberlain, Olsen, McIff & Chamberlain, reviewed with the Council Culinary Water Revenue Bonds necessary to fund the loan monies from the Community Impact Board and the State Safe Drinking Water Committee.

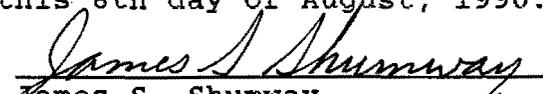
Following discussion, motion for adoption of the following resolution was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried:

RESOLUTION NO. 1990-22

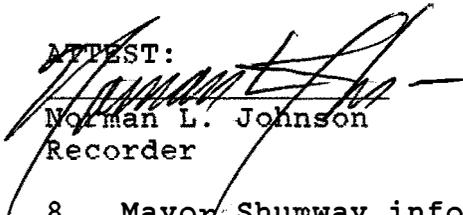
A RESOLUTION AUTHORIZING THE EXECUTION OF CULINARY WATER REVENUE BONDS

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to execute Culinary Water Revenue Bonds for the purpose of obtaining monies from the Community Impact Board for water improvement projects; that a copy of the "Notice of Bonds To Be Issued" be attached hereto and made a part hereof.

PASSED, ADOPTED and APPROVED this 8th day of August, 1990.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

8. Mayor Shumway informed the Council that he, the City Manager, and Councilmember Slavens attended the County Commissioners Meeting on Monday, August 6 to discuss agreements relative to the airport, roads and fire protection.

Following review and discussion, motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember Skinner and unanimously carried:

RESOLUTION NO. 1990-23

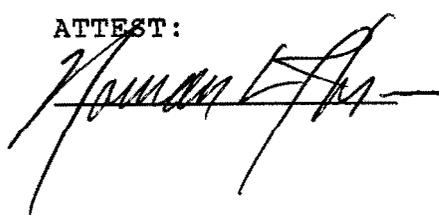
A RESOLUTION AUTHORIZING THE EXECUTION OF AN AIRPORT AGREEMENT AND ROAD AGREEMENT BY AND BETWEEN THE CITY OF BLANDING AND SAN JUAN COUNTY

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign the Airport and Road Agreements by and between the City of Blanding and San Juan County; that a copy of said agreements be attached hereto and made a part hereof.

PASSED, ADOPTED and APPROVED this 8th day of August, 1990.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

August 8, 1990 Cont'd.

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Norman L. Johnson  
Recorder

The Council also agreed to accept the Fire agreement by and between the City of Blanding and San Juan County upon obtaining legal counsel relative to Item #8.

9. Mayor Shumway discussed with the Council the direction that should be taken relative to the remaining water in the 4th Reservoir. The City Engineer suggested that part of the water be used for flushing the new pipeline.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried that the 4th Reservoir be drained and the water sold to Mr. Preston Nielson; that enough water be saved for flushing of the new pipeline if the water is still available at the time the flushing needs to be done.

10. The City Engineer reported to and/or discussed with the Council the following items:

A. Water flow from Indian Creek and down the pipeline has decreased so that only approximately 1/3 of water usage is being received off of the mountain.

B. The sewer valve for the Jim Hughes area has arrived but has not been scheduled for repair at this time.

C. The CDBG bid opening for curb and gutter will be August 22.

D. The pipeline project is progressing. Mr. George Judd, construction foreman, informed the Council that a street cleaner will be located as soon as possible to clean up the streets.

11. The City Planner informed the Council that the highway project is progressing well. The City may be pressed for time in getting the water and sewer hookups to the new Parley Redd store when they are needed.

8:47 Council took a break to review the agreement by and between the Irrigation Company and the City of Blanding

9:00 Resumed Regular Meeting

12. The Council discussed the proposed agreement by and between the City of Blanding and the Irrigation Company.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried that the following agreement be accepted as is with authorization given to Councilmember Johnson, Councilmember Slavens, Mayor Shumway, Councilmember S. Palmer and the City Administrator to meet with Irrigation Company and Water Conservancy District representatives in a work session on Tuesday, August 14 at 7:00 P.M. to review and possibly make minor modifications:

#### AGREEMENT

THIS AGREEMENT entered into this \_\_\_\_\_ day of \_\_\_\_\_, 1990, by and between BLANDING CITY MUNICIPAL CORPORATION, a Utah public corporation, hereinafter referred to as the "City", and BLANDING IRRIGATION COMPANY, a Utah corporation, hereinafter referred to as the "Irrigation Company".

#### RECITALS:

WHEREAS, the City has entered into an agreement for construction of a pipeline from approximately one mile southeast of Blanding Townsite at a junction with the Recapture pipeline, to a point approximately one mile north of Blanding Townsite at its culinary treatment plant, a distance of approximately three miles: and

WHEREAS, the pipeline will be completed by fall of 1990, the line will thereafter transmit City-owned water to its treatment plant. 1.

by pumping from the Recapture pipeline junction, or 2. by gravity, transmitting water owned by City to designated points where thereafter water sales and services can benefit its citizenry; and

WHEREAS, upper ditch irrigators and the City have used Irrigation Company water entitlements evidenced by water shares transmitted through an open canal system to diversion points with approximately the same alignment as the proposed pipeline system; and

WHEREAS, the City and the Irrigation Company each also own water storage known as Dry Wash (owned by the Irrigation Company) and Third Reservoir and Starvation Reservoir (owned by the City); and

WHEREAS, water storage exchange would more adequately benefit the purposes and intent of users and the most beneficial, efficient and economic use of water resources, under varying conditions, would be to exchange water storage in the various storage facilities; and

WHEREAS, the City has the capability to provide water sales of its own water from its own system and further by this agreement is willing to provide transmission privileges to other water share holders for an established annual fee or as per previous agreement; and

WHEREAS, it is in the mutual benefit of the City and of the Irrigation Company to work together in a common interest in providing/utilizing water transmission services and/or sale/purchase of City-owned water to irrigators at points established for this purpose along the proposed City pipeline system;

NOW THEREFORE, in consideration of the foregoing, the parties do hereby stipulate and agree as follows:

1. DURATION. This agreement shall remain in full force and effect in perpetuity, unless later amended, and supercedes other agreements and conditions as may have been set forth in regard to these matters.

2. TRANSMISSION LINE. The City shall construct, own and maintain exclusively, a pipeline originating at the SJWCWD pipeline on the Delores and Parley Hurst property south of Blanding and proceeding through town to the City treatment plant (approximately 3 miles).

3. DISTRIBUTION LINES. Any lines extended from this line for secondary irrigation to City users where a City fee is charged shall be constructed and maintained by the City and shall be City-owned. Any secondary lines for use of water through share participation of upper ditch stockholders in the Irrigation Company shall be constructed, owned and maintained by the Irrigation Company.

4. MAINTENANCE.

A. The City shall be responsible for the maintenance and repair of the City's transmission line and the City branch system and shall maintain a map showing those parts of the system for which the City accepts responsibility.

B. The distribution branch system constructed and operated by the Irrigation Company shall be the sole responsibility of the Irrigation Company (those stockholders whose shares are assessed for this system will pay the cost of maintenance for this system).

5. TRANSMISSION FEES.

A. The City shall establish and publish a fee/rate system for water transmission and usage for use of the "City System".

August 8, 1990 Cont'd.

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B. The Irrigation Company shall pay a one time transmission and usage fee of \$75,000 for the delivery of Irrigation Company stockholder water to the Irrigation Company system.

This payment shall be made on or before the \_\_\_\_\_ day of \_\_\_\_\_, 1990.

The City has evidenced an ongoing concern for the development of water resources for the City residents and for irrigation and institutional users. The City has under prior agreement committed planning and financial resources to this end.

6. This agreement is the fulfillment of the commitment accepted by the City in behalf of that agreement between Blanding City Municipal Corporation and the San Juan County Water Conservancy District, dated May 13, 1987, at paragraph 5 wherein it states:

The City agrees that in order to alleviate additional demand for the water resources in Recapture Reservoir, that it will use good faith in actively pursuing water development in the upper mesa, including but not limited to, increasing the size of Dry Wash Reservoir, better utilization of the Starvation Reservoir, adequate City maintenance and care for the City mountain pipeline and a proposed raw or untreated water pipeline extending south from Starvation Reservoir to City users.

7. This agreement sets forth the relationship between the parties as it affects the construction, maintenance and usage of that pipeline from the SJWCD line south of town to the treatment plant and anticipated branches therefrom. In the event this agreement proves inadequate to address future concerns, this agreement may be modified or supplemented as both parties in writing may agree.

BLANDING CITY MUNICIPAL CORP.

By \_\_\_\_\_  
Its \_\_\_\_\_

BLANDING IRRIGATION COMPANY

By \_\_\_\_\_  
Its \_\_\_\_\_

Concurred:

SAN JUAN COUNTY WATER  
CONSERVANCY DISTRICT

By \_\_\_\_\_

13. Mr. Cleal Bradford, representing the local Trail of the Ancients Association, requested support from the City in having the trail expanded and made a part of a bill now in Congress pertaining to the MASAU TRAIL in New Mexico and Arizona.

Council agreed to write a letter of support for the proposal.

14. The City Planner requested that the Council consider purchasing a Harben Model DTL 200 sewer machine.

Following discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that the City Manager be authorized to purchase a Model DTL 200 in the amount of \$30,608 after consulting with the City Attorney as to the legality of the bid process on specialized equipment.

15. The Mayor informed the Council that a monthly report had been received from the Chief of Police.

16. The Chief of Police informed the Council that he has been asked to speak at Post Officers Standards & Training graduation September 6 and requested permission to attend.

The Council gave their advice and consent.

17. The City Administrator reported to and/or discussed with the Council the following items:

A. The ULCT meeting reservations need to be made immediately.

B. Now that the County has agreed to update the Airport Fuel Farm, they will be contacted prior to sending a letter to Galloway, Romero and Associates.

C. The CIB grant money has been received and placed in a First Western National Bank escrow account. Requested permission to write a letter to the CIB requesting to be on their agenda for further consideration of a loan.

Council gave their advice and consent.

D. Complaints have been received about weeds on vacant lots.

The Council agreed that a letter should be sent to those lot owners requesting that they clean up their lot.

E. Received a letter from the Edge of the Cedars Museum requesting a route change to the museum.

The Council agreed that the City should recommend to the Museum that the route be Center Street west to 400 West then north to 400 North. From that recommendation, the State will be responsible for any further changes of signing.

F. The City has a 1934 Quit Claim Deed from Seth Shumway deeding the West Water Spring to the City. The family of Mr. Shumway has requested permission to lease the water rights.

The Council agreed that the City Administrator should obtain more information.

G. Requested the Councils feeling regarding an agreement with the San Juan School District relative to the ball fields. Mayor and Council directed the City Manager to send a bill to the District for their proportionate share of the costs.

H. There will be a Mayor/Council Seminar in Monticello, August 14 from 8:30 a.m. - 4:30 p.m.

The Mayor and Council agreed that all would attend.

I. Advised the Council that the culvert for the 3rd Reservoir spillway will cost \$6,000 for material alone and requested direction on the reservoir.

The Council agreed that the City should proceed to place the 3rd Reservoir back into service but that it is not a high priority item this fall.

J. Will attend a F.A.I.R. meeting in Moab August 15.

18. The City Administrator presented a proposed list of accounts to be written off.

The Council gave their advice and consent to write off the following accounts:

<u>ACCOUNT NUMBER</u>	<u>NAME</u>	<u>AMOUNT</u>
10.0338.00.2	Gary Brackett - Rental	\$ 355.25
55.1200.00.2	Chamberlain Bros. Const.	71.15
10.0380.00.2	Chamberlain Bros. Apt.	40.52
30.4438.00.2	Larry Dennison - Rental	300.85
20.2815.00.2	Janet Einerson	477.85
50.0984.00.2	Janet Einerson - Comm.	62.51
50.0984.01.2	Janet Einerson - 2nd Meter	141.81
10.0763.00.1	Mona Holt	294.47
30.4950.00.1	Jimmy Maryboy	90.00
40.7280.00.1	Sawd Montano	421.94
50.1430.00.1	Motel Blanding	822.30
50.1430.01.1	Motel Blanding	203.38
20.3530.00.1	Vivian Perry	647.78
10.1610.00.1	Efrain Rodriguez	124.66
30.5360.00.1	Ernest Sanchez	940.12
10.1720.00.1	Kevin Shumway	1,219.96

August 8, 1990 Cont'd.

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40.8018.00.1	Kevin Shumway	639.83
30.5422.00.1	Kevin Shumway - Rental	101.04
160	Sandra Asbury	105.86
3400	Crawford Company	753.00
420	Stanley Nez	418.00
590	Ned Palmer	318.04
635	Monty Perkins	526.40
3390	Wilbert Willie	112.03
3320	Esther Shumway	401.60
3130	Jerry Redd	414.00
660	Pearl Schneider	1,330.49

19. Mayor Shumway recommended to the Council that they consider not allowing comp time for the City Administrator.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember Skinner and unanimously carried that the position of City Administrator not be allowed to accumulate comp time and that a study be conducted relative to the remaining city employees.

The City Administrator stated that he did concur with the motion and voluntarily gives up the right to accrue comp time effective August 1, 1990.

10:42 P.M. Retired to Executive Session

11:13 P.M. Returned to Regular Session

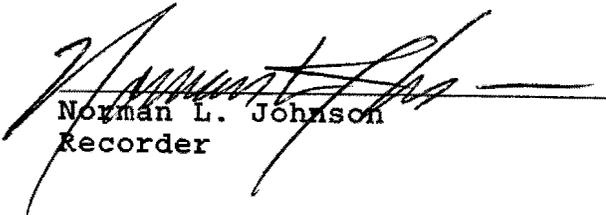
20. Motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that the motion in Item #19 be rescinded; that comp time not be allowed to accrue effective August 1, 1990 for those employees holding the following positions as prescribed by the State and Federal Laws:

- City Administrator
- Chief of Police
- City Engineer
- City Planner
- General Services Director

11:17 P.M. Retired to Executive Session

12:36 P.M. Returned to Regular Session

Meeting Adjourned at 12:36 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD AUGUST 22, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	M. Keele Johnson Steve V. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler
Councilmember:	Don W. Palmer

Absent was:

Also present were: Stan Hurst, Tri-Hurst Construction; Gail Northern; Joyce Martin; Jeff Black; John Black; Phil Mueller; Lynn Lee; Craig Halls, City Attorney.

1. Prayer was offered by Councilmember Slavens.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held August 8, 1990 were approved with the following correction:  
Item #12 - Remove the name "Councilmember S. Palmer"
4. The City Council conducted a bid opening relative to CDBG monies being used for installation of curb and gutter.  
The City Engineer opened the following bids:

Tri-Hurst Construction	\$ 57,750
Robert Williams Inc.	50,000
Commander	78,500

Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember S. Palmer and unanimously carried that the low bid by Robert Williams, Inc. in the amount of \$50,000 be accepted upon a complete investigation of the apparent low bidder.

5. The City Administrator informed the Council that Darren Shumway requested permission to place a flag pole in the south park for an Eagle project.  
Following discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that Darren Shumway be allowed to place a flag pole at the south park upon receiving authorization from the City Administrator on his choice of pole and choice of location.

6. Mayor Shumway informed the Council that the City of Blanding has been chosen for the Special Olympics Regional City of 1990 and that Mike Halliday has been chosen for the Special Olympics Volunteer Worker of 1990. Mayor Shumway and Mr. Halliday will be attending the award ceremony in Salt Lake City on September 8, 1990.

7. The City Administrator suggested to the Council that they consider a resolution relative to employee travel reimbursement that will allow the City's rates to float with federal guidelines.  
The Council agreed that information should be obtained relative to the amount of travel reimbursement being paid by other local entities in the area.

8. The City Administrator informed the Council that a request by Mr. Ed Tano and Mr. Reagan Shumway has been received for a water connection into the line above the treatment plant.

Following discussion, the Council agreed that further information be obtained relative to the legality of a liability waiver and other possible avenues that may be taken.

9. Following discussion, motion for the adoption of the following resolution was made by Councilmember S. Palmer, seconded by

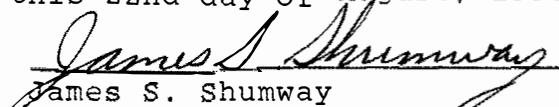
Councilmember Skinner and unanimously carried:

RESOLUTION NO. 1990-24

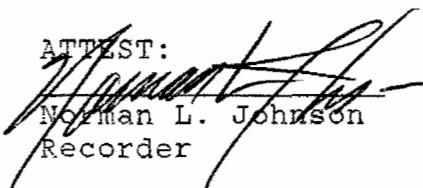
A RESOLUTION AUTHORIZING THE EXECUTION  
OF AN AGREEMENT FOR ENGINEERING SERVICES  
WITH JONES AND DEMILLE ENGINEERING

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign that certain agreement by and between the City of Blanding and Jones and DeMille Engineering for engineering services relative to the Blanding City Culinary Water Distribution Improvements; that a copy of said agreement be attached hereto, and made a part hereof, by reference.

PASSED, ADOPTED and APPROVED this 22nd day of August, 1990.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

10. Mr. John Black informed the Council that he and Mr. Mark Shumway walked through the tunnel this date. The tunnel has been cleaned out by city crews and is in good shape. Mr. Black recommends that the tunnel be left as is for now and if further problems arrive, then shut off the water and do a more thorough clean-up.

Mr. Black also suggested that the City put doors on the south end of the tunnel with slats on the bottom so that water may go through but that the air flow will be deminished in the winter and possibly stop some of the freezing problems that have occurred in the past.

Mr. Black also informed the Council that the water has been pumped for 90 days from Recapture Reservoir. The level at Starvation Reservoir has been 6530.5 for the past 10 days.

11. The City Engineer reported to and/or discussed with the Council the following items:

A. Water usage is matching the mountain water flow and the pumping of Recapture Reservoir.

B. Repair of the sewer problem in the Jim Hughes area begun Tuesday.

C. The pipeline construction is progressing and it is anticipated that tie-in to the treatment plant will be Thursday.

12. Mr. Lynn Lee requested that the City consider purchasing an outdoor illuminated changeable letter board so that community activities can be posted. Mr. Lee presented to the Council a picture of the proposed board.

Following discussion, motion was made by Councilmember Skinner, seconded by Councilmember Slavens and unanimously carried that authorization be given to purchase an outdoor illuminated changeable letter board with a personalized header panel and security door for the amount of \$3936.00; that it be purchased by the Utilities Enterprise as part of the street light system.

13. Mayor Shumway informed the Council that the Triathlon held the previous Saturday, August 18, had been very well organized and well received by those who participated.

The Mayor suggested that the City consider giving the Triathlon event some seed money to help it prosper and grow in the future.

14. The City Planner reported to and/or discussed with the Council the following items:

August 22, 1990 Cont'd.

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A. The highway project on the south end of town is progressing well and crews should be able to move to the east side of the highway for curb and gutter installation in about a week.

B. Horrocks Engineers are completing some surveying and then construction of the new sewer line on the south end of town will begin.

C. Obtained another bid for a sewer machine and received several letters of support for the Harben Model DTL 200.

The Council gave their advice and consent to order the Harben Model DTL 200.

D. The preliminary 1990 Census has been received. The number of homes shown is in good favor for Blanding but the number of residents is not. To get this number changed, letters of challenge must be written to the District, Regional and National Census Headquarters.

15. The City Administrator reported to and/or discussed with the Council the following items:

A. Need committment from those wishing to attend the ULCT convention.

B. Has turned the airport fuel problem over to San Juan County as they accepted the responsibility in the written agreement.

C. August 30 at 6:00 P.M. there will be a bid opening for the Blanding City Culinary Water Distribution Improvements. All who can should attend.

D. Request permission to attend the Utah Recorders Institute September 10-11.

Council gave their advice and consent.

E. Request permission for the Mayor to sign the Audit Engagement Letter by Phil B. Acton, CPA, PC.

Council gave their advice and consent.

F. Informed the Council that the San Juan County Health Board will attend the CIB meeting September 6 for further consideration of request for monies for a birthing center in Blanding.

G. Met with Mr. Roy Rasmussen of the Utah Local Governments Trust concerning employee medical insurance and felt there were some distinct possibilities for lower cost coverage.

16. Mayor Shumway recommended to the Council that they reconsider exempting comp time for the City Planner.

The Council agreed that the matter should be discussed in executive session later in the evening.

17. Mayor Shumway informed the Council that the County Commission feels that there is a need for an ad hoc committee to plan for a future solid waste disposal area in San Juan County.

Following discussion, Mayor Shumway appointed Mr. Bret Hosler to this committee as the City's representative.

18. Mayor Shumway reported to the Council that the Mayor/Council Seminar held in Monticello was very interesting and informative.

19. Mayor Shumway requested permission to release the following letter to the press and the citizens of Blanding:

August 22, 1990

Blanding City Citizens:

As the Blanding City Council and Mayor have gone about their various duties in the past few years, we have experienced a recurring feeling of appreciation toward those that have previously served our community. Several things have recently transpired that more strongly remind us of the tremendous efforts that were previously expended in behalf of each of us. At this time we desire to express our heartfelt gratitude to all those councilmembers, mayors, city administrators and staff that have accomplished so many things that we hope to build upon.

August 22, 1990 Cont'd.

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Knowing that we cannot name all previous accomplishments, we wish to refresh some memories of a few of them.

1. Our road widths, pavement, curb & gutter installation, etc. were properly planned with the vision of a larger community with increased needs.
2. Our waste water and sewer systems have been more than adequate in most situations, and are the envy of most cities our size.
3. Without the foresight of many past leaders our water problems in the past three years could have been insurmountable. With the combined efforts of the city, irrigation company and water conservancy district we have weathered a serious drought thus far. The Indian Creek tunnel, the reservoir system and some previously drilled wells have literally saved the life of this community.
4. As we look to other communities and their growing utility and monetary concerns we recognize the tremendous value of the city owned electric department that has served us so well for many years.

There is much still to do, but it is only because of the great efforts of past community servants that we can continue to grow and prosper. Once again we wish to thank our past leaders, and today's citizens that continue to support our efforts to build toward the future.

Sincerely,

Blanding City Council & Mayor

The Council gave their advice and consent.

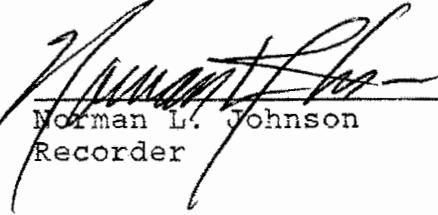
Councilmember D. Palmer arrived at this time.

9:15 P.M. Council retired to Executive Session.

11:16 P.M. Council returned to Regular Session.

20. Motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that the Blanding Fire Chief be given an increase in pay to \$275 retroactive to July 1, 1990; that appreciation be extended to the Fire Chief and his department for an excellent job.

Meeting adjourned at 11:20 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD AUGUST 30, 1990  
AT 6:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	M. Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner
City Administrator:	Norman L. Johnson
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler
Absent was: Councilmember:	James K. Slavens

Also present was: Daniel A. Fleming.

Mayor Shumway opened the bids for the Blanding Water Distribution System. There were six plan holders, however, only one bid was received.

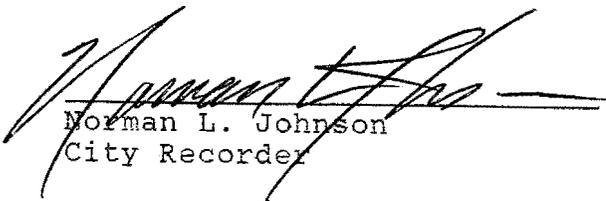
Interstate Rock Products  
765 West State  
Hurricane, Utah 84737  
Bid: \$563,405

The Engineers estimate of the project was \$498,205.

Following considerable discussion as to awarding the bid or re-bidding this spring, motion was made by Councilmember D. Palmer, seconded by Councilmember S. Palmer and unanimously carried that the bid of Interstate Rock Products in the amount of \$563,405 be accepted after review of the City Engineer, Jones and DeMille Engineering and with approval of the city attorney.

Councilmember K. Johnson arrived after the motion and vote was taken.

Meeting adjourned at 6:35 P.M.

  
Norman L. Johnson  
City Recorder

**SPECIAL**  
MINUTES OF A ~~REGULAR~~ MEETING OF THE  
BLANDING CITY COUNCIL  
HELD SEPTEMBER 10, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	M. Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Daniel A. Fleming; John Black; Phil Mueller; Tony Wojcik; Robert Hosler.

1. Prayer was offered by Councilmember Skinner.
2. The Pledge of Allegiance was recited.
3. Mayor Shumway suggested that the Regular Council Meeting to be held September 12, 1990 be cancelled.  
The Council agreed and gave their advice and consent.
4. Following a brief discussion, motion was made that the bid for the Blanding Water Culinary Distribution System in the amount of \$563,405 be awarded to Interstate Rock Products so that work can begin immediately.

5. Mayor Shumway requested that the Council consider rescinding action taken in a prior council meeting relative to comp time and that comp time be only exempted for the position of the City Administrator.

Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that comp time be exempted for the position of City Administrator effective July 1, 1990; that all other employees work comp time under the direction of their supervisors; that all employees either use or lose their comp time by June 30 of each year.

6. Mayor Shumway read the following memo:

TO: Blanding Mayor and City Council  
FROM: Norman L. Johnson, City Manager  
DATE: September 9, 1990  
RE: Blanding 4th Reservoir

As I will not be at the special council meeting on September 10, I would like to express an idea or suggestion concerning the 4th Reservoir.

Since draining, the 4th Reservoir has not shown a definite leak, I wonder if the water loss could best be controlled down stream rather than expend hundreds of thousands on a new basin liner of some type. If an agreement could be worked with Preston Nielson, a cement dike could be palced at the head of West Water Canyon and in dry years the water pumped, by diesel or electric, directly to the treatment plant with a temporary line. This project would cost only a few hundred dollars.

At the height of the drought, we may have lost 100gpm from the 4th and yet we spent thousands to get the same 100gpm out of the Johnson Creek Well and tributaries. This simple solution would allow the immediate refilling of the 4th, should we have a good run-off, and yet preserve the integrity of city owned water in dry years.

As we need to give our engineers, Jones and DeMille, some immediate direction on the 4th, I would also like to state my personal support for raising the 4th Reservoir dam now and diligently working on a

major new reservoir in Johnson Creek.

Following considerable discussion, motion was made by Councilmember Slavens and seconded by Councilmember D. Palmer that the cost of the following construction be obtained: covering the bottom of the 4th Reservoir with bentonite; raising the dam 10 feet; that Mr. Preston Nielson be contacted relative to a possible agreement for his use of any water leakage in the ditch as long as the City did not need to pump the water back into the system; that the City then request to be on the agenda of the CIB; that the CIB be approached with the above projects and request that the CIB allow monies already allotted to the City in the form of a loan be transferred to a grant; that an additional amount of \$50,000 be allowed so that the city can obtain preliminary engineering on a lower Johnson Creek Reservoir; that if the CIB will not allow the loan monies to be transferred to a grant, the raising of the dam and engineering for the Johnson Creek Reservoir be postponed for now and the City go ahead with covering the bottom of 4th Reservoir with bentonite.

Voting was as follows:

- |                     |                          |
|---------------------|--------------------------|
| Those voting "AYE": | Councilmember K. Johnson |
|                     | Councilmember D. Palmer  |
|                     | Councilmember S. Palmer  |
|                     | Councilmember J. Slavens |
| Those voting "NAY": | Councilmember G. Skinner |
| Those abstaining:   | None                     |

constituting all the members thereof, Mayor Shumway declared the motion carried.

7. Mayor Shumway informed the Council that Mr. Clair Goreman with Goreman & Associates of Midland, Texas will be in Blanding on September 21 at 1:00 P.M. for the purpose of discussing bringing natural gas into the city.

All Councilmembers are encouraged to be in attendance.

Following discussion, the council agreed that the City Administrator should obtain as much background information relative to Mr. Goreman before this meeting.

8. Councilmember D. Palmer informed the Council that Mr. Lynn Patterson is not interested in trading or selling any of his property at this time for the proposed golf course. Councilmember D. Palmer also informed the Council that Mr. Clyde Barton is ready to sell 70 acres at the cost of \$500 per acre.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Skinner that the Blanding City Utility Enterprise purchase the following described property at the cost of \$500 per acre from Mr. Clyde Barton:

The voting was as follows:

- |                     |                          |
|---------------------|--------------------------|
| Those voting "AYE": | Councilmember K. Johnson |
|                     | Councilmember D. Palmer  |
|                     | Councilmember G. Skinner |
|                     | Councilmember J. Slavens |
| Those voting "NAY": | Councilmember S. Palmer  |
| Those abstaining:   | None                     |

constituting all the members thereof, Mayor Shumway declared the motion carried.

9. Councilmember D. Palmer informed the Council that the property

September 10, 1990 Cont'd.

3

owners north of Blanding on Highway 191 have shown a positive attitude toward annexation.

Following discussion, the council agreed that as soon as summer rush slows down, that the staff should once again pursue annexation of property north of Blanding on Highway 191.

Meeting adjourned at 8:58 P.M.

*Karalee B. Austin*  
Karalee B. Austin  
Deputy Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD SEPTEMBER 18, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	M. Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: John Black; Phil B. Acton; Phil Mueller; LaRay Alexander; Homer Taylor; Robert Hosler.

1. Mayor Shumway read the following September 14, 1990 letter from Jones and DeMille Engineering concerning the 4th Reservoir:

September 14, 1990

Jim Slavens  
Blanding City  
50 West 100 South  
Blanding, UT 845511

RE: 4th Reservoir Repair and Site Visit Yesterday

Dear Jim:

This letter is a follow-up to our site investigation at the 4th Reservoir yesterday. We met at the City Offices at about 10:00 A.M.. Those at the meeting were Tristan DeMille, John Black, Jim Slavens, and Don Haley. Don is with Environmental Linings, in Cortez, Colorado. Don sells and installs PVC, Hypalon, and ply liners. Don agreed to come and look at the site and give me a cost estimate for a PVC liner, and to determine the feasibility of install the liner. In the meeting we discussed the use of PVC lines and local clay, of which John had brought a sample. John indicated that a local contractor had estimated \$5.50 a cubic yard for the clay installed. It was also pointed out that based on Phil's estimated seepage loss, the reservoir was loosing about 60-70 gallons per minute. At a repair cost of \$300,000.00 and assuming that the loss was decreased to about 10-20 gpm, the cost of the water saved, assuming a 3% loan, would be approximately \$350.00 per acre foot. I also explained that even after this kind of expenditure there could still be leakage.

In the meeting Jim asked me to furnish a cost estimate for raising the dam and for bottom repairs to present to the Impact Board.

At about 11:00 A.M., we visited the 4th Reservoir. The bottom of the reservoir was fairly dry and seemed stable. There was no apparent sink holes or depressions. A hole dug in the middle bottom with a shovel revealed about 8 inches of gray bentonite clay under about 2 inches of dark brown silt. Several holes indicated a good consistent layer of clay in the bottom. After looking at the bottom we walked around the edges. On the east side there were several sink holes that were still soft. A shovel hole in the sink holes revealed a highly organic material, water, and in some holes sandstone. There were also some depressions on the west side. Shovel holes on the west side revealed mostly red sand, ledge and some gravelly sand. The gravelly sand was near the dam just below a rocky pile of material. The conditions noted in these areas could cause considerable leakage.

Based on these findings, I make the following observations. It would appear that the reservoir bottom, if completely covered with clay, would not be leaking much water. The most probable locations of water loss are above the bottom, around the perimeter. In order to make a decision regarding a possible repair, and maintain

September 18, 1990 Cont'd.

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a record of condition for future city officials, I make the following recommendations:

1. I recommend that a video be made of the existing site conditions. Along with the video, a verbal narrative can be spoken during filming to point out what is being documented, such as the outlet in the bottom, sink holes, the old repair (which now can visibly be seen), etc.. If the reservoir bottom is altered in the repair process, that also should be videoed. This will preserve a history that may avoid the necessity of future reservoir draining.
2. Do some exploratory test holes to determine the extend of the clay liner, to investigate the sink holes, and to determine the probable locations of reservoir seepage. John indicated the City had a small tractor with a post hole digger or a small back hoe that might be used. A grid should be set up to map the test holes. The holes should be logged and measured and identified by location and number on the map. I would also recommend the same video be added to at this point along, with a narrative to show the tenes and clay material. This will be very helpful should questions arise again as to the type of material in the bottom of the reservoir.
3. After the holes are dug, a decision can be made by way of cost estimate, whether to attempt a lining and where to put it. It may be possible to do much of this work with city forces and a local trucking company placing native clay. Or the City may decide not to do anything.
4. I will contact Chen Northern to see if the dike can be raised with water in the reservoir if the City decides to start filling it again this fall.
5. Following the investigation, several scenarios can be developed with an associated cost with each. At this time the Council should be able to decide a course of action.

Along with the above recommendations and discussion, we discussed the possibility of the development of the lost water down below the reservoir and pumping it up to the treatment plant.

Jim, this is a summary of most of our discussion. If I have left out any pertinent parts of our meeting, please add those comments to this summary when presented to the Council and Mayor.

Thank you so kindly for your time and assistance with this project.

Sincerely yours,

JONES & DEMILLE ENGINEERING

Tristan DeMille

CC: 9007-061  
chronos

Councilmember Slavens stated he and John Black had dug and checked additional test holes and feel the clay (bentonite) can be placed by the City with John Black in charge of the project. The regular city crews have all they can do at the present. He felt maintaining water in the 4th and refilling the 3rd is important. Along with repairing the 4th, the 3rd should be finished.

Philip Palmer asked about raising of the 4th dam and then stated that even if raising the dam is an option, we could bid out the hauling of the bentonite to the 4th so as to begin repairs.

After considerable discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that the engineering firm of Jones and DeMille be authorized to do a feasibility study on raising the dam at the 4th Reservoir (as stated in last council meeting) and that John Black be authorized to complete a sample study of the complete basin at the 4th reservoir to determine the amount of bentonite that is needed and that staff was to then prepare a bid for transporting the material to the site. John Black is to make a complete video record of the proceedings for future reference.

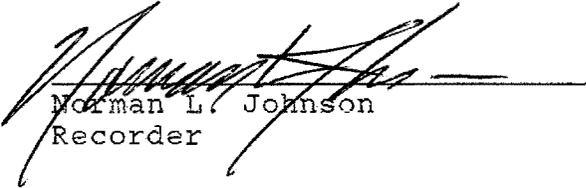
2. Discussion relating to the 3rd Reservoir and how to best complete that project. Direction was given to John Black to get with Mr. Jerry Holliday to look at the removing the dirt along the west bank and either hauling it to the 4th for cover material or placing it in the spillway area and bring a recommendation to council meeting on September 26. Care is to be taken not to jeopardize the integrity of the current dam.

3. The Council was informed by the city auditor, Phil Acton, as to the processes that are now necessary to transfer money from a Utility Enterprise Fund for use in another area of city general.

Following discussion relating to the transfer of funds from the Electric Utility to purchase land in an area which may be used as a golf course, the council directed the City Manager to do the following:

1. Advertise for at least 14 days a public hearing to be held October 10, 1990 at 7:05 P.M. relating to the transfer of funds;
2. Prepare and print on the October 1st Utility bills a notice to electric customers of the consideration of this transfer;
3. Prepare a budget adjustment for comment and public review pertaining to the funds needed to create a city Golf Enterprise Fund.

Meeting adjourned at 8:40 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD SEPTEMBER 26, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	M. Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Keith Ivins; Gordon Hawkins; John Black; Dr. Val Jones; Larry Putnam; Phil Mueller; Rayburn Jack; Joyce Martin; Pete Black; Kay R. Johnson; Dale Slade; Lynn Edward Elliott, AIA, PC., architect for birthing center; Ken Bailey; Donna Singer; Mike Bradford; Dee Street; Linda Harris; Robert Hosler; Noel H. Wellborn, RC&D Coordinator;

1. Prayer was offered by Councilmember Johnson.
2. The Pledge of Allegiance was recited.
3. Minutes of Special City Council Meeting held September 10, 1990 were approved.
4. Mr. Rayburn Jack informed the council that the San Juan Health District Board met with the CIB on September 6 and obtained a grant in the amount of \$320,000 for a birthing center.  
Mr. Jack requested that the City match \$50,000 towards the birthing center. The Council reminded Mr. Jack that the decision had been made to match all citizen donations and that donations are only \$15,000 at this time. Mr. Jack informed the Council that the Health District has spent \$10,000 on the preliminary plans and that they have \$25,000 to put towards the ambulance garage. With the \$15,000 donated by citizens, this totals \$50,000.  
After discussion of this, the Council agreed that they could only match the donations by citizens but that they will match any other citizen donations up to the total amount of \$50,000.  
Mr. Lynn Elliott, the architect for the birthing center, presented plans for the ambulance garage to the council. Comments were heard from medical personnel as to whether the ambulance garage should be at the fire station or north of the nursing home. Mr. Jack commented that the site north of the nursing home was definitely more desirable than the site at the fire station.  
Following much discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that the medical staff be allowed to choose the most desirable location for the ambulance garage; that if the north site is decided upon, the city give the use of the land to the San Juan Health District; that the city will match the \$15,000 donated to the birthing center; that the city will match another \$35,000 when collected from the community, county or some other entity.
5. Mr. Ken Bailey discussed with the council the zoning for the Moki Drive area. He was under the impression that it was zoned for trailer houses but the zoning map does not reflect this.  
The Council agreed that records for 1977 will be searched for any zoning changes that may have taken place.
6. Mr. Keith Ivins introduced to the council Mr. Noel Wellborn, director of the Resource Conservation & Development Council. Mr. Wellborn briefly explained the council's system and emphasized that the council's purpose is to help rural communities.  
Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried that the City of Blanding become a member of the Resource Conservation

Development Council at the cost of \$250 per year.

The Council requested that the City Planner recommend someone to be appointed to the RC&D Council.

7. Mr. Pete Black and Mr. Dale Slade, Recapture Metals, discussed with the council the possibility of the City joining with Recapture Metals in pursuing a power plant.

Following discussion, the Council gave their advice and consent for Mr. Black and Mr. Slade to pursue and obtain more information. Mr. Slade will work with the city administrator in pursuing possible grants.

Council took a 5 Minute Break

8. Motion was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried that the employee travel reimbursement for mileage be raised to \$.24 per mile when personal vehicles are used.

9. The City Administrator informed the Council that Mr. Elton Jones has requested a water hook-up at his residence on Reservoir Road.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried that the request be rejected at this time.

10. Motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember Johnson and unanimously carried:

RESOLUTION NO. 1990-25

A RESOLUTION ESTABLISHING THE CONSERVATION AND RENEWABLE ENERGY RESOURCES POSITION OF THE CITY OF BLANDING

BE IT RESOLVED: That the City Council, hereby establishes the policy contained herein which shall be the basic minimum guidelines for this City Electric Department in dealing with Energy Conservation by itself and its customers.

I. OBJECTIVE:

To establish policy concerning use of energy by the City and its citizens, particularly in regard to effectiveness, efficiency and conservation of energy. This objective is consistent with the City's responsibilities of a full-service utility and its prime concern for citizens needs.

II. POLICY:

A. To constantly examine its own use of energy. This includes, but is not limited to distribution engineering design and construction, lighting and building climate control.

B. To develop and carry out a systemwide program of Energy Management, including energy conservation, adequate home insulation, weatherization, efficient irrigation and other farm uses, business uses, and effective and efficient use of energy in the home. Alternate energy sources will be appropriately considered.

C. To develop and carry out an information program to promote understanding of energy management and what each consumer can do to meet energy needs most efficiently.

D. To develop and carry out an information and education

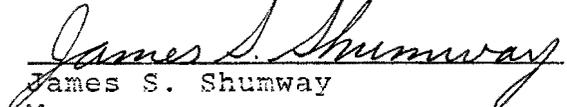
program with major groups involved in housing, including the building industry to assure understanding and coordination in methods of energy management.

E. Develop training as appropriate for all employees.

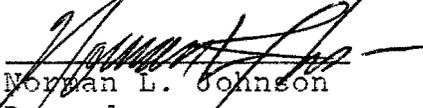
III. RESPONSIBILITY:

It shall be the responsibility of the Mayor to develop work plans and budget recommendations to carry out this policy and to develop appropriate control reports to assess results.

PASSED, ADOPTED and APPROVED this 12th day of September 1990.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

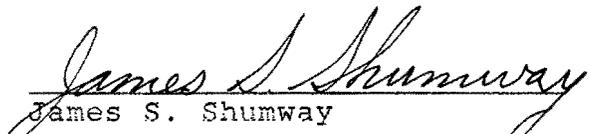
11. Motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried:

RESOLUTION NO. 1990-26

A RESOLUTION AUTHORIZING EXECUTION  
OF THE 1990-91  
HOME ENERGY ASSISTANCE CONTRACT

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to execute that certain contract by and between the City of Blanding, Utah and the Utah State Department of Social Services Office of Assistance Payments Administration Low Income Home Energy Assistance Program, wherein the electric energy charges to eligible household are paid for through such assistance program; that a copy of the said contract be attached hereto and made a part hereof by reference.

PASSED, ADOPTED and APPROVED this 26th day of September, 1990.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

12. Motion for adoption of the following resolution was made by Councilmember Johnson, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1990-27

A RESOLUTION AUTHORIZING THE EXECUTION  
OF AN AGREEMENT BY AND BETWEEN  
THE CITY OF BLANDING AND  
THE FEAGAN GATHERING COMPANY

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign the following agreement by and between the CITY OF BLANDING and the

September 26, 1990 Cont'd.

FEAGAN GATHERING COMPANY:

RE: Option Agreement-Feasibility Study  
Natural Gas Supply  
Blanding, Utah

Gentlemen:

Feagan Gathering Company (FGC) proposes the following terms and conditions with the City of Blanding, Utah (COB) regarding the referenced:

1. COB agrees to make available to FGC any data, ROW agreements, maps, legal documents, reports, and any other information which may assist in the proposed feasibility study.
2. COB agrees that this is an exclusive arrangement between COB and FGC and is not to be discussed, reviewed, or negotiated with any potential gas supplier, transporter, or marketer during the specified term.
3. FGC agrees to, on a best efforts basis, within the specified term, to utilize any and all resources available to effectively evaluate the area for an economical gas supply market, efficient, economical transportation of supply to COB, planning and installation of trunk lines, lateral lines, to end-users, both residential and commercial, and to research, negotiate, and present gas contracts which will be mutually beneficial to COB and FGC.
4. On or before the expiration date of the option term, FGC shall make available to COB a summary of it's findings and evaluations, either in a written report or an oral report, or both, so the project may proceed or be terminated, whichever is in the best interest of both parties.
5. Term of option shall be 90 days beginning October 1, 1990.

Yours very truly,  
FEAGAN GATHERING COMPANY

By \_\_\_\_\_  
Joe Feagan, President

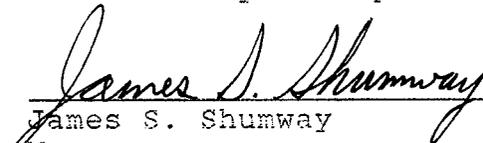
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AGREED AND ACCEPTED This  
26th day of September, 1990

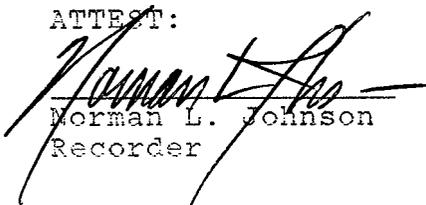
CITY OF BLANDING, UTAH

James S. Shumway

PASSED, ADOPTED and APPROVED this 26th day of September,  
1990.

  
\_\_\_\_\_  
James S. Shumway  
Mayor

ATTEST:

  
\_\_\_\_\_  
Norman L. Johnson  
Recorder

13. The City Engineer reported to and/or discussed with the Council the following items:

- A. Water useage is down.
- B. John Black reported that the water storage is down from 9/1/90 but has stayed the same since 9/15/90.
- C. The new recapture pipeline should be ready for use within a month.
- D. The CDBG project is making good progress. 7 out of the 17 blocks are completed.

14. The Water Specialist reported to and/or discussed with the Council the following items:

A. Recommended that bentonite be placed in the basin of the 4th Reservoir and then be filled with water as soon as excess is available. The bentonite has been checked by Holliday Construction and it is of very good quality and supply.

Recommended that the hauling be bid and the bidder be paid by the ton.

The Council agreed to pursue the project and that the bid for hauling of bentonite be advertised.

B. Recommended that a small amount of dirt be removed from the northeast side of the 3rd Reservoir and prepare the reservoir for water.

15. The City Planner reported to and/or discussed with the Council the following items:

- A. The Highway 191 project is progressing well.
- B. Aerial photos taken previously were foggy and re-takes will be received in about a month or six weeks. The Council recommended that when the re-takes were done that they also take photos of the 3rd and 4th Reservoir.

16. Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that a public hearing be held November 14, 1990 at 7:05 P.M. relative to the Zoning Ordinance.

17. The City Administrator reported to and/or discussed with the Council the following items:

- A. Will be attending the Joint Highway Committee Meeting on September 27 in Logan.
- B. American Televenture will be adding three additional channels to their system.
- C. Public Hearing will be held on October 9 relative to the creation of a Golf Enterprise Fund.
- D. The City in on the CIB agenda tentatively for November 1.
- E. A work session will be held relative to the electric rate analysis on November 14 at 6:00 P.M.

18. The City Manager asked for a council position relating to the removal of sales tax on food and stated that if it is passed by the voters, the City would loose \$35,449 according to calculations by the Tax Commission.

Motion was made by Councilmember Slavens, seconded by Councilmember S. Palmer and unanimously carried that the Council wishes to go on record as opposing the removal of sales tax on food.

19. Councilmember D. Palmer informed the Council that a request has been received from the elementary school for another crossing guard at the school for one hour a day.

The Council agreed that the City will pay for the equipment but that the school will have to provide the crossing guard.

20. Mayor Shumway showed the Council the drawings entered in the contest for the personalized header panel on the outdoor letter board. The Council agreed that they did not care for either of the entries.

21. Councilmember D. Palmer informed the Council that Clyde Barton wants a check by October 11 or he will not be interested in selling

September 26, 1990 Cont'd.

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his property south of town.

The Council agreed that a decision will be made at the special meeting to be held October 9.

22. Following discussion of the service received from CONTEL Telephone, the council agreed that a letter be written to the Public Utility Service stating that the City is dissatisfied with the service and the equipment being provided by CONTEL.

10:43 P.M. Council retired to Executive Session

11:12 P.M. Council returned to Regular Session

23. After discussion of a local offer to have the City purchase upper ditch water stock, the Council agreed that the purchase of any more water stock should be postponed at this time.

24. Motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that the City Administrator be paid for 70 hours of comp time acquired prior to the decision that the City Administrator should not accumulate comp time to be carried over from any month's end; that this be effective August 1, 1990.

Meeting Adjourned at 11:20 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD OCTOBER 9, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	M. Keele Johnson Don W. Palmer Steve V. Palmer James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler
Absent was: City Councilmember:	Glenn Skinner

Also present were: Joe B. Lyman; Dale Slade; David & LaDawn Lacy; Francis Lyman; Bill Redd; Jerry Holliday; Ferd Johnson; Tony Wojcik; Shanna Hurst; Bruce Royer; Dr. Ron Kirk; J. L. Thornton; Glenn Black; Robert Hosler; LaRay Alexander; Kline Black; Buddy & Lawana Black; Terry & Debbie Slade; Michael & Gail Northern; Phil Mueller; Phil B. Acton; Dan Barfuss; Dana Nielson; Patsy Shumway; Harold Lyman; Keith Ivins; Craig Halls; E. A. Black; Mike Redd; Calvin Blake; Dan Wheeler; Neldon Cochran; Morris Swenson; Pete Black.

1. Prayer was offered by Councilmember S. Palmer.

2. The Pledge of Allegiance was recited.

3. The City Council conducted a Public Hearing relative to transferring funds from the Electric Enterprise Fund to form a Golf Enterprise Fund.

Mayor Shumway reported that Kay R. Johnson could not be at the meeting but relayed that he is in favor of the golf course but does not feel that the monies should be paid out of the Electric Enterprise Fund.

Mayor Shumway read the following letter received from Northern Electric:

To the Blanding City Council:

We are writing this letter in support of building a golf course in our community.

Even though we are not golfers, we feel it would be a great asset in our community. Before we can have consistent growth, it is imperative that we have such incentives to bring people into and hold them in our community for a few more days, perhaps even to retire. It would also help make us the center for tourism in Southeast Utah.

Having participated in numerous baseball, basketball and bowling tournaments in other towns, we recognize the financial benefit that such recreational functions bring in.

Sincerely,

Clea S. Johnson  
Bruce D. Johnson  
David E. Johnson

The following citizens made comments and asked questions relative to the transfer of funds:

Buddy Black	Craig Halls
Lawana Black	Michael Northern
Shanna Hurst	Bret Hosler
Bill Redd	Debbie Slade
Terry Slade	LaRay Alexander
Patsy Shumway	Jerry Holliday

October 9, 1990 Cont'd.

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Tony Wojcik  
Bruce Royer

Joe B. Lyman  
Robert Hosler

Council took a 5 minute break.

4. Motion was made by Councilmember D. Palmer, seconded by Councilmember S. Palmer and unanimously carried that a Golf Course Enterprise Fund be created with \$70,000 from the Electric Enterprise Fund; that 70 acres of land be purchased for the golf course from Mr. Clyde Barton in the amount of \$35,000; that no funds be expended from this fund unless voted upon by the Council in a regular council meeting.

Councilmember D. Palmer commented that he wanted the citizens aware that he would not support anything that would be unsound for the City of Blanding.

5. Mr. Dale Slade informed the Council that Recapture Metals would like to join the City in a 1/3 (Recapture Metals) - 2/3 (City of Blanding) basis to build a power plant.

Following discussion, the Council gave their advice and consent for the city administrator to write a letter of support without a binding financial committment so that Recapture Metals can proceed to apply for \$250,000 in grant money toward the proposed project.

6. Mr. LaRay Alexander requested that the council consider donating to the completion of the Senior Citizen Center and donating all utility charges.

Following discussion, the Council agreed to hold a public hearing relative to donating funds to the completion of the Senior Citizen Center on November 14 at 7:35 P.M.

7. Mr. Keith Ivins related to the council the positive comments and feelings that Mr. Noel Wellborn felt after visiting Blanding and the previous City Council Meeting on 9/26/90.

8. The City Engineer informed the Council that very little has been done on the Recapture Pipeline the past week.

9. The City Engineer read the following letter to the Council:

October 4, 1990

Blanding City  
c/o Philip Palmer, City Engineer  
50 West 1st South  
Blanding, UT 84511

Re: Blanding City #3 and #4 and Camp Jackson

Gentlemen:

Field inspections of the above-referenced dams were completed on September 20, 1990, with the following in attendance:

Name	Representing
Jim Wells	Division of Water Rights/Dam Safety
Rick Wilde	Division of Water Rights/Price
Danny Fleming	Owner's Representative
Philip Palmer	Owner's Representative

Based on our visual observation of the dam(s) and appurtenant facilities, we have observed some items which need attention to insure the satisfactory long-term operation of the facilities:

BLANDING NO. 3 DAM

1. This office is still awaiting receipt of the soils tests requested in our letter of June 20, 1989. Bedke Engineers'

October 9, 1990 Cont'd.

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indicated in their report that they have the tests in their files.

2. The direct shear tests included as figures No. 3 No. 4 were conducted on foundation materials. Please submit the documentation requested in our letter of June 20, 1989, to substantiate that these tests are representative of the embankment materials.
3. Figure 5 of Bedke's geotechnical report indicates that the factor of safety against a slope failure in the north abutment seep area is less than one. This points out the need for careful re-examination of all of the study findings and may require seepage modeling of the embankment before the reservoir is allowed to fill to the level that intercepts the "very previous zone in the upper ten feet" of the embankment. Unless these questions are satisfactorily resolved by December 1, 1990, the storage level in the reservoir will be restricted.
4. At the time of the inspection there was no outfall channel for the spillway. It was indicated that a 4' diameter CMP will be installed to carry the spillway flows to the existing irrigation ditch.
5. A trashrack needs to be installed on the outlet intake to prevent debris from entering th pipeline.
6. Rodent burrows were evident at several points on the embankment. The rodents should be eradicated in the dam vicinity.
7. Vegetation on the dam will require spraying and removal to keep it from becoming problem.
8. Wave action has oversteepened portions of the upstream face. An erosion gully exists on the downstream face from the discharge of drilling water. These areas will eventually require regrading, placement of compacted fill material and erosion resistant material.

#### BLANDING DAM NO. 4

1. A visit was made to Blanding City Reservoir No. 4 while it was empty to observe the reservoir basin.
2. There appeared to be seepage losses from three areas in the basin. The most significant loss, in the basin bottom, appears to be less than 1 gpm based on John Black's percolation test. Additional losses appear to be taking place above the clay blanket 50 feet north of the right abutment and at the north of the basin where the channel inlets.
3. None of these "sinkholes" appear to pose a threat to the embankment due to their distance from it and the fact that no evidence of piping was observed.
4. We recommend that these areas be excavated. If fractured bedrock is encountered, it should be grouted and sealed with concrete, a filtering layer of sand and gravel placed and the excavation backfilled and compacted with clay material with a clay blanket being placed over the top of areas deemed susceptible to seepage. In addition, the groin areas and other clay blanket areas exposed to erosive water flows should be protected with erosion resistant material. Please notify this office three days in advance of initiating work.

The comments made in our inspection letter of June 20, 1988, still apply.

#### CAMP JACKSON DAM

October 9, 1990 Cont'd.

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1. No work has been done to correct the problems described in the July 18, 1988, inspection letter. Enclosed is a copy of that correspondence.
2. An additional problem observed was beaver activity and burrowing on the upstream slope which have undercut the crest and left the slope susceptible to wave action. These areas will need to be regarded and protected by riprap. The log debris brought into the basin will need to be removed regularly. The Division of Wildlife Resources should be contacted regarding removal of the beaver.
3. Please submit plans for repair work to this office, including a time table for construction work by December 1, 1990.

Your cooperation is appreciated. If further clarification or discussion of any of the above is needed, please feel free to contact Richard Hall or Mark Page of our Price area office.

Sincerely,

Robert L. Morgan, P.E.  
State Engineer

RIM:rbh:jw:cp

Enclosures(2)

cc: Mark Page, Price Area Engineer  
Bill Self, USFS  
Manti-LaSal National Forest

10. The Council agreed to continue pumping out of Recapture Reservoir until the next council meeting.

11. The City Planner informed the council that the highway project south of town is completed except for a small amount of sewer line yet to be installed. The Utah Department of Transportation has said that they will pave the highway the length of the curb south from Native American Pottery.

12. The City Administrator reported to and/or discussed with the Council the following items:

- A. Bid Opening for the hauling of bentonite will be October 17 at 5:00 P.M.
- B. Encouraged everyone to send in the CONTEL survey cards received in the mail.

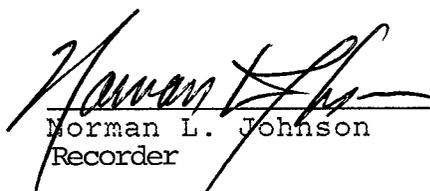
Council took a short break.

10:12 P.M. Retired to Executive Session

11:08 P.M. Returned to Regular Session

13. Councilmember S. Palmer informed the Council that he had received a letter from the Health District Chairman stating that they had asked the County for funds but were turned down excepting for a delay in the repayment of funds to them and hoped that the City would consider this as a match for the other \$35,000 the City had committed.

Meeting adjourned at 11:18 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A SPECIAL MEETING OF THE  
BLANDING CITY COUNCIL  
HELD OCTOBER 17, 1990  
AT 5:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	Don W. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler
Absent was: City Councilmember:	M. Keele Johnson Steve V. Palmer

Also present were: Tristen DeMille, Jones & DeMille Engineering;  
Lynn Lee; Phil Mueller; Joyce Martin.

1. Mayor Shumway opened the bids for equipment and hauling of bentonite for the Fourth Reservoir. Three bids were received. Holliday Construction was the low and only bidder on all items except a D6 cat from Willie Certonio.

Motion was made by Councilmember Slavens, seconded by Councilmember Skinner and unanimously carried that the bid be awarded to the apparent low bidder, Holliday Construction, pending a review by the City Manager, Councilmember Slavens and Mr. John Black.

2. Mr. Lynn Lee, Dean of San Juan Center, presented an artist rendition of the proposed master plan for the San Juan Campus and asked that Mayor Shumway attend a meeting on the 26th of October with the State Board of Regents in support of the plan.

The Council gave their advice and consent to Mayor Shumway to attend such meeting.

3. Councilmember Slavens suggested that since the Price of diesel fuel is up and we are nearing completion of the Recapture line, the City should consider discontinuing pumping of the emergency line.

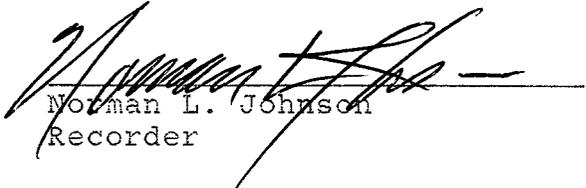
Tristen DeMille advised the Council that Interstate Rock will be placing the pump house next week and that they would be requesting more time on the contract. The Council will have to make a decision on this when the official request comes in.

Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that Mr. John Black and City staff are to discontinue the emergency line as soon as possible and to remove and store the pipeline and pumps for return to Bullens.

4. City Manager, Norman Johnson, requested permission for him and City Attorney, Craig Halls, to attend the fall City Attorney/Manager Workshop on November 2 in Park City.

Following discussion and review of the agenda, the Council gave their advice and consent for them to attend and to pay for the travel expenses.

Meeting adjourned at 5:57 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD OCTOBER 24, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	M. Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Tony Wojcik; Ken Chamberlain of Olsen, McIff & Chamberlain; John Black; Joyce Martin; Phil Mueller; Tristan DeMille; Jim Shearer; Tom Austin; Craig Halls; Russ Stevenson.

1. Prayer was offered by Councilmember D. Palmer.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Regular Meeting held 9/26/90; City Council Special Meeting held 10/09/90; and City Council Special Meeting held 10/17/90 were approved with the following corrections:  
Regular Meeting held 9/26/90:  
Item #4, paragraph #5, last phrase should read as follows:  
that the city will match another \$35,000 when collected from the community or county.  
Item #24 should read:  
Motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that the City Administrator be paid for 70 hours of comp time.
4. Mr. Tony Wojcik reported on the golf course project and gave information that he has gathered. He indicated that the next need is for aerial photos and a design and work package.
5. The City Administrator informed the Council that they were not on the CIB Agenda for November.  
The Mayor suggested that all projects in process be completed and that no new ones be started.  
The Council agreed with this suggestion and also that the City should be represented at the December CIB meeting to present a priority rearranging of the City's water projects.
6. Mr. Russ Stevenson, Human Services representative, and Chief of Police Tom Austin informed the Council that jail personnel have been instructed to refuse to accept certain individuals into the facility.  
The Council agreed to meet at 4:00 P.M. on November 14, 1990 in a work session to discuss the contract with the county relative to services at the jail.
7. Mr. Ken Chamberlain, Olsen, McIff & Chamberlain, presented to the Council a Definity Bond Resolution and Ordinance to be adopted.

Following discussion, motion for adoption of the following resolution was made by Councilmember S. Palmer, seconded by Councilmember Johnson and unanimously carried:

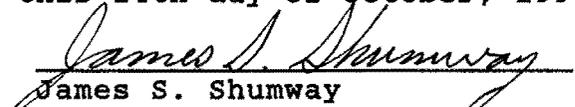
RESOLUTION NO. 1990-28

A RESOLUTION AUTHORIZING THE ISSUANCE ("AUTHORIZATION") OF NOT TO EXCEED \$400,000 PARITY AND SUBORDINATED REVENUE BONDS, SERIES 1990 A (THE "SERIES A BOND") AND NOT TO EXCEED \$628,000 PARITY AND SUBORDINATED WATER REVENUE BONDS, SERIES 1990 B (THE "SERIES B BOND") ("SERIES 'A' AND SERIES 'B' REFERRED TO COLLECTIVELY AS THE "BONDS") OF BLANDING, SAN JUAN COUNTY, STATE OF

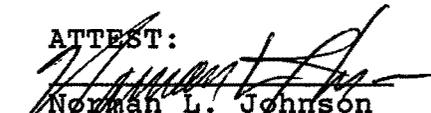
UTAH, (THE "ISSUER"); PROVIDING FOR PAYMENT OF SAID BONDS; THE AUTHORIZATION BEING A SUBSTANTIVE DECLARATION PROMULGATED PRIOR TO THE EXECUTION AND DELIVERY OF THE FINAL DEFINITIVE SERIES 1990 A BONDS AND SERIES 1990 B BONDS (HEREINAFTER SOMETIMES REFERRED TO AS "DEFINITIVE BONDS") WHICH BONDS SHALL BE FOR THE PURPOSE OF PROVIDING FUNDS TO FINANCE ALL OR PART OF THE COST OF ACQUIRING, CONSTRUCTING, IMPROVING AND EXTENDING THE CULINARY WATER SYSTEM, INCLUDING DRILLING AND DEVELOPMENT OF A WELL OR WELLS, DEVELOPMENT OF A SPRING OR SPRINGS, PROVIDING TRANSMISSION AND DISTRIBUTION LINES, TELEMETERING, MEASURING AND METERING, AND ESTABLISHING OTHER NECESSARY APPURTENANT FACILITIES (THE "PROJECT"); SAID PROJECT TO BE OWNED BY SAID ISSUER; PRESCRIBING THE FORMS AND OTHER DETAILS OF THE BONDS; FIXING THE MAXIMUM INTEREST RATE TO BE BORNE THEREBY; PROVIDING FOR THE COLLECTION AND DISPOSITION OF THE REVENUES OF THE PUBLIC UTILITY SYSTEM OF THE ISSUER OF WHICH THE PROJECT FORMS PART; PROVIDING FOR THE ISSUANCE OF THE BONDS; PROVIDING FOR THE PAYMENT OF THE BONDS; MAKING CERTAIN FINDINGS AND COVENANTS IN CONNECTION THEREWITH; PROVIDING FOR A SYSTEM OF REGISTRATION FOR THE BONDS; PROVIDING FOR THE FILING AND PUBLICATION OF A 'NOTICE OF BONDS TO BE ISSUED"; PROVIDING FOR THE RUNNING OF A CONTEST PERIOD; AND RELATED MATTERS.

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to execute that certain resolution authorizing the issuance of revenue bonds by the City of Blanding; that a copy of said resolution be attached hereto and made a part hereof by reference.

PASSED, ADOPTED and APPROVED this 24th day of October, 1990.

  
 \_\_\_\_\_  
 James S. Shumway  
 Mayor

ATTEST:

  
 \_\_\_\_\_  
 Norman L. Johnson  
 Recorder

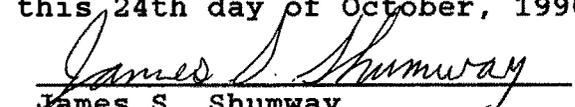
8. Motion for adoption of the following ordinance was made by Councilmember S. Palmer, seconded by Councilmember Skinner and unanimously carried:

ORDINANCE NO. 1990-3

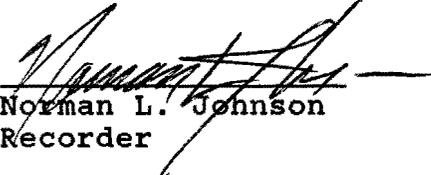
AN ORDINANCE ESTABLISHING AND REGULATING A CULINARY WATER DEPARTMENT; PROVIDING RULES AND REGULATIONS TO ADMINISTER AND PROTECT THE WATER SYSTEM, FIXING PENALTIES AND ALLOWING THE FIXING AND MODIFICATION OF RATES BY RESOLUTION; AND ESTABLISHING RATES UNTIL SO AMENDED.

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to execute that certain ordinance authorizing a culinary water department by the City of Blanding; that a copy of said ordinance be attached hereto and made a part hereof by reference.

PASSED, ADOPTED and APPROVED this 24th day of October, 1990.

  
 \_\_\_\_\_  
 James S. Shumway  
 Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

9. Mr. Tristan DeMille informed the Council that he needed the Mayor's signature on a right-of-way map and several easements.

The Council gave their advice and consent for the Mayor to sign said documents.

Council took a 5 minute break.

10. Following review of the proposed 1991 Street Program, motion was made by Councilmember Skinner, seconded by Councilmember Slavens and unanimously carried that the 1991 Street Program as submitted by staff be presented to the county for their review prior to the November deadline.

11. The Council discussed another request from the Health Care District to match \$35,000 received from the county through a deferred payment option.

The Council agreed that they will only match funds received from local public donations.

12. Councilmember Skinner informed the Council that Mr. William Certonio has requested that the city cut his sidewalk within his driveway area and allow him to lower it.

The Council agreed that Councilmember Skinner and the City Engineer should look at the problem and make a decision.

13. The City Engineer reported to and/or discussed with the Council the following items:

A. The T Center has completed their testing of the concrete in front of the Elk Ridge Restaurant and the results will be in the mail. It appears that there was not enough air in the concrete.

B. The CDBG curb and gutter project has been completed. A total of 7,490 feet of curb and gutter were installed.

14. The City Engineer informed the Council that Interstate Rock is working on the pump house and installation of the pump for the Recapture Pipeline project. Testing and flushing still have to be completed. Interstate Rock has requested a 30-day extension. The City Engineer recommended that the Council allow an extension without penalty.

Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember Skinner and unanimously carried that Interstate Rock be granted a 30-day extension on the Recapture Pipeline Project without penalty.

15. The Water Specialist reported to and/or discussed with the Council the following items:

A. The temporary pipeline project has been shut down and it will take approximately 30 days to take down and ship off the pipe.

B. Work is progressing on the 3rd Reservoir. We have received the spillway pipe, excavated the west side and placed bentonite around the north seepage.

C. Approximately 15,000 ton of bentonite have been hauled to the 4th Reservoir on the contract we awarded.

16. Mr. Tristan DeMille informed the Council of CIB requirements relative to repairs of the 4th Reservoir and the risk taken of repairing before presenting to the CIB and Safe Drinking Water. The Council must be made aware that some of the expended funds may not be recovered.

17. The City Planner reported to and/or discussed with the Council the following items:

A. Attended the RC&D meeting in Green River. The Committee adopted their by-laws and informed those present that they plan on

October 24, 1990 Cont'd.

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having a landscape architect on staff by the middle of December.

B. Met with a representative of the Census Bureau and because of the way they do their calculation, their numbers are correct.

C. Mr. Calvin Balch, First Security Bank, is very hopeful that an automatic teller machine will be installed in Blanding.

D. Stated that he personally appreciated the cooperation the City receives from the local news media.

E. The State will be working with the city on the curb and gutter project on the south end of main street in front of the Go-Fer Food Store and KamPark.

18. The Chief of Police report was presented to the Council.

19. The City Administrator reported to and/or discussed with the Council the following items:

A. Met with a ULGT representative relative to health insurance and it appears that there could be a good savings made and he will have a full report for next council meeting.

B. Requested permission to attend the CIB meeting on November 1 and meet with the ULGT representative relative to health insurance. Council gave their advice and consent.

C. Advised the Council that UP&L has agreed to a \$12,378.41 settlement for prior wheeling which has not been properly reported to the City.

D. A bill from Jones & DeMille Engineering and Phil B. Acton have been received relative to the Golf Course Enterprise Fund.

Council gave their advice and consent to pay the above bills.

E. The Monticello City Administrator has requested to rent the City's street sweeper.

Council gave their advice and consent.

F. Reminded Council of the Public Hearings to be held November 14.

G. Reminded Council of the Work Session to be held November 14 at 4:00 and 5:00 P.M.

H. Presented a draft of a letter to the State Utility Commission concerning CONTEL service.

Council gave their advice and consent to send said letter.

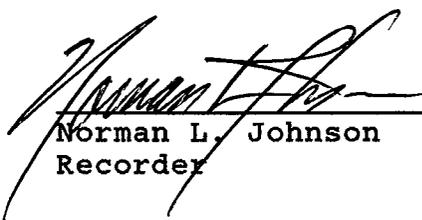
20. Mayor Shumway stated that he has received a letter from the State Auditor accepting the FY91 City Budget as being in compliance with the law.

21. Council reviewed the City Administrator's job description. The Mayor will have the City Attorney review it also for further clarification.

22. Councilmember Johnson informed the Council that he has been invited by the Governor to attend the Natural Resources and Multiple Use Conference and would like to attend as a representative of the City.

Council gave their advice and consent.

Meeting adjourned at 12:01 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD NOVEMBER 14, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	Don W. Palmer
	Steve V. Palmer
	Glenn Skinner
	James K. Slavens
City Administrator:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler
Absent was: City Councilmember:	Keele Johnson

Also present were: Benjamin Smith; Joseph Smith; Kay Walker; R. Lloyd Nielson; Sylvia Nielson; Dusty Boland; Susie Boland; Brannen Hoggard; F. John Black; Dick Einerson; John David Nielson; Anthony Bayles; Gregory Edwards; Russell Pincock; Julie Hawkins; Edwin Hawkins; Phil Mueller; Ida Bickford; Dolores Bayles; Ruby Bronson; June Morrell; Doris Alexander; Thelma Evans; Hortense Roberts; Ray Alexander; Emily Woodard; Sylvan Johnson; Lee Smith; Phil B. Acton.

1. Prayer was offered by Mayor Shumway.
  2. The Pledge of Allegiance was recited.
  3. Minutes of City Council Meeting held 10/24/90 were approved.
  4. A Public Hearing was held relative to regulating animals within the city limits; multiple family dwellings; and landscaping provision. Citizen comments were made by the following individuals relative to the animals ordinance:

Lloyd Nielson	John Black
Steve Palmer	Don Palmer
Bret Hosler	
  5. A Public Hearing was held relative to transferring electric funds to the senior citizen center. Citizens comments were made by the following individuals:

Ruby Bronson	Norman Johnson
LaRay Alexander	Steve Palmer
Dick Einerson	James Slavens
- The Council agreed that the City Administrator should meet with Rick Bailey to determine the financial needs of the Senior Citizen Center.
6. Following discussion, motion for adoption of the following addition to ORDINANCE NO. 1978-1 was made by Councilmember Slavens and seconded by Councilmember Skinner:

ORDINANCE NO. 1990-3

AN ADDITION TO  
ORDINANCE NO. 1978-1

SECTION 12-190

AN ORDINANCE REGULATING ANIMALS WITHIN THE CITY LIMITS

WHEREAS, the health, safety, and general welfare of the residents of Blanding require regulations governing the keeping of animals within the city limits; and

WHEREAS, the City of Blanding is desirous of improving its community image; and

WHEREAS, animals are a natural and longstanding aspect of the character of Blanding;

NOW, THEREFORE, LET IT BE ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLANDING, STATE OF UTAH:

Section 1. That horses for use of occupants of a residential Zone Lot and their guests may be kept so long as they constitute no nuisance or health hazard and provided that at least one-half acre of pasture area is available for each horse.

Section 2. That pets, such as dogs and cats, which are frequently kept within a dwelling, shall be permitted. Dogs off the premises at which they are housed shall be on a leash or under the control of a person. See Chapter 13-200 (Animal Control) of the Blanding City Ordinance book.

Section 3. That fowl which are contained within a building erected or modified for that purpose and which is no more than 200 square feet in size, and which fowl are not raised for commercial purposes, shall be permitted provided that they do not constitute a nuisance of noise or odor.

Section 4. That farm animals, such as cows, pigs, sheep, and goats shall not be permitted within the city limits. \*(SEE SECTION 7 BELOW)

Section 5. Animal use established prior to the adoption of this animal ordinance can be maintained as a nonconforming use under the following guidelines.

1. That animals are kept on the premises a minimum of 30 consecutive days each calendar year.
2. That established animal containment facilities be maintained so as not to distract from surrounding properties for any of the following reasons:
  - A. Appearance
  - B. Sound
  - C. Smell
  - D. Treatment of animals

When it has been established that one or both of the guidelines for maintaining a nonconforming animal use privilege has not been met, then the animal privilege for that property is lost and it shall comply to the requirements of the animal ordinance.

Section 6. That the conditions of all other applicable City ordinances shall be met before the harboring of any animal will be allowed as an accessory use.

Section 7. A temporary permit allowing 4-H participants to harbor farm animals for the necessary time to complete their project, subject to Section 6. This permit is available at the City Office.

TEMPORARY ANIMAL PERMIT

OWNERS NAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_

TYPE OF ANIMAL \_\_\_\_\_  
REQUESTED TIME PERIOD STARTS \_\_\_\_\_ ENDS \_\_\_\_\_

APPROVED \_\_\_\_\_  
NOT APPROVED \_\_\_\_\_

\_\_\_\_\_  
CITY PLANNER

COMMENTS:

Voting was as follows:  
Those voting "AYE":

- Councilmember D. Palmer
- Councilmember G. Skinner
- Councilmember J. Slavens

Those voting "NAY": Councilmember S. Palmer  
Those absent: Councilmember K. Johnson  
constituting all the members thereof, Mayor Shumway declared the motion carried.

7. Following discussion, motion for adoption of the following addition and amendment to ORDINANCE NO. 1978-1 respectively was made by Councilmember D. Palmer and seconded by Councilmember Skinner:

ORDINANCE NO. 1990-4

AN ADDITION TO  
ORDINANCE NO. 1978-1

LANDSCAPING PROVISION  
SECTION 12-180

In an effort to beautify and upgrade the general appearance and living environment within the City of Blanding, a landscaping plot plan is required as part of the information necessary for obtaining a building permit in all zones and or districts of the City. The intention of this provision is not to dictate type or style of landscaping but minimum allowable amounts of zone lot coverage for landscaping in all zoning districts.

R-1 SINGLE & TWO FAMILY DWELLINGS

At least seventy percent of the area contained within the required front and side yards shall be landscaped.

R-2 SINGLE & TWO FAMILY DWELLINGS AND MULTIPLE DWELLINGS

At least seventy percent of the area contained within the required front and side yards shall be landscaped.

Multiple family dwelling unit open space requirements are in addition to minimum landscape requirements for the R-2 zone.

MH - MOBILE HOME PARK

All area not required to meet off street parking, mobile home space and access requirements shall be landscaped, providing a minimum of 1000 sq. ft. of landscaping per unit space.

C - COMMERCIAL

A fifteen foot landscaping strip is required along all property boundaries adjoining City streets, smaller amounts of landscaping may be allowable in Blanding's historical business district <sup>due</sup> to: irregular shaped lots, lots having under 2000 sq. ft., and narrow frontages, based on a case by case review of plot plans by the City Planner. All property not required for off street parking, building space, or accessory uses shall be landscaped.

I - INDUSTRIAL

A fifteen foot landscaping strip is required along all property boundaries adjoining City street, except zone lots having under 2000 sq. ft. total area. All property not required for off street parking, building space, or accessory uses shall be landscaped.

Q - QUASI PUBLIC

All area within a zone lot not required for building, off street parking, and accessory uses shall be landscaped.

P - PUBLIC

All area within a zone lot not required for buildings, off street parking, and accessory uses shall be landscaped.

O - OPEN SPACE

Open space is to be kept neat and clean and managed in an organized manner.

LANDSCAPING MAINTENANCE

Required landscaping shall be maintained in a neat, clean, and orderly fashion. This is meant to include proper pruning, mowing lawns, weeding, removal of litter, fertilizing, replacement of dead plants and the regular watering of all plantings.

SECTION 12-200

DEFINITIONS:

Accessory Use: Including by way of example but not limited to the following:

- A. Trash recepticals
- B. Tennis Courts(s)
- C. Trampoline
- D. Hot Tub, Jacuzzi
- E. Swimming pool

Accessory Building: Including by way of example but not limited to the following:

- A. Tool shed
- B. Wood shed
- C. Pool house
- D. Gazebo
- E. Detached garage

ORDINANCE NO. 1990-5

R-2 RESIDENTIAL DISTRICT  
SECTION 12-132

SUB. B 3 MULTIPLE FAMILY DWELLINGS

AN AMENDMENT TO  
ORDINANCE NO. 1978-1

MINIMUM SQUARE FOOTAGE PER DWELLING UNIT

Seven hundred (700) square feet per unit\*

Multiple family dwellings in this ordinance are regarded as any complex containing three or more units. Complexes of this nature are required, as part of the plot plan, to include a designated play area(s) in the form of open space with landscaping, further amenities at the discretion of the developer such as (swings, slides, sand box, picnic tables, etc...). The number of these open space areas are to be determined by the number of units to be developed using the following scale.

No. of Dwellings Unit #	Open Space requirements
4-8	1
8-16	2
16-up	to be considered individually by City Planner or Building Official

All multiple family dwelling units must meet minimum standards in square footage per dwelling unit, off street parking requirements, landscaping, and open space requirements, on the same zone lot prior to receiving final plot plan approval.

\* Studio Apartments are allowable under the following conditions:

- 1. The unit shall have a living room of not less than 200 square feet of superficial floor area. An additional 100 square feet of superficial floor area shall be provided for each occupant of such unit in excess of two.
- 2. The unit shall be provided with a separate closet.
- 3. The unit shall be provided with a kitchen sink, cooking appliance and refrigeration facilities, each having a clear working space of not less than 30 inches in front. Light and ventilation conforming to this code shall be provided.
- 4. The unit shall be provided with a separate bathroom containing a water closet, lavatory and bathtub or shower.

All other requirements of the R-2 zone are required in any studio apartment development.

Voting was as follows:

Those voting "AYE":

Councilmember D. Palmer

Councilmember G. Skinner

Councilmember J. Slavens

Those voting "NAY":

Councilmember S. Palmer

Those absent:

Councilmember K. Johnson

constituting all the members thereof, Mayor Shumway declared the motion carried.

8. The City Administrator informed the Council that the final report has been received from T Center of the University of Utah relative to the concrete in front of the Elk Ridge Restaurant and that the problem is related to the fact that no air had been added to the concrete.

Following discussion, the Council agreed that the City Administrator should discuss the results with the Mr. Acton, owner of the Elk Ridge Restaurant, and return to the Council with a recommendation.

9. The City Administrator informed that a reply has been received to his letter to the Public Service Commission of Utah concerning CONTEL.

The Council agreed that the City Administrator should continue to write letters relative to the dissatisfaction of telephone service in the community.

10. Mr. Dick Einerson expressed concern to the Council relative to the lack of adequate water pressure at his home. The Council promised repair as soon as the water improvement projects were completed. Mr. Einerson expressed his appreciation.

11. Mr. Lloyd Nielson explained to the Council that he had received a letter from the Chief of Police ordering him to remove his kennel operation from the city limits. He inquired as to what needed to be done to allow him to bring his dogs back into the city.

Following discussion, the City Administrator agreed to look into what recourse is available to Mr. Nielson and will get back with him.

12. Motion for adoption of the following resolution was made by Councilmember D. Palmer, seconded by Councilmember Slavens and unanimously carried:

RESOLUTION NO. 1990-29

A RESOLUTION AUTHORIZING A  
INTERLOCAL COOPERATIVE AGREEMENT  
BY AND BETWEEN THE  
CITY OF BLANDING AND SAN JUAN COUNTY

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign that certain INTERLOCAL COOPERATIVE AGREEMENT by and between the City of

November 14, 1990 Cont'd.

Blanding and San Juan County relative to jail use and service; that a copy of said agreement be attached hereto and made a part hereof.

PASSED, ADOPTED and APPROVED this 14th day of November, 1990.

*James S. Shumway*  
James S. Shumway

ATTEST:

*Norman L. Johnson*  
Norman L. Johnson  
Recorder

13. The City Administrator informed the Council that he had visited with representatives of the Utah Local Government Insurance Trust relative to health insurance. It is very apparent that better insurance for the employee and a better price for the city can be obtained. The Council agreed that the administrator should pursue the matter and obtain specific costs and benefits.

14. Motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1990-30

A RESOLUTION AUTHORIZING THE  
FIRST AMENDMENT TO AMENDED AND  
RESTATED AGREEMENT FOR JOINT AND  
COOPERATIVE ACTION BY AND BETWEEN  
THE CITY OF BLANDING AND UAMPS

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign that certain FIRST AMENDMENT TO AMENDED AND RESTATED AGREEMENT FOR JOINT AND COOPERATIVE ACTION by and between the City of Blanding and Utah Association of Municipal Power System; that a copy of said agreement be attached hereto and made a part hereof.

PASSED, ADOPTED and APPROVED this 14th day of November, 1990.

*James S. Shumway*  
James S. Shumway

ATTEST:

*Norman L. Johnson*  
Norman L. Johnson  
Recorder

15. Mr. John Black reported on the progress of repair to 3rd and 4th Reservoirs.

16. The City Administrator presented the bills for repair at the 3rd and 4th Reservoir and the culinary water project to the Council.

Following discussion, motion was made by Councilmember S. Palmer, seconded by Councilmember D. Palmer and unanimously carried that the following bills paid:

<u>VENDOR</u>	<u>3RD</u>	<u>4TH</u>	<u>CULINARY</u>
N. P. BLACK	\$ 5,160.00		
SMITH PLUMBING		\$ 1,200.00	
ALMA M. PALMER		455.00	
LBP TRUCKING	9,000.00		
JERRY HOLLIDAY CONSTRUCTION		90,785.99	
INTERSTATE ROCK			\$226,833.93

November 14, 1990 Cont'd.

7

17. The City Planner requested permission to attend the Project 2000 Rural Economic Development meeting in Provo on 11/19/90.

Council gave their advice and consent.

18. The City Auditor presented the audit to the council for review. Following review of the audit, motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens and unanimously carried that the FY90 audit be accepted.

19. The City Administrator reported to and/or discussed with the Council the following items:

A. The City is on the CIB Agenda for December 6.

B. Has received a letter from Feagan Gathering requesting to be on the December 12 agenda.

C. Mr. Rick Bailey, San Juan County Administrative Assistant, has committed a matching fund of \$5,000 towards a project at Recapture Reservoir if the city is interested.

The Council gave their advice and consent to pursue a local committee.

D. Requested permission to attend a Policies and Procedures Seminar for cities in Moab 11/19.

The Council gave their advice and consent.

E. The County has started working on street repairs for those streets with new curb and gutter installation.

F. The FAA has uncommitted monies available for purchase of property for airports.

The Council gave their advice and consent to pursue the purchase of lands needed for a planned airport expansion.

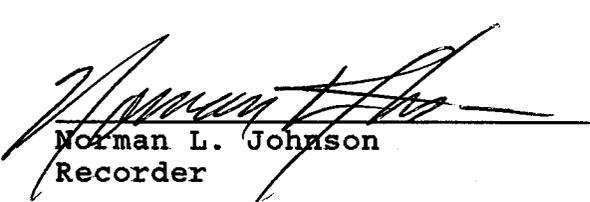
G. A letter has been received from the Environmental Health Division relative to the City of Blanding Dump. It is imperative that a representative attend their meeting on November 28 at 1:30 P.M. in Salt Lake City.

The Council agreed that the City Administrator and possibly the Mayor should attend such meeting.

20. Mayor Shumway discussed with the Council the use of empty office space within the City Office building. The Council agreed that the old east police office be used for office supplies and file storage, the old west police office be used for office supplies and file storage, that the west office be used for the Mayor and Council, and that a room upstairs be occupied by the Power Board.

21. Council directed the administrator to put pressure on the County to fix the fuel tank problem at the airport before the City gets into serious trouble.

Meeting Adjourned at 11:40 P.M.

  
Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD NOVEMBER 28, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
Deputy Recorder:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: Cleal Bradford; Lynn Lee; John Black; Danny Fleming; Phil Mueller; Joyce Martin; Craig Halls Arlan Henderson.

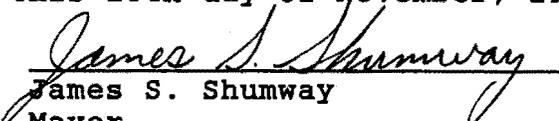
1. Prayer was offered by Councilmember Slavens.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Slavens, seconded by Councilmember Skinner and unanimously carried that adoption of the minutes be postponed until the next meeting.
4. Mayor Shumway informed the Council that a letter has been received from American Televenture informing the City that a rate increase of 5% will be effective January 1, 1991.  
The Council agreed that the City Administrator should check the rates in other communities and compare the costs. The Council would also like for the Administrator to bring the franchise agreement to the next meeting for review.
5. Mr. Cleal Bradford presented to the Council the proposed Master Plan for the College of Eastern Utah San Juan Campus.  
Mr. Bradford informed the Council that the college will at a future date come to the Council requesting that 700 West Street between 100 South and 250 South Streets be closed.
6. Councilmember Johnson discussed with the Council the possibility of proposing a Recreation Service District.  
Following discussion, the Council agreed that Councilmember Johnson and Slavens should obtain more information relative to the procedure and possibility of a Recreation Service District.
7. Motion for adoption of the following resolution was made by Councilmember S. Palmer, seconded by Councilmember D. Palmer and unanimously carried:

RESOLUTION NO. 1990-31

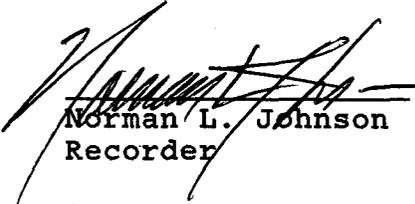
A RESOLUTION AUTHORIZING A  
FIRE PROTECTION AGREEMENT  
BY AND BETWEEN THE CITY OF BLANDING  
AND SAN JUAN COUNTY

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to sign that certain Fire Protection Agreement by and between the City of Blanding and San Juan County; that a copy of said agreement be attached hereto and made a part hereof.

PASSED, ADOPTED and APPROVED this 28th day of November, 1990.

  
James S. Shumway  
Mayor

ATTEST:



Norman L. Johnson  
Recorder

8. The Council reviewed the proposed Road Agreement by and between the City of Blanding and San Juan County. It was agreed that further consideration should be given to the agreement by Councilmember Skinner and the City Administrator.

9. The City Engineer informed the Council that Interstate Rock Products, contractor for water projects, has requested a winter shut-down.

Following discussion, the Council agreed that Mayor Shumway, Councilmember S. Palmer, Councilmember Slavens, Jamie Laws and the City Administrator should meet with the inspector of the project on Thursday at 4:00 P.M. to discuss the possibility of a winter shut-down.

10. The City Engineer requested that the Council agree to pay Mr. Jim Hughes \$25.00 for cleaning supplies relative to a sewer backup in his basement.

Following discussion, the Council agreed to pay the \$25.00 and to put Mr. Hughes on a quarterly sewer maintenance program.

The Council also requested that the City Engineer write a letter to Mr. Hughes and all other involved neighbors suggesting that they consider installation of a backflow unit in their homes to help prevent other sewer backup problems.

11. The City Engineer reported that he had the names of two appraisors pertaining to the airport land. They are Boyd Helquist and Maggie Love.

The Council authorized the engineer to proceed with the plan and try to get it settled before Mr. Lyman leaves on a LDS Mission.

12. Mr. John Black informed the Council that hauling of bentonite will continue tomorrow and that progress at the 4th Reservoir is progressing well. He also inform the Council that the County has indicated that they will upgrade the road around the 4th Reservoir and maintain it.

The Council agreed that if the County would like to upgrade the road and maintain it with no cost to the City that they would give their advice and consent to do so.

Mr. Black also informed the Council that the temporary water line has been dismantled and returned to Bullens, Inc.

13. The City Planner reported that he attended the Project 2000 meeting and that it was very informative. He also informed the Council that if they wish to obtain Economic Development in the community, they are going to have make some hard decisions.

14. The Deputy Recorder informed the Council that the City Administrator had called from Salt Lake City and reported that no variance has been granted for the landfill and that the City has 60 days in which to comply with state regulations. The Administrator will have further information when he returns.

15. Mayor Shumway reminded the Council that Feagan Gathering will meet with the Council December 7 at 11:30 P.M. relative to a natural gas proposal.

16. Mayor Shumway reported that Blue Mountain Dine has requested permission to place a sign on Main Street.

The City Planner informed the Council that they will need a permit by the City and comply with any state regulations.

The Mayor will contact Blue Mountain Dine with this information.

17. Councilmember S. Palmer recommended that the Council consider forming an Economic Development Committee with a five-member board.

November 28, 1990 Cont'd.

3

The Council agreed to study the idea and further discuss it at the next meeting.

18. Councilmember Johnson discussed with the Council the possibility of cloud seeding. The Council agreed that this should be considered and that the County and the Water Conservancy District should be contacted and requested to participate.

19. Councilmember Johnson informed the Council that the City of Blanding no longer has a representative on the S.E.U.A.O.G.

Following discussion, the Council agreed that the City Administrator should write a letter to the S.E.U.A.O.G. with complaint that the City does not have a representative and that Monticello has two.

20. Mr. Arlan Henderson requested that the Council consider selling approximately 2 acres of land east of town on which he would like to build a home. The Council agreed to consider it.

21. Mr. Cleal Bradford gave the Council a brief update relative to the Trail of the Ancients.

Meeting adjourned at 10:07 P.M.

Karalee B. Austin  
Karalee B. Austin  
Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD DECEMBER 12, 1990  
AT 7:00 O'CLOCK P.M. IN THE CITY HALL

Present were: Mayor James S. Shumway:

City Councilmembers:	Keele Johnson Don W. Palmer Steve V. Palmer Glenn Skinner James K. Slavens
City Manager:	Norman L. Johnson
City Treasurer:	Karalee B. Austin
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler

Also present were: John Black; Phil Mueller; Cleal Bradford; Lynn Lee; Joyce Martin; Carl Hunt; Jeffrey Rogers; Neldon Holt; Craig Halls; Mr. & Mrs. Scot Christensen; Robert Hosler.

1. Prayer was offered by Councilmember Johnson.
2. The Pledge of Allegiance was recited.
3. Minutes of City Council Meeting held November 14, 1990 and November 28, 1990 were approved.

4. Mr. Carl Hunt informed the Council that the FAA had been contacted relative to flying radio controlled airplanes at the Blanding Municipal Airport. After showing the FAA the club's regulations and discussing the issue with them, a letter of approval was received.

Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that permission be granted to the Radio Controlled Airplane Association to fly radio controlled airplanes at the Blanding Municipal Airport within the guidelines set by the FAA.

5. Mr. Lynn Lee and Mr. Cleal Bradford requested that the City Council consider allowing the college to apply for grant monies from the CIB through the City.

Following discussion, motion was made by Councilmember S. Palmer, and seconded by Councilmember Skinner that the College of Eastern Utah/San Juan Campus be allowed to go through the City to apply to the Community Impact Board for monies to purchase additional property; that the master plan presented at the 11/28/90 meeting be accepted.

Voting was as follow:

Those voting "AYE":	Councilmember D. Palmer Councilmember S. Palmer Councilmember G. Skinner Councilmember J. Slavens
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Those voting "NAY":	None
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Those abstaining:	Councilmember K. Johnson
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constituting all the members thereof, Mayor Shumway declared the motion carried.

6. Mayor Shumway recommended to the Council that they consider keeping some of the City's monies in local bank deposits instead of with the Utah State Treasury.

Following discussion, the Council gave their advice and consent.

7. The City Manager informed the Council that Lester Lansing's term as the City's Transportation District Representative will expire in 2 years.

The Council requested that the City Manager inquire of Mr. Lansing his desires relative to reappointment remaining on the District Board.

8. Following review of the invoices relative to the construction at 3rd & 4th Reservoirs, motion was made by Councilmember S. Palmer, seconded by Councilmember Slavens that the invoices be paid as soon

as the monies are available.

9. Mayor Shumway informed the Council that a meeting was held 12/7/90 with Fegan Gathering relative to a natural gas proposal. They have requested that the City grant them a 90-day franchise allowing them to complete a study to see if the citizens of Blanding will support bringing natural gas into the city.

City Manager Norman Johnson informed the Council that Utah Gas seemed to also have an interest in the project. Following discussion, motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that the 90-day franchise be granted excepting Fegan Gathering is to see what possibility exist with Utah Gas and that Craig Halls review the letter off acceptance to Fegan Gathering.

10. Several Councilmembers went through the Senior Citizen Center and felt that it was a very nice facility. Councilmember Slavens recommended to the Council that the City consider budgeting a financial contribution in the FY92 budget for an addition of a pool room.

Following discussion, the Council gave their advice and consent.

11. Concerning the concrete problem at the Elk Ridge Restaurant, the City Manager recommended that the City remove the damaged concrete; that Tri-Hurst re-form and finish new concrete; and that Holliday Construction supply new concrete.

Following discussion, the Council gave their advice and consent for the City Manager to approach Tri-Hurst and Holliday Construction with the above recommendation and proceed if all concerned parties agree and if agreement is not reached it should be brought back to the council.

12. Motion was made by Councilmember Johnson, seconded by Councilmember Slavens and unanimously carried that Mr. Kay R. Johnson be appointed as the City's representative to the Utah Association of Municipal Power System.

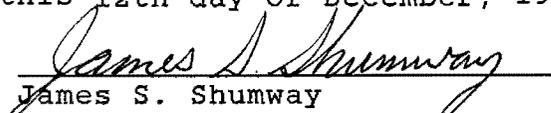
13. Motion for adoption of the following resolution and authorization for the Mayor to sign any other documents relative to the completion of the water bonds was made by Councilmember Johnson, seconded by Councilmember S. Palmer:

RESOLUTION NO. 1990-BR-2

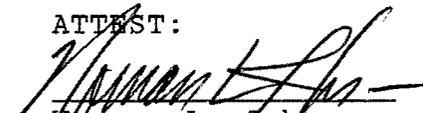
A RESOLUTION AUTHORIZING  
ISSUANCE OF REVENUE BONDS

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to issue \$400,000.00 in Parity and Subordinated Joint Electric, Water and Sewer Revenue Bonds, Series 1990 A and \$628,000 in Parity and Subordinated Joint Electric, Water and Sewer Revenue Bonds, Series 1990 B, of the City of Blanding, San Juan County, Utah.

PASSED, ADOPTED and APPROVED this 12th day of December, 1990.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

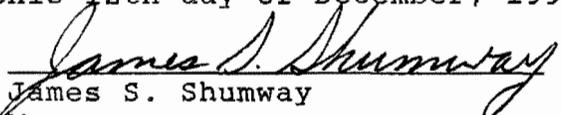
14. Motion for adoption of the following ordinance was made by Councilmember Johnson, seconded by Councilmember S. Palmer and unanimously carried:

ORDINANCE NO. 1990-6

AN ORDINANCE ESTABLISHING AND REGULATING A  
CULINARY WATER DEPARTMENT; PROVIDING RULES  
AND REGULATIONS TO ADMINISTER AND PROTECT THE  
WATER SYSTEM, FIXING PENALTIES AND ALLOWING  
THE FIXING AND MODIFICATION OF RATES BY  
RESOLUTION; AND ESTABLISHING RATES UNTIL SO  
AMENDED; AMENDING, REPEALING AND RESERVING  
VARIOUS PROVISIONS OF CHAPTER 14, REVISED  
ORDINANCES OF THE CITY OF BLANDING

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the Mayor be, and he is hereby, authorized to execute that certain ordinance authorizing a restatement and revision of ORDINANCE NO. 1990-3 adopted by the City Council of the City of Blanding on October 24, 1990 relative to a culinary water department by the City of Blanding; that a copy of said ordinance be attached hereto and made a part hereof by reference.

PASSED, ADOPTED and APPROVED this 12th day of December, 1990.

  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

15. With advice and consent of the Council, the Mayor appointed Mr. Bret Hosler as the Deputy City Treasurer so he can go to Richfield on December 21 to sign the necessary closing documents on the water bonds.

16. The City Engineer reported to and/or discussed with the Council the following items:

A. The Recapture Pipe Line pump has been started and is working well.

B. All but three lines of the new culinary water line have been tested.

C. To remain a certified water treatment plant and sewer lagoon licensed operator, must complete several requirements. On January 9, there will be a RWA meeting that must be attended by the council and the city engineer must give a presentation to the council relative to cross-connections.

The Council gave their advice and consent to comply with these requirements.

D. Met with Doug Bedke who has moved to the Salt Lake City area and felt that some progress was made in having him complete the various city projects which were contracted to him.

E. Have received the following costs for appraisals of property purchase for the Blanding Municipal Airport:

Blaine Hale	\$3,000
Maggie Love	5,500

The Council gave their advice and consent for the City Engineer to contact Mr. Blaine Hale to obtain an appraisal on property to be purchased for the Blanding Municipal Airport.

17. Mr. John Black reported to the Council that all construction at the 3rd & 4th Reservoir is completed with the exception of the spillway culvert at the 3rd Reservoir.

18. The City Planner presented the Council with colored maps representing the projected service area of Blanding and the annual visitation to the regional area. These maps will be included in all economic development packets that are sent to prospective businesses.

December 12, 1990 Cont'd.

4

He also informed the Council that Certified Ford will be opening a business in Blanding on Saturday, December 15, 1990.

19. The City Manager reported to and/or discussed with the Council the following items:

A. The water revenue bond closing will be Friday, December 21, 1990 in Richfield at 11:00 a.m.

B. There will be a Risk Management Seminar in Salt Lake City December 18-20. The Council agreed not to attend this one.

C. The Christmas Social will be held December 26 at the Elk Ridge Restaurant at 6:00 p.m.

D. There will be an Animal Control Association meeting on January 24-26. The Chief of Police and the City Manager recommend that the City send David Homedew.

The Council gave their advice and consent.

E. Recommended the Council authorize the judge to add jail fees to all court fines.

The Council gave their advice and consent.

F. Aloa Stevens of CONTEL has informed the City that the microwave hardware for Blanding up-grade is budgeted for 1991 and the complete switch gear for 1993.

The Council asked the City Manager to request this information in writing.

G. The engine on the old backhoe blew up and it has been repaired by the shop supervisor at a considerable savings to the City.

20. Mayor Shumway reported to the Council that the CIB approved the City's rearranged water project priority list and granted the City permission to do work on the 4th Reservoir and Johnson Creek Dam. A meeting was also held with Governor Banganter and the City was given a promise that the dump problem would not be used as "Exemplary Measures" to the rest of the state and that the state would work with the City in resolving the problem.

21. Mayor Shumway requested that the City consider promoting an "Adopt-A-Block" program so as to help clean-up and beautify the downtown and main street areas.

22. Mayor Shumway inquired as to the progress of the proposed Recreation Service District.

Councilmember Johnson and Councilmember Slavens will meet with Commissioner Redd and discuss the possibility of promoting the Recreation Service District but as yet had nothing firm to report.

23. Councilmember S. Palmer recommended to the Council that an Economic Development Committee be appointed.

Following discussion, motion was made by Councilmember Johnson, seconded by Councilmember S. Palmer and unanimously carried that the Mayor appoint an Economic Development Committee; that expenditures be allowed upon approval by the Council from the money set aside for the Chamber of Commerce.

24. Mayor Shumway appointed the following persons to an Economic Development Committee upon their acceptance to the position; that they bring back two more names to the Council for appointment to the committee:

Cleal Bradford

Bret Hosler

Steve Palmer

Council gave their advice and consent.

25. Councilmember Johnson informed the Council that someone has already done some cloud seeding in the area but is not sure who it is. The Council agreed that the City should pursue the matter and be involved in continuing to do cloud seeding.

26. Councilmember D. Palmer informed the Council that Mr. Richard

December 12, 1990 Cont'd.

5

Perkins had proposed a land exchange with the city but that he and the City Manager did not feel that it was equitable for the City.

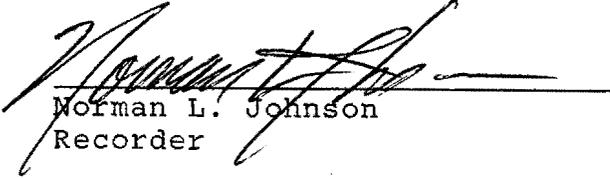
Requested permission to pursue negotiations for land purchase with Willard Guymon.

Council gave their advice and consent.

10:35 P.M. Retired to Executive Session.

11:13 P.M. Returned to Regular Session.

Meeting Adjourned at 11:13 P.M.



Norman L. Johnson  
Recorder

MINUTES OF A REGULAR MEETING OF THE  
BLANDING CITY COUNCIL  
HELD DECEMBER 26, 1990  
AT 6:00 O'CLOCK P.M. AT THE ELK RIDGE RESTAURANT

Present were: Mayor James S. Shumway:

City Councilmembers:	Keele Johnson Don W. Palmer Glenn Skinner James K. Slavens
City Manager:	Norman L. Johnson
City Engineer:	Philip L. Palmer
City Planner:	Bret Hosler
Absent was: City Councilmember:	Steve V. Palmer

Also present were: John Black; Mr. & Mrs. Daniel Fleming; Mr. & Mrs. Drake Jones; Mr. & Mrs. Michael Northern; Mr. & Mrs. David Homedew; Mr. & Mrs. Jeff Black; Pam Hosler; Mr. & Mrs. Jerald Bradford; Mr. & Mrs. James Brandt; Mr. & Mrs. Michael Bradford; Mr. & Mrs. Michael Dayzie; Mr. & Mrs. Mitchell Dayzie; Mr. & Mrs. Danny Flannery; Mr. & Mrs. Mike Halliday; Ruth Johnson; Mr. & Mrs. Jay McDaniel; Lawana Palmer; Mr. & Mrs. Bevan Wright; Mr. & Mrs. Willie Begaye; Mr. & Mrs. Craig Halls; Mr. & Mrs. Phil Acton; Lynette Johnson; Patricia Palmer; Lynda Shumway; Betty Skinner; Karen Slavens.

1. At 6:10 P.M. Mayor Shumway gave a welcome and thanked all for attending and for a year of great success within the City.
2. Prayer was offered by City Engineer Philip Palmer.
3. Mayor Shumway invited all to enjoy the meal.
4. At 7:27 P.M. Mayor Shumway opened the meeting for Council business.

5. Councilmember D. Palmer informed the Council that Mr. Willard Guymon of Salt Lake City has agreed to sell 12.99 acres of land near the sewer lagoons for \$800.00 per acre. If the land is purchased it will be from the Golf Course Enterprise Fund.

Following discussion, motion was made by Councilmember D. Palmer, seconded by Councilmember Johnson and unanimously carried that the land be purchased as soon as possible.

6. Mayor Shumway informed the Council that the City Manager Norman Johnson will be attending a conference on municipal finance on January 11 at BYU sponsored by the UMCA which he is a member of the Board of Directors.

7. Mayor Shumway advised the Council that the City had received a response from the State Division Dam Safety office concerning the 3rd Reservoir and would be discussed at the next council meeting.

8. Following discussion, motion for adoption of the following resolution was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried:

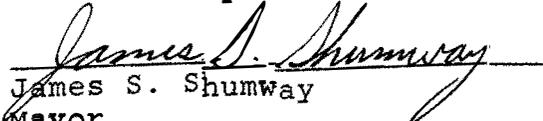
RESOLUTION NO. 1990-32

A RESOLUTION AUTHORIZING THE CITY MANAGER, NORMAN L. JOHNSON,  
TO APPLY FOR FEDERAL GRANT FUNDS THROUGH THE FARMERS HOME  
ADMINISTRATION FOR REPLACEMENT COST OF THE 1990 EMERGENCY PUMPING  
PROJECT FROM RECAPTURE RESERVOIR TO STARVATION RESERVOIR

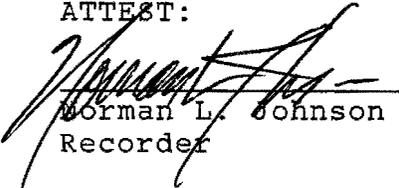
BE IT RESOLVED by the City Council of the City of Blanding, Utah that the City Manager is authorized to apply for a Federal Grant in the amount of \$117,181 from the Farmers Home Administration.

BE IT FURTHER RESOLVED that the City Manager is authorized to sign such Grant application as necessary to ascertain the City's qualification for said Grant.

PASSED, ADOPTED and APPROVED this 26th day of December 1990.

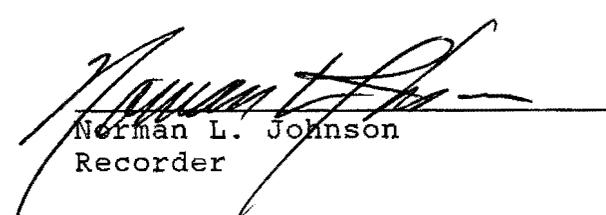
  
James S. Shumway  
Mayor

ATTEST:

  
Norman L. Johnson  
Recorder

9. Motion was made by Councilmember Slavens, seconded by Councilmember D. Palmer and unanimously carried that payment be authorized to H. F. Cosby in the amount of \$425.00 for work done at the 3rd Reservoir.

Meeting adjourned at 7:38 P.M.

  
Norman L. Johnson  
Recorder