

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
DECEMBER 21, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Randee Bayles

Kelly Laws

Lou Mueller

Don Smith

City Administrator: Chris Webb

City Treasurer: M. Kate Turk

General Services Director: Jeff Black

City Engineer: Philip Palmer

Others Present: Neil Joslin, Guen Smith, Terri Laws, Hal Palmer, Kent Hawkins, Troop #908, Mark Mueller, Liz Mueller, Kevin Kirk, Jeremy Christiansen, Michael Larsen, Jeff Hatcher, Tim Stevens, Idonna Cook.

1. The prayer was offered by Mayor Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the December 8, 1999 meeting were approved with the following changes:
 - A. Councilmember Smith asked that it be clarified that his question regarding the financial disbursements was on battery water.
 - B. Councilmember Laws questioned item 15 on page 5. He wanted added that Council also said that they are willing to set the precedence that this is the procedure to go through to grandfather properties in.
4. Mayor Balch asked about street lights on the corner of 8th South and Main Street. Mr. Webb explained that UP&L is conducting a master plan study, which is almost complete. Once this plan is approved they will approach the Utah Department of Transportation for money to complete the project.
5. Mayor Balch presented plaques of appreciation to Councilmembers Bayles and Mueller. He commended Councilmember Bayles on the fine work he has done for the City. He also commended Councilmember Mueller for her great accomplishments in the eight years she has been a member of the Council. Councilmember Bayles stated that he had worked with Councilmember Mueller for four years and he doesn't know anyone who has worked any harder and that she has always done the best she could for the City of Blanding. He further commented on the City staff which he feels are exceptional. He also explained that Councilmember Laws has been a great asset to the City as was Mike Northern when he was a councilmember. Councilmember Mueller thanked Councilmember Bayles and stated that she admires him for his honesty and how hard he has worked. She further stated that she appreciates all she has worked with in the eight years she has been a member.

6. Councilmember Bayles explained that he has been working hard on getting a project together for Dale Oshley with the Association of Governments. He feels it would fly except for the cleaning of the lot may put them over the dollar amount available. Mayor Balch feels that the City ought to commit to cleaning the lot whether through the City Staff or getting the community involved. They instructed Mr. Webb to send a letter to the AOG committing to clean up the lot if the loan is received by Mr. Oshley.
7. Mayor Balch excused Councilmember Black as he was out of town.
8. Councilmember Laws explained that looking at the water survey report as of today that the water situation is looking somewhat grim. Camp Jackson is at 3/10 of an inch or 9% of normal. All of Southeastern Utah is only 24% of normal. He explained that there could be serious problems as far as spring runoff is concerned. Councilmember Laws commended Councilmembers Bayles and Mueller and the jobs they have done for the city and he has enjoyed serving with them.
9. Councilmember Mueller tabled her item on the Health Care District.
10. Councilmember Smith expressed his gratitude to those who have gone out of their way to decorate their yards for Christmas. He asked that a letter be written or an ad be placed in the newspaper or radio commending Bert Palmer for his special efforts and all others in the community. He also commended Councilmembers Bayles and Mueller on the good work they have done for the community.
11. A discussion ensued regarding a letter that Council received a copy of. This letter was from the San Juan County Commission to Peak Cablevision. Mr. Webb explained that he is worried that the County may pull out of communication all together. Councilmember Smith feels that the Council should ask the County to keep the system. Mr. Webb explained that he would talk to Rick Bailey or whoever is in charge of this and report his findings at the next meeting.
12. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked for questions on the financial disbursements. Mayor Balch asked what the police checks were on page 7. Ms. Tuik explained that these were for overtime which had been approved previously.
 - B. Explained that the Profit and Loss Statement for November was complete and also a variance analysis had been done to show where we are standing on the budget.
 - C. Reminded Council of the Christmas Party on December 23. Councilmembers Laws, Mueller, Bayles, and Smith reported that they would be in attendance.
 - D. A discussion ensued regarding the proposed 1/8 percent sales tax for all items for open space development. After which, Mayor Balch instructed Mr. Webb to write a letter opposing this tax.

- E. **Councilmember Bayles moved that the City accept the quick claim deed from Clyde E. Harvey and Marilyn P. Harvey to the City of Blanding. Councilmember Mueller seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Laws
	Councilmember Mueller
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Black

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


- F. Mr. Webb asked for clarification on the City's water leak policy. After a short discussion, Council decided to leave the policy as is, which is that those with a leak will pay for the water that goes through their meter and if they are unhappy with that they can come before Mayor and Council to discuss it.

13. Regarding the ATV Resolution, Mr. Webb explained that he discussed this with Craig Halls and Mr. Halls feels that this Resolution is a legal document as long as the City does not make the guidelines any less stringent than the State it is alright. **Councilmember Smith moved that the Council approve the 1999-12 ATV Resolution. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Laws
	Councilmember Mueller
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Black

constituting all members thereof, Mayor Balch declared the motion carried

Meeting adjourned at 8:00 p.m.

By 
M. Kate Turk, Deputy Recorder

RESOLUTION 1999 - 12

A Resolution Providing a Policy Regarding the Use of All Terrain Recreational Vehicles Within City Limits

WHEREAS, the City has adopted the slogan "Base Camp to Adventure" to promote tourism and recreation in the City of Blanding; and

WHEREAS, the City desires to continue to promote tourism and recreation activities in the area because of the community benefit it provides as well as the positive economic impact it has in our community.

WHEREAS, one of the recreational activities enjoyed in the area is the use of All Terrain Recreational Vehicles (ATV's) for joy riding and site seeing on surrounding trails developed and undeveloped in the area; and

WHEREAS, the City has many residents that in addition to tourists and visitors own and use ATV's for recreation; and

WHEREAS, the City desires to increase the number of visitors to the area and the length of time that visitors stay in the area, and in addition encourage the use of City businesses; and

WHEREAS, the City desires to make the use of ATV's for recreation more convenient for city residents as well as visitors to the area; and

WHEREAS, Federal and State Law give the City the option to do the same; and

WHEREAS, other City's within the State of Utah have done the same and have had positive results.

NOW, THEREFORE, it is hereby resolved by the Blanding City Council as follows:

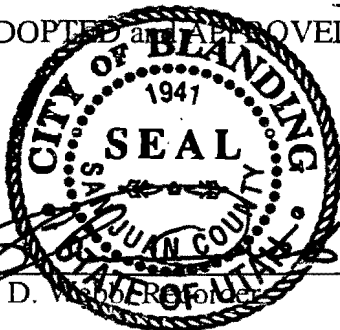
1) Resolution 1998-3 is hereby repelled and is being replaced by this resolution.

2) That an ATV is allowed to be driven on streets within City limits under the following conditions or restrictions:

- a) The ATV is legally licensed and registered.
- b) The driver of an ATV must hold a legal drivers license.
- c) No ATV driver under 18 years of age is allowed to have any passenger on the ATV with said driver.
- d) The ATV Driver obeys all state and city traffic laws.
- e) The ATV is in a safe running condition.
- f) The ATV is being operated in a safe condition.
- g) The ATV is not driven down any street within city limits that borders school grounds while school is in session.
- h) The ATV is not driven down main street/highway 191 or center street, however may be driven directly across main street/highway 191 or center street.
- i) The ATV when driven day or night must have working head lights and tail lights. The head lights must be on at all times the ATV is being driven on any city street.
- j) The ATV driver when driving on streets within city limits must be going to or from city services, a local city business, or a legal riding area. An ATV is not to be used for general transportation within city limits.

3) The City Police Department or other legal policing authority is given all rights to write citations to those individuals breaking laws or safety guidelines as outlined in this resolution. The Blanding Chief of Police will meet with the County Sheriff to educate their department regarding the ATV regulations outlined herein.

PASSED, ADOPTED and APPROVED this 21st day of December, 1999.



Signed

Calvin Balch, Mayor

ATTEST:

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
DECEMBER 8, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Clisbee Black

Kelly Laws

Lou Mueller

Don Smith

City Administrator: Chris Webb

City Treasurer: M. Kate Turk

General Services Director: Jeff Black

City Planner: Bret Hosler

City Engineer: Philip Palmer

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Jim Bourne, Vic Bradford, Jamie Yoakam, David Redd, Justin & Danielle Herring, Scott & Christy Herring, Richard & Sherri Farabee, Sean Herring, Cassie Patterson, Trent Herring, Corey Acton, Kent & Barbara Hawkins

1. The prayer was offered by Chris Webb.
2. The Pledge of Allegiance was recited.
3. The minutes of the November 11, 1999 meeting were approved as presented.
4. Mayor Balch presented plaques of valor to Scott and Sean Herring for their lifesaving efforts on October 12, 1999, wherein they saved two children and an adult from a burning trailer. He stated that the community is grateful to have these gentlemen residing here.
5. Scott and Christy Herring and Kent and Barbara Hawkins explained that the road running through and near pioneer estates is hazardous and needs to be paved.
6. Chris Webb explained that the Swallows Nest Committee would like to recommend to the Council to pursue the enhancement funding for the visitor's center this year. They would concentrate on a new center to be next to the existing residence. A request will be made to UDOT for \$500,000. Advise and consent was given by Mayor and Council.
7. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Reminded Mayor and Council to review the General Plan and recommended changes on fencing ordinance.
 - B. Explained that he is beginning to work on the 2000 census.

8. Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:

- A. The FAA funded lighting project has been approved. This project needs designing and will be scheduled for the year 2000. He presented the applications for federal assistance that needed the Mayor's signature to install precision approach path indicator lights and runway end indicator lights at the airport. Project will bid and bid opening will be on February 16, 2000 @ 1:00 p.m. **Councilmember Smith moved to authorize Mayor Balch to sign the applications for federal assistance. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Bayles

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

- B. Made aware that one-half of the roof has been poured on the two million gallon water storage tank. Approximately 223 yards of concrete have been used on the project. Mr. Palmer further explained that the contractor on the water distribution line is making good progress.

9. Mr. Jeff Black, General Services Director, presented the October 1999 Water and Natural Gas Reports. There were no questions regarding these. Mr. Black also explained that part of the reason the road in pioneer estates has not been paved is because there are no services ran in that area so far and it would be better to run them before asphalt, so as no cutting of the asphalt will be needed.

10. Mayor Balch explained that the merger of First Security and Zions announced tonight that they would be selling Zions in Moab (one branch and City market branch) and Monticello, Blanding and Montezuma Creek.

11. Councilmember Mueller notified Mayor and Council that the Blanding Health Care Advisory Board had voted to disband the board at their last meeting. They would like for the Mayor and Council to form a different board which would be solely under the jurisdiction of the Mayor and Council. After a short discussion, it was decided to table this issue and handle it at the next meeting in two weeks.

12. Councilmember Laws began the discussion regarding the ATV ordinance. Vic Bradford stated that SULU had discussed this issue in great length and their recommendation is to do away with this ordinances. After a lengthy group discussion on the issue, Mayor and Council made the decision to tighten the ordinance up somewhat and rework it.

13. Councilmember Smith presented papers from Clyde Harvey on the donation of the property. He also complimented staff on the Christmas Lights.

14. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- Asked for questions on the financial disbursements. Councilmember Smith questioned the \$130 disbursement for battery water. Jeff Black explained that it is supposed to be a longer lasting car battery, therefore, more expensive.
 - Asked Mayor and Council for permission to hold a Christmas Luncheon for the employees. Advise and consent was given.
 - Asked for approval of the bids on the surplus sale items. See below:

Surplus Item	Bret Hosler	David Homede	Phillip Palmer	Mike Dayzie	Claude Lacey	Willie Begay	Chris Webb	High Bidder	High Bid	Estimated Value
1997 Ford F-150 Truck 4WD / Minimum Bid \$15,950								None	\$0.00	\$15,950.00
1998 Dodge Ram Truck 4WD / Minimum Bid \$17,500								None	\$0.00	\$17,500.00
1992 Ford Crown Victoria / Minimum Bid \$3,500		\$3,600						David Homade	\$3,600.00	\$3,500.00
1983 Caprice / Old Fire Chief car / Minimum Bid \$500.00				\$ 500				Mike Dayzie	\$500.00	\$500.00
1990 Chevy Caprice / Minimum Bid \$800.00	\$825				\$911			Claude Lacey	\$911.00	\$800.00
1987 Oldsmobile Delta No Minimum								None	\$0.00	\$300.00
Cannon Copy Machine							\$25	Chris Webb	\$25.00	\$50.00
Sharp Fax Machine							\$15	Chris Webb	\$15.00	\$30.00
Camper Shell						\$25		Willie Begay	\$25.00	\$300.00
Lawn Mower								None	\$0.00	\$25.00
2 Stationary Engines & 1 right angle drive								None	\$0.00	\$2,500.00
Pump for Deep Well & 400 Ft Drive Shafts			\$213					Phillip Palmer	\$213.00	unknown

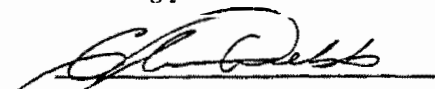
- D. Advise and consent was given on the 2000 Holiday Schedule as follows:



2000 Holiday Schedule

January 17 th	Monday	Human Rights Day
February 21 st	Monday	Presidents Day
May 29 th	Monday	Memorial Day
July 4 th	Tuesday	Independence Day
July 24 th	Monday	Pioneer Day
September 4 th	Monday	Labor Day
October 9 th	Monday	Columbus Day
November 10 th	Friday	Veterans Day
November 23 rd	Thursday	Thanksgiving
November 24 th	Friday	Day After Thanksgiving
December 25 th	Monday	Christmas

These are the scheduled City holidays for the year. Please plan work loads, additional vacation, and emergency services accordingly.


Chris Webb, City Administrator

- E. Advise and consent was given for the 2000 Council meeting schedule as follows:



**2000 Council Meeting Schedule
7:00 PM 2nd & 4th Wednesdays
Except as Noted**

January 12, 2000	July 12, 2000
January 26, 2000	July 26, 2000
February 9, 2000	August 9, 2000
February 23, 2000	August 23, 2000
March 8, 2000	September 13, 2000
March 22, 2000	September 27, 2000
April 12, 2000	October 11, 2000
April 26, 2000	October 25, 2000
May 10, 2000	November 8, 2000
May 24, 2000	November 21, 2000 (Tuesday)
June 14, 2000	December 13, 2000
June 28, 2000	December 27, 2000

- F. Approval was given by Mayor and Council for staff to purchase windows upgrades on the Caselle software.

- G. **Councilmember Mueller moved to adopt Resolution 1999- 11, appointing Chris Webb as City agent for federal and state surplus. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black
	Councilmember Laws
	Councilmember Mueller
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Bayles

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

See Page 7 for copy of Resolution 1999-11.

- H. Mayor Balch asked for the resolution adopting city officers to be handled when the new council is seated. He also suggested that in the future, resolutions come to council with numbers on them.

15. **Councilmember Black moved to adopt the change to the zoning ordinance and show Kent Redd's property as grandfathered. Councilmember Mueller seconded the motion. Mayor Balch repeated the motion and called for discussion. Councilmember Laws asked if this meant that the Mayor and Council were willing to set the precedence that this is the procedure to go through to grandfather properties in and also that they are acknowledging that the grandfather right has been kept up on this property and he was told that they were. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black
	Councilmember Laws
	Councilmember Mueller
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Bayles

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

Meeting adjourned at 8:37 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

RESOLUTION 1999- 11

A RESOLUTION APPOINTING CITY AGENT FOR FEDERAL AND STATE SURPLUS PROPERTY

BE IT RESOLVED by the City Council of the City of Blanding, Utah, that Chris D. Webb, City Administrator shall be and is hereby designated as the representative of the City of Blanding 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 & Administration 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 Exhibit "A" to this resolution.

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.

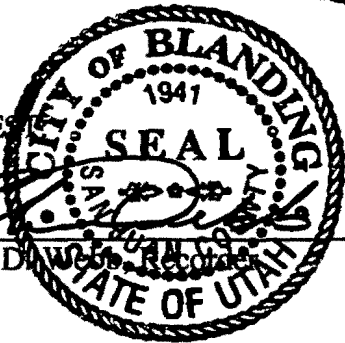
PASSED, ADOPTED and APPROVED this 9th day of December, 1999.

Signed


Calvin Balch, Mayor

ATTEST


Chris D. Webb, Recorder



**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
NOVEMBER 11, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Randee Bayles

Clisbee Black

Kelly Laws

Lou Mueller

Don Smith

City Administrator: Chris Webb

City Clerk: Patricia Bartlett

General Services Director: Jeff Black

City Planner: Bret Hosler

City Engineer: Philip Palmer

Others Present: Neil Joslin, Guen Smith, Dan Hurst, Vic Bradford, Jamie Yoakam, David & Tammy Redd, Kirk & Kathleen Redd, Rose Reilly, Tim and Jackie Arcaris.

1. The prayer was offered by Councilmember Black.
2. The Pledge of Allegiance was recited.
3. The minutes of the October 27, 1999 meeting were approved as presented.
4. Ms. Jackie Jepson called and asked to be put on the December 8, 1999 agenda, postponing tonight.
5. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Asked if they had a chance to go over the fencing ordinance changes. It was decided to hold the public hearing on this issue along with the general plan after the first of the year.
6. Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
 - A. The FAA funded lighting project has been approved. This project needs designing and will be scheduled for the year 2000.
 - B. Made aware that Sondereggers did begin on the streets today.
7. Mr. Jeff Black, General Services Director, presented the October 1999 Water and Natural Gas Reports. There were no questions regarding these.

8. Mayor Balch explained that the swearing in of the new councilmembers will be held on January 3, 2000 at 12:00 p.m. in Council Chambers. **Councilmember Bayles moved that the official election results be approved. Councilmember Mueller seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

NONE

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

The results were as follows:

Jerry Adams 304 votes

Dr. Terry Cook 331 votes

Kyle Kimmerle 216 votes

Kelly Laws 504 votes

Dale Slade 357 votes

Bryan Snow 285 votes

The new councilmembers will be Kelly Laws, Dale Slade and Dr. Terry Cook.

9. Councilmember Bayles explained that the AOG still had \$82,000 and the CDBG has \$43,000. The word needs to get out that there is funding available. He presented a survey regarding wilderness, land protection and public land recreation in our area. He felt the results of this survey that had been presented at the AOG meeting, were inaccurate and requested the City send out the survey to some City residents getting local feeling.

10. Councilmember Laws began the discussion regarding the ATV ordinance. Vic Bradford stated that SULU would like the City to send out questions and ideas with the newsletter. Mr. Webb pointed out the proposed changes to the resolution and explained that this has been approved by the Police Department. Mayor Balch put this issue on hold to gather further input including SULU.

11. The public hearing regarding Kent Redd Grandfather Farm Animals Rights/Ordinance Map Change opened at 7:30 p.m. Mayor Balch made all in attendance aware that they must sign the sheet to be able to speak in this hearing. A time limit of 20 minutes was set for this meeting. Mr. Hosler explained that according to the map this property was not grandfathered for animal rights when the law was passed. Mr. Redd was instructed to come up with pictures or other evidence that animals were present on this property at certain times. David Redd brought in pictures and also affidavits from different neighbors agreeing that there were animals on this property and had been consistently over the years. Dan Hurst spoke and explained that he felt if these people had paid their property taxes for all these years they ought to be able to do as they wish with their property. David Redd presented the pictures and the affidavits which he feels prove his property should be grandfathered. Kathleen Redd spoke and asked why after nine years is Mr. Redd having action taken against him after so long. Mayor Balch explained that no action is taken usually, until a neighbor or other citizen complains or the City is made aware of the problem. Rose Reilly asked if this matter was placed before the Board of Adjustments for the variance. Mr. Webb explained that it is not a variance it is considered an amendment to the zoning ordinance map which shows which properties are grandfathered. Bret Hosler explained that this is a non-conforming use and that the Board of Adjustments does not handle a change to the zoning ordinance. Mayor Balch

explained that a zoning ordinance change is handled by Planning and Zoning and Mayor and Council through proper procedure including a public hearing like this one. Mr. Webb explained the map was adopted showing grandfathered areas as part of the ordinance itself. The Redds' are asking that their property be placed on the map as grandfathered because it was inadvertently missed when the map was created. Councilmember Bayles stated that all comments needed to be regarding the Redds' property and none others. Ms. Reilly asked under what authority the Mayor and Council were taking this action. Mr. Webb explained that the City Council has the authority to change the ordinance. Ms. Reilly asked if that was any ordinance and Mr. Webb stated that it was. Mr. Hosler explained that this issue must go before Planning and Zoning and then be presented to Mayor and Council. Mayor and Council have the final vote on the issue. Mayor Balch explained that if a legal discussion needed to be had, then Ms. Reilly could contact the City Attorney. Mrs. Tammy Redd explained that Mr. Hosler had said that possibly this property was overlooked because they thought it was part of Ray Perkins' property. Rose Reilly asked when Mr. Redd applied for the grandfathered status. David felt in April. Councilmember Laws explained that we cannot argue with the pictures. If someone can show that they did have grandfather rights, then the City would take some action. Councilmember Bayles explained that Mr. Redd came to Council and then the public hearing was advertised and is being held. This is the way the process needs to happen. Councilmember Laws stated that the grandfather right must be maintained also by keeping animals on the property for 30 consecutive days each calendar year. Mayor Balch explained that action would be taken on this matter on December 8, 1999 at Council meeting. The public hearing closed at 7:50 p.m.

12. Councilmember Laws readdressed the ATV Ordinance. After a general group discussion, it was decided to let SULU respond. Mayor Balch asked Council to write up their opinions for next meeting. Councilmember Laws asked that the issue be put under his name on the agenda for the December 8, 1999 meeting.

13. Councilmember Mueller asked for Mayor and Council's guidance regarding healthcare. She asked if the City should respond to Cleal Bradford's letter. It was decided that there was nothing to respond to in that letter.

14. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements. There were none.
 - B. Reminded Mayor, Council and staff that the November 23 meeting had been canceled.
 - C. Addressed the issue of the detention center. Councilmember Laws explained that he was under the understand that this had been put back a year. Mayor Balch asked for staff to look into this issue. Mr. Hosler stated that at the meeting the previous week, it was at the head of the list for funding in the upcoming legislative session.
 - D. Explained that the City did receive notice of award on the Law Enforcement Block Grant.

Meeting adjourned at 8:33 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
OCTOBER 27, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Planner: Bret Hosler
City Engineer: Philip Palmer

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Jerry Adams, David Redd, Jami Yoakam, Bryan Snow

1. The prayer was offered by Councilmember Laws.
2. The Pledge of Allegiance was recited.
3. The minutes of the October 13, 1999 meeting were approved with the following change:
 - A. Page 3, #13 -- Needs to reflect that Councilmember Mueller was excused at this point in the meeting. All votes following need to reflect her absence.
4. Mr. David Redd presented pictures and letters from various neighbors and property owners which explained that the property in question should be grandfathered. After some discussion, it was decided to set up a public hearing on this issue for the next council meeting on November 10, 1999.
5. Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
 - A. Presented the bid tabulations on the street improvements. Mr. Palmer recommended to award the bid to Sonderegger Construction. **Councilmember Laws moved that the bid from Sonderegger Construction be accepted and to award the contract to this company. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles Councilmember Black Councilmember Laws Councilmember Mueller Councilmember Smith
Those voting 'NAY'	NONE

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

- B. Presented the bid tabulations on the water distribution line project. Mr. Palmer recommended the bid be awarded to Claw Construction in form of schedules number 1 and 2. Mr. Palmer checked references with RB&G Engineering and Russ Brown also recommended this company. **Councilmember Laws moved that the bid from Claw Construction be accepted and to award the contract to this company for Schedules 1 and 2. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

NONE

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

- C. Explained that he felt his attendance at the airport meeting was very beneficial. Mr. Palmer further explained that he would recommend the City going after the grant of \$107,000, which would make the City share approximately \$18,000. Councilmember Bayles agreed with Mr. Palmer. Advise and consent was given to submit a grant proposal.

6. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:

- A. Reported that the Planning and Zoning Commission had voted to recommend the draft proposal of the General Plan to Mayor and Council. After short discussion, it was decided to put this item on hold until the new council is in place.
- B. Presented a revision to the fence ordinance. Planning and Zoning would like Mayor and Council to look at this revised ordinance and give input.
- C. Explained that he and Mr. Webb had spoken to Kleston Laws with UDOT, and Mr. Laws had made them aware that the bid opening on the Highway Project had been postponed to November 1.
- D. Councilmember Bayles made Mayor and Council aware that an airport meeting was held the previous evening. He complimented Philip Palmer on the commendable efforts he has put forth regarding the airport. Councilmember Bayles explained that there are places available where it is possible to get surplus equipment.

7. Councilmember Black explained that Susan Flavel was present at the last Planning and Zoning meeting and she seems quite excited about being a part of this board.

8. Councilmember Laws brought up the issue of the ATV ordinance and the problems that are occurring regarding this ordinance. He feels that it should either be enforced or taken off the books. After a short discussion, Mayor Balch stated that he would discuss the issue with Chief Halliday and make sure that it will be enforced in the future.

9. Councilmember Mueller discussed the following items with Mayor and Council:

- A. Explained that Mayor Balch would need to appoint a new liaison to the City Health Care Advisory Board as her term on City Council will be completed this year. She further explained that the County Health Care Board was quite incensed with the letter which the Council sent to them. Cleal Bradford was given permission by the health care board to draft a letter back to the City.

- B. **Councilmember Mueller moved that the November 23, 1999 Council Meeting be canceled. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Councilmember Laws stated that he had a San Juan County Transportation District meeting that night that was in conflict. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller**

Those voting 'NAY'

Councilmember Smith

constituting all members thereof, Mayor Balch declared the motion carried and asked Mr. Webb to make sure this change was advertised.

10. Councilmember Smith discussed the following items with Mayor and Council:
- A. Explained that the Health Care Board had turned the Montezuma Creek Clinic over to the local group. The County will no longer have any control over this facility. If this entity fails the County will not take the clinic back, it will be turned over to Indian Health Services.
- B. Stated that the newsletter had an error in that he was not in favor of the drafting of the letter to the County Commissioners opposing the tax increase. Councilmember Smith further explained that the newsletter stated this letter was written in unity from the Mayor and Council and the he did not agree with it. Mr. Webb explained that the Council did in unity, including Councilmember Smith, instruct him to write a letter opposing the tax increase and asking for accountability. Councilmember Bayles stated that he was very proud of this letter and that the City needs to stand up and say a lie is a lie. He further stated that the Health Care District has been incompetently ran for years.
11. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements. Councilmember Laws questioned the payment to DPC Industries for chlorine cylinders, which was explained to him that it was for the Water Treatment Plant. Councilmember Black questioned the payment to Kar Products in the amount of \$161.74 for padlocks. Jeff Black explained that the City purchased a case of padlocks.
- B. Presented the 1998-1999 Annual Audit. It was extensively reviewed and accepted by the Mayor and Council. Councilmember Bayles complimented staff on a job well done.
- C. **Councilmember Bayles moved that the surplus item list be approved. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith**

Those voting 'NAY'

NONE

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

- D. Councilmember Laws moved that the CIB priority list/Capital Projects Plan be approved with the change of the 18 hole golf course becoming a recreation complex. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Laws
	Councilmember Smith
Those voting 'NAY'	Councilmember Mueller

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

- E. A discussion was held regarding the sidewalk and curb at the little league ball field. It was decided to put this issue on hold until we were given notification of whether we received the UDOT grant or not.

12. Councilmember Mueller moved that the Recertification of the Blanding Justice Court Resolution be approved and that Mayor Balch be allowed to sign that resolution. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Laws
	Councilmember Mueller
	Councilmember Smith

Those voting 'NAY'	NONE
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constituting all members thereof, Mayor Balch declared the motion carried.

13. Councilmember Bayles explained that the State of Utah will be holding another public hearing regarding International Uranium Corporation and the White Mesa Mill. The State is trying to take over the regulating of this mill. The meeting will be held at the National Guard Armory on November 16. A decision was made to draft a letter to the State in support of the White Mesa Mill. All Council and Mayor Balch will each sign this letter.

Meeting adjourned at 9:07 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
OCTOBER 13, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Planner: Bret Hosler

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Terry Cook, Jill Bayles, Finley Bayles, Jami Yoakam, Steve Burtenshaw, Letha Burtenshaw, Donna Singer, Jerry Adams, Clark Hawkins, Ann Hawkins, Bryan Snow

1. The prayer was offered by Councilmember Mueller.
2. The Pledge of Allegiance was recited.
3. The minutes of the September 22, 1999 meeting were approved with the following change:
 - A. Page 2, #8 -- should include that staff will look at and review the possibility of moving the curb back and making the road wider.
4. Mayor Balch reminded staff to check the little league park further concerning the moving of trees and the widening of the road. Mr. Webb was instructed to have this issue on the next meetings agenda. Mr. Terry Cook stated that he would like for the City to save the trees if at all possible, they are a definite asset to this park.
5. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Reported that the Planning and Zoning Commission had no additional feedback after the open house regarding the General Plan. Mr. Hosler further explained that they would be meeting October 14 and will be addressing the responses given from Councilmember Bayles.
 - B. Explained that he and Mr. Webb met with Mike Miles of UDOT. Mr. Miles explained that a bid opening would be held on October 19 for the highway project south of town. Mr. Miles made Mr. Hosler and Mr. Webb feel that there would be some beginning work done on this project this fall.
 - C. Explained that he attended the land use training meeting. Mr. Craig Call, State Ombudsman, gave Mr. Hosler a folder regarding the way these issues need to be handled. Mr. Hosler will make this folder available to all Mayor and Council.

6. Chris Webb, City Administrator, discussed the following items with Mayor and Council for Philip Palmer, who was out of town on City business:

- A. Explained that the bid opening on the water distribution line would be held October 20 at 4:00 p.m. He asked Mayor and Council to be present if possible.
- B. Explained that the bid opening on the digging out of streets would be held the same day at 5:00 p.m.
- C. Mayor Balch asked if an environmental assessment had to be done on the water project. Mr. Webb explained that the assessment had been done and passed off. Jeff Black explained that there is a shortage of pipe and it may be six to eight weeks before the water project can begin.

7. Jeff Black, General Services Director, presented the September Water and Natural Gas Reports. Mayor Balch asked if the City had hit 600 Natural Gas connections yet. Mr. Webb affirmed that the City had hit the 600 mark.

8. Mayor Balch explained to Council that he would like to appoint Susan Flavel to the empty seat on the Planning and Zoning Commission to fill a four year term. He explained that Mrs. Flavel had accepted contingent upon Council's approval. All council was in approval on this item.

9. Councilmember Mueller discussed the following items with Mayor and Council:

- A. Explained that she had been involved in a lengthy meeting with Blue Mt. Medical. She feels the meeting they had with Cleal Bradford was very productive. Councilmember Mueller stated that the City is closer than ever to having a medical facility built.
- B. Explained that the Domestic Violence Coalition will be having a candlelight vigil on October 21, 1999. They will be marching from C.E.U. to the City Park, where Lt. Governor Olene Walker will address those in attendance. There will also be an awards luncheon to recognize those who have been in service that same day at 12:00 p.m. This will be held in the DCFS Conference room. Councilmember Mueller invited Mayor and Council to be in attendance to both.

10. Councilmember Bayles explained that he had attended the AOG meeting earlier in the day. Mike Dmitrich and Brad King were also in attendance. Councilmember Bayles explained that the AOG would be lobbying to get the funding back that was taken away last legislative session. He then asked for Mayor and Council's approval to have Mr. Webb draft a letter to State Representative, Keele Johnson, asking him to support the AOG in this effort. All were in favor of this letter being written.

11. Councilmember Laws explained that he and Mr. Webb had attended the San Juan County Transportation District meeting on October 12, 1999. He explained that there were two projects presented to the District asking for funding. Mr. Webb presented the City's request for help in establishing the route to the Edge of the Cedars Museum and Cleal Bradford with the Health District asked for money for site improvements for their proposed medical facility. After some discussion, both items were tabled until the next meeting.

12. Councilmember Smith discussed the following items with Mayor and Council:

- A. Asked for clarification regarding the commercial parking issue at Canyon Country. Mr. Webb explained that all construction was meeting City and State requirements and that no special concessions were given to the new owner.
- B. Asked for clarification on the policy for late fees and deposits. It was explained that when a late payment is made, if a person does not bring their payment in by hand, it does not show as receipted on their utility statement. But if a person was to ask for a copy of their receipt, it would show there. Councilmember Smith stated that the late fee system is excellent.
- C. Explained that Mr. Clyde Harvey contacted him telling Councilmember Smith that he would like to donate a piece of property to the City if they will have it appraised so he can get the tax credit. The lot is just west of Eddie Jim's property. It was decided to hold off on this issue until the necessary paperwork is received from Mr. Harvey.
- D. Explained that the Edge of the Seaters is willing to be in charge of the Christmas Parade again this year. They would like to start at the City Park and go North and end at the Canyon Country parking lot. They would like to hold this on December 1st and 2nd.

13. Mayor Balch excused Councilmember Mueller.

14. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements. Mayor Balch questioned the disbursements on the Arts and Conference Center. Mr. Webb explained that this is for the installation of the electrical, water and sewer lines, which is the Cities obligation to run to the property line.
- B. Reminded Mayor and Council of the Quality Growth Meeting to be held in Monticello on October 15, 1999.
- C. **Councilmember Bayles moved that the Primary Election results be approved and be made part of the official minutes. Councilmember Mueller seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Mueller

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

The election results were as follows:

CITY OF BLANDING COUNCIL

TOTAL NUMBER VOTING: 451

OCTOBER 5, 1999

Jerry M. Adams	175 votes	13.38%	Dr. Terry R. Cook	164 votes	12.54%
Gerald E. Gappmayer	63 votes	4.82%	Erik Grover	15 votes	1.14%
Kyle D. Kimmerle	114 votes	8.72%	Kelly G. Laws	309 votes	23.64%
M. Dale Slade	196 votes	14.99%	Bryan Snow	196 votes	14.99%
Notah B. Tahy	75 votes	5.73%			

- D. Explained that a county wide vote will be held on the 1% property tax increase for the medical facility. Mayor Balch instructed Mr. Webb to draft a letter to the County Commissioners explaining that the City would like to have some input on the wording of this issue.
- E. Explained that the City did receive the LEDI planning grant for the Swallows Nest of \$4,000.
- F. Explained that there are dollars budgeted for sweeping the streets, but there is not an employee willing to do the job. Mr. Webb asked if he could hire someone part time to sweep the streets until the budgeted money is gone. Approval was given.

15. Mrs. Letha Burtenshaw, with the Blanding Health Care Board read the following statement:

"The Blanding Health Care Board would like to advise the Blanding City Council that we support the development of the Blue Mountain Medical Center Hospital as a private enterprise to provide a stabilizing opportunity for health care in San Juan County. To succeed, this project will take the total support of the community. We are concerned with our County tax dollars being used to build an expanded clinical/surgicenter that would be competing with private enterprise including the \$50,000 recently allocated by the County for land to build a competing facility on. We believe that our tax dollars should not be used to support or promote competition to private enterprise."

A lengthy discussion ensued regarding the healthcare issue. Mr. Webb was asked to send a letter to the Healthcare District Board asking them for more information. The City Council felt that they needed to have more in put on the County proposed medical facility.

15. **Councilmember Bayles moved that Mayor and Council retire to executive session to discuss land acquisitions. Councilmember Black seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Mueller

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

16. At 8:25 p.m., Mayor Balch announced a five minute break would be given before retiring to executive session.

17. Mayor and Council retired to executive session at 8:30 p.m.

18. Mayor and Council returned from executive session at 9:21 p.m.

Meeting adjourned at 9:22 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
SEPTEMBER 22, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Randee Bayles

Lou Mueller

Don Smith

City Administrator: Chris Webb

City Clerk: Patricia Bartlett

General Services Director: Jeff Black

City Engineer: Philip Palmer

City Planner: Bret Hosler

Absent:

City Councilmembers: Clisbee Black

Kelly Laws

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Cleal Bradford, Terry Cook, Lurlene Gutke, Jill Bayles, Finley Bayles, Patsy Shumway, Danny Fleming

1. The prayer was offered by Councilmember Smith.
2. The Pledge of Allegiance was recited.
3. The minutes of the September 8, 1999 meeting were approved with the following changes:
 - A. Page 1, Others Present: Jamie Yoakam and Terry Cook need to be added.
 - B. Page 2, #9 - should be "Domestic**Violence** Awareness Month."
4. Mayor Balch excused Councilmembers Black and Laws, who were both out of town.
5. Mrs. Lurlene Gutke addressed Mayor and Council. She explained that the sewer rates are constantly increasing. Mrs. Gutke feels that outside watering for beautification should not bear on sewer cost. After a lengthy discussion, Mayor and Council decided to leave the policy as is, as they felt the current method was fair.
6. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Reported on the Open House that was held by Planning and Zoning Commission regarding the General Plan.
 - B. The question of the change of grand fathering of property owned by Kent Redd arose. Mayor Balch asked Council if they would like to hold a public meeting on this issue. Councilmember Bayles explained he would like to see documentation prior to the public meeting. Councilmembers Mueller and Smith stated that they would like to go forward with the public meeting. Councilmember Bayles was not in favor of doing so at this time. Therefore, the public hearing was not scheduled, as there were only three councilmembers present at this meeting.

7. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
- A. Presented FAA Agreement for approval. **Councilmember Bayles moved that Mayor Balch be allowed to sign the Lease agreement for the Blanding Municipal Airport with the Federal Aviation Administration. Councilmember Mueller seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Mueller
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Black
	Councilmember Laws

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

- B. Explained that 130 yards of concrete have been poured at the 2 million gallon tank construction site. Mr. Palmer further stated that the project is going well.
8. Councilmember Smith asked if it would be possible to set the curb back and trim the trees back near the little league ball field to alleviate the traffic problem at the Elementary School. After a short discussion, it was decided to trim the trees and have staff look at and review the possibility of moving the curb back and making the road wider.
9. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements. Mayor Balch questioned the numbering of check being out of sequence. This would have to be handled through Kate Turk, who was not in attendance.
- B. Explained that he would like to have Bret Hosler present the proposal for the LEDI grant on October 1999, as this is primary election day and Mr. Webb will not be able to be absent from the office. Permission was given for Mr. Hosler to handle this presentation.
- C. Danny Fleming, Water Superintendent, presented the Water Report and explained that it needed to be printed in the newspaper for the City to be in compliance. Mayor and Council approved this item.
- D. Mayor and Council made the decision to designate Saturday, October 30, 1999, as the official night for trick or treating, as the 31st falls on a Sunday.

11. Councilmember Bayles moved that Mayor and Council retire to executive session. Councilmember Mueller seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Mueller
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Black
	Councilmember Laws

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

12. At 8:00 p.m., Mayor Balch announced a ten minute break would be given before retiring to executive session
13. Mayor and Council retired to executive session at 8:10 p.m.
14. Mayor and Council returned from executive session at 9:01 p.m.

Meeting adjourned at 9:02 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
SEPTEMBER 8, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Kelly Laws

Lou Mueller

Don Smith

City Administrator: Chris Webb

City Treasurer: Kate Turk

General Services Director: Jeff Black

City Engineer: Philip Palmer

City Planner: Bret Hosler

Absent:

City Councilmember: Clisbee Black

Randee Bayles

Others Present: Neil Joslin, Phil Mueller, Bryan Snow, Jerry Adams, Mr. & Mrs. Gerald Bates, Rick Lyman, Arlene Lyman, DeLamar Gibbons, Cleal Bradford, Patsy Shumway, Donna Singer, K.C. Benedict, Mr. & Mrs. Finley Bayles, Jamie Yoakam, Terry Cook

1. The prayer was offered by Mayor Calvin Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the August 25, 1999 meeting were approved with the following changes:
 - A. Page #2, Item #7-B, Manti needs to be replaced by Mt. Pleasant.
4. A discussion ensued regarding the construction of a new medical facility in the community. Mr. Cleal Bradford with the San Juan Health Care District explained that the Ken Palmer family had donated 4 acres of land behind the Swallows Nest Project for this construction. Several citizens spoke on this issue, as did most of Mayor and Council. Mr. Webb expressed that he felt there were other more viable options that would be less expensive in the long run. Mayor and Council decided that it would be beneficial to look into these other options, before committing to the Palmer families site. Mayor Balch asked Mr. Webb to continue to delve into these other options and to add this item to the September 22, 1999 agenda for an executive session discussion.
5. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Reported that the Planning and Zoning Commission has advertised and will be having an open house on Thursday, September 9, 1999 at 7:00 p.m. This open house is regarding the General Plan. Councilmember Mueller explained that she regretted she would not be able to be present due to prior commitments.

6. Jeff Black, General Services Director, presented the July 1999 Water and Natural Gas Reports. There were no questions on these reports.

7. Mayor Balch discussed the following items with Council:

- A. A lengthy discussion was held regarding the current sign ordinance. Mr. Webb suggested that Mayor and Council make their recommended changes and then send it to Planning and Zoning for their input. Mr. Webb was asked to make sure each member of council received a copy of the current sign ordinance.
- B. Declared October 6, 1999, "Blanding Walk Our Children to School Day."
- C. Received a complaint from a citizen regarding weeds on Main Street. There are a few properties with which this issued needs to be addressed they include Elk Ridge, Stars, Job Service and Avikan. A short discussion ensued, after which it was agreed to send these property owners a letter asking them to take care of this problem.

8. Councilmember Laws presented the airport lease agreement for Councilmember Bayles who was absent. **Councilmember Laws moved that the Airport Lease Agreement be approved as written. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Bayles

Councilmember Black

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

9. Councilmember Mueller discussed the issue of October being Domestic Violence Awareness Month. She has received funding to purchase two banners. She would like permission to hang one banner in Blanding on South Main. Councilmember Mueller further explained that Lt. Governor Olene Walker would be in Blanding on October 20, 1999, for a candlelight vigil, which will include a march from C.E.U. to the City Park. Councilmember Mueller asked for permission to hang purple ribbons in the park to make citizens aware of Domestic Violence Awareness Month. Permission was given on this issue.

10. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements. Councilmember Laws asked about the disbursement on the windshield replacement. Ms. Turk explained it was on the Police Dept Blazer.
- B. Explained that he would be out September 13 - 17, 1999, for the city managers conference and Utah League of Cities and Towns meetings. Bret Hosler and Philip Palmer will also be at the ULCT meetings. Mr. Webb also explained that he would be gone September 23 and 24 for Joint Highway Committee meetings.

- C. Explained that Kleston Laws with UDOT had contacted the City and made them aware that there is money available for sidewalks along school routes. Mr. Webb asked for permission to hold a public hearing on this issue and to pursue these monies. Advise and consent was given by Mayor and Council.
- D. Explained that he did not believe the City would have to make the loan to the Arts & Conference Center for the first construction payment.
- E. There have been a two grant applications. The first is a local law enforcement grant to purchase equipment for the police. The City would match 10% on this grant out of the police budget. Next is a local economic development grant that will be used as seed money towards the Swallows Nest Project.
- F. Follow up was done on the UP&L issue regarding customers within the municipal boundaries. UP&L is aware of this issue also. A meeting will be held on September 21, 1999 at 10:00 a.m. with UP&L in Council Chambers.

11. Councilmember Laws addressed concerns on the Miscellaneous A/R list. Ms. Turk explained how the aging report worked and discussed the issues of small claims with certain customers.

12. Phil Mueller explained that the Stars Store does still have perishable foods inside and with no power it could be a health hazard. He felt that this may be an issue for public health. Mayor Balch directed Mr. Webb to send a letter to the owner of this property and xerox copy the health district.

13. Mr. Webb explained that the Chamber of Commerce is setting up a "meet the candidates night" on September 30, 1999 at the San Juan High School Auditorium at 7:00 p.m. Mr. Webb was asked to moderate this event.

Meeting adjourned at 9:05 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
AUGUST 25, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

City Councilmembers: Randee Bayles

Clisbee Black

Kelly Laws

Don Smith

City Administrator: Chris Webb

City Clerk: Patricia Bartlett

City Engineer: Philip Palmer

City Planner: Bret Hosler

Absent:

Mayor: Calvin Balch

City Councilmembers: Lou Mueller

Others Present: Neil Joslin, Guen Smith, Bryan Snow, Wyatt Snow

1. The prayer was offered by Don Smith.
2. The Pledge of Allegiance was recited.
3. The minutes of the August 11, 1999 meeting were approved as presented.
4. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Reported on the trimming of trees for downtown beautification. Councilmember Bayles asked who was responsible for maintaining these trees. Mr. Hosler explained that he volunteered to work with the businesses on the maintenance.
 - B. Made Council aware that the Planning and Zoning Commission had scheduled an open house to let the public have input on the general plan. It has been scheduled for September 9 from 7 to 8 p.m. Councilmember Bayles requested Mayor and Council have a copy to review before this open house. Mr. Webb asked if the supporting regulations could be on hand at the City Office for the public. Mr. Hosler stated that both requests were fine.
 - C. Explained that five businesses were represented at the Planning and Zoning Commission meeting regarding the sign ordinance. Councilmember Black questioned whether any changes needed to be made. Councilmember Laws stated that if one business is helped the changes should go ahead and be made.
5. Councilmember Bayles discussed the following items with the Council:
 - A. Requested Council look over the draft of the new airport lease for approval at the next Council meeting. He explained that Mayor Balch would like to change item 4 and add cash to methods of payment. Councilmember Bayles requested that it be brought back before Council next meeting.
 - B. Requested that Philip Palmer look into excavating the land by the windsock and possibly leasing it to citizens wanting businesses at the Airport.

6. Councilmember Laws explained that the water situation is looking very good with IUC taking 2 0 0 acie feet and Lawrence Guymon taking 2 0 Acie feet Councilmember Bayles commended Councilmember Laws on the job he has done over water.

7. Councilmember Smith discussed the following items with Council:

- A. Reported on the UAMPS meeting he had attended. He stated that he felt the idea of draining Lake Powell is becoming more serious.
- B. Explained that he visited hydro-generators in Ephraim and Mt. Pleasant, but learned the City could not pursue constructing similar operations. Mr. Webb explained that the pole rent could be raised as the City charges \$3.00 compared to the \$8.00 charge of other entities.

8. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements. Councilmember Bayles asked that Mr. Webb clarify that the Black's Auto invoice had been bid out.
- B. Presented an election ballot. The elections will be held on October 5, polls open from 8:00 a.m. to 5:00 p.m. and voters would be asked to vote for 3 candidates. Advise and consent was given on the ballot.
- C. Requested that the City surplus 1998 Ford, 1999 Dodge and 1999 Cherokee, while the miles are still low. Advise and consent was given on this item.
- D. Asked for approval on the letter written to Mr. Kay Johnson. Advise and consent was given on this item as well.
- E. Explained to Council that it would be much easier on the contractors, Tri-Hurst Construction, if they could be paid on the Arts and conference center construction, as requests come in. This would put the City out 3 to 4 weeks in being reimbursed. Mr. Webb explained that this would be approximately \$200 a month lost on interest. Advise and consent was given. Council asked that this item be looked at again at the next meeting. Councilmember Bayles requested he be notified with any problems.
- F. Explained that Lyman Grover had asked if the City would sponsor a hole at the Health District Golf Tournament. Council approved \$500 contingent upon the whole amount being used to purchase a new ambulance.

Meeting adjourned at 7:50 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
AUGUST 11, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Randee Bayles

Clisbee Black

Don Smith

Lou Mueller

Kelly Laws

City Administrator: Chris Webb

City Treasurer: Kate Turk

General Services Director: Jeff Black

City Engineer: Philip Palmer

City Planner: Bret Hosler

Others Present: Neil Joslin, Jami Yoakam, Phil Mueller, George Dutson, Roy Taylor

1. The prayer was offered by Bret Hosler.
2. The Pledge of Allegiance was recited.
3. The minutes of the July 28, 1999 meeting were approved as presented.
4. Mr. Phil Mueller addressed the Mayor and Council. Mr. Mueller explained that he and Officer Taylor were members of a Public Commission Council, which have an interest in many areas. This commission would like to create a neighborhood watch program, which they are presently working to implement with Chief Halliday on. Another concern this commission has is the nighttime gatherings of the young citizens of our community in the public parking lots. Officer Taylor explained that one option they had discussed was a community youth center. This Council is mainly at the idea stage only and have come to the City for suggestions and ideas.
5. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Explained that the letter which was written to UDOT regarding the Highway Project did get a response which stated that this project would be bid and constructed this year. Mr. Hosler explained that he called UDOT to find out what stage the project was actually in at this time and was told that it had not even gone out for bid yet. He requested that another letter be written to speed up the process. Mr. Webb was concerned and stated that he would like the City to remain friendly with UDOT. Mr. Black explained that a UDOT meeting was being held on August 12, 1999, which he, Mr. Hosler, and Mr. Palmer would be attending. They will be able to talk to the UDOT people at that time.
 - B. Explained that he had spoken to Dale Stapley, with UDOT, regarding the lighting project. Mr. Stapley explained that the next step the City should take is to get a cost estimate and proposal together and he would submit it for the City. Mayor Balch gave approval for Mr. Hosler to have UP&L give an estimate on the project. Councilmember Laws explained that if there is sidewalk along the highway, it should be lit.

- C. Explained that the Planning and Zoning Commission would meet August 12, 1999 at 7:00 p.m. The businesses have been notified to attend regarding the sign issue. The general plan will also be worked on.
- D. Reported that $\frac{1}{2}$ of the footing is poured and $\frac{1}{3}$ of the stem wall at the Arts and Conference Center Building.

6. Mr. Philip Palmer, City Engineer, explained that the pressure test on the 14" pipe has passed and the bacteriology tests have been done and results will be returned August 12, 1999 on the 2 million gallon tank project. He further explained that if all goes well, Monday, August 16, 1999, would be the night that the big connection would be completed. Notification will be given to all residents and businesses to request no water use after 8:00 p.m. that evening.

7. Mr. Jeff Black, General Services Director, presented the July 1999 water and natural gas reports. There were no questions on these reports.

8. Mayor Balch discussed the following items with Council:

- A. Explained that in reading the zoning ordinance he felt that clarification needed to be made on the commercial setback portion of this issue. After a lengthy discussion, **Councilmember Laws moved that the front setback for commercial properties be measured from the front wall of the structure to the property line. With a wall being defined as an upright structure of wood, stone, brick, etc., serving to enclose an area. Councilmember Black seconded the motion. Mayor Balch repeated the motion and called for comments. Councilmember Mueller questioned whether this should be taken to the Planning and Zoning Commission before Council makes a decision. Mayor Balch explained that this is only for clarification purposes, therefore, it does not need to go before the Planning and Zoning Commission. Hearing no other comments, Mayor Balch called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith**

Those voting 'NAY'

Councilmember Bayles

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

Mr. Hosler then asked if the residential setback would remain the same. **Councilmember Laws moved that the residential setback should be measured from the roofline as has been done in the past. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and called for comments. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller**

Those voting 'NAY'

Councilmember Smith

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

- B. Explained that Kay Kimball and Rick Roberts of Kimball and Roberts, CPA's, were in the office all last week conducting the yearly audit. As soon as the audit is completed they will send a detailed report. He further explained that the City did very well on the audit.

9. Councilmember Black explained that Steve Hiatt had contacted him regarding the Junior Triathlon and would like to close the two block area adjoining the Blanding Elementary School property on August 20 to hold this event. Chief Halliday has also been contacted and would be willing to work this out with Mr. Hiatt. Mayor and Council gave approval to close this area for this event.

10. Councilmember Laws questioned why the City did not start now on the chipping of streets. He asked if it would be cheaper to bid this out versus having the County handle it and should Mr. Black be given the authorization to pursue this option. Mr. Black stated that he did not feel it would be possible to get a bid on this item, but he could possibly get an estimate on the cost. Mayor Balch asked Mr. Black to pursue this and give Council a report on it within the next few months.

11. Councilmember Mueller volunteered to be a member of the Independence Day Committee as she is an advocate of community service and she will no longer be a Council Member.

12. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

A. Asked for questions on the financial disbursements. There were none.

B. Explained that Mayor Balch needed to be given authorization by the Council to sign the Engineer Contract on the water distribution line. He further explained that this is the exact contract that was approved on the 2 million gallon tank and that the City did receive the environmental assessment approval. This document has been approved by Mr. Halls, City Attorney. **Councilmember Bayles moved that Mayor Balch be authorized to sign the Engineering Contract with RB&G Engineering for the water distribution line. Councilmember Mueller seconded the motion. Mayor Balch repeated the motion and called for comments. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith**

Those voting 'NAY'

NONE

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

C. Explained that Mayor Balch needed to be given authorization to sign the EDA Agreement and Mortgage Approval. Mr. Webb explained that the reason for this agreement is that the City is getting \$875,000 on the Arts and Conference Center and are required to do a lien agreement which says the EDA has first lien on this property for the first 20 years. The City and the College of Eastern Utah are on the deed. **Councilmember Bayles moved that Mayor Balch be authorized to sign the EDA Agreement and Mortgage Approval with the changes that Craig Halls has suggested. Councilmember Mueller seconded the motion. Mayor Balch repeated the motion and called for comments. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith**

Those voting 'NAY'

NONE

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

- D. Explained that the Camp Jackson agreement has been approved by Mr. Halls. **Councilmember Bayles moved that Mayor Balch be authorized to sign the Camp Jackson Agreement. Councilmember Black seconded the motion. Mayor Balch repeated the motion and called for comments. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

NONE

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

- E. Explained that he would be at UAMPS meetings in Ephraim August 16 - 18, 1999.
- F. A lengthy discussion was held regarding a request from UP&L for an individual on Blue Mountain Road to connect to their power. If the City denies this request, it will cost this property owner approximately \$5,000.00 to connect to the City's power. Under UP&L's policy it would cost only \$112.00. After the discussion ended, Mayor Balch stated that Mr. Webb should notify UP&L that the request is denied.

13. **Councilmember Mueller moved that the City adopt Resolution 1999 - 6 Tax Rate Resolution. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

Councilmember Bayles

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

14. **Councilmember Black moved that the City adopt Resolution 1999 - 7 Sewer Rate Resolution. Councilmember Mueller seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

Councilmember Bayles

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

15. Councilmember Bayles moved that the City adopt Resolution 1999 - 8 Natural Gas Incentive Resolution. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

NONE

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

16. Mr. Webb presented the UAMPS Power Supply Agreement Resolution. He explained that this resolution give Kay Johnson the authority to approve any firm power agreements that are purchased through UAMPS. A general group discussion ensued in which Mayor Balch advised Mr. Webb to draft a letter to Mr. Johnson making him aware that Mayor and Council will be advised before any agreements are signed. This letter will be brought before Council on the next agenda for approval. Councilmember Smith moved that Mayor Balch be given authorization to sign the UAMPS Power Supply Agreement and adopt Resolution 1999-9. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

NONE

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

Meeting adjourned at 9:05 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JULY 28, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Don Smith
City Treasurer: Kate Turk
City Clerk: Patricia Bartlett
General Services Director: Jeff Black

Absent:

City Councilmembers: Lou Mueller
Kelly Laws

Others Present: Neil Joslin, Jami Yoakam, K.C. Benedict

1. The prayer was offered by Kate Turk.
2. The Pledge of Allegiance was recited.
3. The minutes of the July 14, 1999 meeting were approved with the following corrections:
 - A. Page 2, Item #9 - add that Chris Webb and Jeff Black had also met with UP&L. Tom Alexander and Kay Walker with UP&L were here to discuss an agreement where UP&L would pay some additional costs. Mr. Bruce Wright will be retiring soon from UP&L
 - B. A discussion was held regarding the sign ordinance and it was decided that all businesses with a City business license should receive a letter regarding the 90 day sign study.
5. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
 - A. Explained that the gate is in at the airport. Mayor Balch asked if parking had been curtailed and it was decided to have the police check this area occasionally. Mayor Balch stated that a letter had been sent and needs to be enforced.
 - B. Explained that the paving of streets was completed.
 - C. Explained that the construction on the 2 million gallon tank had begun.
 - D. Mayor Balch made Mr. Black aware that there is a street light out at 300 W 200 S.
6. Mayor Balch discussed the following items with Council:
 - A. Explained that there have been several business owners who are unhappy with the trees in front of their businesses. He suggested that a meeting be held for businesses to make recommendations on how to handle this issue and have one councilmember present at this meeting.
 - B. Explained that Judge Nielson had contacted him regarding the removal of Bert Jackson's busses. Mr. Jackson had been ordered to remove these busses and the time limit had passed and it has not been done. After a short discussion, it was decided to have Mr. Webb check into the costs of the City removing versus and impound yard.

- C. Explained that Gordon Hawkins car has a dent in the fender and Gordon would like to have it repaired. low bid on this repair was \$726. Council gave approval to have the vehicle repaired.

7. Councilmember Bayles discussed the following items with Mayor and Council:

- A. Explained that he had checked into the possibility of closing the airport on the 4th of July for an airshow. It is possible to close the airport by calling Cedar City and letting them know. Mr. Black explained that a 60X60 "X" would have to be painted on each end of the runway. Councilmember Bayles was also told that if an armory is nearby there is a possibility of getting airplanes through the Army, for display.
- B. Explained that David Redd's lease agreement on his hangar needed to be changed to say that Mr. Redd is running a commercial business out of this hangar and the City has approved this.
- C. Mr. Neil Joslin asked about the changes in federal funds. Councilmember Bayles explained that our airport was still covered.

8. Councilmember Black explained that he had been approached by a citizen regarding the road going out to Alma Palmer's and other residences. Jeff Black explained that he has been told several times that the College would be doing this, but they haven't yet. Mayor Balch asked Mr. Black to inquire one more time to the College and if it was not completed, then to try the County.

9. Councilmember Smith discussed the following items with Mayor and Council:

- A. Explained there is a meeting regarding the State Water Plan on August 12, 1999, Thursday.
- B. Explained that he would be attending the UAMPS meetings August 16 - 18, in Ephraim.

10. Kate Turk, City Treasurer, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements. There were none.
- B. The gasoline bid opening was held. Diamond "C" Fuels was the only bidder. Their bid was 78.9 cents per gallon for 7,000 gallons. **Councilmember Bayles moved that the City accept the bid of 78.9 cents per gallon for 7,000 gallons from Diamond "C" Fuels. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Smith

Those voting 'NAY'

None

Those absent

Councilmember Laws

Councilmember Mueller

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

- C. Explained that the Camp Jackson/Jerry Holliday agreement had been approved by Mr. Holliday. Mayor Balch advised that it be approved by Craig Halls and put on the next agenda for approval.

- D. Explained that a change needed to be made to the April 28, 1999 minutes. Added to Page 1, #6 - that the Mayor opened the meeting for public comments and budget requests. Also to Page 3, #18 - that the meeting was opened again for public comments and Mrs. Linda Shumway requested monies be budgeted to add curb, gutter and sidewalk on 500 South because of the new Blue Mt Dine' project. **Councilmember Bayles moved that approval be given to make the changes to the April 28, 1999 council minutes adding #6 and #18. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Smith
Those voting 'NAY'	None
Those absent	Councilmember Laws
	Councilmember Mueller

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

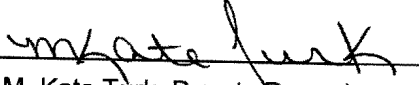
- E. Explained that Mr. Webb would like to bring the Natural Gas Incentives for a period of time. Councilmember Bayles asked that this be tabled as he had not been notified of this change. Mayor Balch explained that this had been budgeted and that Mr. Webb had worked very hard on getting businesses to hook up to natural gas and was not very successful. It was decided to table this issue until the next meeting.
- F. Presented 2 different proposals on the Sewer Rate Resolution. Mayor Balch would like to examine some specific businesses and see what the actual change would be. This item was also tabled until the next meeting.
- G. Explained that a date had been set on the Redd trial. It will be September 13, 1999 at 10 a.m. Anderson and Anderson have filed a motion to dismiss, but had not received word on it as of yet.
- H. Explained that the Engineer Service contract had been approved by the bond attorneys. Council decided to wait until all had read this contract.

11. Presented the Tax Rate Resolution. Mayor lead a general group discussion regarding this resolution. **Councilmember Smith moved that the City accept this Tax Rate Resolution. The motion died for a lack of a second. Councilmember Bayles moved that this item be tabled at this time. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
Those voting 'NAY'	Councilmember Smith
Those absent	Councilmember Laws
	Councilmember Smith

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

Meeting adjourned at 8:05 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JULY 14, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Randee Bayles

Clisbee Black

Kelly Laws

Don Smith

City Administrator: Chris Webb

City Clerk: Patricia Bartlett

General Services Director: Jeff Black

City Engineer: Philip Palmer

City Planner: Bret Hosler

Absent:

City Councilmember: Lou Mueller

Others Present: Neil Joslin, Jami Yoakam, Cory Black

1. The prayer was offered by Philip Palmer.

The Pledge of Allegiance was recited.

3. The minutes of the June 23, 1999 meeting were approved as presented. Councilmember Laws asked Mr. Webb what he had found out about the radio that was purchased for the new Police Vehicle. It was explained that it was budgeted and it was needed.

4. Cory Black, who was hired by the City to help complete the GIS work that was so far behind, presented drawings and gave a short presentation to Mayor and Council explaining where the City is at on the GIS system. Mr. Black explained that there is a problem with the manholes as in relation to the buildings and structures and Sunrise is looking into this problem. He further explained there is a problem with the natural gas lines. Sunrise is also going to work on this problem. Mr. Black stated that he is much more comfortable with this system now that the problems are being worked out. Mayor Balch thanked Mr. Black for the excellent job he has done with the GIS system.

5. Philip Palmer, City Engineer discussed the following items with Mayor and Council:

A. Presented a utility easement from the City to Brit Barton on 500 South. After a short discussion, **Councilmember Bayles moved that the City approve the easement to Mr. Brit Barton and allow Mayor Balch to sign said easement. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Smith

Those absent

Councilmember Mueller

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

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- B. Explained that approval was needed on the Sidewalk Safety Contract in the amount of \$2,167.00. **Councilmember Bayles moved that Mayor Balch be allowed to sign the Sidewalk Safety Contract in the amount of \$2,167.00 Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Smith

Those absent

Councilmember Mueller

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

6. Mr. Jeff Black, General Services Director, presented the June 1999 Natural Gas Report. There were no questions regarding this report.

7. Mayor Balch discussed the following items with Council:

- A. Discussed the possibility of appointing an Independence Day Committee and asked for each councilmember to submit names of citizens they would like to serve on this committee. It would consist of 5 citizens and 1 councilmember.
- B. Discussed the possibility of closing the airport from 6:00 a.m. to 10:00 a.m. on July 4 and to let those citizens who fly model airplanes have an airshow.
- C. Councilmember Black explained that Seely's would like to start advertising on the Soap Box Derby earlier to let people know it would be happening.
- D. Explained that he would like the sign ordinance reworked. He would like the businesses to be invited to a meeting with Planning and Zoning and bring their ideas on possible changes. Mayor Balch asked Councils approval to allow signs to be put out for a 90 day trial basis contingent on an agreement being signed that these businesses would keep records on the financial changes this made for their business. There will also be restrictions in size and the signs would have to be brought in at night. This would also include the residential businesses. Mayor Balch asked Bret Hosler to draft a letter to let the businesses know. All businesses with a City business license should receive a letter.

9. Councilmember Smith explained that he, Chris Webb and Jeff Black met with UP&L. Tom Alexander and Kay Walker with UP&L were here to discuss an agreement where UP&L would pay some additional costs. Mr. Bruce Wright will be retiring soon from UP&L.

10. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements. There were none.
- B. A discussion was held regarding the commercial deposit policy. Mr. Webb proposed changing this policy to read that a business will not be required to pay a deposit unless they are disconnected. A lengthy discussion was held. **Councilmember Smith moved that Council approve the changes Mr. Webb had suggested. Motion died for lack of a second.**
- C. Explained that Pete Henderson has not been able to come up with a match on the funds for his program. Councilmember Black advised Mr. Henderson to get on the list to get money out of 4th of July money.

- D. Explained that the contract on the 2 million gallon tank had been approved by attorneys and bond attorneys. **Councilmember Bayles moved that Mayor Balch be allowed to sign the two million gallon tank contract. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for comments. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Smith

Those absent

Councilmember Mueller

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

- E. A discussion was held regarding impact fees. A decision was made to pursue impact fees without increasing the cost of connection.
- F. Explained that the Boy Scout Camps have always gotten water from the well by the substation. Their inspectors told them they could no longer use that water. They were required to get culinary water which they did from the City. They have asked that the City donate this water. Mayor Balch gave Mr. Webb permission to do so.

11. Mr. Webb explained that a .50 increase in sewer rates had been budgeted for this fiscal year. In the sewer study it was recommended to use the ERU program. This would mean a fairly substantial increase for commercial customers. Mayor Balch stated he is not in favor of the ERU being implemented until the businesses have been informed. A notice will be published in the newsletter this month.

12. Philip Palmer proposed a trade of 2 acres of his land, next to the substation, for the knoll north of Ray Palmer's. Council stated that they have received several offers on this land and they were not interested in a trade at this time.

13. **Councilmember Laws moved that Council retire to executive session. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Smith

Those absent

Councilmember Mueller

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

Council retired to executive session at 8:45 p.m.

14. Council returned from executive session at 9:55 p.m.

Meeting adjourned at 9:55 p.m.

By


M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JUNE 23, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Randee Bayles

Clisbee Black

Kelly Laws

Don Smith

City Administrator: Chris Webb

City Treasurer: Kate Turk

General Services Director: Jeff Black

City Engineer: Philip Palmer

City Planner: Bret Hosler

Absent:

City Councilmember: Lou Mueller

Others Present: Neil Joslin, Guen Smith

1. The prayer was offered by Neil Joslin.
2. The Pledge of Allegiance was recited.
3. The minutes of the June 9, 1999 meeting were approved as presented. Council asked to have Cory Black give a 10 minute presentation on the GIS System at the next schedule Council Meeting, July 14, 1999.
4. Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
 - A. Explained that there is an amendment to the FAA Grant on the apron rehabilitation project 06.
Councilmember Bayles moved that Mayor Balch be authorized to sign the amendment. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Smith

Those absent

Councilmember Mueller

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

- B. Explained that the bid opening on the construction of the 2 million gallon water tank had been held earlier in the day. The low bidder was Cal Wadsworth Construction out of Draper at \$599,000. After a short discussion, **Councilmember Bayles moved that the City accept the bid of \$599,000 by Cal Wadsworth Construction. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Smith

Those absent

Councilmember Mueller

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

5. Mr. Bret Hosler, City Planner, asked that Mayor and Council look over the handout on the State of Utah Economic Overview.
6. Mr. Jeff Black, General Services Director, explained that the chipping has been completed and the asphalt is in the process. Councilmember Bayles commended Mr. Black on the work he does with the roads.
7. Mayor Balch asked Council if they would like to authorize the Police Department the overtime for road blocks and traffic policing that was discussed during the budget session. Council gave advise and consent on this issue.
8. Councilmember Bayles explained that he had attended an AOG meeting earlier in the day and a discussion was held during this meeting regarding the combining of funding organizations. The AOG authorized a letter be sent opposing this combination.
9. Councilmember Black gave an update on the Fourth of July Celebration. He stated that as of today only 1 business had committed to entering a float in the parade. Pete Henderson will be having his production. Councilmember Black asked that Mr. Webb put an agenda together for the newspaper.
10. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements. Councilmember Laws asked why \$800 was spent on new radios for the new Police Dept vehicles and why the radios out of the older cars could not be used. Councilmember Black asked about the purchase of leg irons by the Police Dept. Mr. Webb explained that he would look into these items.

- B. Updated Mayor and Council on the Arts and Conference Center. Mr. Webb presented a final contract that had been approved by Mr. Halls. The final number on the contract is \$997,950. **Councilmember Bayles moved that Mayor Balch be authorized to sign the final contract on the construction of the Arts and Conference Center. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Smith

Those absent

Councilmember Mueller

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

- C. Explained that there will be a meeting concerning higher education on July 12, Monday, at 4:30 p.m. and asked that the Mayor and Council attend if at all possible.

11. Councilmember Smith asked about the item on the agenda under which Mr. Clark Grover was to speak and did not attend the meeting. Mr. Webb explained that it was regarding the issue that had been discussed previously about the golf course and the Walter C. Lyman Park. He further explained that the City's insurance company's position was that people do realize and assume the risk when they picnic around a golf course. The Trust advised the City that it did not need to add special signs or nets. Mr. Grover's concern is that someone may get hurt in the future, and that it could be worse.

Meeting adjourned at 8:00 p.m.

By



M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JUNE 9, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Randee Bayles

Clisbee Black

Kelly Laws

Lou Mueller

Don Smith

City Administrator: Chris Webb

City Treasurer: Kate Turk

General Services Director: Jeff Black

City Engineer: Philip Palmer

City Planner: Bret Hosler

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Bill Deal, Harold Roberts, Jami Yoakam, Kyle Hosler, Maryleen Tahy, Eva Sam, Diane Bradford.

1. The prayer was offered by Chris Webb.
2. The Pledge of Allegiance was recited.
3. The minutes of the May 26, 1999 meeting were approved as presented.
4. Mr. Harold Roberts with International Uranium Corporation updated Mayor and Council on the on goings at the mill. Mr. Roberts explained that a public hearing was held the previous evening by the Radiation Control Board. He explained that many people were present including County Commissioners, employees, the President of the Utah Mining Association and many citizens. Mr. Roberts stated that the Nuclear Regulatory Commission which is a Federal Commission issued a letter to the Radiation Control Board, a State Board, that they were jeopardizing their status with the NRC. He further explained that the White Mesa Mill would start up a conventional ore run on Monday of the following week. They were also awarded the contract on the Ashland I material which is an alternate feed material.
5. Mrs. Maryleen Tahy with Blue Mt. Dine' explained to Mayor and Council that they would be holding the annual Powwow for the 4th of July Celebration and requested a donation from the City. Advise and consent was given to allocate \$500 which must be matched by Blue Mt. Dine'.
6. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Explained that the Planning and Zoning Commission has been working on the General Plan and is very close to finishing a rough draft. Their intention is to hold an open house rather than a public hearing for public input. Councilmember Bayles asked that Cory Black, who has been hired to work on the GIS, be put on the next agenda to make a presentation to Mayor and Council.

- B. Explained that a letter was written to UDOT under the Mayor's signature regarding the Highway 191 project and why it has not been completed. This letter accomplished it's purpose and the project will be bid in the next 2 to 3 weeks.
- C. Explained that Moab City is getting highway lighting put in under a safety issue from UDOT. Mr. Hosler explained that he contacted Dale Stapley with UDOT and Mr. Stapley advised him to write a letter and make application. Mr. Stapley was not sure if there were still funds available, but the City could get on the list.

7. Mr. Jeff Black, General Services Director, discussed the following items with Mayor and Council:

- A. Presented the 5/99 Water and Natural Gas Reports. He explained that the actual number of 1/2" connections was 574 rather than the 5744 presented on the report. Mr. Black further explained that this report includes any residence or business that has a meter on their service whether it is being used or not.
- B. Asked for approval on the prioritized list regarding the new curb on certain streets. Mayor and Council gave Mr. Black approval on the list.
- C. Explained that LeGrande Johnson would begin asphaltting on June 10 and chip sealing would begin on June 15.

8. Mayor Balch asked Council if they would like to have the animal issue on the ballot in November. A group discussion ensued and the decision was made that it would not be put on the November ballot unless a petition was brought before Mayor and Council to do so.

9. **Councilmember Bayles moved to go into the public hearing regarding the proposed \$200,000 in bond debt water projects. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for comments. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith**

Those voting 'NAY'

NONE

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

The public hearing opened at 7:35 p.m. Mr. Webb explained that another public hearing had to be held after the citizens received notice of the proposed bond debt. There was no public comment and Mayor Balch closed the public hearing at 7:38 p.m.

10. Mayor Balch explained that he had received a letter from Ken Bradford resigning from the Planning and Zoning Commission effective immediately. Mayor Balch asked for Council to give him suggestions on a replacement. Councilmember Mueller asked that a letter be sent to Mr. Bradford thanking him for his service. He then asked if the Council would like to have a float in the 4th of July Parade, it was decided not.

11. Councilmember Black gave an update on the Fourth of July Celebration. He stated that Don Palmer would be having the boxing matches only if he could get help with putting it together from the Coaching Staff at the high school. Councilmember Black will call Monty Lee to follow up.

12. Councilmember Laws discussed the issue of International Uranium Corporation and the water they have purchased. They are requesting an additional 100 acre feet. It was decided they could purchase the additional 100 acre feet at the contract price of \$100.00 an acre foot.

13. Councilmember Bayles moved to go into the public hearing regarding proposed changes to 1998-1999 fiscal year budget. Councilmember Mueller seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith

Those voting 'NAY'

NONE

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

The public hearing opened at 7:46 p.m. Mr. Webb explained the reasons for the change in the budget. There was no public comment. Mayor Balch closed the public hearing at 7:49 p.m.

14. Councilmember Smith moved that the City write a letter to the Bureau of Land Management opposing the proposed study areas for reasons of economics. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith

Those voting 'NAY'

NONE

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

15. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements, there were none.
- B. Updated Mayor and Council on the Arts and Conference Center. Mr. Webb presented a draft contract that they expect to present a finalized copy of by Council Meeting on June 23, 1999. Mayor and Council felt that the contract should be reviewed by Mr. Halls, City Attorney, before finalizing.
- C. Explained that Mr. Jerry Holliday had come to him asking to be allowed to put fish in Camp Jackson. Mr. Webb was asked to draft up an agreement with the stipulation that the City would allow it as long as they are legally able to, and have Mr. Halls, City Attorney, review it.
- D. Explained that an incident at the golf course had brought up the question of whether or not the City has liability if someone was hit by a golf ball while picnicking/visiting at the Albert R. Lyman Park. After a short discussion, Mr. Webb was advised to contact the Utah Local Government Trust and explore the liability issues on this item.
- E. Made aware that he would be absent from work the week of 6/14 - 6/19 for scout camp.

16. Councilmember Laws moved that the City adopt the Numbering and Naming of City Streets Ordinance. Councilmember Bayles seconded the motion. Mayor Balch restated the motion and called for questions or comments. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith

Those voting 'NAY'

NONE

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

17. Councilmember Bayles moved that the City adopt the 1999/2000 City budget Resolution. Councilmember Laws seconded the motion. Mayor Balch restated the motion and called for questions or comments. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith

Those voting 'NAY'

NONE

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

18. Councilmember Bayles moved that the City adopt Resolution 1999-4 adopting budget changes 1998/1999. Councilmember Laws seconded the motion. Mayor Balch restated the motion and called for questions or comments. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith

Those voting 'NAY'

NONE

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

Councilmember Mueller thanked Mr. Webb and staff for presenting a clear and precise budget. This was the best budget she had ever had to endure.

19. Councilmember Black explained that Pete Henderson commented to him that he would like to be reimbursed his personal expenses for putting on the production Families Are Forever. Mr. Neil Joslin suggested that Mr. Henderson contact Tony Wojcik who runs the 21st Century School Program for possible help with this issue.

Meeting adjourned at 8:23 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
MAY 26, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Engineer: Philip Palmer

Others Present: Neil Joslin, Phil Mueller, Guy Harris, Fila Harris, Jami Yoakam, Kathleen Redd, Guen Smith, Pam Hosler, Brian Davis, Susan Flavel, Brent Flavel, John Black, Shauna Hurst

1. The prayer was offered by Don Smith.
2. The Pledge of Allegiance was recited.
3. The minutes of the May 12, 1999 meeting were approved with the following change:
 - A. Page 2, #10 - Governor's Rural Telecommunication Taskforce instead of Board.
4. Mrs. Fila Harris addressed Mayor and Council regarding the issue of her goat. She explained that she and her husband had no idea they were in conflict with any ordinances when they acquired the animal. Mrs. Harris stated that her intent was to continue in the tradition of her family and her culture by producing homemade milk and cheeses. She commented that she was seeking advice from a lawyer on this issue. She continued by reading a written statement. She questioned Mayor and Council on apparent and perceived inequities that she felt existed wherein the ordinance was not being enforced. The grandfather exception was explained to Mrs. Harris and she was informed that all illegal placement of animals that the City was aware of had been addressed or were being addressed. Mrs. Harris asked for variance and compliance information for individuals the City had asked to comply. She was told that information was available in accordance with the City's records administration ordinance and that she needed to come to the City office and fill out an information requisition request that is available at the front desk. Mrs. Harris asked who had filed the complaint with the City and wanted to know if it was a public employee or citizen. She was told that her neighbor, Bret Hosler, who is also a City employee, reported the noncompliance. It was explained that as part of Mr. Hosler's job description he is required to do so. Mr. Harris asked if the City had appointed someone to monitor and regulate this ordinance daily all year. It was explained that the City did not have anyone assigned to regulate this ordinance or monitor it daily and that the City responds to complaints from citizens or noncompliance through discovery. The Harris' felt that the animal issue should be taken to a public vote. Mayor Balch explained that since his term in office began he had just as many citizens express their support of the ordinance as he did those who didn't. It was further explained to the Harris' that this was an issue that they could not receive a variance on since the Board of Adjustments was not allowed to give a

variance on a land use issue. To do so would be essentially changing the zoning. They asked about the possibilities of changing the zoning and it was explained that this was something they could pursue by first going to the Planning and Zoning Commission. They asked when those meetings were held and were told these meetings were held on the second and fourth Thursdays of the month. During the discussion, some of the audience disagreed with City Council's answers and a heated argument began. Mayor Balch stopped the discussion and told each of the parties they would have the opportunity to speak, but it would have to be one at a time and without interruption and that he would not allow the contention.

5. The public hearing regarding the proposed ordinance on the naming and numbering of streets opened at 7:38 p.m. **Councilmember Laws moved that a 5 minute time limit be set. Councilmember Mueller seconded the motion. Mayor Balch repeated the motion and called for questions or comments. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith**

Those voting 'NAY'

NONE

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

Mr. Neil Joslin explained that he agreed with the numbering of streets. There was no further public comment on the plan. The public hearing closed at 7:42 p.m.

6. Mrs. Kathleen Redd was then asked if she wanted to speak. She said that she had a written statement she had been asked to read on behalf of Mrs. Sherri Porter listed as item C in the agenda. Mayor Balch stated that they would hear that statement now. Mrs. Redd read the statement which opposed the existing animal ordinance and the way she felt it was being enforced.

7. Mrs. Susan Flavel was given the opportunity to speak, item 1B on the agenda. Mrs. Flavel explained that it was obvious to her the intent of this ordinance was to get animals out of city limits. She further stated that this ordinance did not seem right or fair, that we do not live in a huge business district and that citizens are not trusted to be responsible animal owners or good neighbors.

8. Mr. Brian Davis with Sunrise Engineering presented the Draft of the Wastewater Master Plan. He explained that if there was any comment or questions please call him.

9. Mayor Balch discussed the following items with Council:
 - A. Handed out a letter from Marian Bradford requesting some changes to be made at the Transfer Station and asked Council to take some time and read this letter and think about her suggestions.
 - B. Asked that Council once again let him know if they are all in favor of the way the City is handling the utility policy on late fees and deposits. He explained that after three delinquent payments in any one year period that a citizen was having to make a deposit worth two times their average monthly utility bill. All Council agreed that they wanted to continue with this policy.
 - C. Asked what Council's feelings would be on moving the Police Department back into the City office. A short discussion was held and the Mayor asked them to all think about it and they would discuss it again at a later time.
10. Councilmember Bayles explained that he had spoken with Jon Hunt, FBO at the Blanding Municipal Airport. The security gate will now be closed at all times and that there will be no unauthorized vehicles allowed inside the gate. Advise and consent was given to proceed with this action. He further asked that Council allocate \$10,000 in the budget to the Central San Juan Recreation District for Capital Expenditures. It was decided to discuss this later in the evening during the budget session.
11. Councilmember Black discussed the Fourth of July Celebration with Mayor and Council. He explained the Jon Davis or Vance Seely would be handling the soap box derby. The San Juan High School Cheerleaders will be in charge of the booths and that one person in each booth must have a food handlers permit. The quilters guild will be having a quilt display in the cafeteria. Pete Henderson will have a program Friday and Saturday nights and EOTS will be presenting their melodrama as always. Mr. Webb explained that Dave Homedew was trying to put a paint ball competition together. Councilmember Bayles explained that Mike Bowers with the Recreation District would be having as many ball tournaments as he could put together.
12. Councilmember Laws asked why the Chamber Brochures were not being distributed. Councilmember Smith was asked to discuss this with Gary Guymon.
13. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked for questions on the financial disbursements, there were none.
 - B. Explained that the fax machine in the office had quit working and it would cost about \$500 to replace it. Mayor and Council approved the expenditure.
 - C. Explained that June 21, 1999 was the deadline for bids to come in on the construction of the 2 million gallon tank. The bids will be discussed at Council meeting on June 23, 1999.

14. Councilmember Laws moved that the City adopt Resolution 1999 BR-2 Authorizing the issuance and Confirming the Sale of Parity Water Revenue Bond Series 1999 in the Aggregate Principal amount of \$200,000 for the purpose of providing funds to finance Culinary Water System Construction and/or improvements. Councilmember Bayles seconded the motion. Mayor Balch restated the motion and called for questions or comments. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith

Those voting 'NAY'

NONE

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

15. Councilmember Bayles moved that the City adopt the Water Conservation Plan Resolution. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and called for questions or comments. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith

Those voting 'NAY'

NONE

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

Meeting adjourned at 9:43 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
MAY 12, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Randee Bayles

Clisbee Black

Kelly Laws

Lou Mueller

Don Smith

City Administrator: Chris Webb

City Treasurer: Kate Turk

City Planner: Bret Hosler

General Services Director: Jeff Black

City Engineer: Philip Palmer

Police Chief: Mike Halliday

Others Present: Neil Joslin, Phil Mueller, Jaren Adams, Jerry Adams, Guen Smith, Arlan Henderson, Jamie Yoakam

1. The prayer was offered by Calvin Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the April 28, 1999 meeting were approved as presented.
4. Mr. Jaren Adams approached Mayor and Council regarding the issuance of a building permit on the property adjacent to his father's home. After a lengthy discussion, **Councilmember Bayles moved to let Mr. Adams pursue getting the right of way from the State and if he is unsuccessful in that, the City will pursue it. Also, that in the interim, the City issue Mr. Adams a building permit to go ahead with his home. In the event the State will not give the right of way, the City will take the 32 foot right of way and classify it as an unimproved street right of way. Mr. Adams will also give this 32 foot right of way before the building permit is issued. Councilmember Mueller seconded the motion and Mayor Balch repeated it. He then called for questions or comments. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

NONE

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

5. The public hearing regarding the proposed water conservation plan opened at 7:40 p.m. **Councilmember Laws moved that a 5 minute time limit be set. Councilmember Mueller seconded the motion. Mayor Balch repeated the motion and called for questions or comments. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

NONE

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

Mr. Webb explained the legislation regarding this issue and stressed the importance of the plan. Councilmember Mueller commended Mr. Webb and staff for the excellent job that was done on this plan. There was no public comment on the plan. The public hearing closed at 7:45 p.m.

6. Mr. Arlan Henderson addressed Mayor and Council regarding his concerns at the Blanding Municipal Airport. Mr. Henderson is concerned about the heavy equipment training that is being conducted too close to where his airplane is tied down. He is also concerned about the fact that there are no helipads for the helicopters to land and that the security gate is not being used and locked. Mayor Balch explained that these issues would be looked into.

7. Mike Halliday, Chief of Police, made the Mayor and Council aware that Officer Cal Dean Black of the Provo Police Department had been offered the vacant position on the Blanding City Force for \$26,000 annual salary. Officer Black accepted and asked that he be able to begin on July 1, 1999, in order for him to have time to sell his home. Chief Halliday explained that this would cause the police force to have some overtime until Officer Black arrives, but his department would still remain within budget. Chief Halliday also reminded Mayor and Council that DARE Graduation would be held on May 24, 1999 at 1:30 p.m. at the Blanding Elementary School.

8. Jeff Black, General Services Director, presented the Natural Gas and Water Reports for April 1999 and there were no questions or comments.

9. Bret Hosler, City Planner, reported on the Board of Adjustments training. There were four out of five Board of Adjustment members, three Planning and Zoning members and three City Councilmembers in attendance. He explained that this was a very worthwhile training meeting.

10. Councilmember Mueller made Mayor and Council aware that she had been put on the Governor's Rural Telecommunication Taskforce.

11. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements, there were none.
 - B. Explained that the first budget work session would be held on May 19, 1999 at 6:00 p.m. He asked that Mayor and Council go through the budget thoroughly before this meeting so it would not be necessary to go through it a page at a time.
 - C. Explained that he had completed the Capital Projects Plan which shows savings and spending required over the next ten years. He asked the Mayor and Council to review this plan for discussion and approval during the budget process. (See Page 4 for a copy of this plan).
 - D. Presented the draft ordinance on Street Names. After some discussion, Mr. Webb was advised to advertise for a public hearing on this proposed ordinance.
 - E. A discussion ensued regarding the Arts and Conference Center. Mayor Balch felt like the Council should not be involved until the building is ready to be built. Councilmember Bayles felt like it was unfair that EOTS took some cuts in their portions. Advise and consent was given to forgive the \$30,000 that the City has into this project on the contingency that Mr. Webb can come up with a match for that amount from other entities.
 - F. A discussion ensued regarding the electricity master plan study. Councilmember Smith stated that it looked good to him and that he felt relieved that most projects were not immediate. Mr. Webb explained that the projects that are immediate are part of the Capital Projects Plan which had been discussed earlier in the meeting. Councilmember Bayles suggested that Mayor and Council go through this study and highlight any portions they may have questions on.
 - G. Explained that the audit bids had come in and that Kimball and Roberts out of Richfield had come in with the low bid of \$8,950. Advise and consent was given to pursue a contract with Kimball and Roberts.
 - H. Reported on City Clean-up Day. Mayor and Council thanked everyone for participating. Mayor Balch instructed Mr. Webb to draft thank you letters to the National Guard, CEU and both stakes of the Church of Jesus Christ of Latter Day Saints.
 - I. Explained that the final application for the CDBG grant did get submitted and that a motion would be needed to authorize the Mayor to sign the document. **Councilmember Bayles moved that the Mayor be authorized to sign the CDBG Contract documents. Councilmember Black seconded the motion. Mayor Balch restated the motion and called for questions or comments. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Laws
	Councilmember Mueller
	Councilmember Smith
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Balch declared the motion carried.
 - J. Requested that a Public Hearing be set to hear comments on the Proposed Bond Debt of \$200,000 at .33%. State rules require this hearing be held after each water user received notice of the debt and the hearing. The notice will go out with the June bills and the hearing set for June 9, 1999. Mayor and Council gave advise and consent to give notice and advertise the hearing.



City of Blanding

Capital Projects Planning

Year	Department	Project	City Funding	City Projected	Projected Grant	Total Projected
			Cash Reserves	Debt	Proceeds	Project Cost
1999	Water	2 MG Tank / 14" Distribution Line	\$57,595	\$200,000	\$620,000	\$877,595
1999	Electric	Add 12 KV Line Sectionalizer	\$5,000	\$0	\$0	\$5,000
1999	Electric	Add Circuit Fusing	\$5,000	\$0	\$0	\$5,000
1999	Sewer	Sewer Study	\$0	\$0	\$15,000	\$15,000
1999	Class "C"	Budgeted Interest to Spends Roads	\$79,200	\$0	\$0	\$170,700
TOTALS			\$146,795	\$200,000	\$635,000	\$1,073,295

* Already Budgeted and Reserved For

Year	Department	Project	City Funding	City Projected	Projected Grant	Total Projected
			Cash Reserves	Debt	Proceeds	Project Cost
2000	General	Build Arts & Conference Building	\$45,500	\$0	\$1,100,000	\$1,145,500
2000	Sewer	200 East - 600 South New Line	\$12,800	\$0	\$0	\$12,800
2000	General	Visitor Center	\$0	\$0	\$800,000	\$800,000
2000	Class "C"	Budgeted Interest to Spend	\$61,200	\$0	\$0	\$61,200
TOTALS			\$119,500	\$0	\$1,900,000	\$2,019,500

* Already Budgeted and Reserved For

Year	Department	Project	City Funding	City Projected	Projected Grant	Total Projected
			Cash Reserves	Debt	Proceeds	Project Cost
2001	Electric	Add Voltage Regulators North Hwy Feeder	\$50,000	\$0	\$0	\$50,000
2001	Water	Raise Fourth Reservoir	\$150,000	\$150,000	\$300,000	\$600,000
2001	Sewer	Repair Buried Manholes & Cleanouts	\$33,250	\$0	\$0	\$33,250
2001	Sewer	Extension of Line Center to Cedar Mesa				
2001	Class "C"	Center Street to Museum Project / Interest	\$145,500	\$0	\$187,000	\$332,500
TOTALS			\$378,750	\$150,000	\$487,000	\$1,015,750

Year	Department	Project	City Funding	City Projected	Projected Grant	Total Projected
			Cash Reserves	Debt	Proceeds	Project Cost
2002	Fire Dep	Purchase Fire Truck	\$80,000	\$0	\$80,000	\$160,000
2002	Class "C"	Budgeted Interest to Spend on Roads	\$50,000	\$0	\$0	\$50,000
TOTALS			\$130,000	\$0	\$80,000	\$210,000

Capital Fund	Beginning	Funds Reserved	Funds Required	Projected	Projected Ending
Reserve Accounts	Balance 1999	Operations	Capital Projects	Interest	Balance 1999
Water	\$0.00	\$357,595.00	\$57,595.00	\$0.00	\$300,000.00
Electric	\$11,685.12	\$260,000.00	\$0.00	\$146.06	\$271,831.18
Sewer	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Natural Gas	\$248,645.17	\$0.00	\$0.00	\$3,108.06	\$251,753.23
Golf Course	\$34,114.64	\$8,000.00	\$0.00	\$426.43	\$42,541.07
Fire Truck	\$16,610.89	\$10,000.00	\$0.00	\$207.64	\$26,818.53
C Road Trust	\$1,170,699.84	\$0.00	\$79,200.00	\$14,633.75	\$1,106,133.59

Capital Fund	Beginning	Funds Reserved	Funds Required	Projected	Projected Ending
Reserve Accounts	Balance 2000	Operations	Capital Projects	Interest	Balance 2000
Water	\$300,000.00	\$25,000.00	\$0.00	\$15,000.00	\$340,000.00
Electric	\$271,831.18	\$25,000.00	\$0.00	\$13,591.56	\$310,422.74
Sewer	\$0.00	\$30,000.00	\$12,800.00	\$0.00	\$17,200.00
Natural Gas	\$251,753.23	\$0.00	\$0.00	\$12,587.66	\$264,340.90
Golf Course	\$42,541.07	\$10,000.00	\$0.00	\$2,127.05	\$54,668.13
Fire Truck	\$26,818.53	\$15,000.00	\$0.00	\$1,340.93	\$43,159.45
C Road Trust	\$1,106,133.59	\$0.00	\$61,200.00	\$55,306.48	\$1,100,240.27

Capital Fund	Beginning	Funds Reserved	Funds Required	Projected	Projected Ending
Reserve Accounts	Balance 2001	Operations	Capital Projects	Interest	Balance 2001
Water	\$340,000.00	\$50,000.00	\$150,000.00	\$17,000.00	\$257,000.00
Electric	\$310,422.74	\$35,000.00	\$50,000.00	\$15,521.14	\$310,943.88
Sewer	\$17,200.00	\$25,000.00	\$33,250.00	\$860.00	\$9,810.00
Natural Gas	\$264,340.90	\$0.00	\$0.00	\$13,217.04	\$277,557.94
Golf Course	\$54,668.13	\$10,000.00	\$0.00	\$2,733.41	\$67,401.53
Fire Truck	\$43,159.45	\$15,000.00	\$0.00	\$2,157.97	\$60,317.43
C Road Trust	\$1,100,240.27	\$0.00	\$145,500.00	\$55,012.01	\$1,009,752.28

Capital Fund	Beginning	Funds Reserved	Funds Required	Projected	Projected Ending
Reserve Accounts	Balance 2002	Operations	Capital Projects	Interest	Balance 2002
Water	\$257,000.00	\$50,000.00	\$0.00	\$12,850.00	\$319,850.00
Electric	\$310,943.88	\$35,000.00	\$0.00	\$15,547.19	\$361,491.07
Sewer	\$9,810.00	\$25,000.00	\$0.00	\$490.50	\$35,300.50
Natural Gas	\$277,557.94	\$0.00	\$0.00	\$13,877.90	\$291,435.84
Golf Course	\$67,401.53	\$10,000.00	\$0.00	\$3,370.08	\$80,771.61
Fire Truck	\$60,317.43	\$20,000.00	\$80,000.00	\$3,015.87	\$3,333.30
C Road Trust	\$1,009,752.28	\$0.00	\$50,000.00	\$50,487.61	\$1,010,239.89

Year	Department	Project	City Funding	City Projected	Projected Grant	Total Projected
			Cash Reserves	Debt	Proceeds	Project Cost
2003	Electric	Reconditon .1 Mile #2 C-477 AAC	\$50,000	\$0	\$0	\$50,000
2003	Electric	Increase Capacity Substation Voltage Reg.	\$70,000	\$0	\$0	\$70,000
2003	Water	Mountain Tunnel Repairs	\$0	\$0	\$670,000	\$670,000
2003	Class "C"	Budgeted Interest to Spend on Roads	\$50,000	\$0		\$50,000
TOTALS			\$170,000	\$0	\$670,000	\$840,000

Year	Department	Project	City Funding	City Projected	Projected Grant	Total Projected
			Cash Reserves	Debt	Proceeds	Project Cost
2004	Sewer	East Blanding / Pioneer Estates Extension	\$100,000	\$0	\$100,000	\$200,000
2004	Sewer	Palmer Hill&North East Blanding Singer Ln	\$0	\$75,000	\$75,000	\$150,000
2004	Class "C"	Budgeted Interest to Spend on Roads	\$50,000	\$0	\$0	\$50,000
TOTALS			\$150,000	\$75,000	\$175,000	\$400,000

* Must Raise Sewer Rates to Qualify for Grant to \$19 Range / Could transfer to debt.

Year	Department	Project	City Funding	City Projected	Projected Grant	Total Projected
			Cash Reserves	Debt	Proceeds	Project Cost
2005	Water	Water Treatment Plant	\$500,000	\$500,000	\$1,000,000	\$2,000,000
2005	Class "C"	Budgeted Interest to Spend on Roads	\$50,000	\$0	\$0	\$50,000
TOTALS				\$500,000	\$1,000,000	\$2,050,000

Year	Department	Project	City Funding	City Projected	Projected Grant	Total Projected
			Cash Reserves	Debt	Proceeds	Project Cost
2006	Class "C"	Budgeted Interest to Spend on Roads	\$50,000	\$0	\$0	\$50,000
TOTALS			\$50,000	\$0	\$0	\$50,000

Year	Department	Project	City Funding	City Projected	Projected Grant	Total Projected
			Cash Reserves	Debt	Proceeds	Project Cost
2007	Class "C"	Budgeted Interest to Spend on Roads	\$50,000	\$0	\$0	\$50,000
TOTALS			\$50,000	\$0	\$0	\$50,000

Capital Fund	Begining	Funds Reserved	Funds Required	Projected	Projected Ending
Reserve Accounts	Balance 2003	Operations	Capital Projects	Interest	Balance 2003
Water	\$319,850.00	\$50,000.00	\$0.00	\$15,992.50	\$385,842.50
Electric	\$361,491.07	\$35,000.00	\$120,000.00	\$18,074.55	\$294,565.63
Sewer	\$35,300.50	\$25,000.00	\$0.00	\$1,765.03	\$62,065.53
Natural Gas	\$291,435.84	\$0.00	\$0.00	\$14,571.79	\$306,007.63
Golf Course	\$80,771.61	\$10,000.00	\$0.00	\$4,038.58	\$94,810.19
Fire Truck	\$3,333.30	\$0.00	\$0.00	\$166.66	\$3,499.96
C Road Trust	\$1,010,239.89	\$0.00	\$50,000.00	\$50,511.99	\$1,010,751.89

Capital Fund	Begining	Funds Reserved	Funds Required	Projected	Projected Ending
Reserve Accounts	Balance 2004	Operations	Capital Projects	Interest	Balance 2004
Water	\$385,842.50	\$50,000.00	\$0.00	\$19,292.13	\$455,134.63
Electric	\$294,565.63	\$35,000.00	\$0.00	\$14,728.28	\$344,293.91
Sewer	\$62,065.53	\$35,000.00	\$100,000.00	\$3,103.28	\$168.80
Natural Gas	\$306,007.63	\$0.00	\$0.00	\$15,300.38	\$321,308.01
Golf Course	\$94,810.19	\$10,000.00	\$0.00	\$4,740.51	\$109,550.70
Fire Truck	\$3,499.96	\$0.00	\$0.00	\$175.00	\$3,674.96
C Road Trust	\$1,010,751.89	\$0.00	\$50,000.00	\$50,537.59	\$1,011,289.48

Capital Fund	Begining	Funds Reserved	Funds Required	Projected	Projected Ending
Reserve Accounts	Balance 2005	Operations	Capital Projects	Interest	Balance 2005
Water	\$455,134.63	\$50,000.00	\$500,000.00	\$22,756.73	\$27,891.36
Electric	\$344,293.91	\$35,000.00	\$0.00	\$17,214.70	\$396,508.60
Sewer	\$168.80	\$25,000.00	\$0.00	\$8.44	\$25,177.24
Natural Gas	\$321,308.01	\$0.00	\$0.00	\$16,065.40	\$337,373.41
Golf Course	\$109,550.70	\$10,000.00	\$0.00	\$5,477.53	\$125,028.23
Fire Truck	\$3,674.96	\$0.00	\$0.00	\$183.75	\$3,858.71
C Road Trust	\$1,011,289.48	\$0.00	\$50,000.00	\$50,564.47	\$1,011,853.96

Capital Fund	Begining	Funds Reserved	Funds Required	Projected	Projected Ending
Reserve Accounts	Balance 2006	Operations	Capital Projects	Interest	Balance 2006
Water	\$27,891.36	\$50,000.00	\$0.00	\$1,394.57	\$79,285.92
Electric	\$396,508.60	\$35,000.00	\$0.00	\$19,825.43	\$451,334.04
Sewer	\$25,177.24	\$25,000.00	\$0.00	\$1,258.86	\$51,436.10
Natural Gas	\$337,373.41	\$0.00	\$0.00	\$16,868.67	\$354,242.08
Golf Course	\$125,028.23	\$10,000.00	\$0.00	\$6,251.41	\$141,279.65
Fire Truck	\$3,858.71	\$0.00	\$0.00	\$192.94	\$4,051.64
C Road Trust	\$1,011,853.96	\$0.00	\$50,000.00	\$50,592.70	\$1,012,446.66

Capital Fund	Begining	Funds Reserved	Funds Required	Projected	Projected Ending
Reserve Accounts	Balance 2007	Operations	Capital Projects	Interest	Balance 2007
Water	\$79,285.92	\$50,000.00	\$0.00	\$3,964.30	\$133,250.22
Electric	\$451,334.04	\$35,000.00	\$0.00	\$22,566.70	\$508,900.74
Sewer	\$51,436.10	\$25,000.00	\$0.00	\$2,571.81	\$79,007.91
Natural Gas	\$354,242.08	\$0.00	\$0.00	\$17,712.10	\$371,954.19
Golf Course	\$141,279.65	\$10,000.00	\$0.00	\$7,063.98	\$158,343.63
Fire Truck	\$4,051.64	\$0.00	\$0.00	\$202.58	\$4,254.22
C Road Trust	\$1,012,446.66	\$0.00	\$50,000.00	\$50,622.33	\$1,013,068.99

Year	Department	Project	City Funding	City Projected	Projected Grant	Total Projected
			Cash Reserves	Debt	Proceeds	Project Cost
2008	Recreation	New 18 Hole Golf Course	\$175,000	\$825,000	\$2,000,000	\$3,000,000
2008	Class "C"	Budgeted Interest to Spend on Roads	\$50,000	\$0	\$0	\$50,000
		TOTALS	\$225,000	\$825,000	\$2,000,000	\$3,050,000

Year	Department	Project	City Funding	City Projected	Projected Grant	Total Projected
			Cash Reserves	Debt	Proceeds	Project Cost
2009	Electric	Substation Upgrade / Transformer Upgrade	\$500,000	\$0	\$0	\$500,000
2009	Class "C"	Budgeted Interest to Spend on Roads	\$50,000	\$0	\$0	\$50,000
		TOTALS	\$550,000	\$0	\$0	\$550,000

Year	Department	Project	City Funding	City Projected	Projected Grant	Total Projected
			Cash Reserves	Debt	Proceeds	Project Cost
2010	Class "C"	Budgeted Interest to Spend on Roads	\$50,000	\$0	\$0	\$50,000
		TOTALS		\$0	\$0	\$50,000

ITEMS NOT PROJECTED:

Recreation Center	\$2,500,000
New City Office & Jail	\$3,000,000
New Fire Station	\$1,000,000
New Paramedic / Rescue Truck	\$100,000
Parks & Recreation Recapture	\$1,500,000

Capital Fund	Beginning	Funds Reserved	Funds Required	Projected	Projected Ending
Reserve Accounts	Balance 2008	Operations	Capital Projects	Interest	Balance 2008
Water	\$133,250.22	\$50,000.00	\$0.00	\$6,662.51	\$189,912.73
Electric	\$508,900.74	\$35,000.00	\$0.00	\$25,445.04	\$569,345.77
Sewer	\$79,007.91	\$25,000.00	\$0.00	\$3,950.40	\$107,958.30
Natural Gas	\$371,954.19	\$0.00	\$0.00	\$18,597.71	\$390,551.90
Golf Course	\$158,343.63	\$10,000.00	\$175,000.00	\$7,917.18	\$1,260.81
Fire Truck	\$4,254.22	\$0.00	\$0.00	\$212.71	\$4,466.94
C Road Trust	\$1,013,068.99	\$0.00	\$50,000.00	\$50,653.45	\$1,013,722.44

Capital Fund	Beginning	Funds Reserved	Funds Required	Projected	Projected Ending
Reserve Accounts	Balance 2009	Operations	Capital Projects	Interest	Balance 2009
Water	\$189,912.73	\$50,000.00	\$0.00	\$9,495.64	\$249,408.37
Electric	\$569,345.77	\$35,000.00	\$500,000.00	\$28,467.29	\$132,813.06
Sewer	\$107,958.30	\$25,000.00	\$0.00	\$5,397.92	\$138,356.22
Natural Gas	\$390,551.90	\$0.00	\$0.00	\$19,527.59	\$410,079.49
Golf Course	\$1,260.81	\$10,000.00	\$0.00	\$63.04	\$11,323.85
Fire Truck	\$4,466.94	\$0.00	\$0.00	\$223.35	\$4,690.28
C Road Trust	\$1,013,722.44	\$0.00	\$50,000.00	\$50,686.12	\$1,014,408.56

Capital Fund	Beginning	Funds Reserved	Funds Required	Projected	Projected Ending
Reserve Accounts	Balance 2010	Operations	Capital Projects	Interest	Balance 2010
Water	\$249,408.37	\$50,000.00	\$0.00	\$12,470.42	\$311,878.79
Electric	\$132,813.06	\$35,000.00	\$0.00	\$6,640.65	\$174,453.72
Sewer	\$138,356.22	\$25,000.00	\$0.00	\$6,917.81	\$170,274.03
Natural Gas	\$410,079.49	\$0.00	\$0.00	\$20,503.97	\$430,583.47
Golf Course	\$11,323.85	\$10,000.00	\$0.00	\$566.19	\$21,890.04
Fire Truck	\$4,690.28	\$0.00	\$0.00	\$234.51	\$4,924.80
C Road Trust	\$1,014,408.56	\$0.00	\$50,000.00	\$50,720.43	\$1,015,128.99

12. Councilmember Smith moved that the City adopt the resolution designating an Environmental Certifying Officer for the City of Blanding. Resolution 1999-2. Councilmember Black seconded the motion. Mayor Balch restated the motion and called for questions or comments. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith

Those voting 'NAY'

NONE

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

13. Mr. Arlan Henderson returned to ask Mayor and Council for an answer to his questions he brought up earlier in the meeting. Councilmember Mueller explained that it would be against City policy to make a decision the same night as a question is brought before them. Mayor Balch explained that Philip Palmer would look into the issue on the helipads and inspect for damage by the heavy equipment operators. Councilmember Bayles stated that he would discuss the security gate problem with Jon Hunt, FBO.

14. Councilmember Laws moved that Mayor and Council retire to executive session to discuss utility easements. Councilmember Black seconded the motion. Mayor Balch restated the motion and called for questions or comments. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith

Those voting 'NAY'

NONE

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

15. Mayor and Council retired to executive session at 9:32 p.m.
16. Mayor and Council returned from executive session at 9:55 p.m.

Meeting adjourned at 9:55 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
APRIL 28, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Don Smith
City Administrator: Chris Webb
City Clerk: Patricia Bartlett
City Planner: Bret Hosler
General Services Director: Jeff Black
City Engineer: Philip Palmer
Police Chief: Mike Halliday

Absent:

City Councilmember: Lou Mueller

Others Present: Neil Joslin, Phil Mueller, Harold Roberts, Debbie Christensen, Terri Laws, Shirley Crofts, Jerry Bradford, Ben Tahy, Merrileen Tahy, Guen Smith, Jim Bayles, Tammy Palmer, Deanne Bayles, Landrey Redd, Zeb Crofts, Nicole Redd, Jeanine Christensen, Kyle Laws, Valena Lake, Platte Nielson.

1. The prayer was offered by Clisbee Black.
2. The Pledge of Allegiance was recited.
3. Mayor Balch excused Councilmember Mueller as she was receiving an award upstate.
4. The minutes of the March 24, 1999 meeting were approved with the following changes:
 - A. #11 - C — should read "flume" instead of "flue".The minutes of the April 14, 1999 meeting were approved with the addition of Councilmember Black being added to those present at the meeting.
5. Mr. Harold Roberts with International Uranium Corporation gave a short update on what is happening at the White Mesa Mill. He explained that the Radiation Control Board is trying to pass a new regulation putting limits on how low the uranium content can be rather than how high. There will be a 30 day public comment period beginning on April 29, 1999. If this ruling passes it will significantly hinder operations. Mr. Roberts stated that the Radiation Control Board would be touring the mill on Thursday, May 6 and their monthly meeting will be held in Moab on Friday, May 7. He further stated that there are 83 people employed at this time at the mill and asked for support from the City at the meeting in Moab.
6. Mayor Balch opened the meeting for public comments and budget requests.

7. City Administrator, Chris Webb, spoke on behalf of Scott Meyer who is the Eagle Scout Coordinator for the district. Mr. Meyer had requested to Mr. Webb that Mayor and Council keep in mind the supplying of materials for Eagle Projects when adopting the budget. There was no objection from Mayor and Council on this issue.

8. Mr. Jim Bayles addressed Mayor and Council requesting that the power lines that run through his property be moved. He would like to build a workshop and they interfere with his doing so. After a short discussion, **Councilmember Laws moved that the City pay to have the power lines moved because this is severely impacting Mr. Bayles' property. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for comments. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Mueller

9. Mr. Jerry Bradford spoke on behalf of residents located on Alma Palmer Hill. He requested that money be put in the budget to have the sewer completed in their neighborhood for the year 2002. This would involve six homes. After some discussion, Mayor Balch explained that this would be looked into.

10. Mr. Landre Redd of San Juan High School, addressed Mayor and Council regarding the 7 youths who would be attending the National History Fair Competition. These seven include Mr. Redd, Zeb Crofts, Nicole Redd, Jeanine Christensen, Kyle Laws, Valena Lake and Platte Nielson and they are asking for \$100 each. After viewing a video which these individuals presented, Mayor and Council decided that they could work 10 hours each for \$10 an hour for the City to raise their money.

11. Mike Halliday, Police Chief, made Mayor and Council aware that Officer Jim Brandt had requested to be moved from a full-time officer to a part-time officer. After a lengthy discussion, Councilmembers Bayles, Black and Smith agreed that a new full-time officer would need to be hired. Chief Halliday was given the authority to move Officer Taylor to \$26,000 a year as of May 1, 1999 and to readvertise for a new full-time officer with the salary schedule being \$18,000 - \$26,000. Chief Halliday and Mayor Balch will make the final decision on the hiring and bring the applicant before Council.

12. Jeff Black, General Services Director, presented the March Natural Gas and Water Reports. There were no questions.

13. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Discussed the Highway project through White Mesa. Explained that UDOT will not advertise until July and asked Mayor and Council to write a letter to UDOT requesting the process be sped up. He was instructed to get with Mr. Webb and draft a letter for the Mayor's signature.
 - B. Made Mayor and Council aware that spring training for Planning and Zoning, Board of Adjustments and Mayor and Council would be held Wednesday, May 5, 1999 at 6:00 p.m. in Council Chambers.
14. Philip Palmer, City Engineer, explained that an Airport Committee meeting had been held the previous evening. The main reason for the meeting was the developing of a five year plan on improvements. Councilmember Bayles would like Mr. Palmer to continue to pursue the acquisition of 2002 land expansion. Mr. Palmer asked for advise and consent on five year plan. All were in favor. Mr. Palmer further explained that Mr. David Redd who leases a City hangar, would like his lease agreement changed because he is not using his hangar for storage but for his livelihood. Mayor Balch stated that he felt the legalities should be addressed before anything else happened. Councilmember Smith asked about where Jon Hunt was regarding the airport. Mr. Palmer explained that Mr. Hunt had told him the sell would be completed within two weeks and that he would remain as FBO, but the Air Med would not be based in Blanding any longer. Mr. Palmer then stated that he needed advise and consent for the Mayor to sign the final project report on Project 05. Advise and consent was given on this issue.
15. Mayor Balch discussed the following items with Council:
 - A. Read a letter from Nancy Martineau thanking the City for the work that had been done on the ditch west of her home.
 - B. Asked for Council's approval on giving a 3% cost of living increase to the employees this year. He explained that he felt the City has been extremely well run this year and run on budget. Councilmember Bayles stated that Mr. Webb has done a great job as well as other employees. He further stated that the front office crew was the best the City has ever had. After which, approval was given for a 3% cost of living increase to be added to the budget for the employees. It was then decided that any merit increases could be brought before Mayor and Council on a one on one basis by department during budget work sessions.
16. Councilmember Laws discussed the bid advertisement of the 272 acre feet of water. This water has not been sold. Councilmember Laws suggested that the City should hold off on getting rid of any water at this time.
17. Councilmember Smith discussed the following items with Mayor and Council:
 - A. Explained that the first meeting of the Economic Development Council had been held and that this was just an advisory council.
 - B. Stated that they would be giving each ward a section of the City to be in charge of for the City Clean-up Day on May 8th.
 - C. Made Mayor and Council aware that they were invited to attend the Rainbow Bridge trip on May 1, 1999.
18. Mayor Balch opened the meeting again for public comment and budget requests. Mrs. Linda Shumway requested that monies be budgeted to add curb, gutter and sidewalk on 500 south because of the new Blue Mt. Dine Development.

19. A short break was taken at 9:00 p.m. and Council reconvened at 9:05 p.m.
20. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements, there were none.
 - B. Explained that the bids had come in on the Arts and Conference Center and that Tri-Hurst Construction came in on top with cuts agreed on with Mr. Brookie. He further stated that there will still need to be further cuts. Mr. Webb asked for approval to pursue a contract with Tri-Hurst Construction. Permission was given by Mayor and Council to pursue a contract and additional funds.
 - C. Explained that Kim Hoggard through the Safety Institute would like to use property by the hospital site to hold ATV Safety School. Permission was granted contingent on the school providing a certificate of insurance naming the City as additional insured.
 - D. Explained that the Utah Enterprise Zone had been approved.
 - E. Explained that the GIS is 96% complete. Mr. Webb asked for permission to hire Corey Black to come in for the summer at \$10 an hour to input the data compiled since the beginning of this project. Approval was given for Mr. Webb to hire Mr. Black.
 - F. Explained that clean-up day is set for May 8, 1999 and that the College, National Guard and Shumway Auto have all agreed to participate.
 - G. Asked for permission to purchase a plotter for GIS purposes and explained this would fit into GIS budgeted amounts. Permission to purchase was granted.
 - H. Explained that the Conservation Plan Public hearing would be on May 12, 1999 at City Council.
21. Councilmember Bayles moved that the City adopt Resolution 1999-BR1 which is a Parameter Resolution authorizing the issuance of not to exceed \$250,000 Parity Water Revenue Bond, Series 1999 of Blanding City, San Juan County, Utah. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for comment. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Mueller

Meeting adjourned at 9:55 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
APRIL 14, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro-Tempore: Randee Bayles
City Administrator: Chris Webb
City Councilmembers: Clisbee Black

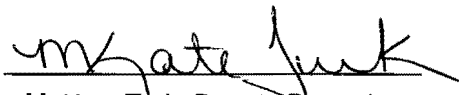
Absent:

Mayor: Calvin Balch
Kelly Laws
Lou Mueller
Don Smith

Others Present: None

1. The meeting was called to order by Mayor Pro-Tempore Bayles at 7:00 p.m. After which, it was decided to wait for ten minutes for late arrivals.
2. The meeting was adjourned at 7:10 p.m. due to lack of a quorum.

Meeting adjourned at 7:10 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
MARCH 24, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Randee Bayles

Clisbee Black

Lou Mueller

Don Smith

City Treasurer: Kate Turk

City Clerk: Patricia Bartlett

City Planner: Bret Hosler

General Services Director: Jeff Black

Absent:

City Councilmember: Kelly Laws

Others Present: Neil Joslin, Jami Yoakam, Vance Seely, Shelby Seely, Guen Smith, Merlin Grover, Gary Guymon, Mike Nielson, Joe Lyman, Danny Fleming.

1. The prayer was offered by Lou Mueller.
2. The Pledge of Allegiance was recited.
3. The minutes of the March 10, 1999 meeting were approved as presented.
4. Mr. Merlin Grover requested that the agreement he has with the City on the leasing of the parcel of land be adjusted. He explained that he is currently paying the City 1/4 of proceeds of his crop. Mr. Grover explained that due to the current water conditions he would like to change that amount to 1/6 of the proceeds. After a general group discussion, advise and consent was given by Mayor and Council for Mr. Grover to pay 1/6 of the proceeds for this year only.
5. Shelby Seely asked that the City refund Vance Seely's money on the tap he purchased and let Shelby pay for the tap and it be on his property. All this would entail is exchanging of checks and the Council giving Shelby permission to have this tap instead of Vance. Advise and consent was given on this issue.
6. Joe B. Lyman with Cedar Mesa Products explained to Mayor and Council that his business had dropped to 25% of what it had been since the City made him move his sign off the right-of-way. He explained that the State said he could not have it on the trailer and move it in off the street at the end of the business day. He reminded Council how many had campaigned to help businesses and this is hurting his business considerably. Mr. Lyman proposed that businesses without frontage be given some lenience regarding the sign issue. He stated that this sign issue could cost 40 employees their jobs. After some discussion, Councilmember Bayles suggested that Mr. Lyman address this issue with the Board of Adjustments. Mr. Lyman stated that he would meet with Mr. Hosler on how to start that process.

7. The public hearing for the final application for the \$70,000 Community Development Block Grant for the new 14" water line opened at 7:45 p.m. A time limit was set for 5 minutes. Mr. Hosler briefly touched on the history of this project and the CDBG process. After which, having no public comment, Mayor Balch closed the public hearing at 7:47 p.m.
8. Gary Guymon, Chamber of Commerce President, explained that the brochures they were having printed would be completed in about one and one-half weeks. Mr. Guymon requested to use the City's tax exempt status to save the Chamber approximately \$525 on taxes. Advise and consent was given to run these brochures through the City, without the City having to put in any money of it's own.
9. Jeff Black, General Services Director, explained to Mayor and Council that he had attended the Water Conservation meeting. He stated that the City would need to have a water conservation plan in effect by April 1, 1999. He further explained that Mr. Webb was asking for an extension on this issue. Councilmembers Bayles, Smith and Black asked for copies of the plan that Mr. Black had. Mr. Black suggested that an elected official attend the next meeting.
10. Councilmember Bayles requested that an executive session be held later in the meeting to discuss legal issues.
11. Councilmember Smith discussed the following items with Mayor and Council:
 - A. Explained that there are some Christmas Decorations that need repair or new decorations need to be purchased. He asked that Mayor and Council remember this at budget time.
 - B. Made aware that the Grayson Visitor Center Committee had met twice. The following officers were elected: Philip Palmer - Chairman, LouAnn Grover - Vice-Chairman, Patricia Bartlett - Secretary. Councilmember Smith explained that they would like to take the front two rooms of the old house and recarpet, paint, fix the drapes and get the electrical up to code so as to have a running visitor center this season.
 - C. Explained that he had gone to Drywash Reservoir and checked out the head of the ditch. He noticed that the board was misplaced and damming off the flume. It looked as if 300 gallons per minute were being lost. He stated he would talk with Preston Nielson about this issue.
12. Kate Turk, City Treasurer, discussed the following items with Mayor and Council:
 - A. Asked for questions on the financial disbursements, there were none.
 - B. Asked that Mayor and Council turn in their budget binders and tabs so as to let staff begin putting the new budget books together.
 - C. Asked for approval on the newsletter to be sent out in the March billing. Approval was given. Councilmember Mueller suggested that an article be put in regarding getting personal computers into compliance on the Y2K issue.

13. Councilmember Bayles moved that Mayor and Council retire to executive session to discuss legal issues. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:

Those voting 'aye'

Councilmember Bayles
Councilmember Black
Councilmember Mueller
Councilmember Smith
Councilmember Laws

Those absent

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

14. Mayor and Council retired to executive session at 8:35 p.m.

15. Mayor and Council returned from executive session at 8:53 p.m.

16. Councilmember Bayles suggested that the Mayor and Council recommend to Mr. Anderson to press for the maximum sentence on the Kathleen Redd case.

Meeting adjourned at 8:55 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
MARCH 10, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Randee Bayles

Clisbee Black

Kelly Laws

Lou Mueller

Don Smith

City Administrator: Chris Webb

City Treasurer: Kate Turk

City Engineer: Philip Palmer

City Planner: Bret Hosler

General Services Director: Jeff Black

Others Present: Neil Joslin, Christina Guymon, Jami Yoakam, Craig Halls, Ben Tahy, Maryleen Tahy, Sam Williams, Roger Knight, Guen Smith.

1. The prayer was offered by Phil Mueller.
2. The Pledge of Allegiance was recited.
3. The minutes of the February 24, 1999 meeting were approved as presented.
4. Christina Guymon from the San Juan High School Honor Society explained to Mayor and Council that they would like to hold a City-wide Easter Egg Hunt on either April 2 or March 26 as a service project. Ms. Guymon asked for a donation from the City to help with this event. Mayor and Council gave advice and consent on donating \$200 to the National Honor Society.
5. Sam Williams, Consulting Developer on the Blue Mt. Dine' Project addressed Mayor and Council regarding the issuance of a temporary certificate of occupancy. He explained that there had been some weather related problems in getting the landscaping completed. After a short discussion, it was decided by Mayor and Council to issue a temporary certificate of occupancy after a performance bond had been given to the City in the amount of 1 ½ times the amount of the cost of finishing the project and if all other requirements have been met. This was agreed upon by Mr. Williams and Roger Knight, General Contractor of Knight Brothers Construction.
6. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
 - A. Gave a recap of the bid opening on asphalt improvements and chip material. He explained that Jerry Holliday Construction was the low bidder on the chips and that LeGrande Johnson was the low bidder on the asphalt. Mr. Webb explained that the Dinosaur Museum had received a grant to put in the curb and gutter and asked Mayor and Council where they stood on asphaltting 100 West in front of the museum. It was decided, after some discussion, that the City could live up to their agreement to pave 3/4 of the street after the curb & gutter was installed by them. It was decided they should not be put on the list until their work was completed.

- B. Explained that on March 5, 1999, RB&G Engineering had a drilling crew in at the 2 million gallon water tank site. Mr. Palmer explained that they had drilled two holes and hit bedrock and groundwater in both. He further stated groundwater that close to the surface may cause some problems.
 - C. Councilmember Smith commended Mr. Palmer on the work that had been done at the cemetery.
7. Jeff Black, General Services Director, presented the February Natural Gas and Water Reports and asked for questions. There were none.
8. Mayor Balch discussed the following items with Council:
- A. **Asked for approval on the following persons being named to the Grayson Visitor Center Committee:**

Patricia Bartlett	All in favor
Norman Johnson	Four in favor, Councilmember Bayles opposed
Philip Palmer	All in favor
Ron Eckhardt	All in favor
Lou Ann Grover	All in favor
Gary Guymon	All in favor
Councilmember Smith	All in favor

Mayor Balch asked Mr. Webb to draft letters to these individuals notifying them of their appointment to this committee.
 - B. Explained that there would be CDBG training in Orem on March 25 or Richfield on March 30. He stated that the City received a letter from the Governors office explaining that it had been awarded a \$70,000 grant that would be used towards the installation of the water distribution line. This is contingent upon approval of the final application and that the City attend this training session.
9. Bret Hosler, City Planner, reminded Mayor and Council of the work meeting scheduled with the Planning and Zoning Commission on March 11, 1999 at 8:00 p.m. to discuss the direction of the general plan.
10. Councilmember Bayles began a discussion regarding water use by the Central San Juan Recreation District, of which he is a board member representing the City. The intent of the original agreement was that the City cover water costs on City owned property. Councilmember Bayles proposed that the City increase their contribution towards water from \$10,000 to \$15,000 because history has shown that water costs have been exceeding the \$10,000. He further explained that the Recreation District would, in return, write a check to the City for \$15,000 to be carried as a credit for water on the Golf Course, Little League Field and Swimming Pool. He also explained that any credits not used of the \$15,000 would be lost at the end of each calendar year and that any overages over the \$15,000 would be paid by the Recreation District. **Councilmember Bayles moved that the City increase their contribution to the Central San Juan Recreation District from \$10,000 to \$15,000. Councilmember Mueller seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none he called for a vote and voting was as follows:**

Those voting 'aye'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'nay'

None

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

11. Councilmember Black explained that he had received a call from a citizen who lived outside the city limits, but owned property within the city limits. This person had asked Councilmember Black why they were not allowed to vote in city elections and he was asking for some clarification on this issue. It was explained to Councilmember Black that it is a state law that a persons principal residence be inside city limits in order to vote in city elections.

12. Councilmember Laws discussed the following items with Mayor and Council:

- A. Brought up the issue of the animal ordinance. He explained that he felt that it was evident in Mr. Halls review of this ordinance that he is not an animal person. Councilmember Bayles stated that the Mayor and Council had asked for Mr. Halls legal opinion and that is what they had gotten and that he felt the brief was well written. Councilmember Laws stated that he felt there should be a work meeting to clear this up. Councilmember Mueller explained that she felt that this issue should just be left alone and that she agreed with Councilmember Bayles in that if something isn't broken it doesn't need fixing. Councilmember Smith stated that he felt that it is broken. **Councilmember Mueller moved that the animal ordinance should be left as is until the year 2000. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and called for questions. Hearing none, he called for a vote. Voting as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Mueller

Those voting 'NAY'

Councilmember Black

Councilmember Laws

Councilmember Smith

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

After further discussion it was decided to have a work session after the budget season was over. Mr. Webb was asked to make sure this issue is put on the June 9, 1999 agenda under Councilmember Laws' name, so a work session could be scheduled.

- B. Proposed that the City do away with the naming of streets and use numbers only. After some discussion, including Philip Palmer and Councilmember Muellers disagreements, Mr. Webb was asked to draft an ordinance with Mr. Halls' help and it would be discussed at a later date.
- C. Asked to be excused from the work session with Planning and Zoning due to the need to attend a water meeting.

13. Councilmember Mueller explained that when she delivered the letters of opposition that the City had drafted to the legislators regarding the mill and the bills that were being proposed, she received a warm reception. She asked that the City send letters to Representative Johnson and Senator Dmitrich thanking them for their support and assistance on this issue. The bill was tabled and the Senate joint resolution died.

14. Councilmember Smith discussed the following items with Mayor and Council:
- A. Explained that Harold Lyman had contacted him and asked if the City would be willing to allow free dumping at the transfer station on May 8th, City Cleanup Day. Advise and consent was given, with the exception of extra items we charge for including fridges, tires, etc.
 - B. Asked if the \$2,000 that was budgeted to the Chamber for their brochures could be disbursed. Ms. Turk was instructed to cut a check to the Chamber for that amount.
15. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements, there were none.
 - B. Asked for approval on the contract for the design and construction management of the two million gallon water storage tank with RB&G Engineering. Advise and consent was given for Mayor Balch to sign this contract.
 - C. Explained that there would be a public hearing regarding the final application on the CDBG grant on March 24, 1999.
 - D. Explained that a letter had been received regarding the placement of someone from the City on a housing committee for the Blue Mt. Dine' project. Mayor Balch asked Mr. Webb to draft a letter asking for specifics about this committee.

16. Mr. Webb explained the Resolution Authorizing the Execution and Delivery of the Utah Association of Municipal Power Systems Amended and Restated Agreement for Joint and Cooperative Action; and related matters. These changes include the way in which the organization will be made up. The main purpose of this allows others to join in and participate to buy and sell power through the organization which makes it more powerful. He further explained that Mr. Halls would need to review and approve this document. **Councilmember Smith moved that the City adopt the Resolution Authorizing the Execution and Delivery of the Utah Association of Municipal Power Systems Amended and Restated Agreement for Joint and Cooperative Action; and related matters contingent upon Mr. Halls review and acceptance. Councilmember Bayles seconded the motion. Mayor Balch restated the motion and called for a vote. Voting was as follows:**

Those voting 'aye'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'nay'

None

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

Meeting adjourned at 8:47 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
FEBRUARY 24, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS

Present:

City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Treasurer: Kate Turk
City Engineer: Philip Palmer
City Planner: Bret Hosler
General Services Director: Jeff Black
City Clerk: Patricia Bartlett

Absent:

Mayor: Calvin Balch
City Administrator: Chris Webb

Others Present: Guen Smith, Neil Joslin, Jamie Yoakam, Phil Mueller, Ron Eckhardt, John Black, Mike Bradford, Chris Bradford, David Brown, Monty Bradford, Keith Langston, Jared Langston, Ben Black, Vance Seely, Palma Wilson, Eric Palmer, Shawn Begay, Jonathan Begay, Lane and CJ Redd, Justin Meyer, Bri Adams, Jared Spottedelk, Larry Van Reenan.

1. The prayer was offered by Patricia Bartlett.
2. The Pledge of Allegiance was recited.
3. The minutes of the February 10, 1999 meeting were approved with the following changes:
 - A. Page 2, #9b, Check whether or not it was to be discussed on February 24 or March 10.
4. Mr. Ben Black, Crabtree Harmon, submitted proof of insurance along with his request for the use of the airport for the school bus rodeo. Advice and consent was given for Crabtree Harmon to use the blacktop east of the hangars for the school bus rodeo.
5. Bret Hosler, City Planner, discussed the following items with Council:
 - A. Asked to schedule a work session for Council and Planning and Zoning regarding the general plan. The meeting was set for March 11 at 8:00 p.m.
 - B. Explained that Sondereggers are in negotiations with the City to put in a subdivision just south of Continental. They are also asking to meet with Planning and Zoning.

- C. Explained that the State is cutting back on maintenance projects. Highway 191 is still on schedule to be constructed this year. LeGrand Johnson has 3 one mile stretches to widen to 3 lanes between Moab and Crescent Junction.
 - D. There was a short discussion on the cat and dog ordinance. There were a few minor typographical errors that Mr. Hosler was given permission to make changes to.
6. Jeff Black, General Services Director, discussed the following items with Council:
- A. Explained that the bucket truck had passed inspection other than a few minor details.
 - B. Explained that regarding street lights, to get more light out of them he would have to change out the whole thing and that would be a large expense.
 - C. Asked for Council's advise on street lights. He had prioritized the list. It was decided to let Mr. Black make the decisions on street lights.
7. Mayor Pro-Tempore Bayles discussed the following items with Council:
- A. Reminded Council that Mayor Balch had asked for their prioritized list on the Grayson Visitor Center Committee to be turned in by Monday March 1.
 - B. Explained that the crosswalks had been painted.
 - C. Explained that the Arts and Conference Center bid would be advertised this week. The bids will be back by March 5 so construction will be able to get started soon.
 - D. Asked Council to approve Kate Turk attending the national treasurers convention in Salt Lake. Advise and consent was given by Council.
8. Councilmember Black explained that Eugene Orr has accepted the job of 4th of July Parade Chairman for 1999. The theme this year will be 2000 Looking Back.
9. Councilmember Laws discussed the following items with Council:
- A. Explained that the water board had hired a ditchmaster for \$16,800. The City will only have to pay 17.5% of that cost. Mayor Pro-Tempore Bayles commended Councilmember Laws and Jeff Black on the work they had done with the water board.
 - B. Discussed the animal ordinances. It was decided to add a 2 year renewal period to the Conditional Use Permit. After a short discussion advise and consent was given to send both of these ordinances to Craig Halls for approval. Mayor Pro-Tempore Bayles asked to have this item put under Councilmember Laws name for next meeting on March 10.
10. Councilmember Mueller explained to Council that there were two bills at the legislature right now that would considerably hurt International Uranium. She suggested that all Council contact the legislators to advise against these bills. It was decided to write a letter under all Councils signatures and Councilmember Mueller would deliver these letters in person the following day.

11. Councilmember Smith suggested that Council respond to Bill Howell's letter on the SEUALG. Advise and consent was given by Council to have Mr. Webb respond to this letter.
12. Kate Turk, City Treasurer, discussed the following items with Mayor and Council:
 - A. Asked for questions on the financial disbursements, there were none.
 - B. Councilmember Black explained that he would be attending the ULCT meetings unless something unforeseeable happened.
 - C. Councilmember Mueller commended staff on addressing the Y2K problems in advance. Mrs. Turk explained that, hopefully, the computers would be up and running and that bills would only be 1 week late going out.
13. Councilmember Mueller explained that on the budget dates that Mr. Webb needed to change the date for April 21, because this was not a Council meeting night.
14. Mr. Ron Eckhardt explained that the Youth Detention had about 1/4 acre left at the Swallows Nest.

Meeting adjourned at 8:00 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
FEBRUARY 10, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
City Planner: Bret Hosler
General Services Director: Jeff Black

Others Present: Guen Smith, Terri Laws, Neil Joslin, Jamie Yoakam, Kayden Redd, Phil Mueller, Lant Webb, Mr. and Mrs. Ron Eckhardt, Brian Stubbs, Gary Guymon, Kathleen Lyman, Bonnie Meyer.

1. The prayer was offered by Bret Hosler.
2. The Pledge of Allegiance was recited.
3. The minutes of the January 27, 1999 meeting were approved with the following changes:
 - A. Page 1, #5, "State" should be "Federal"
 - B. Page 4, #13b, This will be a City Cleanup Week, May 3-8, 1999, the National Guard will be asked to participate on the 8th.
4. Mr. Ron Eckhardt with Youth Detention updated the Mayor and Council on their work at the Swallows Nest. He explained they have only about ½ acre left to complete their work.
5. Mr. Webb explained that there was going to be an education presentation by Mr. Steve Hawks with Utah State University, but Mr. Hawks was instructed by his employer not to do the presentation. It was concerning pursuing a four year college. CEU was offended that this discussion was taking place without them. The City will pursue additional information.
6. Bret Hosler, City Planner, discussed the issue of the General Plan with Mayor and Council. After a short discussion, the Mayor directed Mr. Hosler to go to the Planning and Zoning Commission and have them set a time to have a work session with Mayor and Council. He further directed Mr. Hosler to come back to the Mayor and Council on February 24, 1999 to approve this time with them.

7. The Public Hearing on the Old Grayson Visitor Center opened at 7:30 p.m. **Councilmember Mueller moved that a time limit of 15 minutes be set for this hearing. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith**

Those voting 'NAY'

NONE

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

Mr. Webb explained to the citizens that the City is in the process of forming a new committee, which will be appointed under the Mayor. He further explained that the City would not be applying for the funds this year, but next. We would like to create a layout plan and a visitor center that would promote Blanding as a commercial and service center for Southeastern Utah. The following people spoke at this hearing: Guen Smith, Bret Hosler, Gary Guymon, and Kathleen Lyman. Mayor Balch explained to the citizens about the committee and asked if anyone wanted their name added to the list to contact Mr. Webb or himself. The public hearing closed at 7:40 p.m.

8. Jeff Black, General Services Director, presented the Natural Gas and Water Reports for January 1999. Mayor Balch stated that the City is using more natural gas this year than last year, even with the mild winter we're having. It was stated that the City has no more storage in Recapture Reservoir.

9. Mayor Balch discussed the following items with Council:

- A. Stated that there is three places he would like to see crosswalks painted. Two of them are on 100 West and 300 South. Jeff Black explained that there are crosswalks already there, but they are very faded. Mr. Black further explained that these crosswalks will be repainted in the spring. Councilmember Laws stated that if the City was going to take the time to paint these crosswalks, then they better enforce the laws regarding crosswalks.
- B. Mayor Balch discussed the issue of the animal ordinance with Council. Councilmember Laws presented a draft of a "Conditional Use for Farm Animals Within City Limits". This proposal allows the fact that if a person can get neighbors to approve of them having animals they will be allowed to do so. After a lengthy discussion, it was decided to put this item on the March 10 agenda and a decision will be made on this issue at that time. It was asked that the changes that were made in the work session on the cat and dog ordinance be put in each councilmembers box.
- C. Asked that in the next two weeks that the Council go through the list of names for the committee on the Grayson Visitor Center and highlight their top seven choices and return them to the Mayor. He would like to have this done by March 10, 1999.

10. Councilmember Laws explained that a water board meeting had been held the previous evening. He had presented the following Annual Water Use Report at that meeting:



1998 Water Use Annual Report Acre Feet City of Blanding

	Water Taken Through Pipeline	Water Treated City Sales
January	77.5	31.49
February	112	27.41
March	89.9	32.98
April	19.75	50.57
May	150	92.75
June	150	121.68
July	104.16	122.74
August	116.06	115.67
September	59.63	79.2
October	169.1	52.5
November	120	30.91
December	46.21	29.5
Total	1214.31	787.4

Notes: 1- City right out of pipeline up to 210 acre feet a month.
2- IUC Purchased 800 only used 420
3- All Irrigation Shares Leased 1998

Storage & Use Summary City of Blanding	
Beginning Reservoirs Storage 1998	844
Plus Water Taken From Pipeline	1214.31
Plus Water Taken From Ditch	0
Plus Water Pumped from Recapture	0
Plus Water to System from Irrigation Shares	0
Less Water Treated	787.4
Less Water Sold Third Parties	102
Less Raw Water Tap Sales	90.64
Less Water Loaned Irrigation Agreement	72
Less Evap/Ditch/Theft/Backwash losses	291.27
Ending Reservoir Storage 1998	715

Recapture Use Summary	
Beginning In Reservoir	800
Plus Water to Reservoir from Irrigation	0
Less Water Used IUC Per Contract	420
Less Water Sold Third Parties	0
Less Water Pumped to City System	0
Water Forfeited IUC Impounded for 1999	380

11. Councilmember Mueller discussed the following items with Mayor and Council:
- A. Asked where the 1% sales tax that comes back from motel sales was going. Mr. Webb explained that this was budgeted to go towards water.
 - B. Asked for an update on the Arts and Conference Center. Mr. Webb explained that the updated plans were to be delivered to him the first part of February, but he has not seen them as yet. He further explained that they are hoping to be back out for bid and ready for construction the first of April.

12. Councilmember Smith made Mayor and Council aware that Utah State University will be sponsoring a leadership conference March 18-20.

13. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements, there were none.
- B. Explained that the Utah League of Cities and Towns spring meetings will be held on April 8 & 9 in St. George. Councilmembers Bayles and Mueller feel that Councilmember Black should attend as there is money budgeted for one Councilmember to attend.
- C. Explained that we are still waiting on the approval on the Enterprise Zone, but it should be no problem getting approved, it is just a matter of timing.
- D. Explained that a Request For Proposal was sent out on the engineering phase of the two million gallon tank. The City received ten bids on this RFP. RB&G Engineering came in the lowest at \$38,100. Mr. Webb asked for approval to pursue a contract with RB&G Engineering, explaining that he would bring the contract back to Council before signing. Advise and consent was given by Mayor and Council for Mr. Webb to pursue this contract.
- E. Explained that he would be absent for next Council meeting due to Rural Water and Drinking Water Meetings in St. George February 24 - 26.

14. Mrs. Kathleen Lyman explained that the Four Corners Inn is on Moab's web page, but that they were not aware there was anything in Blanding to tie to.

Meeting adjourned at 8:36 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JANUARY 27, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Randee Bayles

Clisbee Black

Kelly Laws

Lou Mueller

Don Smith

City Administrator: Chris Webb

City Treasurer: Kate Turk

City Engineer: Philip Palmer

City Planner: Bret Hosler

Others Present: Neil Joslin, Mr. & Mrs. Ron Eckhardt, Terri Laws, John Bowen, Jami Yoakam, Bill Boyle.

1. The prayer was offered by Chris Webb.
2. The Pledge of Allegiance was recited.
3. The minutes of the January 13, 1999 meeting were approved with the following changes:
 - A. Page 2, 9b, "the City has maxed out the bypass fuses and major improvements may need to be made."
 - B. Page 2, 10a, replace "navigation" with "avigation".
 - C. Page 5, 14, Clarence Rogers name was spelled wrong.
4. Bret Hosler reported that the following officers were named for Board of Adjustments and Planning and Zoning:
 - A. Board of Adjustments - Sherry Ray (Chair), Laurel Hawkins (Vice Chair)
 - B. Planning and Zoning Commission - Joel Tate (Chair), Ken Bradford (Vice Chair)
5. Councilmember Smith asked Philip Palmer if the Federal Aviation Administration could help push on the avigation easement with the Ute Tribe. Mr. Palmer stated that may be a possibility and was asked to pursue this and draft a letter asking for the State's involvement as well.
6. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Stated that the Planning and Zoning Commission would like direction from the Mayor and Council on the drafting of the General Plan. Mr. Hosler was asked to get copies of what had been completed to date to Mayor and Council.
 - B. Presented the 1998 Annual Building Report: (See Page 2)

1998 ANNUAL BUILDING REPORT

Private Construction

Building Permits Issued	42	
Building Permit Fees Collected		\$22,572.73
Sign Permits Issued	6	
Sign Permit Fees Collected		\$403.99

Private Construction Value	\$2,630,736.90
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Government Institutions, Etc.

San Juan School District (Zenos L. Black Addition)	\$532,035.84
San Juan School District (Football Field Electrical Upgrade)	\$16,000.00
State (CEU) Outside Lighting	\$65,000.00
Government Institution Construction Totals	\$613,035.84

City of Blanding Projects

Airport	\$154,192.00
Street Improvements	\$404,789.69
Recreation and Park Improvements	\$5,798.00
Electrical System Improvements	\$56,662.51
City of Blanding Projects Totals	\$621,442.20

Total Construction Evaluation

1997	\$2,641,106.30
1998	\$3,865,214.90

Number of Written Correspondence	48
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Total Building Permit and related fees collected are as follows:

Sewer	\$4,650.00
Water	\$36,600.00
Electric	\$24,250.00
Natural Gas	\$9,484.00
Natural Gas (Labor and Material) (29)	\$10,800.06
Public Hearings (3)	\$150.00
Sign Permits (6)	\$403.99
Building Permits (Private)	\$22,572.73
Building Permits (Government Inst, Etc.)	\$0.00
Real Estate Inspection Fees (3)	\$135.00
Set Up Inspections (16)	\$720.00
Street Cut Permit (15)	\$450.00
Demolition Permit (2)	\$30.00
State 1%	\$231.82
TOTAL	\$110,477.60

1998 Dwelling Unit Breakdown

Trailers (15)	
Modulars (31)	
Stick Built (3)	
Total Dwellings	49

7. Mr. Ron Eckhardt with Youth Detention stated that the work at the Swallows Nest was 3/4 of the way completed, which includes approximately 3 acres.

8. Chris Webb, City Administrator, explained to Mayor and Council that he had received the estimated cost on the fencing for an impound yard. The estimated cost for a 7 foot fence was \$2,100. This estimate was given by San Juan Building Supply. Mr. Webb further stated that he and staff would continue to work on this project and that they are not ready to proceed at this time.

9. Philip Palmer, City Engineer, discussed the following with Mayor and Council:

A. Explained that the State Legislators met in Monticello regarding the airport, along with the State Aeronautics Division. He stated that small airports depend on grants and funding to maintain and to build. There is a bill on the floor at this time which would make changes in aeronautics. The tax on airplanes would change, aviation fuel tax would change and they would be changing the "splitting of the pie" for aeronautical monies that are collected. Mr. Palmer encouraged Mayor and Council to contact the legislators asking them to support this bill. Mayor Balch asked Mr. Palmer to put a copy of this bill in all boxes.

10. Mayor Balch discussed the following items with Council:

A. Explained that Preston Nielson had attended the training he was required to and had passed the examination. He further stated that the City had followed steps on appointing a judge and now Mr. Nielson would need to be sworn in. The swearing in will happen sometime before February 1, 1999.

B. Went over the December 1998 Variance Analysis on the budget. He stated that the City is in good shape. Mayor Balch asked Councilmember Smith to relay to the Chamber that there was a donation to them budgeted and it has not been used. Councilmember Bayles stated that he would like the Chamber to submit invoices to the City and the City pay the bills instead of just handing the money over. Mayor Balch explained that the City needs to pursue purchasing more trash cans and to check where the City is on putting in new street lights.

11. Councilmember Laws explained there was a Water Board meeting held the previous week. There were about eleven items resolved at this meeting. He further stated that the water report as of yesterday on Camp Jackson shows we are at 109% of normal as of October 1, 1998. We are only at 58% of water content for snow. Councilmember Bayles stated that he feels Councilmember Laws has been very beneficial to the City in situations with the Irrigation Company and the Conservancy District concerning water. He complimented Councilmember Laws on the job he has done for the city regarding water.

12. Councilmember Mueller discussed the following items with Mayor and Council:
 - A. Asked Mr. Webb if he had heard anything on the Enterprise Zone Application. Mr. Webb stated that he hadn't. She explained that under this Enterprise Zone any new company can get \$1.2 million tax waiver for construction phase of any project per year and for more than one year.
 - B. Explained that Blue Mountain Medical had met with Representative Keele Johnson on January 26, 1999, they discussed getting a waiver in place for that project.
13. Councilmember Smith discussed the following items with Mayor and Council:
 - A. Explained that he, Mr. Webb and Mr. Black had met with Bruce Wright and Greg Bean from UP&L. They went over the entire system. They will be giving the City an estimate on the items they recommend we do at this time. Mr. Bean will be giving the City a Capital Plan out 10 years and analysis on the system.
 - B. Explained that Harold Lyman would like to set the week of May 3-8, 1999 as City Cleanup Week. Mayor and Council agreed to this date. Mr. Webb was asked to send a letter to the National Guard asking for their participation on the 8th.
14. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked for questions on the financial disbursements, there were none.
 - B. Reported that the City had competition in the Four Corners Area wherein Monument Valley Welcome Center is competing for same funds we are applying for on the Swallows Nest Project. Because of the matches they have been able to raise through the Arizona Department of Transportation and the Tribe, it doesn't appear we will be able to compete for those funds this year. Mr. Webb recommended that we continue to prepare and apply for the grant next year. Mayor and Council agreed.
 - C. Explained the County Economic Development Changes. There has been restructuring and the Council needs to be aware of this. Councilmember Smith, Ed Scherick and Phil Mueller are on the new Board.
 - D. Presented the Power Exchange Agreement from UAMPS. After a short discussion, Councilmember Mueller asked what the advantages were to this agreement. Mr. Webb stated that the agreement gives the City the ability to buy and sell power directly to other cities via the new UAMP system. We do not need to enter into the agreement right now, but may want to in the future. Mayor and Council decided to hold off on execution of the agreement until we need or decide to use the service.
 - E. Explained that there are plans to convert Mrs. Turk's office to a copy center and move her into the new office. As part of the process we would like to put new carpet in all four offices. Mr. Webb stated that we have dollars in the budget that can be used for this project. Mayor and Council approved the project.

Meeting adjourned at 8:03 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JANUARY 13, 1999
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black
City Engineer: Philip Palmer

Absent:

City Councilmembers: Kelly Laws

Others Present: Neil Joslin, Phil Mueller, Mr. & Mrs. Ron Eckhardt, Jerry Ray, Sherry Ray, Wade Hancock, Gary Guymon, Diane Bradford, Mike Bradford, John Bowen

1. The prayer was offered by Don Smith.
2. The Pledge of Allegiance was recited.
3. The minutes of the December 9, 1998 meeting were approved with the following changes:
 - A. Page 2, 8a, substitute "filling" for "feeling".
 - B. Page 6, 19b, substitute "pressure" for "power".
4. Mayor Balch excused Councilmember Laws from tonight's meeting.
5. Mrs. Sherry Ray, a member of the Board of Adjustments, submitted a letter to Mayor and Council explaining that she will not be available for approximately 4 months out of the year. Six to eight weeks of this time may be continuous. Mrs. Ray stated that she felt she should make Mayor and Council aware of this to be fair. The Mayor and Council asked Mrs. Ray to please remain on the board and offered their appreciation for the work she has done.
6. Mr. Wade Hancock addressed Mayor and Council regarding a piece of property he owns by the 3rd Reservoir. Mr. Hancock stated that they would need approximately 150 foot easement to go across City property to get to their property. After a short discussion, Mayor and Council granted Mr. Hancock the easement and asked Mr. Webb to prepare this easement and get it recorded.

7. Mr. Gary Guymon, Chamber of Commerce, explained that they had awarded \$100 to Canyon Country for the winning business in the Christmas Lighting Contest. Mr. Webb stated that the home winners were Bert Palmer, Nadine Bayles and Jim Harris (Candy Cane Lane). The City would be awarding each of these \$50. Mr. Guymon then explained that the Swallows Nest property had been cleaned extensively by the Youth Detention Home and thanked them for their work.
8. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Stated that the Planning and Zoning Commission and Board of Adjustments will meet on January 14 to elect new officers.
 - B. Explained that he attended training on the census in Moab. Mr. Hosler would like to do a City census in November and December of this year.
 - C. Explained that he attended an information seminar on international tourism. The state is making great efforts to enhance the tourism business. Mr. Hosler stated that the long term projection is that tourism should increase. Las Vegas is now an international airport, which should help our area.
9. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
 - A. Presented natural gas and water reports for December 1998. There was no discussion on these reports.
 - B. Explained that the substation is having some problems. The City has maxed out the bypass fuses and major improvements may need to be made. Mr. Black explained that he, Councilmember Bayles and Councilmember Smith had a conference call with UP&L and they have scheduled a meeting on January 20, 1999 at 1:00 pm in the City office to discuss this issue further.
10. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
 - A. Explained that the City has been trying to get an avigation easement from the Ute tribe for almost 3 years in order to finish the improvements at the airport. This was a requirement of the Federal Aviation Administration. The City has not been able to get this easement for many reasons. Mr. Palmer asked Mayor and Council if they would like him to pursue this issue. After a lengthy discussion, it was decided that Mr. Palmer should keep pursuing this easement.
 - B. Explained that the water meter at the cemetery had not been read since 1996 and the bill was now at \$19,880.69. Mr. Palmer stated that the District did pay some fees. After a short discussion, **Councilmember Bayles moved that the Cemetery District pay an additional \$1,500 and lease 6000 shares of water from the City of Blanding. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and called for questions. Mr. Webb wanted to clarify for the public that the Cemetery District has paid similar amounts for the water in past years and this was missed after the water was metered. Mayor Balch then called for a vote. Voting was as follows:**

'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Mueller

Councilmember Smith

Those absent

Councilmember Laws

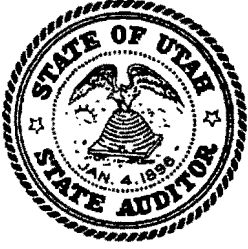
constituting all members thereof, Mayor Balch declared the motion carried.

11. Mayor Balch discussed the following items with Council:

- A. Read a letter from the Office of the State Auditor regarding the 1998-1999 Budget. (See page 4).
- B. Reviewed the statistics of citations written by the Police Department and handed out a summary of the results to the Council. He went on to complement the Police Department for their efforts and good works. Mayor Balch explained that the report he handed out did not include domestic violence or other citizen calls. He and Diane Bradford, Court Clerk/Police Assistant, will be drafting a report that will include all of this.
- C. Commented on the newsletter and the "Dear Mayor Mail" he had received. Mayor Balch explained that there has been great response to this and that he has read every letter that has been sent. He stated that there are some of these that he would like to answer, but there are many that aren't signed. He asked Mr. Webb to include in the next newsletter to ask citizens to please sign their letters to him.
- D. Explained that he had received a letter on the City Natural Gas System. The review of the Blanding operations and maintenance, field inspections and records revealed that the City is in compliance with the codes. Mayor Balch thanked staff for the fine job they are doing maintaining the Natural Gas System.

12. Councilmember Bayles explained that he had a lengthy discussion with Officer Roy Taylor of the City Police Department. He stated that Officer Taylor had explained to him the benefits of having a City owned impound yard. This would give the City charging power on vehicles that have been seized. He asked that Mr. Webb look into the costs of fencing a portion of property at the City shop. Councilmember Bayles also asked that all other aspects of this issue be looked into.

13. Councilmember Mueller explained there had been a meeting with Blue Mountain Medical, Key Bank and USDA Rural Development. She explained that the bottom line is USDA gave strong support for financial backing once Key Bank approves the package. The underwriters claim they are only lacking written approval from USDA.



Auston G. Johnson, CPA
STATE AUDITOR

STATE OF UTAH
Office of the State Auditor

211 STATE CAPITOL
SALT LAKE CITY, UTAH 84114
(801) 538-1025
FAX (801) 538-1383

**DIVISION OF LOCAL
GOVERNMENT**

MacRay A. Curtis, CPA, Director
Richard M. Moon
Eckhard A. Bauer, CPA
Jon T. Johnson, CPA

December 10, 1998

The Honorable Calvin Balch
Mayor
Blanding City
50 W. 100 S.
Blanding, UT 84511

Dear Mayor Balch:

We have reviewed the budget submitted by Blanding City for the fiscal year July 1, 1998 through June 30, 1999. Our review was made to verify substantial compliance with Utah Code, 1953, as amended, Title 10, chapter 6, "Uniform Fiscal Procedures Act" and other applicable state fiscal laws.

The budget submitted is in substantial compliance with the Uniform Fiscal Procedures Act and other applicable state fiscal laws.

We appreciate your dedicated service to your community and the service of your council and appointed officials. Please contact me at 538-1334 if you have questions concerning the above comments.

Sincerely,

Richard M. Moon
Manager, Local Government Division

14. Councilmember Smith discussed the Swallows Nest project with Mayor and Council. He stated that it was suggested Mayor Balch appoint a committee of 8 to conduct the business on this project. This committee would act under the City's jurisdiction. Mr. Webb explained that Mr. Keith Rogers had donated two lots in Pioneer Estates that the City could raffle off to use as money towards this project. Mr. Rogers father, Clarence Rogers, wanted to see his cowboy collection put in a museum for display. Mr. Rogers also donated \$1,000 to this project. Mr. Webb stated that the Mayor and Council needed to accept this donation as a City. Mayor Balch asked Council to come up with names to serve on this committee and asked Mr. Webb to advertise about this committee and ask any interested parties to give their names to the City office. **Mr. Webb stated their is a grant available and the deadline is March 2, 1999. He asked for permission to pursue this grant. Advise and consent was given by Mayor and Council. Councilmember Mueller then moved that the Mayor appoint seven members to this committee with one of them being the City Council Liaison for the Grayson Park Project. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:**

'AYE'

**Councilmember Bayles
Councilmember Black
Councilmember Mueller
Councilmember Smith
Councilmember Laws**

Those absent

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

15. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements. There were none.
 - B. Explained that Jon Hunt had been told by the City that he needs to bring the offices he built in the City hangars up to code. He was given 90 days to do so. Mr. Hunt called Mr. Webb and asked for a ninety day extension on this project. He explained that it took the architect longer than expected and that Mr. Hunt will vacate the premises while the improvements are made. **Mayor and Council gave Mr. Hunt the 90 day extension.** (See page 7, #21 for further discussion on this issue).
 - C. Asked for approval on the newsletter. **Mayor and Council gave approval.**
 - D. Explained that he had advertised to sell the City vehicles and received no bids. He asked for permission to put it on the radio and put for sales signs on the vehicles and give this a little bit more time. **Approval was given by Mayor and Council.**

- E. **Councilmember Bayles moved that Mayor Balch be authorized to sign the CIB contract for \$350,000 grant. Councilmember Black seconded the motion. Mayor Balch repeated the motion and called for questions. Hearing none, he called for a vote. Voting was as follows:**

'AYE'

**Councilmember Bayles
Councilmember Black
Councilmember Mueller
Councilmember Smith**

Those absent

Councilmember Laws

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

- F. Explained that when going through the minutes of the October 28, 1998 meeting as they had been passed, it was determined that the "elimination of duplexes and private schools in the R-1 zone" had been excluded from the motion. **Councilmember Bayles moved that approval be given to correct the October 28, 1998 minutes to reflect what actually occurred as evidenced on the tape. Councilmember Mueller seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:**

'AYE'

**Councilmember Bayles
Councilmember Black
Councilmember Mueller
Councilmember Smith**

Those absent

Councilmember Laws

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

- G. Explained that to meet the March 2, 1999 deadline on the Visitor Center grant application it is required to hold a hearing to get any public comment on this issue. He explained that he would like to hold a public hearing the first Council meeting in February. Mayor and Council gave permission for Mr. Webb to advertise for this meeting.

16. Mr. Ron Eckhardt gave an update on what the Detention Center has done at the Swallows Nest. He explained they are about half done. They are spending 8 hours on Saturdays and 2 hours a day during the week.

17. Councilmember Mueller moved that Mayor and Council retire to executive session. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and called for questions. Hearing none, he called for a vote. Voting was as follows:

'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Mueller

Councilmember Smith

Those absent

Councilmember Laws

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

18. Mayor and Council retired to executive session at 8:32 p.m.


19. Mayor and Council returned from executive session at 9:10 p.m.

20. Councilmember Mueller stated she has had several citizens ask if the City was Y2K compliant. Mr. Webb stated that he felt all was in order, except electric and it will be by December 31, 1999.

21. Mr. Webb stated that he felt there may be some misunderstanding on the Jon Hunt letter. He felt the letter was saying they would vacate the offices until the work was completed. Others felt the letter was saying that if after the 90 day extension the work wasn't completed then they would vacate the offices. A short discussion ensued. Mayor Balch directed Mr. Webb to draft a letter to Jon Hunt stating that the City will allow the 90 day extension, but after 90 days they will be in compliance or they will be forced to vacate the offices.

Meeting adjourned at 9:21 p.m.

Signed



M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
DECEMBER 9, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black
City Engineer: Philip Palmer

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Mr. & Mrs. Ron Eckhardt, Nora Yoakam, Roy Yoakam, Jamie Yoakam, Sue Burton, Mike Burton, Arlene Lyman, Harold Lyman, Rick Lyman, Jerry Ray, Matt Bradford, Michelle Bradford

1. The prayer was offered by Bret Hosler.
2. The Pledge of Allegiance was recited.
3. The minutes of the November 24, 1998 meeting were approved with the following changes:
 - A. Page 2, 9b, the \$100 is from the Chamber of Commerce and the three \$50 prizes are from the City.
4. Mayor Balch presented Arlene Lyman with a plaque of appreciation for her service on the Planning and Zoning Commission for over 7 years. He thanked her for her exceptional volunteer service to the City of Blanding.
5. Mayor Balch presented Nora Yoakam with a plaque of appreciation for Judge Art Yoakam whose health did not permit him to be present at the presentation. Mayor Balch thanked Mrs. Yoakam for her husbands excellent service to the City of Blanding.
6. Mr. Ron Eckhardt with Youth Corrections asked Mayor and Council if they would permit the young people who are in detention, with his guidance, to clean up the Swallows Nest Property. This would help them to work off service hours. They would like to start on the property and eventually even work on the home. Mr. Webb asked them about their insurance coverage on the kids. Mr. John Bowen who is Mr. Eckhardt's supervisor informed Mr. Webb that the kids were all covered either by the state or their families insurance. Mayor and Council gave them the permission to proceed with the cleanup. Mrs. Guen Smith thanked Youth Corrections for what they are offering, as this was her father's home.

7. Bret Hosler, City Planner, discussed an advertisement which was in the packets. This is an advertisement that will be going in several different magazines to promote tourism.
8. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
 - A. Presented natural gas and water reports for November 1998. Councilmember Smith commented that the water report indicated that the reservoirs are filling up really well.
 - B. Explained that the road on 550 N 400 W was dug out and pit run put in. 500 South has been completed.
9. Councilmember Laws gave a snow report and explained that the water content for Camp Jackson is the highest in the State of Utah.
10. Councilmember Smith stated that he had a lot of people to thank for their help on the Christmas Lighting Project. Mr. Webb explained that Councilmember Smith did an exceptional job and the City owed him a great deal of thanks for his efforts.
11. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked for questions on the financial disbursements. Councilmember Bayles asked what the flashlight charger kit was. Jeff Black explained that it was to charge the flashlights that are carried in the city vehicles.
 - B. Explained that the Local Officials Day will be held on January 20, 1999. This is sponsored by the Utah League of Cities and Towns. Councilmember Mueller explained that this is beneficial when the City needs to lobby someone.
12. The public hearing regarding the Utah Enterprise Zone Designation opened at 7:30 p.m. This designation allows different communities within the State to designate certain areas within the City or County as a Utah Enterprise Zone. It allows existing or new businesses to receive tax incentives or credits with regards to additional employees. The City Council has decided to pursue this and would like to designate the commercial zones as enterprise zones. This does exclude retail business, construction businesses and public utilities. Councilmember Mueller thanked Mr. Webb for his hard work on this issue and complimented him on a fine job. She explained it will be beneficial for our economic development. Councilmember Bayles also complimented Mr. Webb on his efforts. There was no public comment and the public hearing closed at 7:35 p.m.

13. Mayor and Council approved the following Council meeting schedule for 1999:



CITY OF BLANDING

“Base Camp to Adventure”

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail - blandingcity@sisna.com

1999 Council Meeting Schedule 7:00 PM 2nd & 4th Wednesdays Except as Noted

January 13, 1999	July 14, 1999
January 27, 1999	July 28, 1999
February 10, 1999	August 11, 1999
February 24, 1999	August 25, 1999
March 10, 1999	September 8, 1999
March 24, 1999	September 22, 1999
April 14, 1999	October 13, 1999
April 28, 1999	October 27, 1999
May 12, 1999	November 10, 1999
May 26, 1999	November 23, 1999 (Tuesday)
June 9, 1999	December 8, 1999
June 23, 1999	December 21, 1999 (Tuesday)

14. Mayor and Council approved the following 1999 Holiday Schedule:



CITY OF BLANDING

“Base Camp to Adventure”

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail - blandingcity@sisna.com

1999 Holiday Schedule

January	1	Friday	New Years Day
January	18	Monday	Human Rights Day
February	15	Monday	Presidents' Day
May	31	Monday	Memorial Day
July	5	Monday	Independence Day
July	23	Friday	Pioneer Day
September	6	Monday	Labor Day
October	11	Monday	Columbus Day
November	25	Thursday	Thanksgiving Day
November	26	Friday	Day after Thanksgiving Day
December	24	Friday	Christmas Day

These are the scheduled City holidays for the year. Please plan work loads, vacation and emergency services accordingly.

Chris Webb
City Administrator

xc: Employees

15. Mr. Webb gave an update on the Water Projects Funding. He explained that the Community Impact Board did approve the full \$350,000 grant, which now gives the City \$550,000 grant toward the million gallon water storage tank and the distribution line. Mr. Webb further explained that to go ahead with the project the City would have to go into debt for \$200,000 at 1/3% rate of interest. This will cost the City just over \$10,000 a year for a 20 year term. Councilmember Smith complimented Mr. Webb on the hard work he has done on this project. Mr. Webb explained that the City received a \$15,000 grant from the Water Quality Board for the sewer study. He also stated that Sunrise Engineering had accepted the contract as the City proposed. **Councilmember Laws moved that the Mayor and Council authorize Mr. Webb and staff to go ahead with the request for proposal for the water projects. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and asked for any questions. Hearing none he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith**

Those voting 'NAY'

NONE

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

16. Mr. Webb asked for approval on the Enterprise Zone application. It was suggested that it be added under "goals" to pursue funding and development of a visitors center. **Councilmember Mueller moved that the City submit the Enterprise Zone application for approval and compliment Mr. Webb on a fine job. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith**

Those voting 'NAY'

NONE

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

17. **Councilmember Smith moved that Mayor Balch be authorized to sign the contracts with the Division of Water Quality to receive the \$15,000 for the sewer study. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith**

Those voting 'NAY'

NONE

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

18. Mr. Webb explained that the City office would be closing at noon on Christmas Eve and their would be an employee lunch at the fire station. He invited all employees, Mayor and Council and spouses to attend.

19. Mayor Balch discussed the following items with Council:

- A. Explained that he would like to tackle the problems concerning the Police Department at this time. He asked that Council put down on paper any suggestions they may have for changes concerning the police department. He will compile the suggestions and then discuss it further with Council.
- B. Explained that the drainage ditch cleaning had been completed and an excellent job was done. He further explained that there is one place where the culvert is plugged and asked that either the City crew or the fire department clean it out possibly with the high power water hoses.

20. Mr. Ron Eckhardt explained that he was excited about the visitors center in this area and stated that he really loved this area.

21. Mayor Balch explained that there were four interviews held earlier in the evening for the judges position. The Mayor conducted these interviews. Mayor Balch recommended that the justice court judge position be offered to Preston Nielson. He further stated he would like to appoint Mr. Nielson the second meeting in January. Councilmember Bayles explained that he cannot support Preston Nielson because he believes that Mr. Nielson has violated the public trust and he is willing to test this issue in court. Councilmember Bayles further explained that he can prove that there has been school district and public money misappropriated. **Mayor Balch then asked Council to vote on this appointment.**

Voting was as follows:

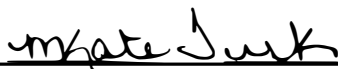
Those voting 'AYE'

**Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith
Councilmember Bayles**

Those voting 'NAY'

Being a majority, Mayor Balch explained that the position would be offered to Mr. Nielson.

Meeting adjourned at 8:07 p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
NOVEMBER 24, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black
City Engineer: Philip Palmer

Excused:

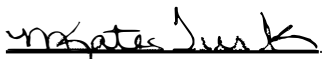
City Councilmember: Kelly Laws

Others Present: Neil Joslin, Phil Mueller, Guen Smith.

1. The prayer was offered by Clisbee Black.
2. The Pledge of Allegiance was recited.
3. The minutes of the November 11, 1998, meeting were approved with no changes.
4. Mayor Balch excused Councilmember Laws from the meeting.
5. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Advise and consent was given to implement the Temporary Power Modular Housing Policy.
 - B. A lengthy discussion was held regarding the PUD ordinance. Mayor Balch stated that he felt like it should be thrown out. It was decided to have Mr. Hosler write up a shorter paragraph to include in the zoning ordinance.
6. Mayor Balch discussed the appointment of Clark Grover to the Planning and Zoning Commission. All Council was in favor of this appointment and Mayor Balch explained that Mr. Grover was willing to accept the seat. Mr. Webb was asked to send a letter of appointment to Mr. Grover.
7. Council member Bayles discussed the following item with Mayor and Council:
 - A. Explained that he felt there needed to be some kind of a plan on the Swallows Nest. Mayor and Council agreed and asked Mr. Webb to draft a letter to Gary Guymon and explain they needed to submit a plan by the first Council meeting in March of 1999.
8. Councilmember Black discussed the following items with Mayor and Council:
 - A. Asked that when the Planning Commission sends a project to Council that the Council please approve or disapprove, so they will not be left in limbo on a project.
 - B. Asked Jeff Black if something could be done at 400 W 550 N. The road has sluffed off and fallen apart very badly. Mr. Black explained that he has filled in that particular area several times, but he would look at it further and resolve the problem.

9. Councilmember Smith discussed the following items with Mayor and Council:
 - A. Explained that he has been very impressed with the response on the Christmas projects. The City Staff decorated the triangle park along with their families. EOTS will be having the Christmas Parade on December 1 beginning at dark. This will run from the triangle park to the Elementary School. At the elementary school there will be a tree-for-all and a program.
 - B. Explained that there will be a lighting contest this year. Three houses will receive \$50 prizes each for the best lighting and one business will receive \$100. The judging will be done December 21 and 22 from 7:00 pm to 9:00 pm.
10. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked for questions on the financial disbursements. Mayor Balch asked about the \$8.00 to Bradford Tire for a tire repair and wondered if the City did not have a machine to repair tires. Mr. Webb explained this was for a policeman on a weekend. The Mayor also asked about the large check to LN Curtis and Sons. Ms. Turk explained this was for new fire gear which was budgeted.
 - B. Gave an update on projects funding. Explained that he had met with the Water Quality Board and they approved \$15,000 for the sewer study. He then met with the State Drinking Water Board and they approved a \$200,000 grant and \$200,000 loan at 1/3% interest. Mr. Webb will meet with the CIB on December 3 at 10:00. He explained that the staff at the CIB had left the City of Blanding on the list as one of their top projects to fund a \$350,000 grant.
 - C. Explained that there was a possibility of getting a designation as a Utah Enterprise Zone. Mr. Webb further explained that this designation would require Council input and planning, in addition a public hearing would need to be held. The tax incentives available to private companies were discussed and other benefits available as a part of this designation. Council instructed Mr. Webb to proceed and advertise a public hearing.
 - D. Explained that the City had received three more applicants for the Justice Court Judge Position. It was decided to set up interviews for December 9 at 6:00 pm before Council meeting. Mr. Webb was asked to draft some questions for the interviews. It was decided to ask Dian Bradford to be at the interviews. Also contact Art Yoakam and ask him to help with the questions. Councilmember Bayles will be the first applicant interviewed. Councilmember Bayles then stated that he would have a conflict of interest, but that he does have the right to be involved in the process.
 - E. It was decided to cancel the second meeting in December. Mr. Webb was asked to advertise this change.

Meeting adjourned at 8:20 p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
NOVEMBER 11, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Gary Guymon

1. The prayer was offered by Lou Mueller.
2. The Pledge of Allegiance was recited.
3. The minutes of the October 28, 1998 meeting were approved with the following changes:
 - A. Page 2, #7 - the City agreed to also provide the cement for the 18 inch stepdown.
 - B. Page 3, #12 - Councilmember Laws voted 'AYE'.
4. Mr. Gary Guymon explained to Mayor and Council that a building that Walter C. Lyman had built when his house burnt down was being torn down and he asked if it would be possible to move the pieces of this building to the Swallows Nest Property until it could be rebuilt. Mayor and Council agreed, with the stipulation that the building would be rebuilt by December 1, 1999 or the building would be burned. Mayor Balch asked Jeff Black to clear a spot for this building.
5. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Asked that Mayor and Council be prepared to discuss the PUD ordinance at next council meeting.
 - B. Asked for Mayor and Council to direct him on how to handle the occupancy permit on the Blue Mt. Dine project. Mr. Hosler explained that all units are not on foundations, utilities are not all hooked up, street improvements have not been made, curb & gutter is not done, and the off-street parking is not done. He is concerned that Blue Mt. Dine will ask for a temporary occupancy permit. Mayor and Council decided to give this further thought and address the issue if and when it comes up.
 - C. Explained that staff has had some discussion on the issue of temporary power for modular housing. The current policy is to not allow power until the set-up and skirting have been inspected by the City Planner. There have been some complaints regarding this policy. Staff has come up with the possibility of giving temporary power for 30 days and if after that time the requirements had not been met, the power would be disconnected. If the requirements were met they would be given a certificate of occupancy and the power would be converted to permanent. An example agreement was distributed to Council for their consideration and they were asked to be prepared to make a decision regarding this change in policy at the next Council meeting.

- D. Explained that the insurance evaluation from ISO had come in and the City had done quite well. The City of Blanding was rated 4 in both single and two family dwellings and all other construction. This should keep insurance rates from going up and could possibly lower them. Moab and St. George were given 5's in both areas. Hurricane was given 7's in both areas. Mr. Hosler feels the investment the City has made in the construction programs is going to pay off for its' citizens.
6. Jeff Black, General Services Director, reported on the 10/98 Water and Natural Gas Reports. There was no discussion on these reports.
7. Councilmember Smith discussed the following items with Mayor and Council:
- A. Explained that the Chamber of Commerce and Lions Club have met and they have planned to have a lighting contest this year. EOTS will be having a Christmas Parade on December 1. They would also like the Mayor to give a speech at this time. Councilmember Smith was authorized to use the \$500 budgeted for Christmas at his discretion.
 - B. Explained that Phil Mueller was going to check and see if the Lions Club could be a holder of the rodeo ground property if the City didn't want to take it. It was decided to discuss this issue further at a later date.
8. Mayor Balch discussed the following items with Council:
- A. Gave each Councilmember a list with suggestions for appointments to the Planning & Zoning Commission. Asked that each rank the list from 1st to last in order of who they would like to be appointed and also add names if they had any.
 - B. Asked for suggestions for appointments to the cemetery district and the recreation district.
9. Councilmember Bayles discussed the following item with Mayor and Council:
- A. Asked what Mr. Webb had found out regarding the land at West Water. Mr. Webb stated that he had spoken to Cleal Bradford of the San Juan Foundation and had found out several thousand dollars had been spent on the West Water Trail and there was still several thousand that they haven't spent. After a lengthy discussion, it was decided by Mayor and Council to let the San Juan Foundation finish the project and then come back to the City.
10. Councilmember Laws discussed the following items with Mayor and Council:
- A. Explained that Paul Curtis with the Bureau of Land Management stated the rain gauges were at 200%.
 - B. Asked to be excused from the next council meeting on November 24, 1998, due to the San Juan Transportation District meeting being held that same night. Mayor Balch did excuse Councilmember Laws for the next meeting.
11. Councilmember Mueller explained that the Management and Organization class at USU are moving along with their fund raiser for the DARE program. They have scheduled a basketball tournament for the two days following Thanksgiving. Councilmember Mueller stated they have received a lot of support from all around the Four Corners Area.

12. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements. There were none.
 - B. Asked for approval on the City Newsletter. Councilmember Mueller felt that a portion should be set aside for a message from the Mayor. It was decided to try this once and see how it went.
 - C. Explained the City had received three applicants for the Justice Court Judge position. Kim Acton, Tully Lameman and Preston Nielson. After a short discussion, it was decided to extend the application deadline to November 24, 1998 at 5:00 p.m.
 - D. Reminded all that council meeting would next be held on Tuesday, November 24, 1998.
 - E. Asked for Mayor and Council's approval to recognize employees on 5, 10, 15, and 20 year anniversaries. After a short discussion, all Council voted against this recognition except Councilmember Mueller who felt it was a good idea.
 - F. Explained he would be going to Water Quality on November 20, 1998 to present the City's application for grant money on the sewer study. The Water Quality Board approved the scope of work and cost. Sunrise Engineering will be the contractor with stipulations that it would be completed in 6 months and there would be \$100 a day penalty if not completed until the project is finalized. These stipulations were agreed to by Sunrise Engineering. Mayor and Council gave Mr. Webb permission to pursue this grant, and to use Sunrise Engineering.
 - G. Explained that Chief Halliday and Assistant Chief Bradford would be traveling to the Utah Peace Officers Association Meetings on Thursday for Mike Bradford to receive a life saving award for his efforts earlier this year in assisting Officer Kelly Bradford when he was shot by a fugitive.
13. Mayor Balch asked that a plaque of appreciation be ordered for Justice Court Judge Art Yoakam.

Meeting adjourned at 9:00 p.m.

Signed


M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
OCTOBER 28, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black
City Engineer: Philip Palmer

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Robert Turk, Nancy Martineau, Susie Thrower, Matt Bradford, Michelle Bradford.

1. The prayer was offered by Guen Smith.
2. The Pledge of Allegiance was recited.
3. The minutes of the October 14, 1998 meeting were approved with the following changes:
 - A. Page 2, #6 - delete the second "in the past".
 - B. Page 1, #4 - delete "scraper" and insert "blade".
 - C. Page 4, #15d - delete "Commission" and insert "Commissioner".
4. Mrs. Nancy Martineau addressed Mayor and Council regarding the drainage ditch running through the back of her property on 173 N 100 E. She explained that the City had put this ditch in many years ago and had kept up the cleaning of the ditch. She asked if it could be culverted. After a short discussion, Mayor Balch asked Philip Palmer to check on the price of culvert and see if the school district would participate. Mr. Palmer stated he would get in there when the land dried out and clean it out and work on getting rights-of-way from the property owners to culvert the ditch.
5. Bret Hosler, City Planner, discussed the following item with Mayor and Council:
 - A. A discussion ensued regarding the proposed zoning changes. **Councilmember Bayles moved that Council reject all proposed zoning changes. Councilmember Laws seconded the motion. Mayor Balch restated the motion and asked for comment. Councilmember Black asked Councilmember Bayles to clarify his motion. Councilmember Bayles stated that this included the setback changes, the addition of an R-1A Residential/Agriculture Zone and the changes to Section 12-131 and 12-132 of the zoning ordinance. Hearing no further comment, Mayor Balch called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Laws
Those voting 'NAY'	Councilmember Black
	Councilmember Mueller
	Councilmember Smith

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

Councilmember Bayles stated that he had a real problem with changing the setback for the reasons it had been proposed. After further discussion, **Councilmember Mueller moved that the Council accept the lot setback change for R-1 and R-2 Residential Zones from 25 to 20 feet. Councilmember Smith seconded the motion. Mayor Balch restated the motion and asked for comments. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black
	Councilmember Mueller
	Councilmember Smith
Those voting 'NAY'	Councilmember Bayles
	Councilmember Laws

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

A discussion then ensued regarding the changes to Sections 12-131 and 12-132 of the zoning ordinance. **After which, Councilmember Bayles moved that the proposed changes to Sections 12-131 and 12-132 which includes "12-131-F Minimum Lot Width -- currently reads - Minimum Lot Width, proposed to read - Minimum lot width at or abutting a public street", "12-132-F Minimum Lot Width -- currently reads - Minimum Lot Width, proposed to read - Minimum lot width at or abutting a public street", including the elimination of the duplexes and private schools in the R-1 zone, be accepted. Councilmember Smith seconded the motion. Mayor Balch restated the motion and asked for comments. Hearing none he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Laws
	Councilmember Mueller
	Councilmember Smith
Those voting 'NAY'	NONE

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

6. **Councilmember Bayles moved that the Council accept the Annexation Resolution. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and called for comments. Hearing none he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Mueller
	Councilmember Smith
Those voting 'NAY'	Councilmember Laws

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

7. Philip Palmer discussed different ideas regarding the retaining wall at Matt Bradfords. After a lengthy discussion, it was decided that the City would participate in an 18 inch concrete shelf and sidewalk fronting that home. They also offered to haul in soil and gravel to help with the problem.

8. Mayor Balch made the Council aware that Arlene Lyman had been released from the Planning & Zoning Commission effective November 1, 1998. He asked for suggestions on her replacement from Council.

9. Councilmember Laws discussed the following items with Mayor and Council:
- A. Explained that it stated in the consolidation agreement that a weir would be installed in the lower system to measure the water they have going into Recapture more accurately. Don Anders from Soil Conservation has done the surveying and this will be done this fall.
 - B. Explained that he had looked at the problem with the ditch cleaning and had found out that part of the reason it hasn't been finished is that there is personal property on the right of way, i.e. dog runs, and sheds. After a short discussion, Mayor Balch stated he felt it should be cleaned no matter what was in the way. Councilmember Laws asked if the City Crew could be assigned to clean up the debris after it was cleaned out.
 - C. Asked about the situation regarding Ned Palmer's sewer line next to Tierre Patterson's. Mr. Webb explained that when a line is put in and it is regarded as a main line, it becomes property of the City. Every citizen must extend the sewer at their own expense, and that upon completion it becomes the City's. A suggestion was made that Mr. Palmer get the other property owners to help pay for the expense to run the line.
10. Councilmember Smith discussed the following items with Mayor and Council:
- A. Explained that he had visited and toured the San Juan Generation Plant in Farmington. He stated that it is a fantastic operation.
 - B. Made all aware that there were three parcels of land that he feels the City ought to acquire. The 160 acres that is the San Juan Foundations on Ruin Road. The Rodeo Grounds that the Legion owns and the Ditch. Councilmember Bayles stated that he did not feel we wanted to own the ditch.
11. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements. There were none.
 - B. Explained that the winter hours at the Transfer Station would be Tuesday 1-5 and Saturday 9-5. If there were no objections by Council and there were not.
12. **Councilmember Laws moved that the City accept the Waste Water Planning Program Resolution. Councilmember Bayles seconded the motion. Mayor Balch restated the motion and asked for comments. Hearing none, he called for a vote. Voting was as follows:**
- | | |
|---------------------------|------------------------------|
| Those voting 'AYE' | Councilmember Bayles |
| | Councilmember Black |
| | Councilmember Laws |
| | Councilmember Mueller |
| | Councilmember Smith |
| Those voting 'NAY' | NONE |
- constituting all members thereof, Mayor Balch declared the motion carried.**
13. Councilmember Laws asked about the bids on the sewer study. He stated that he did not feel the City should go with Sunrise Engineering on anything. He explained that they have misrepresented themselves and have not finished the GIS and he has very strong feelings against using them on this study. He further commented that if we did, they should be tied to a tight time frame and penalties if the plan is not complete.

Meeting adjourned at 9:00 p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
OCTOBER 14, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Don Smith
City Administrator: Chris Webb
City Planner: Bret Hosler
General Services Director: Jeff Black
Chief of Police: Mike Halliday
City Clerk: Patricia Bartlett
City Engineer: Philip Palmer

Those absent:

City Councilmembers: Lou Mueller

Others Present: Neil Joslin, Phil Mueller, Arlan Henderson, Jackie Jeppson, Rob Bowring, LeAnn Bowring, Joe Lyman, Robert Turk, Valarie Turk, Matt Bradford, Michelle Bradford, Roy Yoakam, Danny Flannery, Jim Brandt, Roy Taylor.

1. The prayer was offered by Kelly Laws.
2. The Pledge of Allegiance was recited.
3. The minutes of the September 23, 1998 meeting were approved as written. Mr. Webb reported that he had checked on the errors and omissions and the City is covered. The blanket bond also covers all employees and Mayor and Council. Councilmember Smith asked for Mr. Hosler to report on the UDOT open house.
4. Ms. Jackie Jeppson addressed Mayor and Council regarding the issue of the condition of the road - 100 East and Pioneer Estates. She explained that the road is very washboard like and needs bladed. She said this road was also supposed to be on the list to be paved. Councilmember Bayles explained that the City will not pave a road until it is curb and guttered. He suggested the City hire a blade to run on road when it is wet to take out the washboard ruts. After a short discussion, Mayor Balch stated that the City would blade the road.
5. Mr. Joe Lyman addressed Mayor and Council regarding his sign that is on the public right-of-way. Mr. Lyman explained that their sales have increased by two to three times over last year since installing the sign. He asked if there was any allowance the City could make on this issue. After a lengthy discussion, Mayor Balch stated that this issue needed to go before Planning and Zoning. Mr. Lyman was advised that a sign could be placed high in the right of way if it was at least 10 feet above the walk & 2 feet back from the curb. He was further advised to see what he could come up with to bring his business into compliance.

6. The Public Hearing for comment and suggestion on the CDBG Program opened at 7:30 p.m. There was no one signed up to publically comment. Councilmember Black moved that the public hearing last 5 minutes. Councilmember Laws seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Laws
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Mueller

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

Mayor Balch stated that this hearing is being called to consider potential projects for which funding may be applied under the 1998/1999 Community Development Block Grant Program. It was explained that the grant money needed to be spent on projects benefitting primarily low and moderate income persons. The Southeast Utah Association of Local Governments in which the City of Blanding is a member, was expecting to receive approximately \$479,572 in this new program year. All eligible activities which can be accomplished under this program are identified in the CDBG Application Guide and interested persons can review it at any time. Mayor Calvin Balch then read several of the eligible activities listed including, (Examples such as: Construction of public works and facilities, ie: water and sewer lines, fire stations, acquisition of real property, provision of public services like food shelters, also eligible are loan programs for private businesses which would then hire low income persons and the program can also pay for housing rehabilitation for low income homeowners or for persons owning rental housing for lower income persons). Mayor Calvin Balch indicated that in the past the City of Blanding has received a number of CDBG grants through which the City has been able to install curb and gutter in low income areas. The city has handed out its capital investment plan as part of the regional "Consolidated Plan". This list shows which projects the city has identified as being needed in the community. It was asked that anyone with questions, comments or suggestions throughout the hearing please identify themselves by name, before they speak. The clerk will include your names in the minutes and we would like to specifically respond to your questions and suggestions during the hearing. Mr. Neil Joslin asked how much money we could expect to receive in our county. City Manager, Chris Webb responded by saying that if the money was distributed equally after the AOG receives their portions the County would receive around \$70,000, however, each project is analyzed on its own merits so we don't know how much we may get. It also depends on what other applications are received and the merit of those applications.

Mayor Calvin Balch, then opened the meeting up to further suggestions from the audience. There being no other comments hearing was adjourned at 7:35 p.m.

7. The Public Hearing on the Proposed Zoning changes opened at 7:35 p.m. Councilmember Bayles moved that the public hearing last 5 minutes. Councilmember Laws seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Laws
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Mueller

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

Mr. Hosler explained these changes would consist of a "new" R-1A Zone. This would eliminate duplexes and private schools in R-1 zones. Minimum lot width change to minimum lot width at or abutting street. Also, change setback from 25 feet to 20 feet. Councilmember Bayles stated he had a problem with changing the setback. He felt it was very inappropriate and felt that it was being done to appease a certain councilmember. The public hearing closed at 7:40 p.m.

8. Mayor Balch presented checks to the police department for their overtime hours on the manhunt. He thanked the police for their sacrifice and their extra effort during this trying time. Mayor Balch stated that the City of Blanding has a great group of officers.

9. Councilmember Black made Mayor and Council aware of a the problem on 500 West and approximately 50 North. Jeff Black explained that this property will need a retaining wall before a sidewalk can be added. After a lengthy discussion, it was decided to look into it further and that this item should be on the next agenda for discussion.

10. Mrs. LeAnn Bowring addressed Mayor and Council regarding the fence issue on her property. She asked if it was possible to have a public hearing on this issue. Councilmember Bayles felt that she had not followed the process and that he would rather see them go to the Board of Adjustments than change the law. After a somewhat emotional discussion, Mayor Balch thanked the Bowrings for trying to follow the process and encouraged them to continue doing so.

11. Mayor Balch excused Councilmember Mueller from the meeting.

12. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Addressed the issue of the farm animals. The Planning Commission is asking for additional time on this issue.
 - B. Handed out the Planned Unit Development worksheet for inspection and review. He asked that Mayor and Council review and be prepared to discuss at the next meeting.
 - C. Addressed Councilmember Smiths question regarding the UDOT open house. He explained that the proposal is to widen the highway to 84 feet from Price to Blanding. Moab to Monticello by 2010. Monticello to Blanding by 2020. Mr. Hosler stated that it was proposed to make Devils Canyon 5 lanes in 4 years.
 - D. Handed out meeting minutes of the Planning and Zoning meeting to show that Planning and Zoning recommended that the fence law be left as is.

13. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
 - A. Presented the natural gas and water reports for September 1998. Councilmember Laws asked if natural gas was the same price out of city limits as inside city limits. He was told that it is 10% higher outside city limits.
 - B. After a lengthy discussion, it was decided that CEU-SJC trucking school would come in and work on the City roads at \$25 per hour. Advise and consent was given, with Councilmember Laws abstaining. They will begin and the City will send out requests for proposals on other work.
 - C. Explained that he had received final release on the Montano house. Mr. Webb explained that the Fire Department will take control to burn. Mayor Balch asked that it be done immediately.

14. Philip Palmer, City Engineer, reported on the airport meetings he had attended the previous week. Mayor Balch requested a copy of the minutes of these meetings.

15. Mayor Balch discussed the following items with Council:
 - A. A general discussion was held regarding building permit fees. Mayor Balch explained that he felt these permits should be based on cost only. After further discussion, Mayor Balch decided to move on, but asked Council to keep it in mind.
 - B. Asked if the ditch cleaning had been completed. Councilmember Laws explained that it was not done. Mayor Balch asked that Councilmember Laws please ask the ditch company to get this finished.
 - C. Mayor Balch asked Council's approval to appoint Howard Randall to the Planning and Zoning Commission and Laurel Hawkins to the Board of Adjustments. All were in favor of both appointments. Mr. Webb was asked to draft a letter to each regarding this appointment.
 - D. Explained that Commissioner Redd had asked if the City had any property they would like to donate to the County for a health care facility. There was some discussion, after which the Mayor asked the Council to consider it to discuss at a later time.

16. Councilmember Bayles discussed the following item with Mayor and Council:
- A. Explained that Bret Hosler, Mayor Balch, Chris Webb and himself met with Jon Hunt on improvements at the airport. The City feels that there is liability for what has gone on with his hangars. Mr. Hunt has been given 90 days to come into compliance. Councilmember Bayles further explained that the lobby area has been spaced off into offices. Mayor Balch suggested tile and couch in the lobby for next years budget. Councilmember Laws suggested that Mr. Webb call Trent Schafer in Monticello to find out who cut the weeds at their airport.
17. Councilmember Smith discussed the following item with Mayor and Council:
- A. Explained that he had been present when Officer Kelly Bradford and Officer Mike Bradford had been awarded their citations for service in the line of duty.
18. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements. There were none.
- B. Gave an update on the Arts and Conference Center. Mr. Webb explained that the architect has made adjustments that should bring it back into budget. The revisions will be made and the contractors will have a chance to review and rebid. Approval was given by EDA to extend construction. He further stated that it was possible that construction will not begin until spring.
- C. Reported that applications had been or were in the process of being submitted to the Drinking Water Board and the Water Quality Board on the water projects.
- D. Reminded Council that Craig Call, State Ombudsman, would be here on October 28, in the morning. Council asked for reminder calls.
- E. Explained that he would be off Friday, Monday and Tuesday.
19. Mayor Balch asked if the City needed to pass the resolution with regard to the annexation of property discussed in last council meeting. Staff reported it would be handled at the next meeting.
20. Councilmember Laws reported on the Transportation Service Meeting. He explained that the City was given \$25,000 to be placed as principal in our trust fund for a total received now of \$100,000.

Meeting adjourned at 9:21 p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
SEPTEMBER 23, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black
City Engineer: Philip Palmer

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Calvin Hunt, Patricia Bartlett, Brent Johansen, Cindy Johansen, LeAnn Bowring, Rob Bowring, Phil Acton

1. The prayer was offered by Kate Turk.
2. The Pledge of Allegiance was recited.
3. The minutes of the August 26, 1998 meeting were approved with the following change:
 - A. Page 2, #8a - change "turn over" to "let skunk problem be handled."
4. Mr. Brent Johansen and his wife, Cindy, asked for permission to tie on to the City sewer line that was installed for the new Blue Mt. Dine' project. They are aware they will need a lift station. After a short discussion, advise and consent was given by all members of Council, if installed under existing policies.
5. Mr. Phil Acton presented the FY98 Audited Financial Statements. He went over the management letter with Mayor and Council. There were a few suggestions:
 - A. He felt the Treasurers bond was not adequate.
 - B. Two departments overspent budget - C-Road and Police. The Police was due to having to book the entire lease on the Blazer and it was only budgeted for the first payment.
 - C. There were some individuals with insurance coverage which is not needed.
 - D. Vehicle and Equipment acquisitions should be made by one department each year instead of splitting a vehicle between three or four departments.
 - E. Make a separate line item for adjustments instead of reducing revenue.
 - F. Be aware of Y2k compliance.

Mr. Acton stated that the natural gas company is doing much better and that the City as a whole is in good shape.

6. The public hearing regarding the annexation of Joe F. Lymans property and Blue Mt. Dine opened at 7:33 p.m. Council set the time limit to five minutes. Mr. Hosler explained what the City would be annexing. There was no public comment. The public hearing closed at 7:37 p.m.

7. Mrs. LeAnn Bowring proposed a change to the zoning ordinance stating on a corner lot that the fence can be brought up to the front of the home. Philip Palmer has done extensive research on this issue, after which he recommended that it read 36 feet from the property line or the front of the home whichever is greater. Councilmember Mueller suggested that this be taken to Planning & Zoning to look at and Council agreed.

8. Bret Hosler, City Planner, discussed the following items with Mayor and Council:

- A. Explained that the Planning Commission will meet on September 24 and they will be discussing the PUD ordinance.
- B. Stated there will be a UDOT open house in Moab later in the week. This will have a couple items of interest including future long range planning of I-70. Mayor and Council gave advise and consent for Mr. Hosler to attend.
- C. Mr. Calvin Hunt, with College of Eastern Utah asked Council for a waiver on utility fees for the new home the college is building. After a lengthy discussion, it was decided that the City could not be involved in this issue and that they could not waive the utility fees.
- D. Explained that the Montano project should be coming to a close the next day. Mr. Hosler commended the City crew for getting the utilities there and also Councilmember Bayles for pushing this issue through.

9. Jeff Black, General Services Director, explained that 2/3 of the parking at San Juan High School had been completed and the new signs had been installed on the west side of the road.

10. Mayor Balch discussed the following items with Council:

- A. Thanked the City Fire Department for taking care of the problem on 2nd North between 4th and 5th West.
- B. Thanked the Police Department and the City Crews for handling a potentially bad situation with animal control.
- C. Explained that the City is short one member on the Board of Adjustments and one member on Planning & Zoning Commission. Mark Bradford resigned from the Board of Adjustments and Sandra Dutson resigned from the Planning & Zoning Commission. Mayor Balch asked that Council be considering individuals to fill those seats.
- D. Asked about how the cleaning of the ditch was coming. Mr. Webb informed him that it had begun on September 22 and they were in the process.

11. Councilmember Bayles discussed the following items with Mayor and Council:

- A. Made a proposal to offer commercial incentives on Natural Gas. He explained that this would work by paying up to one year of the City profits towards conversion. At the end of the year we should be back to break even. Those who participate must sign up for 2 years. Councilmember Bayles moved that the City allow a natural gas incentive to commercial customers of up to one year of projected profits based on a projected City profit of .22 per therm and the customers projected annual usage. This incentive offer would be effective through March 31, 1999. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and asked for discussion. Councilmember Laws asked if there should be a March 31 deadline. It was decided to leave it as is. Mayor Balch called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Laws
	Councilmember Mueller
	Councilmember Smith

Those voting 'NAY'	NONE
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constituting all members thereof, Mayor Balch declared the motion carried.

- B. Councilmember Bayles moved that the City do away with the 1% discount because it doesn't amount to anything and takes a lot of staff time. Councilmember Laws seconded the motion. Mayor Balch restated the motion and called for discussion. Hearing none he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Laws
	Councilmember Smith

Those voting 'NAY'	Councilmember Mueller
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constituting all members thereof, Mayor Balch declared the motion carried.

12. Councilmember Laws discussed the following items with Mayor and Council:

- A. Explained that the Irrigation Company had signed the recent agreement and were planning to pay the attorneys fees.
- B. A draft of a proposed ordinance regarding the allowance of farm animals within city limits was distributed by Councilmember Laws. Discussion ensued, after which it was decided this item should be sent to Planning & Zoning Commission for comment, with the idea that it would be back by next Council meeting. Councilmembers were asked to review this and make suggested changes.

13. Councilmember Smith discussed the following items with Mayor and Council:
 - A. Explained that he was concerned about the Y2K problem. Stated that Bob Bennett had a report out which explains that one of the big concerns regarding this is electrical grid systems throughout the whole United States. Mr. Webb explained that UAMPS is very aggressively handling this and we will follow their lead.
 - B. Asked that there be a place on the agenda where Mayor and Council can get reports on previous minute items. Mayor Balch instructed Mr. Webb to add that to the agenda.

14. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked for questions on the financial disbursements. There were none.
 - B. Gave an update on the Arts and Conference Center. He explained that the bid opening did occur and that all bids came in 50 to 100% more than the budget. Mr. Webb stated that the architect is reworking the plans. The Boards direction on this is that unless additional funds are raised or bids come within budget this center will not be built.
 - C. Explained that Kate Turk had asked for time off to attend training to certify as a Certified Municipal Financial Administrator. He further stated that she was paying her own tuition, which was \$385, and had requested that she not have to take vacation time to attend training that would benefit the city. This would be 40 hours of work missed. It was decided by Mayor and Council that she would not have to use vacation time and that they would reimburse her the \$385 for her tuition.
 - D. Explained that at the CIB meeting, which the City proposed a grant of \$667,000, they granted the City \$350,000. Mr. Webb stated that he would like to approach the Drinking Water Board for a 50/50 loan/grant. Advise and consent was given on that issue. He further stated that he would like to approach the Water Quality Board for a 50/50 grant/loan on the sewer master plan. Advise and consent was given here also.
 - E. Craig Call, State Ombudsman, would like to meet on October 28, 1998, with those people who have filed for arbitration.
 - F. Explained he would be gone Friday for final presentation for State Park Access. We were successful in having a bill passed in defining our state park access route. Mr. Webb stated he would also be attending his Joint Highway Committee meeting Friday.
 - G. Explained that Gary Guymon would like to put a couple of big banners up on each edge of town advertising the Indian Arts Market. He asked that the City put them up. Mr. Webb was told by Council to have Mr. Guymon to ask UP&L to hang the signs.

Meeting adjourned at 9:56 p.m.

Signed M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
AUGUST 26, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black
Chief of Police: Mike Halliday

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Harold Roberts, Jerry Ray, Craig Black, Wendi Simons, Danny Fleming.

1. The prayer was offered by Chris Webb.
2. The Pledge of Allegiance was recited.
3. The minutes of the August 12, 1998 meeting were approved with the following changes:
 - A. Page 1, #5 - Councilmember Bayles and Laws voted to not have the City participate until it could be discussed with staff, namely Philip Palmer.
 - B. Page 3, #13 - not "purchase" excess water, but "exchange" excess water.
4. Mr. Craig Black addressed Mayor and Council regarding the issue of his putting a trailer next to his fathers home south of town, outside city limits. Mr. Black asked permission to tie into the existing water and sewer lines. After a short discussion, advise and consent was given by Mayor and Council with voting being unanimous.
5. Mrs. Wendi Simons, PTA President, addressed Mayor and Council regarding the DARE program. She stated this program is very needed and it would be too bad to lose it. Mrs. Simons further explained that she could donate \$1,000 to the program from Blanding Elementary PTA. A short discussion was held regarding this issue, where many different options were discussed. Councilmember Bayles stated that Council did support the DARE program.

6. Mr. Harold Roberts, International Uranium Corporation, expressed appreciation for the support the Mayor and Council had given to the mill in recent months and past years. He explained there would be a meeting on August 27, 1998 at 1:00 p.m., at the mill which would be attended by Congressional staffers from Senator Hatch's office, Commissioners Redd and Lewis and he then extended an invitation to Mayor, Council and Staff to attend also. This would include discussion of recent activity and an extensive tour of the mill. Mr. Roberts also stated that IUC would definitely donate to the DARE program.

7. Bret Hosler, City Planner, discussed the following items with Mayor and Council:

- A. Asked to set a date for a public hearing on the annexation of two parcels of ground that have petitioned for annexation; the east half of Blue Mt Dine, and Joe F. Lyman's property on 500 South. The public hearing was set for September 23 at Council meeting. Mr. Hosler was asked to publish this date in the papers.
- B. Asked if there were any questions in regards to the Planning and Zoning Commissions suggested changes to the zoning ordinance. Councilmember Bayles stated that he felt it was inappropriate on the changing of the setback from 25 to 20 feet. Councilmember Mueller stated she was concerned about the larger lot size 40 acre minimum pieces. After a lengthy discussion, Council decided to not remove 12-190 from the zoning ordinance, but to go ahead on the public hearing to create the R-1A zone.
- C. Explained that he had spoken to Dale Stapley with UDOT and Mr. Stapley had told him that UDOT is in the process of a bid opening on September 1 for asphalt overlay on curb going towards Recapture. Mr. Hosler explained he would be attending a UDOT workshop on August 27 in Moab.

8. Mike Halliday, Chief of Police, discussed the following items with Mayor and Council:

- A. Explained there had been many requests for the animal control person to take care of skunks. After a short discussion, it was decided to let the skunk problem be handled by the Division of Wildlife.
- B. Made the Mayor and Council aware that he had hired Laurie Simpson as the new crossing guard at Blanding Elementary School. Chief Halliday asked what pay scale Council intended. It was decided the pay would be \$8.00 day or \$5.33/hour.
- C. Mentioned a concern he had regarding the jail fees, prisoner fees and medical expenses. The County sent an agreement to Chief Halliday which stated that any prisoner arrested by a City Police Officer in need of medical attention, that expense would be the City of Blanding's. Chief Halliday explained he had a problem with this agreement due to the fact that the only prisoners that the City gets the income from are Class C Felonies and Misdemeanors. Most of these people are not put into the County jail. Thus, any prisoner needing medical attention would most likely be a felon which the County will get the fine income and should therefore also take the expense of medical attention. Chief Halliday was instructed by Mayor and Council to get them a copy of the agreement and they would work on it with the Commissioners.

- D. Explained there was a need for some decisions to be made regarding parking at San Juan High School. Chief Halliday recommended that the parking be opened up south of the auditorium and to paint diagonal parking lines. There would also be no parking right in front of the school as it is now and no parking where the buses load/unload during school hours. Chief Halliday explained that he had discussed this with Philip Palmer and he agreed with these recommendations. Advise and consent was given by Mayor and Council to proceed with the above recommendations.
- E. Asked for direction regarding the DARE program. Chief Halliday explained that the main problem with this program is funding. He further stated that he did not feel comfortable asking for donations again this year. Chris Webb, City Administrator, stated he would be happy to make the calls for donations. It was then discussed, due to the fact that Officer Flannery may not be available to run the program this year, sending one officer a year for DARE training so they would all be certified to run the program.

9. Mayor Balch discussed the following item with Council:

- A. Asked what was happening with the swimming pool. Several teachers had asked why it was not going to be open for the students this year. Councilmember Bayles, who is over recreation, explained that the first problem was lifeguards. All lifeguards would be in school. The other problem is the cost. The Recreation District is waiting for their money from the County which was funneled through the School District. Once they receive that check they will be able to open. Merri Shumway, who is a certified lifeguard, has offered to volunteer her time to run the pool for the schools.

10. Councilmember Laws discussed the following items with Mayor and Council:

- A. After a lengthy discussion regarding the proposal from the Irrigation Company to exchange excess water, a suggested change of putting under "terms" that "In the event that the terms of article 7 are not complied with by April 15, 1999 to the satisfaction of the City of Blanding, this contract is null and void." Councilmember Laws then moved that the City of Blanding accept the Blanding Irrigation Water Planning and Exchange Agreement #2 as written with suggested changes after attorney approval. Councilmember Smith seconded the motion. Mayor Balch restated the motion and asked for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith

Those voting 'NAY'

NONE

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

**BLANDING CITY / BLANDING IRRIGATION
WATER PLANNING AND EXCHANGE AGREEMENT
NUMBER TWO**

THIS WATER PLANNING AND EXCHANGE AGREEMENT NUMBER TWO (hereinafter referred to as "AGREEMENT") is entered into this _____ day of September 1998, by and between **BLANDING CITY MUNICIPAL CORPORATION** (hereinafter referred to as "CITY"), a body corporate and politic existing under the laws of the State of Utah, with its principal office at Blanding, San Juan County, State of Utah, and **BLANDING IRRIGATION COMPANY**, a Utah corporation (hereinafter referred to as "BLANDING IRRIGATION"), with its principal office at Blanding, San Juan County, State of Utah.

RECITALS

WHEREAS, the parties to this agreement have over the past several years engaged in the development of water resources and water storage facilities on the mesa surrounding and including Blanding, Utah; and

WHEREAS, each of the parties are owners of water rights, water delivery systems, storage facilities and interests in water resources; and

WHEREAS, all parties are interested in the judicious, efficient and economic administration of water resources and water storage facilities; and

WHEREAS, Blanding Irrigation owns the right to impound and store water in Recapture Reservoir; and

WHEREAS, The City owns the right to impound and store water in the several reservoirs; and

WHEREAS, the parties desire to set in writing a plan to exchange water, use and/or meter water rights, to allow the use of City reservoirs and water storage facilities including the rights to pass water through those facilities and the use of each others' water transportation media.

AGREEMENT

NOW THEREFORE, in consideration of the foregoing, and other good and valuable consideration the receipt of which is hereby acknowledged, the parties hereby stipulate and agree as follows:

1. **Term:** The term of this Agreement shall commence upon the effective date hereof and shall continue for a period of twenty-four (24) years and can only be canceled by the City by giving Blanding Irrigation 30 days written notice.
2. **Effective Date:** This agreement becomes effective and binding upon approval of all the diversion, storage, and use applications with the State Engineers Office. Both parties agree to work together to complete and get approval of said applications.
3. **City Reservoir Water Exchange:** The City may agree to exchange up to 200 acre feet of water to be delivered in or through the City's Reservoirs for up to 200 acre feet of water belonging to Blanding Irrigation to be replaced by Blanding Irrigation (by flow or by pumping) in a City's reservoir (as determined by City) by April 1, in the year following the year the water is actually taken. The amount of water to be exchanged will be decided by Blanding Irrigation and the City, after the City has sold its surplus raw water. In the event an agreement concerning said amount can not be reached between the parties in any given year, no water will be exchanged in that year. This water exchange will occur no later than August 31 each year, as determined by agreement between both parties. Along with the amount of water to be exchanged both parties will agree to a date in time that said exchanged water is required to be taken and/or used. Any unused amounts of water left in the City's reservoirs as of said date of each year becomes the ownership of the City.

4. **Water Replacement Guarantee:** Blanding Irrigation agrees to hold, an amount of Blanding Irrigation water equal to the amount of water being exchanged, in Recapture Reservoir until the full amount of water exchanged has been replaced as agreed to above. Blanding Irrigation agrees that all costs associated with the replacement of water exchanged will be born by Blanding Irrigation.

5. **Pumping Costs and Arrangements:** In the event Blanding Irrigation is required to pump their water from Recapture Reservoir in order to replace exchanged water, the City will allow Blanding Irrigation to use the City owned pump and pipeline distribution system at a current cost of \$45.00 per acre foot pumped subject to change with a change in anticipated costs to the City. In addition Blanding Irrigation agrees to pay for unanticipated costs and expenses incurred by the system that is actually being used, (such as the loss of a pump due to debris in the pipeline) that occur while pumping Blanding Irrigation water, so that all the risk for pumping Blanding Irrigation water is born by Blanding Irrigation. Blanding Irrigation agrees to give the City 14 day advance notice of their intent to use the city system to pump said replacement water.

6. **Water Replacement Billing:** Blanding Irrigation agrees to bill the cost to replace water as part of Blanding Irrigation share assessments in the same water year that the water is actually used. It is agreed that this will include the cost to pump the replacement water, regardless of whether the need to pump is known.

7. **Water Usage Policy Set:** Blanding Irrigation agrees to set a policy that with City acceptance they will agree to exchange and/or replace with the City up to 200 acre feet of water in any year that shareholders in the upper ditch are unable to receive equal amounts of allocated water as those shareholders in the lower ditch were able to receive. Blanding Irrigation agrees to exchange and/or replace up to the 200 acre feet until the amount of water that is able to be received by the upper ditch shareholders and the lower ditch shareholders are equal. In addition Blanding Irrigation agrees to set a water usage policy that will be distributed in writing to all shareholders setting forth methods, amounts, and delivery rates that water can be taken by shareholders during any given water year. Blanding Irrigation agrees to deliver a written copy of all current water usage policy to the City by April 1st of each year. In the event the initial written water usage policy as is required to be established by this agreement is not delivered to the City by April 1, 1999, this agreement will become null and void and of no further force and effect.

8. **City Held Harmless:** Blanding Irrigation agrees to hold the City of Blanding, its officers, agents, officials and employees, harmless from any action, causes of action, claims for relief, demands, damages, expenses, costs, fees, or compensation, whether or not said actions, causes of action, claims for relief, demands, damages, costs, fees, expenses and/or compensations are known or unknown, are in law or equity, and without limitation, all claims of relief which can be set forth through a complaint or otherwise that may arise out of the City's entering into this agreement or out of the use of the City's pump, storage, and/or water distribution systems.

9. **Modification of Agreement:** This Agreement constitutes the entire agreement between the parties pertaining to the subject matter contained in it, and supersedes all other representations and/or understandings of the parties. No supplement, modification or amendment of this Agreement shall be binding unless executed in writing by all of the parties. This agreement in no way replaces or modifies the Blanding City / Blanding Irrigation Water Planning and Exchange Agreement dated September 25, 1997.

10. **Duplicate Originals:** This Agreement may be executed simultaneously in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

11. **Governing Law:** This Agreement shall be construed and interpreted in accordance with the laws of the State of Utah.

12. **Binding Effect:** This Agreement shall be binding upon and shall inure to the benefit of the parties to it and their respective heirs, legal representatives, and successors.

13. **Captions:** The captions and paragraph numbers appearing in this Agreement are inserted only as a matter of convenience and in no way define, limit, construe, affect or describe the scope or intent of the provisions in this Agreement.

IN WITNESS WHEREOF, the parties have caused their corporate names and seals to be hereunto affixed by its duly authorized officers the day and year first written above. The officers who sign this agreement certify that this agreement was duly authorized under a resolution duly adopted by the governing board at a lawful meeting duly held and attended by a quorum.

BLANDING IRRIGATION COMPANY

BY: _____

Attest:

BLANDING CITY MUNICIPAL CORPORATION

BY: _____

Attest:

- B. Reopened the discussion regarding the bucket truck from previous months. After a lengthy discussion, Councilmember Bayles moved that the City of Blanding rent the manlift truck at \$60 an hour on the condition that it has legal stickers and that the renters will have a current City business license and contractors license and that they sign an indemnification form and show proof of insurance. Also, that the truck will not leave San Juan County. Councilmember Laws seconded the motion. Mayor Balch restated the motion and asked for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Laws
	Councilmember Mueller
	Councilmember Smith

Those voting 'NAY'	NONE
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constituting all members thereof, Mayor Balch declared the motion carried.

11. Councilmember Smith discussed the following item with Mayor and Council:
- A. Explained that the bleachers at the Blanding Elementary School just need a little bit of concrete and it should be easy to take care of it. Mayor Balch authorized the City crew to handle this work.
12. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements. Mayor Balch asked what the disbursement to Simmons Gun Specialties was and Mr. Webb stated he would find out. The Mayor then asked what the disbursement to Diamond "C" was for and Ms. Turk explained this was what the City went above and beyond the bid for last year on gasoline.
- B. Explained that he had sent out the application to the Community Impact Board for the water projects. The City of Blanding is on the agenda to present on September 10, 1998. Mr. Webb asked who Mayor and Council would like to present the package and who would be attending. It was decided that Mr. Webb should present the proposal and that Councilmember Mueller and Mayor Balch would attend and possibly Councilmember Bayles.
- C. Gave an update on the Arts and Conference Center. He explained that the bid opening was to be August 28, but due to contractors asking for more time it was moved back to September 9 and the EDA approved this change. Therefore, the bid opening will be September 9, 1998 at 1:30 p.m.

- D. A short discussion ensued regarding the UAMPS refinancing of the San Juan Generation Project. After which, Councilmember Smith moved that Council authorize the Mayor to sign the certificate of participant on the refinancing of the San Juan Generation Project. Councilmember Bayles seconded the motion. Mayor Balch restated the motion and called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Laws
	Councilmember Mueller
	Councilmember Smith

Those voting 'NAY'	NONE
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constituting all members thereof, Mayor Balch declared the motion carried.

CERTIFICATE OF PARTICIPANT

STATE OF UTAH)
)
COUNTY OF SAN JUAN)

The undersigned hereby certify that they are the Mayor and City Recorder of Blanding City, San Juan County, Utah (the "*Participant*"), a member of Utah Associated Municipal Power Systems ("*UAMPS*"), and that as such they are authorized to execute this Certificate on behalf of the Participant and hereby certify as follows:

1. This Certificate has been executed in connection with the issuance by UAMPS of its San Juan Project Refunding Revenue Bonds, Series 1998 (the "*Bonds*"), as more fully described in the Official Statement of UAMPS dated August 14, 1998 (the "*Official Statement*") prepared in connection with the offering and sale of the Bonds.

2. In connection with the execution of the San Juan Project Power Sales Contract dated as of July 1, 1993 between the Participant and UAMPS, the Mayor and City Recorder of the Participant executed and delivered a certificate dated August 13, 1993 (the "*Power Sales Contract Certificate*"). The undersigned hereby reaffirm the statements made in the Power Sales Contract Certificate as though made on the date hereof in the form they were rendered in the Power Sales Contract Certificate.

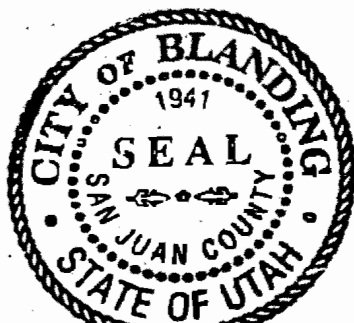
Dated this 26th day of August, 1998.

BLANDING CITY, SAN JUAN COUNTY, UTAH.

By [Signature]
Its Mayor

By [Signature]
Its City Recorder

[SEAL]



13. Mayor Balch reminded all of the work session on September 2 at 7:00 p.m. on the animal ordinance.

14. Mr. Webb asked if it would be appropriate to cancel Council meeting on September 9, due to the fact that so many would be gone for the CIB proposal presentation. It was decided to cancel Council meeting on September 9, 1998. Mr. Webb would make sure this was published.

Meeting adjourned at 9:37 p.m.

Signed M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
AUGUST 12, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Randee Bayles

Clisbee Black

Kelly Laws

Lou Mueller

Don Smith

City Treasurer: M. Kate Turk

City Clerk: Patricia Bartlett

City Planner: Bret Hosler

General Services Director: Jeff Black

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Rob Bowring, Leann Bowring, Tami Barton, Sheri Mexican, Chris Singer, Carly Singer, Lewis Singer, Donna Singer, Pam Hosler, John Black.

1. The prayer was offered by Bret Hosler.
2. The Pledge of Allegiance was recited.
3. The minutes of the July 22, 1998 meeting were approved with the following change:
 - A. Page 1, #4 - 42% "are" minorities.
4. Leanne Bowring addressed Mayor and Council regarding the issue of her building a fence on her property. She explained that Bret Hosler, City Planner, had told her the fence could not be built out to the property line 6 feet high. Ms. Bowring asked why others had been allowed to do this and she was not. Mr. Hosler explained that he had been made aware by Councilmember Laws that the ordinance was not being enforced correctly and from that time it has been enforced. Mayor Balch explained to Mrs. Bowring that she could petition the Board of Adjustments for a variance.
5. Mr. Chris Singer addressed Mayor and Council regarding an agreement he had made with the City when he built his home. In the agreement he was given permission to build his home with certain stipulations. One of those stipulations was that he put in the curb & gutter at his expense. Philip Palmer, City Engineer, made this agreement with Mr. Singer. Mr. Singer asked why he was not eligible for the curb and gutter participation program with the City. After further discussion, Mayor Balch asked the Council for a decision on the matter. Councilmembers Mueller, Black, and Smith voted to have the City participate and purchase the concrete. Councilmembers Bayles and Laws voted to not have the City participate until this issue had been discussed by staff, namely Philip Palmer. With the vote being three to two Mr. Singer will be able to receive help from the City in purchasing the concrete.

6. The Public Hearing regarding the CIB grant request for water projects opened at 7:32 p.m. There was no public comment nor comment from the Mayor or Council. Therefore the public hearing closed at 7:35 p.m.

7. Mrs. Tami Barton addressed the Mayor and Council regarding the road right-of-way the City owns adjacent to her property. She asked what the situation was regarding the paving of that road. Councilmember Bayles explained that curb and gutter would have to be installed before any work was done there. After curb and gutter was installed the City would dig it out and put road base in. This was not a promise to pave it immediately. Mrs. Barton asked for a letter stating what she had been told and Mayor Balch explained that the City would draft a letter in regards to this issue.

8. Bret Hosler, City Planner, discussed the following items with Mayor and Council:

- A. Explained, in regards to the "Extended Area Service" issue regarding telephone service, that the City had been in touch with those in charge of this issue and they had stated that this would not be a mandatory thing for the City's citizens but would remain an option.
- B. Explained that he had spoken to Les Prawl regarding participation in the Utah Enterprise Program. This program could bring new City businesses as much as \$10,000 in tax credits through State tax waivers on employees and equipment.
- C. Showed a picture of what a dust devil had done to Larry Richmond's rental project and stated that this damage could have been worse without tie downs. Even though Mr. Richmond's trailer was in code, it was still damaged.

9. Jeff Black, General Services Director, discussed the following item with Mayor and Council:

- A. Asked for questions on the July Natural Gas and Water Reports. Councilmember Mueller asked why there were no numbers to compare 1998 monthly usage to 1997. Mr. Black explained that the computer was down at that time last year and directed Council to see Truitt Purcell if they have further questions.
- B. Explained that a contract needed to be signed by the Mayor for the extension of the Bureau of Reclamation Project. Councilmember Mueller moved that the Mayor be authorized to sign this document. Councilmember Bayles seconded the motion and voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Black
Councilmember Laws
Councilmember Mueller
Councilmember Smith

Those voting 'NAY'

NONE

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

10. Mayor Balch discussed the following items with Council:
 - A. Explained that he would like the Fire Department to be allowed to burn a building on a lot at approximately 200 N and 500 W. Advise and consent was given by Council.
 - B. Explained that Mr. Rob Mansfield, the attorney for Blue Mountain Medical, would like to represent the City in foreclosing on the American Surgicare property to get clear title to the property. Mr. Mansfield would do this at no cost to the City. Mayor Balch explained that this would in no way expose the City to any financial responsibility. He stated that five minutes after clearing the title, the title would be signed over to Blue Mountain Medical. The City's involvement allows the lawsuit to be filed in San Juan County, which expedites the process. Advise and consent was given by Council for this issue.
 - C. Explained he had invited Chief Halliday to the work session on September 2 regarding the animal ordinance to explain what is and what is not enforceable. Mayor Balch stated that the dog problem is still a problem.
11. Councilmember Bayles discussed the following items with Mayor and Council:
 - A. Explained that he had more complaints regarding noise. He referred to the City's noise ordinance and stated that this ordinance should either be enforced or taken off the books.
 - B. Asked for approval from Council for the Recreation District to purchase \$400 worth of sprinklers to put around the pool. Jeff Black explained there are sprinklers at the shop that may work for this purpose that are not being used. Councilmember Bayles asked for approval on the \$400 just in case the other sprinklers would not work and approval was given by Mayor and Council.
12. Councilmember Black discussed the following items with Mayor and Council:
 - A. Proposed that the set back on building lots be changed from 25 feet to 20 feet. Councilmember Bayles stated that he did not want to be involved in this. It was suggested that Councilmember Black go to Planning and Zoning and have them make a proposal to Council if they wish.
13. Councilmember Laws discussed the following item with Mayor and Council:
 - A. After a lengthy discussion regarding the proposal from the Irrigation Company to exchange excess water, it was decided not to deliver the present agreement to the Irrigation Company before staff reviews it and changes are made. After it has been agreed to by both parties, it will be sent to the City Attorney for approval.

14. Councilmember Mueller discussed the following items with Mayor and Council:
- A. Explained that she had attended a meeting with the investors of Blue Mountain Medical, Key Bank, USDARD, and representatives from CIB. At the meeting, Councilmember Mueller stated that the City of Blanding was in desperate need of medical care one way or the other and that the City was in favor of the District receiving funding. She later attend the CIB meeting where the District's request was considered. Councilmember Mueller stated that as she recalled they were given \$25,000 grant and a loan at 2.5% for 30 years and will be contingent on whether Blue Mountain Medical comes through or not by October 1, at which time the funding will become available to the District.
 - B. Explained that the CIB's highest priority is health and safety. In the future all requests need to be received the month before the funding trimester.
 - C. Explained that there is an enterprise grant available from USDA Rural Development for rural business, which would fund infrastructure on city property around private enterprise. She stated the funding must be used by two private businesses, and could build the road by the Dinosaur Museum and by the new medical facility. Councilmember Mueller asked Council to authorize Mr. Webb to look into this grant further and she was given that authorization.
15. Kate Turk, City Treasurer, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements. Mayor Balch asked why a payment to Zions National Bank was for a printer. Ms. Turk explained this was purchased on the Zions credit card.
 - B. A lengthy discussion was held regarding the CIB grant proposal for water projects Mr. Webb had drafted. After which, it was decided to present the package to CIB as is and meet with them in September on the funding request. Councilmember Bayles moved that the Mayor be authorized to sign the CIB funding request. Councilmember Mueller seconded the motion and voting was as follows:

Those voting 'AYE'	Councilmember Bayles Councilmember Black Councilmember Laws Councilmember Mueller Councilmember Smith
Those voting 'NAY'	NONE
- constituting all members thereof, Mayor Balch declared the motion carried.

- C. Explained that Gail Northern, County Clerk, has called with a revised certified tax rate that needs to be approved by Mayor and Council. Councilmember Smith moved that the City accept the certified tax rate at .004074. Councilmember Mueller seconded the motion and voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

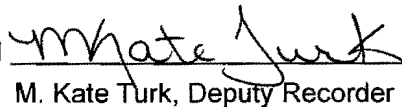
NONE

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

16. Mr. John Black addressed Mayor and Council regarding the noise ordinance. He explained that he had been told by the City police to get license numbers of those causing the noise. Mr. Black began doing this and just earlier in the evening had been physically threatened by one young teenager. Mr. Black further stated that the kids are now going near his house just to upset him and his wife. Mayor Balch stated he would discuss this with the Police and that the ordinance would be enforced.

Meeting adjourned at 9:58 p.m.

Signed



M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JULY 22, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black
City Engineer: Philip Palmer

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Carla Lyman, Arden Nielson, Harold Roberts, Kirk Carroll, Lonnie Bowers, Bill Deal, Mike Spillman, Wilson Bennett, Bruce Arthur, Larry Turk, David Turk, Eugene Orr, Corey Spillman, Eric Kartchner, Henry Sampson, Dan Nakai, Clark Grover, Marie Bennett, Patti Bartlett, Jerry Ray, Danny Fleming.

1. The prayer was offered by Don Smith.
2. The Pledge of Allegiance was recited.
3. The minutes of the July 8, 1998 meeting were approved with the following changes:
 - A. Page 3, #11-A, "to" build a fence.
 - B. Page 5, #15-A, "questions".
 - C. Page 5, #15-D, "Councilmember" Bayles
4. Mr. Harold Roberts, Executive Vice-President of International Uranium Corporation (IUC) addressed the Mayor and Council. Mr. Roberts explained that on June 23, IUC had been issued an amendment to their source materials license to process alternate feed material. This was the sixth amendment they had received. The Utah State Department of Environmental Quality took exception to the issuing of this amendment as did the county commissioners from Tooele County, with the intent to protect Envirocare, a business which is located in Tooele County. Mr. Roberts further explained that the National Regulatory Commission is the only department that regulates IUC. Mr. Roberts asked that the City address letters of support of International Uranium Company to the Utah Congressional Delegation, Department of Environmental Quality and the National Regulatory Commission. Mr. Roberts stated that the mill employs 92 people, of which 42% are minorities. Mr. Wilson Bennett and Mr. Dan Nakai also spoke in favor of the mill. After a short discussion Mayor Balch asked for Councils support on the drafting of the letters and all were in favor.

5. Mrs. Guen Smith addressed Mayor and Council regarding a concern of hers about the four wheeling resolution. Mrs. Smith asked that the laws be published and enforced. Councilmember Bayles explained that the laws regarding ATV use inside city limits were published at the time the resolution was passed. Mayor Balch stated he would discuss the issue with Chief Halliday.

6. Mayor Balch read a public notice regarding a public meeting of the Board of Directors of the San Juan Water Conservancy District. This meeting will be held July 23, 7:00 p.m. in the Commissioners Chambers of the San Juan County Building. The meeting is regarding recommendations for water saving measures.

7. Bret Hosler, City Planner, discussed the following items with Mayor and Council:

- A. Explained in detail the "Extended Area Service" issue regarding telephone service. This service would make it possible for the people in the Bluff area to get better internet connections. Mr. Hosler suggested the Mayor and Council draft a letter in opposition of this if it is mandatory for citizens to have this service as it will cost \$7.00 a month per connection. Mayor Balch asked for Council's suggestions. All were in favor and Councilmember Bayles asked that it also be added in the letter that the City is in favor if it is not a mandatory service.
- B. Explained that Monticello City will be having a traffic light installed at the main intersection. Mr. Hosler questioned Dale Stapley of UDOT on this issue as to why Monticello would warrant a light and Blanding does not. After receiving copies of the studies that were done, Mr. Hosler discovered that Monticello did not warrant a light on traffic count but it was justified because of there being eight right hand turn accidents in this intersection in the last three years.
- C. Stated he had a UDOT map showing traffic counts throughout the State of Utah. Mr. Hosler explained this map was for 1995 and further added that it is here in the office for the public or for Mayor and Council to look over.

8. Jeff Black, General Services Director, discussed the following item with Mayor and Council:

- A. Explained that Tri-Hurst Construction had the concrete bid for the City last year and they have asked for the City to extend it to complete pending work. Mr. Black then went over the recommendations of staff for curb & gutter installation for the fiscal year ending June 30, 1999.
 - 1. 500 West Center Street to 100 South on both sides.
 - 2. 200 North 400-500 West.
 - 3. Center Street from 500 West to Bernal Bradfords.Mayor and Council agreed to this curb & gutter schedule and to extending the contract to Tri-Hurst Construction to accomplish this work.

9. Mayor Balch discussed the following items with Council:
- A. After a lengthy discussion regarding the animal ordinance, Mayor Balch set a work session to be held on Wednesday, September 2, 7:00 p.m., for the Mayor and Council to look at this ordinance and make some needed decisions.
 - B. Discussed the need for an Emergency Preparedness Plan. Mayor Balch then appointed Chris Webb to be the local emergency coordinating officer and Kate Turk to be the assistant. He further stated that this is an issue that needs to have serious thought given to it.
 - C. Asked Councilmember Laws if the Irrigation Company was still planning to clean the irrigation ditch. Councilmember Laws stated he would remind them of it. Mr. Webb explained that Judge Yoakam had received a formal complaint regarding the ditch and that the Irrigation Company was going to be cited if it did not get cleaned soon.
 - D. Explained that he would like the agendas changed somewhat for future meetings. He would like #4 on the agenda to be another open forum for the citizens to address what had been discussed at the meeting before adjournment. #5 will then be adjournment.
10. Councilmember Bayles discussed the following item with Mayor and Council:
- A. Explained that he had received 3 complaints in the last two weeks regarding noise, mainly kids and their boom boxes. He further explained that he had told these citizens that he would bring the issue to Council and see what could be done. Mayor Balch explained that he would instruct the Police to enforce the laws on this issue, but that people do need to stand up and be counted and come into the office and sign a formal complaint.
11. Councilmember Black discussed the following items with Mayor and Council:
- A. Reminded Mayor and Council that Mr. Arden Nielson had been to Council meeting two weeks ago asking for a right-of-way or easement onto his property south of town. Mr. Webb explained that staffs recommendations were to trade a right-of-way for a right-of-way. After lengthy discussion, Councilmember Bayles moved that the City extend an ingress and egress easement to Arden Nielson from Highway 191 East to the end of the City property 1650 feet by 40 feet as approved and written by the City Attorney. Councilmember Black seconded the motion. Mayor Balch repeated the motion and called for discussion. Councilmember Laws asked that it be added to the motion that it is understood that all expenses are Mr. Nielsons and once the improvements are there, they become property of the City of Blanding. Mayor Balch called for a vote and voting was as follows:
- | | |
|--------------------|-----------------------|
| Those voting 'AYE' | Councilmember Bayles |
| | Councilmember Black |
| | Councilmember Laws |
| | Councilmember Mueller |
| | Councilmember Smith |
| Those voting 'NAY' | NONE |
- constituting all members thereof, Mayor Balch declared the motion carried.

- B. Explained that Councilmember Mueller had gone over the letter that Councilmember Black had passed out to all other members of the Council and that she had some minor corrections. He further explained that this was a letter to the editors of the local newspapers stating what the Planning and Zoning Commissions responsibilities are and their job assignments. All Council felt that the letter was fine with the recommended changes.
12. Councilmember Laws discussed the following item with Mayor and Council:
- A. Introduced a proposal from the Irrigation Company to trade City water to the Blanding Irrigation Company in return for water from Blanding Irrigation Company to be replaced in a City reservoir prior to April 1 of next year. The Irrigation Company would guarantee replacement even if they had to pump Recapture water at their expense. The Irrigation Company will submit the proposal in writing for further discussion. After some discussion among the Councilmembers, it was decided to analyze it further after receiving the written proposal.
13. Mayor Balch excused Councilmember Laws to attend the Blanding Irrigation water meeting.
14. Councilmember Mueller discussed the following item with Mayor and Council:
- A. Explained that Lynn Haslem who sits on the Community Impact Board had contacted Blue Mountain Medical investors and asked them to attend the August 6 CIB meeting. Mr. Haslem then contacted Councilmember Mueller and suggested that someone from the City also attend this meeting. Councilmember Mueller offered to attend at her own expense with use of the City vehicle. After a short discussion, advise and consent was given for Councilmember Mueller to attend this meeting to express the Council's opinion that the City needs medical services.
15. Councilmember Smith discussed the following items with Mayor and Council:
- A. Explained that he was very impressed with Monticello City and the Barn Again theme they had for this years celebration and fair. He stated that he felt the City of Blanding needs a visitors center. Mr. Hosler explained the County Economic Development Board, which has been disbanded gave them a grant of \$50,000 for that project. Mr. Hosler encouraged Council to attend the County public hearing next week regarding the disbanding of this board.
 - B. Regarding the water issue Councilmember Laws had addressed earlier. He feels strongly that the City could use the money from the sale of water to Blanding Irrigation this year. He further feels that the Irrigation Company's proposal to trade would have to include keeping water enough over the conservation pool to replace the water in the upper system by a date certain and pumping by a date certain.

16. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements. Mayor Balch asked if any businesses in Blanding had been approached for the City to purchase from them. Mr. Webb stated he did not know. Mayor Balch felt there had been an agreement made earlier this year that Blanding businesses will be contacted first if they can beat Black Oil's price. Carl Hunt has told Mr. Webb that he would meet or beat any price currently being paid by the City. Councilmember Bayles asked what the check to Don Black was for. Mr. Webb explained that the City had broken Mr. Black's irrigation line when installing natural gas. Mr. Black had it repaired and asked the City to cover the cost of the repair.
 - B. Explained that he had passed out to Mayor and Council copies of the application form and required attachments for the CIB funding request and would like Mayor and Council to review and approve the advertising for a public hearing on August 12 at Council meeting. It is a requirement to hold a public hearing. Advise and consent was given by Mayor and Council to advertise for a public hearing.
 - C. Explained that Bret Hosler was asked to submit his background information to the Governors Comprehensive Planning Committee for the State. After which, they called and recommended Mr. Hosler be appointed to this board partly because of the Cities rural location. The State will cover his expenses for nine meetings during the year. Approval was given by Mayor and Council.

Meeting adjourned at 9:54 p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JULY 8, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor:	Calvin Balch
City Councilmembers:	Randee Bayles
	Clisbee Black
	Lou Mueller
	Don Smith
City Administrator:	Chris Webb
City Clerk:	Patricia Bartlett
City Planner:	Bret Hosler
General Services Director:	Jeff Black
City Engineer:	Philip Palmer
Chief of Police:	Mike Halliday

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Carla Lyman, Arden Nielson, Bob Hosler, Craig Halls.

1. The prayer was offered by Calvin Balch.

2. The Pledge of Allegiance was recited.

3. The minutes of the June 24, 1998 meeting were approved as presented.

5. Mr. Jeff Black addressed Mayor and Council regarding property he had purchased in 1994 on 500 West 100 North. He owned the land into the street right-of-way. Mr. Black deeded a portion of this land to the City. Now that the curb and gutter is in and the City knows where the street is going to be, it looks like the City owns 11 feet behind the curb. Mr. Black would like the City to deed all but 5 feet back to him. After a short discussion, Councilmember Bayles moved that the City deed the property on 500 West between 100 North and 200 North back to Jeff Black except for 5 feet. Councilmember Black seconded the motion. Mayor Balch asked for discussion, hearing none he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Black
Councilmember Mueller
Councilmember Smith

Those absent

Councilmember Laws

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

6. Mr. Arden Nielson addressed Mayor and Council regarding his building a home east of the airport. He asked that the City grant him an easement or right-of-way on the north side of the property. Councilmember Bayles asked that staff have a chance to look at this. Mayor Balch explained to Mr. Nielson that the City would have an answer at the next meeting on July 22. This would be on the north end of the City property that borders Keith Ivins.
7. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Gave an update on the Planning & Zoning Commission. He stated that they will be back in August for recommendations from Council on the Animal Ordinance.
 - B. In 1989-1990 the Mayor and Council gave him permission to pursue acquisition of right-of-ways on the extension of Center Street West. The Mayor and Council did give him permission to commit to these property owners that the City would curb & gutter this property. Mr. Hosler is asking Council to consider this commitment for this budget year. This commitment was to curb & gutter from Center Street and 5th and 7th West. There is a commitment in the year 2001 for the road to the museum to be curbed & guttered.
8. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
 - A. Presented natural gas and water reports for June 1998.
 - B. Explained the City would be advertising 50 acre feet of water for bid. Councilmember Smith stated there is quite a bit of water being lost out of DryWash ditch. There is about 1/4 of the water currently in the ditch being lost.
 - C. Explained that Tom Mellor, a Boy Scout, is going to homes on the southwest side of the City and is offering to put address numbers on homes that don't have them. This is an eagle project.
9. Philip Palmer, City Engineer, reported on the inspection of Camp Jackson Dam. There were three items that the City needs to continue to look at:
 - A. The growth of the Russian olive trees and rodent holes on the bank.
 - B. Monitoring the seep at the toe of the dam north of the outlet works.
 - C. Need to even up the crest.
10. Mayor Balch discussed the following items with Council:
 - A. Stated that Council needs to make a decision on whether they are going to enforce the animal ordinance that is in place or have Planning & Zoning rework the ordinance that they prepared. A general discussion ensued. Mr. Webb recommended that Council review the current animal ordinance and suggest changes. Chief Halliday explained that to enforce the current ordinance, people are going to have to be willing to "stand up and be counted." Mayor Balch asked Council to review the current ordinance and bring suggested changes to Council for discussion. He further stated that he had made a surprise inspection on the City dog pound and found it in very good shape. Councilmember Bayles suggested a complimentary letter be sent to Lyle Black for his exceptional job on the pound. Chief Halliday explained that Lyle Black had taken a full-time job and will not be able to handle animal control.

- B. Mayor Balch thanked all those who participated in the 4th of July Festivities. It was a very good celebration. Mike Halliday stated it was one of the quietest ever as far as police involved incidents. Councilmember Mueller stated the fireworks were the best ever.
- C. Regarding weeds and trash on lots: This falls under the nuisance ordinance, which states that there must be a written complaint filed before any action is taken. Mike Halliday reported that Bert Jackson was given 30 more days to finish his property clean-up. There has been two truck loads hauled out already.
- D. Would like the City to send a thank you letter to Canyon Country on their landscaping and grass. Jeff Black suggested that the City forgive the missile bill for \$60 as a recognition of their contributions to downtown beautification. Advise and consent was given on that item.
11. Councilmember Bayles discussed the following items with Mayor and Council:
- A. Regarding the \$10,000 that Council allowed for Recreation Capital improvements, the Recreation District would like to use some of that money to build a new fence on the tennis court. The bid from Tri-Hurst was \$3,063. The old fencing material that will be taken out will be used as back-stops on baseball fields. Councilmember Bayles moved that the City accept Tri-Hurst Construction's bid and San Juan Building Supply's bid for materials, for a total of \$3,063.62 to construct a fence on the east and west side of the tennis courts, 12 foot high, and to install tennis poles for the nets. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and called for discussion. After a short discussion, Mayor Balch called for a vote. The voting was as follows:
- | | |
|--------------------|-----------------------|
| Those voting 'AYE' | Councilmember Bayles |
| | Councilmember Black |
| | Councilmember Mueller |
| | Councilmember Smith |
| Those absent | Councilmember Laws |
- constituting all members thereof, Mayor Balch declared the motion carried.
- Councilmember Bayles then moved that the City allow \$1,000.00 be spent for a new roof on the golf clubhouse. The roof will be stripped. New tar paper and 30 year shingles will be installed and then cleaned up. He also requested that the city allow \$650 to be spent on sprinklers and steps off the #9 hole. The contractor will be Roy Yoakam. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and called for discussion. Hearing none he called for a vote. Voting was as follows:
- | | |
|--------------------|-----------------------|
| Those voting 'AYE' | Councilmember Bayles |
| | Councilmember Black |
| | Councilmember Mueller |
| | Councilmember Smith |
| Those absent | Councilmember Laws |
- constituting all members thereof, Mayor Balch declared the motion carried.

- B. Approval on the Montano house is in place. The AOG will deliver the house from Price. The City will extend utility services in exchange for the right-of-way.
 - C. Stated he had received a phone call from a police officer's wife complaining that her husband did not get a raise, and was risking his life searching for the fugitives in the south end of the county. She thought that her husband was being shorted. Councilmember Bayles pointed out that from 1/96 to 12/98 this officer has received 19% in raises. When Councilmember Bayles came on Council he felt this gentlemen was underpaid and fought for him to receive a raise and he got one. Councilmember Smith stated that he received the same phone call and he hung up on her, his son was volunteering in the search also, without wages.
12. Councilmember Laws being absent had Mayor Balch discuss the following items with Council:
- A. Explained that the City was awarded \$100,000.00 for C-Road funds from the San Juan County Special Service Transportation District. He feels there is still \$25,000.00 out there that the City will get, which will raise the principal.
13. Councilmember Mueller discussed the following item with Mayor and Council:
- A. Explained that Doug Dennis and Doug Brown from Key Bank were in Blanding. She took them to the clinic and got a lot of information. The process is still evolving. They met with Mayor Balch, Councilmember Mueller, the doctors, Letha Burtenshaw, Chair of the Blanding Health Care Advisory Board, and people from Eagle Air Med, the air ambulance, a company based at the City airport. Mayor Balch told Dave Brown that the City was tired of being put off on this issue and that the City would like to have a decision. Mr. Brown stated that he felt there would be a decision within six weeks.
14. Councilmember Smith discussed the following item with Mayor and Council:
- A. Asked if it was really necessary to go into executive session regarding the ombudsman response. Mr. Webb stated that the City's response could be as binding as a judgement on this issue. He felt it should be an executive session item. Councilmember Smith felt that the City should meet with the people who filed complaints with the State against the City individually and negotiate with them. Councilmember Bayles disagreed. He felt that Council should be of one mind before meeting with these people. Councilmember Smith explained he felt that negotiation is much better than litigation. Mayor Balch recommended that this issue be discussed in executive session.

15. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements. There were none.
- B. Explained that one bid was received on the gas purchase bid. It was from BCL Distributing for \$14,000 gallons of 85 octane unleaded gasoline. The bid was .595 per gallon for a total of \$8,330.00 to be dispensed into City vehicles at CB's C-Store. Councilmember Black moved that the City approve the bid that BCL Distributing Company of Blanding, Utah submitted for 14,000 gallons of unleaded gasoline to the City. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Mueller

Councilmember Smith

Those absent

Councilmember Laws

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

- C. Explained that he has been working on the CIB grant on the water projects. Mr. Webb asked what the Mayor and Council wanted included in this grant application. After a short discussion, Council asked Mr. Webb to proceed including all projects discussed, i.e. a new 2,000,000 gallon treated water reservoir, recommended distribution line additions, tunnel repairs, raising the 4th Reservoir, master sewer system plan, water treatment plant expansion and a new fire pumper truck.
- D. Explained that Mr. Halls had reviewed the contract with Wasatch Energy. Mr. Halls stated the one thing he did not like about the contract was that the City had to buy all their gas from this company or cancel within 30 days. Mr. Webb explained that the City would save \$10,000 to \$15,000 a year with this new contract. Councilmember Bayles moved that the City accept the contract with Wasatch Energy authorizing the Mayor to sign. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and called for discussion. Hearing none he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Mueller

Councilmember Smith

Those absent

Councilmember Laws

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

16. Mr. Webb explained that the certified tax rate has changed. This rate is determined by the County. Resolution 1998 - 7 adopts the certified tax rate as given by San Juan County. The City receives additional revenue for growth. Councilmember Mueller moved that the City adopt Resolution 1998 - 7 identifying the City's certified tax rate as given by the County. Councilmember Smith seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Mueller
	Councilmember Smith

Those absent	Councilmember Laws
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constituting all members thereof, Mayor Balch declared the motion carried.

Councilmember Black moved that the City adopt the Blanding City Ordinance Municipal Transient Room Tax of 1%. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Mueller
	Councilmember Smith

Those voting 'NAY'	Councilmember Bayles
Those absent	Councilmember Laws

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

Councilmember Mueller moved that Mayor and Council retire to executive session. Councilmember Bayles seconded the motion. Mayor Balch restated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Mueller
	Councilmember Smith

Those absent	Councilmember Laws
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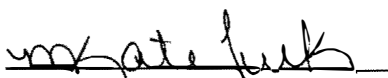
constituting all members thereof, Mayor Balch declared the motion carried.

18. Mayor and Council retired to executive session at 8:45 p.m.

19. Mayor and Council returned from executive session at 9:36 p.m.

Meeting adjourned at 9:36 p.m.

Signed


M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JUNE 24, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black
City Engineer: Philip Palmer

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Kathleen Redd, Carla Lyman, Norman Johnson, Norman Nielson, Danny Fleming, Carolyn Hunt, Bo Montella, Morgan Kuykendall, Vicky Kuykendall, Robert Hosler, Joan Hosler, Kay Jones, Heather Raisor.

1. The prayer was offered by Clisbee Black.
2. The Pledge of Allegiance was recited.
3. The public hearing on the Transient Room Tax Ordinance opened at 7:05 p.m. The time limit was set at 15 minutes. There was no public comment on this issue. Councilmember Mueller stated this was a fair tax because it taxes the user. Mayor Balch instructed Mr. Webb to put this item on the agenda for the next council meeting. The public hearing closed at 7:07.
4. The minutes of the June 10, 1998 meeting were approved as presented.
5. Mr. Norman Nielson addressed Mayor and Council regarding a City Main Street Clean-up Day, which he would like to hold on June 27, 1998. All Council approved of this and also approved the use of the City's larger mower contingent upon an experienced driver. Bret Hosler volunteered to run the mower for Mr. Nielson.
6. Ms. Kathleen Redd addressed Mayor and Council. She stated that a lot of people had attended the public hearing regarding the animal ordinance the previous night. Ms. Redd was very disappointed there was not enough room for everyone at that meeting. She felt as if the community was telling the Planning Commission they did not want this ordinance to be presented to Council. What they want is a nuisance ordinance. She further stated that the Planning Commission is appointed by Mayor and Council and that Arlene Lyman had been on the commission for 8 ½ years. Ms. Redd feels that new blood is needed on the Planning Commission. She then stated she felt it would be an excellent idea for the Mayor and Council to set one night a week in which citizens could call and make appointments to meet with them. Ms. Redd stated there were city employees and councilmembers who were out of

code on their own property and yet she had been harassed due to a vendetta, for violations on her property. Councilmember Smith then added that it was unfortunate the hearing was not held somewhere that could accommodate the large numbers of people. Councilmember Laws asked if the Planning Commission was required by law to have a public hearing on this matter. Mayor Balch stated they were not, but was recommended and that the Commission held the hearing for fact finding and public input. Councilmember Mueller explained that she felt the Commission had held a public meeting, though not required, because they wanted public input. Councilmember Bayles stated that he was not in favor of the animal ordinance, but he felt the only problem with the hearing, other than the space, was the three people who attacked the Planning Commission. Everyone that signed up had a chance to voice their opinion. Carla Lyman then asked if it was a requirement for the City to have a Planning Commission. Mayor Balch informed her that it was. She then asked what the rotation was on the Commission. Mayor Balch stated that they were put on the Commission for a four year term or until Mayor and Council release them. Mr. Norman Nielson stated that in one way or another the animal ordinance issue needs to be resolved. Carolyn Hunt explained she had been on the Commission at one point in time and that a survey had been done. This ordinance was based on that survey, not on a personal vendetta towards anyone. Councilmember Mueller recommended that Mayor and Council send a letter to the Planning Commission thanking them for their hard work on the ordinance and asking them to be responsive to public comment.

7. Mr. Bo Montella addressed Mayor and Council regarding his sewer lateral issue. Mr. Montella stated that this line he is arguing with the City about was put in as a main line and that it is not his sewer line. He did not ask for the line to be put in, he did not give permission for the line to be put in and he did not put the line in himself. Mr. Montella explained that a trailer had also been hooked up to this line, making it a main line. Mayor Balch clarified the City's policy on lateral lines and thanked Mr. Montella for coming.

8. Mayor Balch explained he had received a letter from the American Red Cross thanking Mr. Webb and Katie Turk for their help during the evacuation of Bluff.

9. Bret Hosler, City Planner, discussed the following item with Mayor and Council:

- A. Gave an update on the Planning & Zoning Commission. He stated that the Commission had held a public hearing on the proposed animal ordinance on June 23. It was very well attended with 174 people. He further felt that Arlene Lyman did an excellent job in handling the meeting. He explained the Commission was very excited with the turn-out and the comments that were made. Councilmember Black also felt the turn-out was great and he was glad to see the citizens in Blanding getting involved. Mr. Hosler explained that the Commission would meet in August and would like to meet with the Mayor and Council for further direction on this issue.

10. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:

- A. Explained that he had received the grant documents from the Historical Society regarding the \$2,000 for the Swallows Nest and needed authorization for the Mayor to sign these documents. Advise and consent was given for the Mayor to do so.

- B. Explained that he had received the grant documents from UDOT for the \$2,000 granted for sidewalk safety and needed authorization for the Mayor to sign these documents. Advise and consent was given for the Mayor to do so.
 - C. Explained that on June 25, 1998 at approximately 2:00 p.m. The state engineers will be here to inspect the Camp Jackson Dam. Mayor Balch stated he would like to attend.
11. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
- A. Explained the Boy Scouts had finished the flag project.
 - B. Explained the compass rose at the airport had been completed.
 - C. Danny Fleming, Water Superintendent, explained that he had contacted Mark Paige with the state engineers office to see if it was possible to get an extension on having to lower the 4th Reservoir. A 30 day extension was granted on this issue. He asked that Council consider approving a request to have him serve on a State Source Protection Committee. He was asked to gratefully decline.
12. Mayor Balch discussed the following items with Council:
- A. Asked if Council would like to have a float for the 4th of July. He asked them to think about this issue.
 - B. Explained to Council that the Salary Policy regarding the COLA needed to be revamped. Councilmember Bayles moved that Page 46, Item 7 be rewritten as follows:
At the Council discretion the City may or may not give a cost of living adjustment to City employees. If the Council decides to give a COLA the amount given will be determined by the Council. The COLA shall be subject to the new range maximum or the new longevity scale maximum for an employee in longevity status.
Councilmember Smith seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles Councilmember Black Councilmember Laws Councilmember Mueller Councilmember Smith
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Balch declared the motion carried and asked Mr. Webb to draft a memo to employees to put in their salary policy manuals.

- C. Asked if the dog trap had been taken to Homer's and he was informed that it was. He explained to Council that the way the fee schedule was set up on the pound fees was unlawful and needed to be changed. Councilmember Mueller moved that the fees be as follows:

1 st offense	\$25.00
2 nd offense	\$50.00
3 rd offense	\$50.00 and a citation written

After payment of 3rd offense fee, the animal will be released and the owner will be required to answer in court to the citation.

Councilmember Smith seconded the motion. Mayor Balch restated the motion and asked for discussion, hearing none he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Laws
	Councilmember Mueller
	Councilmember Smith

Those voting 'NAY'	NONE
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constituting all members thereof, Mayor Balch declared the motion carried.

13. Councilmember Black discussed the following item with Mayor and Council:

- A. Gave an update on the 4th of July activities. There is a good schedule lined out for the whole day. The Soap Box Derby will be after the parade. It was decided to have Mr. Webb ask Kelly Bradford to be the Grand Marshall in the parade and the Mayor asked Councilmember Black to set up judges for the judging of the floats. CEU-SJC changed their decision and will no longer sponsor the street dance.

14. Councilmember Laws discussed the following items with Mayor and Council:

- A. Explained there had been a raw water problem that happened last week. He felt that a mistake had been made with regard to being informed of a water shortage at his tap as specified in the settlement document. The following quote from the document was read into the minutes:
- Article 3 sub-paragraph 6A, beginning line 11 "CITY will use its best efforts to give plaintiffs as much as notice as possible of a pending water shortage so that the parties will have sufficient time to deal with the shortage."

He explained to Council and Staff that his and other raw water users expect the City to act in accordance with this document and that he was inconvenienced because they didn't. Mr. Webb explained that there were no intentions of a shortage of water at Councilmember Laws raw water tap and that when the water into the mountain pipeline was turned down the City staff didn't realize that it would create a problem for his or any other tap. Mr. Webb apologized to Councilmember Laws for the accident and explained that arrangements have been made to ensure that such an accident did not occur again.

- B. Asked why two city vehicles did not have new logos on them. Mr. Webb explained a different logo was being made up for the Explorer which would be for administration and that Jeff Black's truck was covered in tar and would need to get cleaned up before the logo was placed.
15. Councilmember Mueller discussed the following items with Mayor and Council:
- A. Explained that due to the 4th of July, Key Bank would be coming on July 6th and 7th instead of June 30th and July 1st. The City has no obligation in connection with this visit and the process is continuing.
 - B. Met with Mr. Lynn Haslam of the Community Impact Board and he gave her several recommendations on how to approach the City's pending water projects. Mr. Haslam suggested that the City:
 - 1. Submit all water improvement needs including tunnel repair and raising the dam.
 - 2. Prioritize by need and what the City can afford.
 - 3. Request phased funding.
 - 4. Include request for 100% grant for sewer study.

Mr. Haslam felt the City's best chance was to give the storage tank top priority, as coming into compliance with state guidelines would hold a lot of weight. He also felt the fire safety issues addressed by the pipeline would enhance our chances of funding. Mr. Haslam preferred raising the dam as the most important way to improve our water resources, and Councilmember Bayles agreed.

Additionally, Mr. Haslam told Councilmember Mueller that the CIB's rule is 50% grant - 50% loan, but they break their own rules all the time. He also said the 2.5 million dollar limit on funding is per funding trimester, not per project. Councilmember Mueller stated that the City could not bring their request until September, as August is strictly a funding meeting in which no new proposals are accepted. She further stated that Council might consider adding a pumper truck to the request for water funds.

16. Councilmember Smith discussed the following item with Mayor and Council:
- A. Explained that he, Councilmember Bayles, Jeff Black and Mr. Webb had met with the inspectors on the City substation. They are concerned about the 4KVA system being practically maxed out. Mr. Webb explained that there are 3 regulators that need to be replaced which will cost anywhere from \$5,000 - \$7,000. Mr. Webb further explained that there are also transformers that need replacement and that the City could spend \$25,000 - \$30,000 in various preventative maintenance items this next year and be wise in doing so.

17. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for question on the financial disbursements. There were none.
 - B. Discussed the financial position of the City with Mayor and Council. Mr. Webb stated that the City is operating under budget on all General Fund accounts except City Attorney, which was overbudget due to the water lawsuit. The City is also operating under budget on all enterprise accounts except water, which is also due to the water lawsuit. The City currently has \$981,265 which is spendable cash. Councilmember Mueller moved that the City adopt Resolution 1998 - 6 Opening and Adjusting the FY97 General Fund Budget as follows:

RESOLUTION 1998-

A Resolution opening and adjusting the FY97 General Fund Budget as follows:

	<u>FY97 Budget</u>	<u>Adjustment</u>	<u>FY97 Adjusted Budget</u>
Mayor/Council	\$15,405	\$0	\$15,405
Justice Court	\$25,005	\$0	\$25,005
Administration	\$56,682	\$0	\$56,682
City Attorney	\$14,600	\$5,000	\$19,600
Planning & Zoning/Bldg Insp	\$37,245	\$0	\$37,245
Police Department	\$337,998	\$0	\$337,998
Fire Department	\$39,727	\$0	\$39,727
Streets & Shop	\$82,037	\$0	\$82,037
"C" Roads	\$253,390	\$0	\$253,390
City Engineer	\$34,465	\$0	\$34,465
Parks & Recreation	\$65,076	-\$5,000	\$60,076
Airport	\$673,070	\$0	\$673,070
 Expenditure Total	 \$1,634,700	 \$0	 \$1,634,700

The City Administration in connection with the City Auditor is authorized to make line item transfers within the FY97 Department approved budgets as necessary.

PASSED, ADOPTED and APPROVED this 24th day of June, 1998.

Calvin Balch
Mayor

ATTEST:

Chris Webb
Recorder

Councilmember Bayles seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

NONE

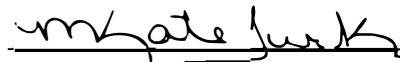
constituting all members thereof, Mayor Balch declared the motion carried.

Councilmember Bayles and Mayor Balch commended Mr. Webb and Mrs. Turk on the excellent job they have done for the City.

- C. Presented the package from Mr. Craig Call, State Ombudsman. Mr. Webb asked that Mayor and Council study this and be ready for an executive session on July 8 to respond to Mr. Call's letter. He further asked for permission to invite Craig Halls, City Attorney, to that executive session.
- D. Explained that it had been advertised that the natural gas incentives would be ending on June 30. Mr. Webb asked that all those who had signed up by June 30 could be given 60 days to complete their projects because of the big demand on the local installers. Advise and consent was given by Mayor and Council.
- E. Asked that the City provide an interim loan to the Arts and Conference center for \$10,000 to cover the architect's billing. Mr. Webb explained that we are not able to draw any funds on the grant until the bid is awarded and that the bid cannot be let until the architects complete their job. As soon as that happens the money will be repaid to the City. Advise and consent was given by Mayor and Council.

Meeting adjourned at 9:37 p.m.

Signed



M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JUNE 10, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black
City Engineer: Philip Palmer

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Kathleen Redd, Carla Lyman, Gordon Hawkins.

1. The prayer was offered by Lou Mueller.
2. The Pledge of Allegiance was recited.
3. The minutes of the May 25, 1998 meeting were approved as presented.
4. Mayor Balch expressed his appreciation for the City Police Department, County Sheriff's Department and all other organizations involved for their participation in the manhunt in San Juan County. He further expressed appreciation to Chris Webb and Katie Turk for doing an excellent job in organizing and running the shelter when the citizens of Bluff were evacuated.
5. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Gave an update on the Planning & Zoning Commission. He stated that the Commission had met and finalized the animal ordinance proposal. There will be a public hearing regarding this ordinance on June 23 at 8:30 p.m. in Council Chambers. Mayor and Council asked for a copy of this ordinance to be put in each members box.
 - B. Expressed concern for the possible restructuring of the San Juan County Economic Development Board. After a lengthy discussion, Mayor Balch asked for Mr. Webb to draft a letter to the County Commissioners asking that the City be involved in this issue.
 - C. Made Mayor and Council aware that the City would be having an ISO insurance inspection on July 7, 1998. This inspection will be in regards to the City building department and building program.
 - D. Explained that the contractor on the Blue Mt Dine project had finalized the building permit and paid the connection fees and building permit fees on this project earlier in the day.

6. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
 - A. Presented the monthly natural gas and water reports for May 1998.
 - B. Explained that the chipping of roads and asphaltting should be finished in two weeks or less.

7. Mayor Balch discussed the following items with Council:
 - A. Explained that a certain party in town feels as if they are being harassed by the City employees. He further stated he had instructed Mr. Webb to send no employees to this residence without first notifying him. Councilmember Bayles felt that everyone had bent over backwards to work with these people and that the City is treating certain citizens special and all citizens should be treated equally. The Mayor stated that the City is treating them special, but he would like it handled in this way. Mayor Balch asked Council for advise and consent on this issue that he would be involved in any contact with these individuals except for meter readings. The individuals were identified by Mayor Balch, at Councilmember Mueller's request, as Kirk and Kathleen Redd. All Council agreed this was fine, except Councilmember Bayles who disagreed. Mr. Webb asked if the mayor felt the employees had acted inappropriately. Mayor Balch stated he did not.
 - B. Asked that when roads are resurfaced that some of the large dips be flattened out.

8. Councilmember Bayles discussed the following items with Mayor and Council:
 - A. Discussed the \$10,000 that had been appropriated in the 1998-1999 Fiscal Year Budget for the Central San Juan Recreation District for Capital Expenditures. Councilmember Bayles moved that the City accept the bids on the pool project and as the bills come in the City will pay them up to \$2,500. This will be contingent on the budget being adopted. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Laws
	Councilmember Mueller
	Councilmember Smith
Those voting 'NAY'	NONE

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

- B. Councilmember Bayles moved that funds the City collects from the sale of excess lands and water that are not directly necessary for operation and maintenance of the water system, be designated at the discretion of the Mayor and Council during budget sessions. Councilmember Smith seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

NONE

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

9. Councilmember Black discussed the following item with Mayor and Council:
- A. Explained they had no chairman for the 4th of July Parade. He and Mr. Webb will organize the parade. The cheerleaders are doing the booths at the High School.
10. Councilmember Mueller discussed the following item with Mayor and Council:
- A. San Juan Health Care Services District applied for a grant at CIB and they were carried over for priority funding on the August agenda. Key Bank will be in town on June 30 or July 1 doing due diligence.
11. Councilmember Smith discussed the following item with Mayor and Council:
- A. Explained that the State Ombudsman, Craig Call, had met with him earlier in the week. Councilmember Smith is very impressed with Mr. Call and feels he is a very fair person. Mr. Webb further explained that Mr. Call's presence had been initiated by four individuals within the City. He further stated that he would distribute all the paperwork regarding these issues to Mayor and Council.

12. Councilmember Laws discussed the following item with Mayor and Council:
 - A. Asked to be updated on the Bert Jackson situation. Mr. Webb informed Councilmember Laws that the neighbors adjoining Mr. Jackson's property where he is collecting scrap metal, filed a formal complaint to the mayor and council. Officer Halliday issued a citation and Judge Yoakam gave Mr. Jackson 60 days to clean up his property. Mr. Halliday under the courts direction will follow up on the court order. Mr. Jackson was further told that he needed to pay a deposit where he is currently residing at Nielson's Trailer Court, and if the water and sewer bill, which was delinquent, was not paid, the water to the whole court could be shut off. Corine Roring the park owner was contacted and notified of a potential problem and stated that she does not want to be responsible for the utilities therefore, the security deposit is required. Mr. Jackson's trailer has not been skirted or tied down which is not in compliance with City ordinance. It was decided that a letter should be sent to trailer owners giving 30 days warning when the skirting and tie-downs have not been completed, before discontinuing utilities.
13. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - B. Asked for question on the financial disbursements. It was asked if the San Juan County inmate services was budgeted and Mr. Webb stated that it was. It was also asked what the check to William Benge, Attorney at Law was for. Mr. Webb stated it was a case in which Craig Halls had a conflict of interest and someone else had to handle the case for the City. Mayor Balch asked that a copy of each of Mr. Hall's bills to the City be put in his box.
 - C. Asked for Mayor and Council's approval to have the work done on the tree clean-up which Mr. Groom has not yet completed, and send Mr. Groom a bill for this work. Advise and consent was given by Council for Mr. Webb to go forward with this work.
 - D. A lengthy discussion ensued regarding the decision on which water projects should be pursued at this time, after which the following was decided:
 1. Proposal to CIB for the 2 million gallon tank
 2. Proposal to CIB for the water line.
 3. Include in the proposal to CIB a sewer master study.
 - E. Explained that when Mr. Chris Singer put in his home an agreement was made that he would put in the curb & gutter at his residence and this has not been done. Mr. Webb asked for approval to draft a letter to Mr. Singer giving him a certain amount of time to comply with this agreement, at which time, if the work is not done, the City will complete the job and bill Mr. Singer. Mr. Webb will also check into the requirements on filing a property tax assessment on this property.
 - F. Made Mayor and Council aware that he would be off Monday - Friday, June 15 - 19.
 - G. A lengthy discussion ensued regarding sewer laterals, after which all Council decided the policy should stand as written. The City is not responsible for laterals, regardless of past history. Mr. Webb was instructed to draft a letter to Mr. Bo Montella explaining the Council's position.

H. Explained that he had received the grant documents from the Drinking Water Board for \$5,000 and requested approval for Mayor Balch to sign these documents. Advise and consent was given by Council for Mayor Balch to sign the documents.

I. Explained to Mayor and Council that he had been approached regarding a donation toward the reward that has been established for the capture of the two remaining fugitives. Councilmember Bayles moved that the City participate in this reward with \$1,000 in honor of Officer Kelly Bradford, who is a Blanding citizen and was shot on June 5, 1998. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

NONE

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

14. Councilmember Smith moved that the FY1998-1999 Budget be adopted as presented. Councilmember Laws seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. The voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Black

Councilmember Laws

Councilmember Mueller

Councilmember Smith

Those voting 'NAY'

NONE

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

Meeting adjourned at 9:32 p.m.

Signed



M. Kate Turk, Deputy Recorder

Resolution 1998 - 5

A resolution of the Blanding City Council setting the FY98 General Fund and Enterprise Budget.

General City Departments

Capital & General Expense	
Mayor & Council	\$18,951
Justice Court	\$33,701
Administration	\$61,863
City Attorney	\$18,200
Planning & Zoning / Building Inspector	\$37,050
Police Department	\$361,885
Fire Department	\$41,067
Streets & Shop	\$83,806
"C" Roads	\$306,000
City Engineer	\$34,796
Parks & Recreation	\$75,412
Airport	\$147,292

Total General Fund 1998-1999 \$1,220,023

Enterprise Departments

Department Expenses	
Water System	\$248,494
Sewer System	\$127,417
Electric System	\$1,154,410
Natural Gas System	\$257,135
Building Authority	\$0
Golf Course	\$0
Solid Waste	\$107,359
Arts & Conference	\$0

Total Enterprise Expense 1998-1999 \$ 1,894,815

Capital Outlay Enterprise Budgets

Capital Expense	
Water System	\$89,100
Sewer System	\$19,000
Electric System	\$132,198
Natural Gas System	\$21,600
Building Authority	\$0
Golf Course	\$8,000
Solid Waste	\$0
Arts & Conference	\$1,105,166

Total Enterprise Capital Expense 1998-1999 \$ 1,375,064

Debt Service

Capital Expense	
Water System	\$121,109
Sewer System	\$0
Electric System	\$0
Natural Gas System	\$366,306
Building Authority	\$0
Golf Course	\$0
Solid Waste	\$0
Arts & Conference	\$0

Total Enterprise Debt Service 1998-1999 \$487,415

Total Enterprise Budget 1998-1999 \$3,757,294

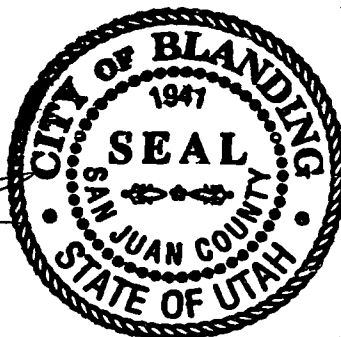
Total City Budget 1998-1999 \$4,977,317

Passed, Adopted, and approved this 10th day of June 1998.

Attest

Chris D. Webb, Recorder

Calvin Balch, Mayor



**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
MAY 27, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black

Absent:

City Councilmember: Clisbee Black

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Trevor Hughes, Danny Fleming, Sam Byrd, Bruce King, Arlan Henderson.

1. The prayer was offered by Kelly Laws.
2. The Pledge of Allegiance was recited.
3. The minutes of the May 13, 1998 meeting were approved with the following corrections:
 - A. Page 2 item 7 b - participate in extending the water line instead of sewer line. The line is a 2 inch line instead of a 4 inch line.
4. Mayor Balch excused Councilmember Black.
5. Trevor Hughes with HTH Engineering presented the Water Master Plan which his firm has completed. Mr Hughes explained there are three tools that come along with this plan.
 - A. Water Demand/Supply Projection model which is a map on the computer.
 - B. Multi-Reservoir simulation model interfaces with demand model.
 - C. Pipe Network Model to look at both existing and predicted pressures in distribution system.

A summary of System Improvements was also handed out and discussed in detail. Mr. Bruce King with LarWest Engineering explained that his company would like to continue with the City water improvements where Mr. Hughes has left off. A copy of recommended improvements is attached.

6. The public hearing for the proposed FY1998-1999 City Budget opened at 7:30 p.m. Mr. Webb explained that the budget currently sits at approximately \$25,000 profit in enterprise budgets and will have a balanced General Fund Budget before it is completed. Mr. Arlan Henderson asked the City to consider selling the property north of Ray Palmers. Mayor Balch declared the public hearing closed at 7:37 p.m.

Summary of System Improvements Needed

Tunnel Repair

Replace Timbers and Install Rock Bolts

Estimated Cost = \$240,000

Why? Substantial Caving is already occurring and
a major rock fall could block the tunnel

Time Needed? Unknown probability of problem in near future.

New Treated Water Reservoir

Add new 2.0 mg to existing 1.1 mg tank

Estimated Cost = \$390,000

Why? State Criteria requires storage of at least one day's demand.

Blanding now has only about 1/3 of a peak day's storage.

Time Needed? Now (will decrease urgency for Treatment plant)

Pipeline Capacity

Additional 14" pipe from reservoir to City, and some increased capacity in distribution system.

Estimated Cost = \$153,500

Why? Pipe capacity currently violates state criteria; and if a fire occurred during a peak summer day, the system could not deliver the flow needed.

Time needed? Before a fire occurs during a peak summer day.

Treatment Plant

Expand the capacity of the treatment plant from 2.6 to 5.2 mg per day.

Estimated Cost = \$2,000,000

Why? The plant currently operates in a crises mode during peak summer days to keep up with demand.

Time needed? By converting large outdoor irrigation users to separate system

New plant could be delayed about 6 years (10% decrease in peak demand)

Raise the Dam on Reservoir #4

An additional 10' in elevation will double the capacity

Estimated Cost = \$444,700

Why? Additional storage is needed during a long term drought.

Time needed? Alternative is to pump more from Recapture, which will require increased pump capacity.

7. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Gave an update on the Planning & Zoning Commission. He stated that the Commission would be submitting for final review the R-1A Zoning at the next council meeting.
 - B. Asked for Mayor and Council's direction regarding signs in public rights-of-way. Mayor and Council advised Mr. Hosler to write a follow-up letter to those business owners who had not complied.
 - C. After a short discussion regarding the pruning of city purchased trees, Mr. Hosler was given permission to work with property owners on this issue.
 - D. Explained he had attended a telecommunication preconference meeting. This meeting addressed the possibility of tying into the fiber optic network that is going to be run from Grand Junction to Albuquerque. More information will follow.
8. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
 - A. Explained that there are playground safety requirements that need to be looked into before the City installs any playground equipment. Those requirements are being sent from ULGT.
 - B. Explained that the chipping of roads has been progressing and that asphaltting will begin Thursday the 28th.
9. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. For Philip Palmer who was at other meetings. Received Engineering Contract for the work that has been done at the airport, no contract had been executed. The amount is \$139,890. The State portion is 4%, the City portion is 3% which the County will pay half of. Councilmember Bayles moved that it be approved to have Mayor Balch execute the contracts. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and asked for questions. Hearing none, he called for a vote. Voting was unanimous in favor of the motion.
 - B. There were no questions regarding the financial disbursements.
 - C. Asked for Mayor and Council's approval for Mike Dayzie to read the commercial and out of City limit meters under an independent contract. This would be only for six months out of the year. There will be no change in the cost to the City as Lynn Laws has decided not to handle this portion of the meter readings. Advise and consent was given for Mr. Dayzie to read these meters.
 - D. Reminded Council of the budget work session scheduled following the meeting.

Meeting adjourned at 8:32 p.m.

Signed


M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
MAY 13, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black
City Engineer: Philip Palmer
City Judge: Art Yoakam

Absent:

City Councilmember: Kelly Laws

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Nora Yoakam, Jerry Holliday, Patricia Bartlett, Gordon Hawkins, Sam Byrd, Dan Hurst, Carla Lyman, Kay Johnson, Doug Hunter.

1. The prayer was offered by Katie Turk.
2. The Pledge of Allegiance was recited.
3. The minutes of the May 13, 1998 meeting were approved with no corrections.
4. Judge Yoakam reported to the Mayor and Council on the training meetings he had attended earlier in the month. He discussed the changes in various laws and made Mayor and Council aware that he was required to have 30 recertification hours a year. Councilmember Mueller stated she was very impressed with the job Judge Yoakam has done.
5. Mr. Kay Johnson and Mr. Doug Hunter with UAMPS, presented a situation to Mayor and Council with regards to interpretation of the existing transfer agreement with UP&L. Mr. Johnson recommended that the Council make a motion to send a letter to UP&L with certain items documented. Councilmember Smith then moved to direct the City staff to draft a letter to UP&L/Pacificorp informing them of the following:
 1. Due to the past misunderstandings associated with revisions to Exhibit A pursuant to Section 4.2 of the agreement between the City and Pacificorp, that from this point forward Pacificorp shall request in writing additions to Exhibit A pursuant to Section 4.2.

2. If the City denies revisions to Exhibit A then Pacificorp shall request in writing that the City allow Pacificorp changes to Blanding City's distribution system pursuant to Section 4.3 of the agreement between the City and Pacificorp, provided that the request has sufficient detail for the City to conduct a study on the impact to its distribution system. In addition Pacificorp shall acknowledge in writing that the cost of the study shall be paid for by Pacificorp and that all construction or improvements required pursuant to the study shall be paid for by Pacificorp.
3. On a case by case basis Blanding City will agree to connect, to Blanding's distribution system, customers outside City limits as a Blanding City customer on a temporary basis until the construction or improvements required pursuant to the study are completed.
4. Blanding City will own all constructed or improved facilities as completed pursuant to the study within the municipal boundaries and that facilities constructed or improved pursuant to the study outside the city limits but within the proposed municipal boundary will become Blanding City's facilities upon annexation.

Councilmember Bayles seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was unanimous in favor of the motion. Councilmember Bayles stated his appreciation for Mr Johnson, Mr. Hunter and Mr. Webb for their hard work on this issue.

6. Neil Joslin discussed the dog issue with Mayor and Council. Mr. Joslin explained how two certain dogs had been trapped in a City trap on his property 8 times. He further explained that this specific owner had paid no fines. Mayor Balch told Mr. Joslin he would find out about this and get back to him.

7. Bret Hosler, City Planner, discussed the following items with Mayor and Council:

- A. Gave an update on the Planning & Zoning Commission. He stated they had held a public hearing on the R-1A Residential Zoning District and had no public there other than the press and Philip Palmer. They are meeting on May 14 and will review this one final time and then submit it to Mayor and Council for addition to the zoning ordinance.
- B. Reported that with the construction of the Blue Mt Dine' project that a new sewer main would be extended fronting a majority of the property. He requested that the City participate in extending the water line an additional 50 feet replacing an old 2 inch line and that the City Council also approve reconnecting existing hookups to the new line. After minimal discussion, unanimous advise and consent was given to go ahead with the project.

8. Philip Palmer, City Engineer, addressed Mayor and Council on the following issues:
 - A. Explained that the City had received an offer from the Division of Aeronautics to refurbish the beacon at the airport at 50%. He asked for authorization for the Mayor to sign this agreement. Mr. Palmer further stated that this is something the City needs to take advantage of due to the fact that the current beacon is outdated and expensive to light. Councilmember Bayles moved to authorize the Mayor to sign the agreement with the Division of Aeronautics to update the beacon with their participation at 50%. Councilmember Mueller seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. The voting was unanimous in favor of the motion.
 - B. Explained that the crack sealing at the airport had been completed earlier in the day.
9. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
 - A. Monthly Natural Gas Report for April 1998 - Mayor Balch stated the City has had 114 new services since December of 1997.
 - B. Monthly Water Report for April 1998 - Explained that the 3rd Reservoir had been shut off last week. The 4th Reservoir will go down by State mandate. Drywash is full and has been running over for a month. There is a foot and ½ left in Recapture before it will be full. When asked why there was a mandate on lowering the 4th Reservoir. Mr. Black explained it was for safety reasons.
 - C. The Eagle Scout project at the airport has been completed. The barrels have been painted and the picnic tables have been refinished.
10. Mayor Balch discussed the following items with Council:
 - A. Asked that Jeff Black check into fixing the swings at the City Park. He also asked if it was possible to put in a park bench and possibly teeter-totters. Mr. Black explained that there were no teeter-totters due to insurance reasons. He further explained that the swings are also a problem. Mayor Balch asked him to research this and come back to Council next month with a recommendation.
 - B. Mr. Webb explained to Mayor and Council that Ann Hawkins, City Crossing Guard, had resigned as of the end of this school year.
 - C. A discussion ensued regarding the profitability of the City Golf Course, after which Councilmember Bayles explained that the Golf Course is run by the Recreation District and it should be something they handle and come to Council with suggestions.
 - D. Asked that Council think about purchasing 3 more dog traps. They are being highly used and there is a waiting list for this use. It was also discussed as to the penalty for those who get into the traps to release their dogs.
11. Councilmember Bayles discussed the following issues with Mayor and Council:
 - A. Explained that he had asked Mr. Webb to contact Dave Church, the attorney for Utah Local Governments Trust, and ask him if City Councilmembers have the right to make decisions without Council consent. A copy of Mr. Church's response follows:

Date: 4/27/98
To: Randee Bayles
From: Chris Webb / City Administrator
Re: Council Member Power Question



Memorandum



City of Blanding

As you requested I checked with David Church on your question regarding the power a council member has to act on his/her own to order, cancel, or otherwise direct any operation of the City.

David Church said that a Council Member can not act on his/her own and that unless the Council has given him/her the power to act in city operations given a certain assignment that he/she does not have the power to do so. The Council can only give power to a Council Member to act, as a quorum.

I asked the question regarding Kelly Laws canceling the chip order, Mr. Church said that this is an item that a Council Member would not normally get involved in and that if it was an item that needed to be reviewed due to a public request that it should be reviewed by the Council as a quorum before any action is taken.

It was his opinion that Mr. Laws acted illegally in this situation and that because the Mayor did forgive him and back him this time only complicates the matter. The Mayor does have powers that a Council Member does not have.

I did not pursue a discussion regarding the Mayors powers.

- B. Explained that he and staff had been working diligently on finding a way to make the Natural Gas system more profitable. Councilmember Bayles then asked Mr. Webb to explain what he had come up with. Mr. Webb stated that in 1993 the City entered into a contract with VESTAR to supply the City gas for 20 years at market indicator price plus \$0.21. He explained that he had found a company that would supply the gas for market indicator price plus \$0.04 and would also allow the possibility of tying into fixed rates during peak months. The contract states that they do have the right to assign this contract, but not unless the City agrees to it in writing. The City contract was assigned to PG&E Corporation and there was no agreement to this by the City. Mr. Craig Halls, City Attorney, feels there is a possible case here to allow the City to break this contract. Mr. Webb asked for Council's approval for him to pursue the breaking of this contract by sending PG&E a letter to request a formal termination of the contract. After a short discussion, Mr. Webb was given permission to pursue the termination of the contract.
13. Councilmember Black addressed the following issues:
- A. Regarding the 4th of July — the new Lions Club has agreed to do a breakfast at the airport. There has been no one step up to chair the parade. The CEU student association is going to sponsor a street dance. Jon Hunt at the airport as confirmed there will be an air show. Blue Mt. Dine' is planning a powwow. Advise and consent was given to donate \$500 as a match to what Blue Mt Dine' raises for their powwow. Voting was as follows: Councilmembers Black, Mueller and Smith - For. Councilmember Bayles - Against.
 - B. Explained that he and Councilmember Laws had met with Jerry Holliday regarding the 6th West right-of-way. Mr. Holliday is not pleased about this at all and stated he would go to court if he had to. Councilmember Black will continue to pursue this issue.
 - C. Would like to make the City animal control officer a uniformed officer. After a short discussion, advise and consent was given to purchase T-shirts and a jacket for animal control. Voting was as follows: Councilmembers Black, Mueller and Smith - FOR. Councilmember Bayles - Against.
14. Councilmember Mueller discussed the following issues with Mayor and Council:
- A. Discussed the model ordinances which the ULCT have presented. These will be looked at further after budget session.
 - B. Invited Mayor and Council to a meeting that will be held on May 18 at 2:00 p.m. This meeting is regarding the Blue Mountain Medical Center. They have been invited by the Blanding Health Care Board to give an update on their project. They have also invited Key Bank and USDA Rural Development to this meeting. She asked that the City sponsor Native American dancers for the entertainment later in the evening. Advise and consent was given to sponsor the dancers for \$70. Voting was as follows: Councilmembers Black, Mueller and Smith - For. Councilmember Bayles - Against.

15. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked if there were any questions on the financial disbursements. Councilmember Bayles asked why the new windshield was so expensive for the Explorer. Mr. Webb said he would make a call on this. He also asked about the purchase of Snap-On Tools and Mr. Webb stated that Jeff Black had looked into and approved the purchase. Councilmember Bayles asked about the work at the fire station which cost \$465.00. Mr. Webb explained this was to install the compressor that was budgeted. Mr. Webb was asked to give Councilmember Bayles a copy of the breakdown on the bill.
 - B. Explained that the first budget session would be on May 20, 1998 at 6:00 p.m. He handed out the budget to Mayor and Council and briefly went over the format.
 - C. Proposed to close the roads that run back behind the third and fourth reservoirs. Eugene Shumway has a fence there that keeps getting torn out by vehicles. After a short discussion, unanimous advise and consent was given to close this road.
 - D. Explained to Mayor and Council that there was \$8,570.19 on the books that were old accounts from Navtech Industries. After a short discussion, unanimous advise and consent was given to write-off these accounts to get them off the books, but to pursue collection as far as possible.
 - E. Unanimous advise and consent was given for Mr. Webb to send a letter to the National Guard thanking them for the hard work they did on City Clean-up Day.
16. Mayor Balch excused Councilmember Laws from the meeting.

Meeting adjourned at 9:50 p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
APRIL 22, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Rande Bayles
Clisbee Black
Lou Mueller
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black
City Engineer: Philip Palmer

Absent:

City Councilmember: Kelly Laws

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Dale Slade, Tracey Halliday, Danny Fleming, Carla Lyman, Kathleen Redd, Patricia Bartlett, Craig Ambrosiani, Ed Scherick, Bob Turri, Lauri Schafer, Gordon Hawkins, Dan Hurst, Bill Boyle.

1. The prayer was offered by Philip Palmer.
2. The Pledge of Allegiance was recited.
3. Mayor Balch excused Councilmember Laws.
4. The minutes of the April 8, 1998 meeting were approved with the following changes:
 - A. # 9 -- Councilmember Bayles asked the following statements be added to the minutes:

Councilmember Bayles — "If you've got every individual councilman, and including the Mayor, going around canceling anything that's ordered by staff, without good cause and without discussion around this table, I think we're going to put the City in bedlam. I just don't think that's the right thing to do."
Mayor Balch — "It might not be right on every occasion, and it might get us in a little trouble, but if a councilman feels he ought to do that, I think a councilman has that right. A councilman's an elected official. He's only one, but the City is run by council. It is a free vote. In any vote situation."
Councilmember Bayles — "I don't think all five of us should be going out and canceling things."
Mayor Balch — "We shouldn't be, I'll agree with you, but I'll say on occasion if you see cause and thought you needed to do that I'd back you."
Councilmember Bayles — "I feel this is Mayor's direction and I'll live with it."
Mayor Balch — "OK."
 - B. #10 — "Felix Montano wanting to be involved.
 - C. #14 — eliminate one of the seconds.

5. Dale Slade approached the Mayor and Council on behalf of the Chamber of Commerce asking for \$2,000 be added to the budget for a donation to the Chamber. He further stated that the Chamber would like to work closer with Mayor and Council.

6. Ed Scherick, San Juan County Planner, introduced Mr. Bob Turri who is working for the County as a contract planner on the Off-Highway Vehicle issue. Mr. Turri explained that the County is working aggressively on this issue. The County has decided that all paved roads will be designated closed to these vehicles. Mr. Turri explained that anything that has been done is just in the working stages and that changes can and very possibly will be made. Mayor Balch asked for a copy of a map showing all roads that are subject to be closed. Mr. Scherick stated he would get that to the Council.

7. Mr. Craig Ambrosiani with San Juan Health Care Services (SJHCS) addressed the Mayor and Council. He explained that he had been directed by the SJHCS board to ask for a resolution of sole support on their proposed outpatient center to be built in Blanding. Mr. Ambrosiani felt this resolution would help them secure their funds. He then asked that Mayor and Council take action this evening on a letter of "sole support" to the Health District on their project. Mayor Balch informed Mr. Ambrosiani that for this to be an action item a Councilmember must be willing to have this issue put under their name and it could be handled later in the meeting. Councilmember Mueller stated that she would be willing to have this item under her name because, as she stated, it should have an opportunity to be discussed in an open forum.

8. Russ Topham, an engineer with the Division of Drinking Water addressed Mayor and Council on the following issues:

- A. Discussed the alliance project that is being worked on. The Water Quality Alliance would hope to prepare water treatment plants in the State for upcoming regulation.
- B. Explained that Danny Fleming had been selected by the Environmental Protection Agency to review regulations that could have a significant burden on small utilities. Mr. Topham further stated that this would be a good time to get comments into the federal government.
- C. Explained that the Division of Drinking Water is working on ways to help with work load reduction and paperwork reduction for plant operators. This will be done by computerizing much more at the treatment plant and there will be a significant cost to this. This operation will reduce cost in chemical feed and will also be a safety factor. He asked that the Mayor and Council spend about thirty days discussing this and decide whether they would like to be involved or not.

9. Tracey Halliday, teacher at San Juan High School and Senior Class Advisor, approached Mayor and Council regarding a senior class project. They are asking if the Council would consider naming the street running in front of the high school and football field "Bronco Boulevard." Mayor and Council all agreed this would be an excellent idea and advised Ms. Halliday to work with Jeff Black in ordering the signs, which will be paid for by the senior class.

10. Jeff Black presented Mayor Balch with a petition from property owners in the 2nd - 3rd North and 4th - 5th West area asking that a property in the neighborhood be cleaned up. Mayor Balch instructed Mr. Webb to give the petition to the Police Department.

11. Mayor Balch apologized to Council because the last meeting had gotten out of hand. He further reviewed the rules of conduct (see Utah League Handbook under Rules of Order on Page 16 & 17) and stated that these rules would be adhered to. Mayor Balch then explained that when a motion is made it must be done as follows:

- A. Councilmember stating the motion must say "I move that ---".
- B. Second Councilmember seconds the motion.
- C. The Chair then restates the motion and asks for discussion or remarks on the motion.
- D. A vote is taken.

12. Bret Hosler, City Planner, discussed the following issues with Mayor and Council:

- A. Explained that the Planning & Zoning Commission is working hard on the new animal ordinance and have set a goal to have the first draft to Council by July 1, 1998. Mayor Balch felt the Commission should have a public hearing asking for input before they bring the ordinance to Council. Mr. Hosler made all aware there would be a public hearing regarding the R-1A agricultural and residential zone on April 23, 1998 at 7:00 p.m. He also explained that the Board of Adjustments has three new members and they are working very hard to better the community.
- B. Explained that Dale Stapley with UDOT had met with him and Philip Palmer last week. Mr. Stapley explained there were signs in the City that were not meeting codes. The DARE signs would have to be moved and the City would have to get new City limit signs. He told Mr. Hosler he would not make the City replace it's streets signs although they are supposed to be green and white instead of blue and white, but the City limit signs must be green and white. Mr. Hosler explained it is the City's job to regulate the state right-of-way from the back of the curb. The City is to regulate and get permits for any signs that would go in this right-of-way. The City sign requirements do not allow signs to be put in this right-of-way and there are signs that are there now. Mr. Hosler asked for the Mayor and Council's direction in handling these issues. He was given permission by Mayor and Council to ask those businesses who are violating the sign ordinance to remove their signs.

13. Philip Palmer, City Engineer, discussed the following items with the Mayor and Council:

- A. Explained that he had received the bids for crack sealing at the airport and that M&M Asphalt was the low bid out of five received. Their bid was .27 per foot, which made the total project be \$3,105. Councilmember Bayles moved that the City accept the M&M Asphalt bid for crack sealing at the airport and Councilmember Smith seconded the motion. Voting was unanimous in favor. Mayor Balch declared the motion carried.

14. Councilmember Mueller addressed the following issues:
- A. Passed out information from the ULCT meetings and briefly discussed some high points of the conference.
 - B. Explained she had met with Doug Dennis from Key Bank regarding the Hospital project and stated that he was very upbeat about the project. She further explained that the financial package is nearing completion.
 - C. There was a brief discussion of Mr. Ambrosiani's previous request. Councilmember Bayles moved that the City get behind Mr. Ambrosiani and the San Juan Health Care District to give a letter to them with full support of the Council, to get the ball rolling. Councilmember Smith seconded the motion. A lengthy discussion ensued. Councilmember Mueller stated that Council should look at economics. The private facility would pay taxes, the County facility would be subsidized by tax dollars. The private facility would provide more jobs and more economic benefits to the community through bigger staff and greater patient load. Government cannot dictate to the private sector, she stated. She advised the County to move forward stating nothing had been built yet and the market was wide open. Councilmember Black expressed his concern about how the County deals with patients by sending them out of the County to receive health care. He is also concerned about getting qualified people to staff a hospital. Councilmember Smith felt that from past experience a big hospital would not be feasible. He further stated that if the City gives the County support and they are not able to get the money from CIB, then that is the CIB decision. Mayor Balch asked Mr. Ambrosiani if there would be any tax increase and Mr. Ambrosiani stated there would not. Mr. Ambrosiani stated that they would like the letter to give "sole" support to this project. Mayor Balch explained that he did not feel that this Council could state "sole" support in the letter due to the fact that all Council did not give their support. Mayor Balch then called for a vote and the voting was as follows:

Those voting 'AYE' Councilmember Bayles

Councilmember Smith

Those voting 'NAY' Councilmember Black

Councilmember Mueller

Constituting all members thereof, Mayor Balch declared a tie and voted in favor of the motion. As his vote was the deciding one he declared the motion carried.

Councilmember Mueller stated, for the record, that she had aggressively pursued this project because it has been her assignment since coming on Council six years ago.

15. Councilmember Black discussed the 4th of July with Mayor and Council. He explained he had talked with Felix Montano, who had shown interest in participating. Mr. Montano stated that he plays with the Centennial Orchestra and that they may possibly like to do a sunrise program or talent show. Councilmember Black then informed Council that John Davis had called regarding a soap box derby and that he would be willing to chair that. Don Palmer will be doing a boxing tournament. Jon Hunt would be willing to put on an airshow. The Recreation District will be doing softball and possibly volleyball and basketball. Bill Boyle stated that Monticello is having a Smithsonian Barn Exhibit which will open in Monticello on July 3rd. They would be willing to bring down experts and expand the folk art

festival to possibly be barn related. Mr. Webb stated he had talked to Fire Chief Gordon Hawkins about a City water fight. Mr. Webb will talk with Merrilene Tahy about a Powwow and Councilmember Mueller will discuss a breakfast with the Cheerleaders, and a street dance with CEU.

16. Councilmember Bayles discussed the issue of the Merwin Shumway tap. A lengthy discussion followed regarding the intent of the agreement with Merwin Shumway. Council agreed that the City had agreed to allow Merwin Shumway to purchase water for irrigation purposes, when available, through this sale tap at 75% of culinary rates; or if Merwin is a successful bidder in obtaining excess City raw water through the bidding process, that he could take City water purchased in this way through the sale tap for irrigation purposes. The Council agreed that Merwin Shumway would not be allowed to take delivery of water obtained through the Blanding Irrigation Company. Merwin Shumway was present when the discussion took place and was agreeable.

17. Mayor Balch discussed the following items with Council:

- A. Four Corners Heritage Day on May 14th. Explained that he had been invited to Nizhonii Campground to give a 15 minute talk on heritage.
- B. Asked if it was possible to move the bleachers at the Little League Park as they are blocking the sidewalk where the children walk to the crosswalk where the crossing guard is located. Jeff Black was asked to look into this.
- C. After a lengthy discussion regarding a committee for settling right-of-way disputes, it was decided not to form a committee at this time and let the ombudsman for the State, Craig Call, get involved if needed.
- D. Stated that the previous Council had set a 10:00 p.m. cut-off time and that he could not break a previous council's ruling. Councilmember Smith then moved that the meeting be extended for 15 minutes. Councilmember Black seconded the motion and voting was as follows:

Those voting 'AYE'

Councilmember Black
Councilmember Mueller
Councilmember Smith

Those voting 'NAY'

Councilmember Bayles

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

- E. Made Council aware of the reasons for the need of a computer for the Judge and asked them to keep it in mind for budget time.

18. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked if there were any questions on the financial disbursements. Councilmember Bayles asked what the charge was to Bradford Tire that was coded "Fleet Maintenance". Mr. Webb stated he would get a copy of that invoice for Councilmember Bayles to look at.
- B. Explained that we had received a copy of the BLM tunnel report. There will be a presentation by HTH engineering on the Water Master Plan.

- C. The Bureau of Reclamation volunteered to provide their drillers to test the 4th Reservoir geologically for preliminary estimates on raising this reservoir. This is not costing the City any money.

Meeting adjourned at 10:14p.m.

Signed M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
APRIL 8, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
Clerk: Patricia Bartlett
City Planner: Bret Hosler
General Services Director: Jeff Black
City Engineer: Philip Palmer
Deputy Police Chief: Mike Bradford

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Robert Hosler, Arlene Lyman

1. The prayer was offered by Bret Hosler.
2. The Pledge of Allegiance was recited.
3. The minutes of the March 25, 1998 meeting were approved with the following changes:
 - A. #6 - should read privilege instead of privileges
 - B. #6 - should read not something the City should proceed with.
 - C. #6 - correct spelling of whether
 - D. #11 - should read Chris Webb stated Philip Palmer would get more information
4. Mayor Balch thanked Jeff Black for apprizing him in advance of a potential problem.
5. Bret Hosler speaking for Bob Hosler, thanked the Police Department for help in tracking down dogs who attacked their sheep.
6. Bret Hosler, City Planner, discussed the following issues with Mayor and Council:
 - A. The Planning Commission has suggested that the City create an R-1A Agricultural Zone. A Public Hearing is scheduled for April 23, for public input on this proposed zone.

- B. The Planning Commission would like to recommend to Mayor and Council that the permitted use of private schools and duplexes in the R-1 Zone of the Zoning Ordinance, Section 12-131, be removed. Section 12-190, Animals in City Limits the Planning Commission would like to recommend the addition of 12-191 horses on individual lots.

12-191 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 on-half (1/2) acre of pasture area is available for each horse.

Add R-1A, and clarification in R-1 and R-2 zone regarding minimum lot width. The Planning Commission is having a public hearing for information only on April 23. Then it will come back before Council.

- C. Low Income Housing - There is a private company building homes on 2nd North and 1st East. They should break ground in May or June to build a spec home, which is out for bid. If the house is sold for a profit, the money above cost would go towards another project inside the City. The Planning Commission has looked at the Utah Low Income Housing Plan. They have decided to take a "wait and see" approach at this time. Council agreed we should wait.
- D. UDOT Report - Mr. Hosler contacted Ken Adair who is the design engineer in Richfield over our area. They have let for bid the Mormon Tank Wash road project which should happen this summer. Highway 262 to the north end of White Mesa is scheduled to be constructed in 1999 and is still on target. Councilmember Laws stated that Mr. Eberling with UDOT felt it may go back for more discussion.

7. Philip Palmer, City Engineer, discussed the following items with the Mayor and Council:

- A. Explained that BLM officials had come to the office and indicated that they had made an error not too long ago and brought before the Council a proposal to relinquish the right-of-way between the Science Building and the Technology Building on the CEU Campus because it was done improperly. They are saying now that the right-of-way was done properly, it was in place before the property was patented to the San Juan Foundation and that if the City desires, they can go back and obliterate the paper trail and leave that right-of-way to the City. Mr. Palmer stated that due to the fact this issue had become somewhat political, he felt he should get some clarity from Council on what they would like done. The consent of Mayor and Council was not to pursue this issue any further, that the City did not want this right-of-way back.
- B. The City received a grant agreement from UDOT, which has been signed by the City Attorney. This agreement specifies the State will share \$5,200 towards crack sealing the runway and the City will share \$1,700. Councilmember Bayles moved to authorize the Mayor to sign the grant. The motion was seconded by Councilmember Smith and voting was unanimous in favor of the motion.

- C. There was a bid opening today on curb & gutter project. There was only one bidder which was Tri-Hurst Construction. They bid at \$12.00 per foot, which is .50 more than it was last year. Mr. Palmer recommended that the Council accept this bid. The total dollar amount is \$25,100, which is within the budget. Councilmember Black moved to accept the bid and Councilmember Bayles seconded the motion. Voting was unanimous in favor of the motion.
 - D. Explained what he had learned regarding chips. The bottom line is, in San Juan County, to get Geneva Chips you pay \$5.00 at the loading site and \$12.00 for freight. That is \$17.00 a cubic yard. The Holliday chip is \$15.00, Mr. Palmer feels they can be compared about evenly on installation costs. He further explained that in regards to wearability, he feels Holliday chips were better. Mr. Palmer states that he stands about even on both chips. After lengthy discussion, Councilmember Smith moved to use chips presently in stock and then to advertise for bid chips that meet specs and take the lowest chip bid. Councilmember Mueller seconded the motion. Councilmember Smith then amended his motion to include that the cost refers to finished project cost, not just the lowest cost of the chips. Councilmember Mueller also amended second. Voting was unanimous in favor of the motion.
8. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
- A. Discussed the Natural Gas and Water Reports.
 - B. Was given full permission to handle all questions and suggestions regarding Eagle Scout Projects.
9. Mayor Balch addressed the Council on the following issues:
- A. Regarding sewer cleanouts - the customer is responsible from home to main line. Councilmember Bayles stated he felt the policy should remain as is. After a lengthy discussion, it was decided to leave the policy in place. Councilmember Smith stated he would talk to Mr. Bo Montella regarding the Council decision.
 - B. The Spring Clean-up Day is set for May 2nd, although Mr. Webb has not received confirmation in writing from the National Guard.
 - C. Asked if someone had checked about taking old cars. Mr. Hosler stated that Shumway Auto is willing to take old cars, Calvin Hunt with CEU stated they are willing to provide a flat-bed truck to haul cars out to Shumways. The Mayor asked for this information to be advertised so that citizens can call the City to request pick-up.
 - D. Mr. Webb stated he did get an updated list on the vehicles in City rights-of-way. He stated there are 14 that still have not been moved, 21 that have been moved and 8 new ones that have been added to the list. Only 3 remain from first list on street. Police Officer, Mike Bradford questioned Mayor and Council regarding this issue on how far they would like to go. The Law says that if a vehicle has sat there for 7 days, it is abandoned. Councilmember Black moved that anything that is between curb to curb and what would be curb to curb would be will have to be moved if it sits there longer than seven days. There will be one notice sent to those on the list and then a citation

will follow after thirty days. Councilmember Mueller seconded the motion. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Laws
	Councilmember Mueller
	Councilmember Smith
Those voting 'NAY'	Councilmember Bayles

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

- E. Mayor Balch stated he had met with the police force within the last week and instructed them he would rather they be law enforcement officers than peace officers. He further asked them to come down hard on the four wheelers per the ATV Resolution.

- F. Councilmember Bayles asked the following statements be added to the minutes:

Councilmember Bayles — "If you've got every individual councilman, and including the Mayor, going around canceling anything that's ordered by staff, without good cause and without discussion around this table, I think we're going to put the City in bedlam. I just don't think that's the right thing to do."

Mayor Balch — "It might not be right on every occasion, and it might get us in a little trouble, but if a councilman feels he ought to do that, I think a councilman has that right. A councilman's an elected official. He's only one, but the City is run by council. It is a free vote. In any vote situation."

Councilmember Bayles — "I don't think all five of us should be going out and canceling things."

Mayor Balch — "We shouldn't be, I'll agree with you, but I'll say on occasion if you see cause and thought you needed to do that I'd back you."

Councilmember Bayles — "I feel this is Mayor's direction and I'll live with it."

Mayor Balch — "OK."

- G. Invited all Council to attend DARE Graduation at the Elementary School on May 8, 1998 at 9 a.m.

- H. Regarding the dog release fee schedule. After a lengthy discussion, Councilmember Mueller moved the fee schedule to be as follows:

First offense	\$25.00
Second offense	\$50.00
Third offense	\$75.00
Tag fee	\$10.00

Councilmember Smith seconded the motion. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Laws
	Councilmember Mueller
	Councilmember Smith
Those voting 'NAY'	Councilmember Bayles

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

Councilmember Black further stated he felt there ought to be a rule regarding no pitbulls, rotweilers or dobermans inside city limits. Mayor Balch felt the Planning Commission should look into this.

- I. After a lengthy discussion regarding the Swallows Nest, it was decided by Mayor and Council that the City would maintain the property. Mr. Webb made Mayor and Council aware that this has been designated as a historical site. Council maintains the right to approve all plans for the project.

10. Councilmember Black discussed the 4th of July with Mayor and Council. Mr. Webb stated that he had received one call from a Felix Montano wanting to be involved in the 4th of July. Councilmember Smith stated that the Chamber of Commerce is really struggling. He further stated the Chamber is not capable of handling the 4th of July. Don Larsen and some new people are anxious to spend some time and efforts on this issue. Councilmember Black will talk to the different religions about getting involved. Councilmember Mueller will discuss the carnival and games with the Cheerleaders. Councilmember Bayles will talk to Jon Hunt at the Airport, and the Recreation District about little league and softball. The theme will be "Freedom of Religion".

11. Councilmember Laws discussed the following item with Mayor and Council:

- A. Regarding the water. International Uranium took all of their water. We have leased all our irrigation shares but 1,914 shares.

12. Councilmember Mueller updated Council on the American Surgicare (ASC) Project. ASC is 1.6 million dollars in debt on this project. John Reeves and Ahmed Razagi met with Councilmember Mueller and Mr. Webb earlier in the week. These people have never been paid for their efforts on this project. Mr. Brent Alder is no longer a partner in the project. Mr. Webb asked these men about getting the City land back. There are now 3 liens on this land to the amount of \$400,000, and the City does not want the land back under those conditions. Mr. Reeves did a study on his own. His numbers prove that an \$8 million building would fly in Blanding. They will be resubmitting a package to USDA and Key Bank. This will be a completely new business venture using the same groundwork that has already been done. Councilmember Bayles stated the County is having a public hearing on the 13th regarding a clinic in Blanding. Councilmember Bayles feels the City should back the County. Councilmember Smith agreed.

13. Chris Webb, City Administrator, discussed the following items with Mayor and Council:


- A. Explained that he would be out of the office next week for Utah League of Cities and Towns Convention and City Managers Association meetings.
- B. Craig Halls, City Attorney let Mr. Webb know that the issues with the movie being made in Blanding were alright. Council will address this issue again in the near future.
- C. San Juan Health Care approached the City to sponsor a golf team this year. After a short discussion, Council decided not to participate.
- D. Questioned Council regarding youth donations. It was decided that the City would not be involved in supporting personal sponsorships.

April 8, 1998 - con't

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14. Councilmember Mueller moved to accept the College Property Annexation Resolution. The motion was seconded by Councilmember Bayles and voting was unanimous in favor of the motion.
15. Council retired to executive session at 10:20 p.m.
16. Council returned from executive session at 10:44 p.m.
17. Councilmember Black moved that the City designate the land from 6th West on Center Street to 4th North as a City right-of-way for a street. Councilmember Mueller seconded the motion. Voting was unanimous in favor of the motion.

Meeting adjourned at 10:47p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
MARCH 11, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Lou Mueller
Don Smith
City Administrator: Chris Webb
Treasurer: M. Kate Turk
City Engineer: Philip Palmer

Absent:

Councilmember: Kelly Laws

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Dan Hurst, Paul MacDonald, Ken MacDonald, Preston Shumway, Gary Guymon, Renis Hylton, Susan Hylton, Carla Lyman, Lee Smith, Clayton Long, Keya Long, Michael Lyman, Trent Holliday, Sammy Lane, Shane Warenski.

1. The prayer was offered by Don Smith.

2. The Pledge of Allegiance was recited.

3. A letter from Lee & Marylynn Smith and John & Kathy Brake regarding asking the City to let them change to UP&L power. A copy of which is attached on page 2. After the letter was read, there was a short discussion. Councilmember Smith, who is also Chairman of the Power Board, suggested this be put on hold until there is more discussion with UP&L. Mayor Balch stated that it has to be a mutual agreement between UP&L and the City. Mayor Balch then asked Mr. Webb to respond to the Smith's and the Brake's in a letter recognizing their desire and letting them know the City will look into this further.

4. Mr. Paul MacDonald addressed Council regarding building a home outside city limits. He stated that he was here at the meeting to ask permission to hook onto City utilities. Mr. Webb explained that Mr. MacDonald had received estimates in the past to extend the utilities to his home and he understands the difference in cost for utilities outside city limits. Philip Palmer, City Engineer was asked if the water line was adequate to this property and he stated that it was. Mayor and Council then gave consent for Mr. MacDonald to continue with his home project and to connect to City utilities.

5. Preston Shumway, former Blanding resident, addressed Council regarding a film that he would like to make here in the City. He stated they would need to use Blanding's name, possible police cars, uniforms and police officers and also fire equipment. Mr. Shumway stated that he was here at this time to let the Mayor and Council know they would like to come here and that he would be back in May to finalize the details. Mayor Balch let Mr. Shumway know that they City will have the attorney review the request for legalities and that this would be discussed further at the March 25, 1998 Council Meeting.

March 6, 1998

Blanding City Council:

This is a written petition to the Blanding City Council from Lee and Marylynn Smith, and John and Kathy Brake to request transfer of electrical service from Blanding City to Utah Power and Light.

Both families reside outside of the Blanding City limits and have been serviced by the city for over 15 years.

Our reasoning possibly is not pertinent to the council and would probably fall on "deaf ears" so to speak, let us just say that by our agency we choose not to use city services.

Although we support most of the city businesses by patronage and feel the people of Blanding to be excellent citizens, we do not desire to live within the city limits. That was our purpose of buying property outside the city limits. If at some time in the future, the area in which we reside does become part of the city, we can have allowed by mutual agreement with this transfer a stipulation that the infrastructure that affects this change be restored to its original form.

Both families aforementioned in this request did not originally have a choice of power service. We were told that we could not use UP&L by the city. Through the years we have not had access to any city services except city power, even upon occasion when we needed help, we called the Blanding City police and were told they could not come down to us and we were to call the Sherriff. Our power rates have added to the city coffers and helped subsidize many projects for the city and its citizens. Each family had to pay for the power poles to allow us the privilege of being hooked to the city and then to top it all off, **we cannot vote in the city** for those representatives who make the decisions that concern us.

We respectively request this action to be considered by

the Blanding City Council at its March 11th meeting 1998.

Lee R. Smith
Marelyn Smith

John Brake
Cathy Brake

MYSTIC FILMS

2200 Waterview Pkwy #1522
Richardson, Texas 75080
(972) 699-8850
Fax: (972) 699-8850

info@mysticfilms.com

March 11, 1998

Blanding Chamber of Commerce

1. Motel Room Rates (approx. 10 rooms)
2. Couple of Houses for BYU interns
3. Food for 40 - 60 for 14 days
4. Use of owners property to film on [Bank (behind Parley Redd's), Prospector Motel, etc...)
 - a. In May come to select actual sites
 - b. Release forms
5. Need banking services (direct transfer between Dallas and Blanding)
6. Any animal trainers in area (Coyote)
- 7.

Blanding City Council

1. Use of Blanding's name in the movie
2. Use of Police Cars and Uniforms
3. Use of Fire Dept. when needed for scene (fire control, explosives)
4. Use of some City property (park, city streets, etc...)

6. Clayton Long, who attended with several scouts, asked if there were any service project the City could use to have done and he was instructed to meet with Jeff Black, General Services Director for the City.
7. Gary Guymon, Chamber of Commerce made the Mayor and Council aware that Harold Lyman had resigned and that the Chamber is in the process of reorganizing. He further stated that the Chamber and the City need to be a team.
8. Mayor Balch excused Councilmember Laws for his absence due to a funeral.
9. Mr. Webb stated that Mr. Hosler, City Planner was out of town for a family emergency. He discussed the following issues for Mr. Hosler:
 - A. Utah Low Income Housing Plan - The City is required to submit to the State our plan to ensure we have affordable housing available to low income type families. He further stated that as the City is currently structured, we should be able to show those options are in place.
10. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
 - A. Curb & gutter to-do list. A — City Funded/Bid to Contractor:
 1. 300 W (400 S - 500 S) Both Sides (Rigbys)
 2. 500 S (200 S - 300 W) Both Sides (Kent Redd)
 3. 100 S (400 W - 500 W) Both SidesB — City Funded/City Crews Install
 1. 200 S (200 E - 300 E) South Side (Richmonds)C — Property Owner Cost Share (50/50)
 1. 400 S (100 E - 200 E) South Side (Shearer)D — Others (Variable funding possibilities - unsettled)
 1. Dinosaur Museum
 2. Airport Entrance
 - B. Explained he had check with the FAA regarding the building of another hangar at the airport. The FAA identified this particular location as contrary to regulations, but another location could be looked at.
 - C. After a short discussion regarding right-of-way on CEU home by the Stake Center, Mr. Palmer was asked to get all the information together and come back to Council.
 - D. Requested permission to travel to the airport operators association meetings. All Council was in favor of Mr. Palmer attending these meetings.
11. The natural gas and water reports were presented to Council. Councilmember Bayles stated that the Cities water position was looking really good. He commended Danny Fleming for getting the water to the reservoirs and stated that the City better start looking at what to sell.

12. Mayor Balch discussed the following issues with Mayor and Council:
 - A. Excused staff.
 - B. Asked that the City crews do some work on keeping the City properties kept up. Asked Mr. Webb to see if the National Guard would be willing to help in a Spring Clean-up Project.
 - C. Stated he had been contacted by two people out of the Price office on Low Income Housing about Madalyn Bills. After a lengthy discussion, Mayor Balch stated he would have Councilmember Laws check with the Irrigation Company about cleaning out the ditch behind Ms. Bills home to help with her flooding problem.
 - D. Asked Mr. Webb to get an updated listed on old vehicles on city streets. He also asked Mr. Webb to send letters of thanks to those who have removed their old vehicles.
 - E. Asked Council to please have their agenda items to staff by Friday, so as to get their items on the printed agenda for the public, for timing purposes and for staffs purposes to prepare for discussions.
 - F. Explained that the property where the Cedar tree had been cut down has now changed hands. Shane Warenski and Renis and Susan Hylton now own the property. After a lengthy discussion it was decided to work with the new property owners and to essentially drop the issue with Tim Groom, as it would cost the City more time and money than was warranted.
 - G. Asked who was in charge of trimming trees in planters. It was decided that property owners were in charge of trimming and watering the trees.
13. Councilmember Bayles moved to adopt the ATV Resolution. Councilmember Black seconded the motion and voting was unanimous in favor. Mayor Balch asked that Mr. Webb have a copy of the resolution published in the local papers. He also contacted the Chief of Police, Mike Halliday, to make sure and tell the police officers to not be lenient on any offenses regarding this resolution.
14. Councilmember Bayles then presented Council with the idea of getting raw water out of the third reservoir and selling it to the Recreation District on the golf course on a priority basis. After a short discussion advise and consent was given by Mayor and Council.
15. Councilmember Mueller addressed Mayor and Council on the following issues:
 - A. Explained that Senator Howell, who sits on the Salt Lake City Olympic Committee would like to meet with our Council and present his vision on the Olympics' benefit to rural Utah. She recommended that the City write a letter inviting the Senator to come and have him propose some dates and invite anyone to accompany him.
 - B. Stated that she appreciates the Mayor and Council for the fabulous job they are doing. Explained that she intends to spend the next two years showing everyone that she is a good team player.
16. Chris Webb, City Administrator, addressed Mayor and Council on the following items:
 - A. There were no questions on the financial disbursements.

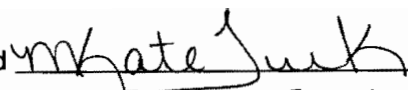
- B. Councilmember Bayles moved to adopt the Utility Policies and Procedures. Councilmember Black seconded the motion, all were in favor except Councilmember Mueller who abstained due to not being at the work session regarding this issue.
- C. Asked if there were any revisions on the budget schedule and there were none.
- D. Explained that he was pleased to report the State Auditor's Office had accepted the 1996-1997 audit. There were two comments on their acceptance. 1. There was too much money left in the general fund account. 2. Over expenditure in some areas. We knew both of these would be there per Phil Acton.
- E. Stated he would be gone to Joint Highway Committee Meeting in Richfield on March 19 and 20.
- F. Made Mayor and Council aware that the legislature approved the State Park Access Route. This makes the City eligible for State Park Access Funding. This funding was approved contingent upon the State Parks Access. This will be approximately \$150,000 funding and participation extending Center Street to 6th West and creating 6th West directly to Edge of the Cedars State Park.
- G. Reminded Council that the MidYear Utah League of Cities and Towns convention will be on April 16 and 17. There was budgeted for one person to attend and Councilmember Mueller will be attending, due to the fact she is on the ULCT Board.

17. After a short discussion regarding the fourth of July, Mayor Balch asked that this issue be put on the next agenda under Councilmember Black's name.

18. Councilmember Mueller stated that there had been some legislation that will affect CIB that will also affect the City. 5% off the top of the mineral lease monies will now go directly back to the counties. She feels that in no way can we expect the CIB to do the same as they've done in the past.

19. Councilmember Mueller explained she had met with Gary Dalton in Salt Lake City regarding the Detention Center. She explained that he was very interested in the City's inquiry. Mr. Dalton explained to her that he was going to put a committee together of possible interested parties and let them make a site selection. There is a possibility of expanding the facility from 32 beds to 60, making it a maximum security facility. Councilmember Mueller stated she would keep Mayor and Council updated on this situation. She also asked that Mr. Webb draft a letter, under the Mayor's signature, thanking Mr. Dalton for his time and renewing our interest to him and to also recommend Councilmember Mueller be appointed to this board when it is formed.

Meeting adjourned at 8:50.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
FEBRUARY 25, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
Treasurer: M. Kate Turk
City Engineer: Philip Palmer
City Planner: Bret Hosler
General Services Director: Jeff Black
City Clerk: Patricia Bartlett

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Jerry Holliday, Carla Lyman, Gary Bayles, Ned Palmer, Joe Lyman, Robert Hosler, Joan Hosler, Dan Hurst, Pam Hosler, Harold Lyman, Arlene Lyman, Paul MacDonald.

1. The prayer was offered by Calvin Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the February 11, 1998 meeting were approved as written.
4. Jerry Holliday asked why the City purchased chips for roads from Orem instead of purchasing them from his company. Mayor Balch explained that he would look into this item.
5. Bret Hosler, City Planner, gave an update on the Planning Commission. He stated they are working on proposed changes to the Animal Ordinance. Councilmember Bayles stated he felt the Planning Commission is doing what they have been asked to do and he further explained he feels the animal survey that had been done previously does not need to be redone. Planning and Zoning will continue working on this ordinance.
6. Philip Palmer, City Engineer, addressed the following items with Mayor and Council:
 - A. Asked Mayor and Council to be thinking about their options on extending third east south.
 - B. Explained the bid opening had taken place earlier today on the Airport Fence project. Jeff Black Construction was the only company to return a bid. Councilmember Bayles moved to accept the bid as long as all requirements were met with FAA. Councilmember Black seconded the motion and voting was unanimous in favor.
 - C. Councilmember Mueller moved to authorize the change order on the Airport construction, another \$68,000 to LeGrande Johnson Construction. Councilmember Bayles seconded the motion and voting was unanimous in favor.

- D. Discussed the possibility of deeding 8 feet of property on 800 North to CEU so as to bring their lot into compliance. This is due to errors in surveying. Mayor and Council asked that Mr. Palmer look into this further and it would be discussed again at the next meeting.
7. Councilmember Smith suggested that Councilmember Bayles be the Vice-Chairman on the Power Board. Mayor and Council all agreed. Councilmember Bayles accepted the assignment.
8. Councilmember Mueller stated that she would lobby the legislature later this week to bring some money to Blanding for the Shelter for Battered Women. She explained she would also be meeting regarding the Youth Detention Facility.
9. Councilmember Laws addressed the following issues with Mayor and Council:
- A. Asked to go on record requesting equipment policy be enforced. Councilmember Bayles suggested that Mayor and Council be involved in reprimands. Council agreed to let the policy stand as is, but any reprimands be brought before them for review.
 - B. Had Jeff Black explain about the bucket truck inspection. Mr. Black stated there would be a few minor repairs for the truck to be brought into code for a lift truck. He further explained that it would have to be designated as a man lift.
 - C. Explained that the City had been given the bid on the Water Master Job reluctantly. Danny Fleming will be the point man on this job.
 - D. Councilmember Laws moved that the restrictive covenant be lifted on all utilities. Councilmember Smith seconded the motion and voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Laws
	Councilmember Smith
Those voting 'NAY'	Councilmember Bayles
	Councilmember Mueller
- constituting all members thereof, Mayor Balch declared the motion carried.
10. Councilmember Black asked if there was a way the City could levy some kind of fine against Mr. Tim Groom for cutting down a tree on a City right-of-way when he was told not to do so. After a short discussion, Mayor Balch asked to have Mr. Webb check with Craig Halls to see where the City stood on this matter.
11. Councilmember Bayles asked for Council's approval on the SULLU ATV Resolution. Councilmember Laws asked about insurance on these vehicles. After a short discussion, it was decided to table this issue until the County designates roads that will be able to be used.
12. Mayor Balch discussed the following issues with Mayor and Council:
- A. Suggested that at some later date a resolution be passed to fine people who will not move old vehicles off city streets.
 - B. Reminded Council of a Power Board meeting on Wednesday, March 4 at 7:00p.m.

- C. Explained that he had been approached by an airplane owner who wants to lease a 70X40 strip and build a hangar for private use. This hangar would revert back to the City at the time of his death. Philip Palmer was asked to look into FAA regulations and get back with Council at the next meeting.

13. M. Kate Turk, filling in for the City Administrator, discussed the following items with Mayor and Council:

- A. Councilmember Bayles made all aware that the bill on setting up the 3 phase power at the new Southway store cost the City \$6,000+. Jeff Black then stated there was another \$3,000 bill that had not been paid as of yet.
- B. Councilmember Mueller moved to authorize the Mayor to sign the LEDI grant for \$15,000. Councilmember Bayles seconded the motion and voting was unanimous in favor.
- C. Explained that Mr. Ray Palmer had extended an invitation to Mayor and Council and staff to attend the open house at Super 8 on Friday, February 27, from 12:00 - 3:00.

14. A lengthy discussion ensued regarding the Modular Housing Ordinance. After which, Councilmember Mueller moved to repeal the carport and garage requirement of the ordinance only. The motion was seconded by Councilmember Laws. Voting was as follows:

Those voting 'AYE'	Councilmember Laws Councilmember Mueller Councilmember Smith
Those voting 'NAY'	Councilmember Bayles Councilmember Black

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

Councilmember Mueller then moved to repeal the carport and garage requirement in the R-1 zone. The motion was seconded by Councilmember Laws and voting was as follows:

Those voting 'AYE'	Councilmember Laws Councilmember Mueller Councilmember Smith
Those voting 'NAY'	Councilmember Bayles Councilmember Black

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

Meeting adjourned at 9:12

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
FEBRUARY 11, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
Treasurer: M. Kate Turk
City Engineer: Philip Palmer
City Planner: Bret Hosler
General Services Director: Jeff Black

Others Present: Neil Joslin, Phil Mueller, Guen Smith, Shane Warenski, Lawana Palmer, Kammy P. Palmer, Carla Lyman, Jerry Holliday, LeeAnn Bowring, Merlin Grover, Craig Ambrosiani, Dan Hurst, Gary Bayles, Lana Latham, Nicole Perkins, Lark Washburn, Harold Lyman, Arlene, Lyman, Joan Hosler, Craig Stanley, Tim Groom, Danny Fleming, Bob Hosler, Ellis Palmer, Bruce Royer, Carolyn Hunt, Sandra Dutson, George Dutson, Eric Grover, Joel Tate, Craig Halls, Peggy Lyman.

1. The prayer was offered by Clisbee Black.
2. The Pledge of Allegiance was recited.
3. Craig Ambrosiani from the Health Care District showed Mayor and Council blueprints for the proposed clinic they would like to build in Blanding. After a lengthy discussion, Mr. Ambrosiani stated that he felt sole support for this project from the City would help the District receive the funding they need to complete it. Mayor Balch explained to Mr. Ambrosiani that the City should know fairly soon whether or not American Surgicare would be coming in and at that time the City would let the Health Care District know where they stand.
4. Regarding the minutes of the January 28, 1998 meeting. Don Smith noted a correction needed to be made to Page 2, paragraph B. The statement that Councilmember Laws had been appointed to the San Juan Water Conservancy District was incorrect. Councilmember Laws was appointed to the Blanding Irrigation Board. Mayor Balch stated the minutes will stand approved with this correction.
5. Lark Washburn addressed Mayor and Council asking for the right to hook up to the City water system if he meets the requirements. After a lengthy discussion, advise and consent was given to Mr. Washburn to hook onto City water as long as the restrictive covenant was signed. Mr. Washburn was also made aware that if he wanted City electricity he would have to sign the restrictive covenant.

6. Mayor Balch explained to Council that there are public hearing rules. There must be a time limit set. All Council agreed that the time limit of the public hearing would be one hour. He further explained that there are no comments allowed or rebuttal made while someone else is speaking.

7. Bret Hosler, City Planner, discussed the possible annexation of the 120 acres by the CEU-SJC and U of U Extension Office. Mr. Hosler recommended that the City pursue the annexation of this property. After a lengthy discussion, Mayor Balch instructed Mr. Hosler to advertise to hold a public hearing on this issue the first Council meeting in March. Mr. Hosler then presented the 1997 Annual Building Report.

1997 ANNUAL BUILDING REPORT			
Private Construction			
Building Permits Issued	42		
Building Permit Fees Collected			\$16,324.60
Sign Permits Issued	3		
Sign Permit Fees Collected			\$30.00
Private Construction Value			\$1,645,945.10
Government Institutions, Etc.			
LDS Church (Stake Center Pavilion)			\$18,000.00
State (CEU College Signs)			\$10,000.00
State (CEU Administration Building remodel)			\$23,000.00
State (CEU Parking Lot [East of Hunt home])			\$23,500.00
State (CEU Science Building re-roofing)			\$11,000.00
Government Institution Construction Totals			\$85,500.00
City of Blanding Projects			
Airport			\$550,000.00
Third Reservoir			\$200,000.00
Street Improvements			\$74,413.64
Curb and Gutter			\$26,347.65
Water Line & Fire Hydrant (200 North)			\$6,000.00
BOR (Mountain Well Improvement)			\$36,000.00
BOR (DryWash Overland Line)			\$13,700.00
BOR (Second Reservoir)			\$3,200.00
City of Blanding Projects Totals			\$909,661.29
Total Construction Evaluation			
1996			\$6,285,938.26
1997			\$2,641,106.30
Number of Written Correspondence	34		
Total Building Permit and related fees collected are as follows:			
Sewer			\$4,600.00
Water			\$14,038.00
Electric			\$8,500.00
Natural Gas			\$4,277.16
Natural Gas (Labor and Material)			\$7,220.28
Public Hearings (1)			\$50.00
Sign Permits (3)			\$30.00
Building Permits (Private)			\$16,324.60
Building Permits (Government Inst, Etc.)			\$263.00
Real Estate Inspection Fees (5)			\$215.00
Set Up Inspections (6)			\$270.00
Street Cut Permit (11)			\$540.00
Demolition Permit (1)			\$0.00
State 1%			\$165.69
TOTAL	5		\$56,493.73

8. Jeff Black, General Services Director, presented the monthly water and natural gas reports.

9. The Public Hearing regarding the Modular Housing Ordinance opened at 7:45p.m. Mr. Hosler gave a little background regarding the Modular Housing Ordinance and Mayor Balch then opened the hearing for public comment. The following citizens spoke for the Modular Housing Ordinance:

Merlin Grover
Craig Halls
Peggy Lyman
Sandra Dutson
George Dutson
Carolyn Hunt
Tammi Barton (letter)
Arlene Lyman

The following citizens spoke against the Modular Housing Ordinance:

Kammy Palmer
Lawana Palmer
Philip Palmer
LeeAnn Bowring
Jerry Holliday
Dan Hurst
Gary Bayles
Erik Grover
Shane Warenski
Bruce Royer

Each Councilmember then had a chance to address the issue and Mayor Balch closed the public hearing at 8:58 p.m.

10. Danny Fleming addressed Mayor and Council to make them aware he would be attending the Rural Water Conference the last week of February. He also explained that Mr. Webb would be attending. Mr. Fleming has attended every conference since 1984 and is on the Board of Directors for Rural Water. Councilmember Bayles then stated that since Mr. Fleming has run the City treatment plant there is some of the best water in the state due to the excellent job Mr. Fleming does for the City.

11. Mayor Balch addressed Council on the following issues:


- A. Thanked Jeff Black for having the light installed in the back parking lot of the City Office.
- B. Purchase of gas for city vehicles - Mr. Webb has done extensive research on the subject and feels we are in compliance with regulations. However, he has asked the ULCT attorney for an opinion to make sure of this.
- C. Animal Ordinance - Asked that each councilmember be given a copy of the existing ordinance and that they mark it up and make suggestions. Afterwards, their suggestion will be given to Planning & Zoning.

- D. Appointments and assignments - Appointed Jeff Black to second seat on the Water Board. Councilmember Laws will be removed from the Arts and Conference Center Board and councilmember Mueller has accepted the seat on the Board. He then asked Jeff Black to have someone pick up the tables at the airport and have them sanded and the airport wind sock be replaced. Mr. Black explained that the tables would be handled by an eagle project.
12. Councilmember Bayles moved to accept the Natural Gas Fees Resolution. With a second from Councilmember Mueller and voting unanimous Mayor Balch declared the motion carried.
13. Councilmember Bayles explained that the City has been approached by the Southern Utah Land Users with ideas for letting ATV's on public roads. He asked for Councilmembers input regarding this idea. Councilmember Bayles further explained this could be a boost to the economy to get more ATV's to Blanding.
14. Councilmember Black asked if a certain business had a City business license and Mr. Webb informed him that this business did have a license. Councilmember Black then asked what the regulations were on an RV parking overnight next to Canyonlands Tire. Mr. Hosler explained that the space is commercial and if the owners give them permission it is legal.
15. Councilmember Laws discussed the following issues with Mayor and Council:
- A. Presented a new equipment rental form to Mayor and Council. He then moved to accept this new form as written with the exception of the bucket truck, which will be removed from the form. Councilmember Bayles seconded the motion and voting was unanimous in favor.
 - B. Explained that Bob Fox from the Trust is reviewing the disciplinary policy before he would like to take any further action.
 - C. After a short discussion regarding the use of the bucket truck, Jeff Black was asked to find out the cost of the inspection that would have to be done to get the truck back to code. Councilmember Laws then moved that the bucket truck be parked until it is brought up to code or a decision is made regarding its use. The motion died for lack of a second.
 - D. A lengthy discussion ensued regarding the positives and negatives concerning the City doing the water master job. Advise and consent was given to Councilmember Laws to submit a City bid for the position. Furthermore, it was decided that because of our obligations under the water consolidation agreement that the City would need to pick up their share of the water master costs if the job is obtained by someone else.
16. Councilmember Smith discussed the following issues with Mayor and Council:
- A. Power Board - According to the rules that Councilmember Smith had, the Power Board was to be appointed by the Mayor. The Mayor then appointed all Council to the Power Board. Councilmember Smith will give suggestion on Vice Chairman at the next meeting.

- B. After a lengthy discussion regarding the submittal of an application to the Utah State Historical Society for a grant to do a plan on the Swallows Nest, advise and consent was given for them to submit an application.
17. Chris Webb, City Administrator, discussed the following issues with Mayor and Council:
- A. Reminded Mayor and Council of the training on February 18 with Sydney Fannesbeck of the Utah League of Cities and Towns. Mr. Webb was instructed to send a letter or make a phone call to all involved for a reminder.
 - B. Explained the situation regarding Kenny Shumway and his water lease. Mr. Shumway is asking the City to forgive his second assessment and cancel his lease or he'll pay the second assessment, the City give him 10 acre feet to fill his pond and cancel his lease. After a short discussion, it was decided that Mr. Shumway may cancel his lease, but must pay the assessment. Mayor Balch instructed Mr. Webb to contact other leaseholders asking them if they would like to cancel their leases.
 - C. Made Mayor and Council aware that he would be gone for Council meeting on February 25. He would have Mr. Hosler or Ms. Turk sit in his place.
 - D. Handed out new draft of Utility Policy and Procedure manual and asked Mayor and Council to review and stated he would like to hold a work session regarding this manual at a later date.

Meeting adjourned at 11:15.

Signed


M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JANUARY 28, 1998
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Randee Bayles
Clisbee Black
Kelly Laws
Lou Mueller
Don Smith
City Administrator: Chris Webb
Clerk: Patricia Bartlett
City Engineer: Philip Palmer
City Planner: Bret Hosler
General Services Director: Jeff Black
Chief of Police: Mike Halliday

Others Present: Neil Joslin, Phil Mueller, Monte Mendenhall, Bailey Shumway, Tim Groom, Carla Lyman, Ed Lyman, Larry Lee, Debbie Slade, Jacob Slade, Guen Smith, Robert Hosler, Joan Hosler.

1. The prayer was offered by Lou Mueller.
2. The Pledge of Allegiance was recited.
3. Mayor Balch approved the minutes as written for the January 14, 1998 meeting.
4. Kay Johnson, UAMPS Representative, gave a brief history of the City's association with UAMPS for the new Mayor and Council. He then discussed deregulation and stated that the City must become more service oriented due to deregulation.
5. Carla Lyman questioned the minutes that were approved earlier, stating there were statements made that were missing. Mayor Balch explained she is welcome to a copy of the tapes from the last meeting, but she did not have the right to make a change in the minutes.
6. Bret Hosler, City Planner, reminded Mayor and Council of the meeting on January 29 at 6:00 p.m. for a training session with Planning & Zoning and Board of Adjustments. He also explained that the annual building report was completed.
7. Jeff Black, General Services Director, addressed Mayor and Council on the asphalt price list he was asked to complete. Councilmember Black moved to accept this price list as presented, Councilmember Bayles seconded the motion and voting was unanimous in favor. Councilmember Laws asked how the street cut permit would be enforced and Mr. Black explained that it states in the permit how to enforce it. There will be no utilities turned on until the street cut is repaired.

8. Mayor Balch addressed the Council on the following issues:
- A. Parking - He asked that staff and Council park in back of City Hall for Council Meetings so as to allow the public more parking in the front of the building. The City Administrator stated he would look into better lighting in the back for employees.
 - B. Appointments - City Administrator was instructed to send a letter to the Central San Juan Recreation Board letting them know Councilmember Bayles had been appointed to their board by Mayor Balch. He further explained that Councilmember Laws has been appointed to the Blanding Irrigation Board and the Water User Board. Mayor Balch then asked the Council to approve Notah Tahy for appointment to the Board of Adjustments. All Council agreed to this appointment. The City Administrator was asked to send a letter to Mr. Tahy regarding his appointment.
 - C. City Vehicles - Mayor Balch asked the City Employees to please keep their vehicles cleaner and to also keep all tools locked up.
 - D. Animal Ordinance - Councilmember Laws stated that he was not ready to respond to this and would like this item to be dropped from the agenda until the animal ordinance was ready for review.
 - E. Old Vehicles on City Streets - Mayor Balch explained he has been approached by citizens regarding old vehicles. He asked that a nice letter be sent to people asking them to please move their vehicles. Mr. Webb asked if this should be done on a blanket or complaint basis. Mayor Balch instructed Mr. Webb to have Chief Mike Halliday draft a list of citizens to send these letters to.

8. Councilmember Bayles discussed the Natural Gas Resolution with Mayor and Council. After a lengthy discussion Councilmembers Laws and Black and Mayor Balch asked for this issue to be put on the next agenda. A discussion then ensued regarding the Restrictive Covenant. After this discussion, Councilmember Bayles moved to keep the Restrictive Covenant in place. Councilmember Mueller seconded the motion and voting was as follows:

'AYE'	Councilmember Bayles
	Councilmember Black
	Councilmember Laws
	Councilmember Mueller
'NAY'	Councilmember Smith

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

9 Councilmember Black asked about a natural gas leak that had occurred at Gofer and how the City Crews had a hard time finding a clamp for the leak. He asked that each city vehicle be equipped with a clamp in the future. Mayor and Council approved.

10. Councilmember Laws brought up the issue of City Equipment being used for personal use or being rented out in competition with private enterprise. He also questioned the disciplinary policy. Councilmember Laws presented a package with respect to the renting of City equipment and the County's disciplinary policy with regards to misuse and asked that Mayor and Council be ready to act on this at the next meeting. After a lengthy discussion regarding this issue, Councilmember Mueller asked that it be tabled until the next meeting. The City Administrator was instructed to draft a letter to the Blanding Water Users Board to appoint Jeff Black to the additional seat.

11. Chief of Police, Mike Halliday gave a follow up report on the drug investigation that was in process. He then discussed the issue of the purchase of a four-wheel drive vehicle for the Police Department. Chief Halliday and Mr. Webb explained that this purchase was in the budget for this year. After a lengthy discussion, Councilmember Mueller moved to purchase a full size Blazer, as budgeted, that would come through Mike Young Chevrolet, the motion was seconded by Councilmember Bayles and voting was unanimous in favor.

12. Councilmember Mueller shared the Governor's comments about housing in his State of the State Address with Mayor and Council and asked that it be added to the minutes.

We need to build "future neighborhoods and next-generation housing. A roof over one's head is a basic human requirement. Owning one's home is a quest that should be advanced by any society.

But some local governments have begun to use their planning and zoning authority to exclude everything but big lots, double garages and expensive brick homes. Nice, if your earnings allow it. But what if they don't?

Two of my most passionate beliefs are in play here: the importance of local control and the power of the free market. But it is unfair for any community to make income the price of admission. The long-term consequences are so great, the state may have no choice but to begin apportioning responsibility.

If we're smart and forward-looking, we can find the right mix of density and design."

13. Councilmember Smith stated he had attended the ULCT meeting in Price. He stated that he had learned anytime three members of Council meet there should be a 24 hour public notice given. Mr. Webb explained he had talked to Dave Church and Mr. Church had stated that this 24 hour notice was only necessary if the three members would be trying to set policy. Mayor Balch stated that the Council should be careful regarding this issue. He explained this meeting was well worth it. He will also be attending the UAMPS meeting on January 30.

13. Chris Webb, City Administrator, discussed the following issues with Mayor and Council:

- A. Stated he would like to meet with Councilmember Smith before he attends the UAMPS meeting.
- B. Financial disbursements - no comments

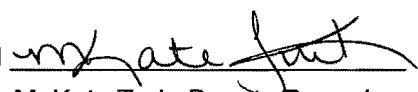
- C. College of Eastern Utah - street lights. Councilmember Mueller moved to grant CEU \$2,600, waive the cost of hookup and the removal of the poles. Councilmember Smith seconded the motion. Councilmember Bayles expressed his concern about waiving the \$1,000 on the pole removal. Councilmember Mueller then withdrew the pole removal portion of her motion and Councilmember Smith his second. Voting was as follows:

'AYE'	Councilmember Mueller
	Councilmember Smith
'NAY'	Councilmember Bayles
	Councilmember Black
	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion defeated. Councilmember Mueller then moved to grant the College of Eastern Utah - San Juan Center \$2,600 for street lighting. Councilmember Smith seconded the motion and voting was unanimous in favor of the motion.

- D. Stated that the Utah Economic Development Board had granted the City \$15,000 for fixturization on the Arts and Conference Center. Mayor Balch expressed his thanks to Mr. Webb for getting the City the grant.
14. Councilmember Bayles moved to retire to executive session for discussion of land acquisition. Councilmember Mueller seconded the motion and voting was unanimous in favor.
15. Mayor and Council retired to executive session at 10:05 p.m.
16. Mayor and Council returned from executive session at 10:55 p.m.
17. Mayor Balch asked Mr. Webb to have the bucket truck on the next agenda under Councilmember Laws.

Meeting adjourned at 11:05.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JANUARY 14, 1998
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Randee Bayles

Clisbee Black

Kelly Laws

Lou Mueller

Don Smith

City Administrator: Chris Webb

Clerk: M. Kate Turk

City Engineer: Philip Palmer

City Planner: Bret Hosler

General Services Director: Jeff Black

City Clerk: Patricia Bartlett

Chief of Police: Mike Halliday

Others Present: Neil Joslin, Phil Mueller, Merlin Grover, Colby Turk, Truitt Purcell, Larry Lee, Karen Slavens, Jim Slavens, Kirk Redd, Kathleen Redd, Joan Hosler, Carla Lyman, Guen Smith, Craig Halls, Gail Glover, Robert J. Galloway, Bailey Shumway, Mike Northern, Gail Northern, Eric Moses, Jan Bradford, Merri Shumway, Logan Shumway, Dan Hurst, Bob Hosler, Chris Bradford, Benjamin Winder, Joseph Carr, Arlene Lyman, Sandra Dutson, Stacey Webb, Jerry Holliday.

1. The prayer was offered by Kelly Laws.
2. The Pledge of Allegiance was recited.
3. Upon a motion from Councilmember Mueller and second from Councilmember Bayles, the minutes of the December 10, 1997 meeting were unanimously approved.
4. Mayor Balch presented the outgoing Mayor and Council with plaques of appreciation for their service. Jim Slavens, Mike Northern, and Merlin Grover were present and Bill Bayles was absent.
5. Gail Glover and Larry Lee from the College of Eastern Utah - San Juan Center addressed Mayor and Council on the street light issue at the College. Ms. Glover explained that a previous Council had agreed to participate in street lighting at the College. After a lengthy discussion, Councilmember Mueller moved to table the issue until the next Council meeting and let staff come up with some estimated costs for projects required for other City street lighting to determine what amount of budgeted money might be remaining for the college project. Councilmember Bayles seconded the motion and voting was unanimous in favor of the motion. Merlin Grover then stated that there was a desperate need for a street light on 400 North and approximately 450 West. This is the road to the museum and is quite heavily traveled. It was also noted that a street light is needed at the intersection of 800 North and Blue Mountain Road.

6. Mayor Balch then addressed the Council on the following issues:

- A. Training - There will be ULCT training on January 24, 1998 from 8:30 - 2:00 in Price. He further explained that he would recommend the City pay the \$30.00 fee and travel to and from the Conference. Mayor Balch then explained that he had done extensive reading and found several issues regarding Rules of Order:
 1. A Councilmember may make a motion even if they do not agree with it just to bring it to a Council vote.
 2. If a Councilmember makes a motion they may vote against it, but not speak against it.
- B. Day, Dress and Time of Council Meetings - Councilmember Laws moved to change the time of the meetings to 7:00, but continue to hold them on the 2nd and 4th Wednesday's. The motion was seconded by Councilmember Mueller and all were in favor except Councilmember Bayles who was opposed. Councilmember Mueller moved to adopt the Council Meeting Schedule with the change of the December 23 meeting to December 22. Councilmember Black seconded the meeting and voting was unanimous in favor. Advise and consent was then given to do away with the wearing of ties for those who do not wish to.
- C. Councilmember Mueller moved to adopt the Council Assignments as proposed, the motion was seconded by Councilmember Bayles and voting was unanimous in favor. Mr. Webb was asked to draft a letter to SEUAOG to let them know Councilmember Bayles is the City's representative to serve on the board. He was also instructed to draft a letter to the San Juan County Transportation Service District to let them know the same for Councilmember Laws.
- D. City Attorney - Mayor Balch asked Mr. Halls if he felt there was a conflict of interest in that he is counsel to both the City and the County. Mr. Halls stated that anytime he felt there was a conflict that he would back out. Mr. Halls further explained that there are conflicts, but they are few and far between. Mr. Halls stated that there are several situations like this throughout Utah. Councilmember Bayles explained he had spoken with Palmer DePaulis and Mr. DePaulis had stated that the City's situation was very minor and very common with regards to the attorney.
- E. City Vehicles - Mayor Balch expressed concern about a City the size of the City of Blanding having an individual vehicle per employee. Councilmember Mueller explained that the previous Council had made a decision to purchase a new vehicle each year to rotate our fleet. The older vehicles are retained and assigned to employees. This was in response to the CIB suggestions. Councilmember Laws asked if it was necessary to purchase 4X4's rather than S-10's which would obviously be much cheaper. Councilmember Bayles stated most cities use full size trucks. Mayor Balch instructed Mr. Webb to advertise to sell the two Crown Victorias. Councilmember Smith asked that this issue be put on the next agenda.

- F. Zoning Carports/Garages - Mayor Balch stated he would like to start the process right away to repeal the carports and garages portion of the last ordinance put on the books. Councilmember Bayles explained that he had voted against this ordinance, but he felt it should go back to the Planning & Zoning Commission for reworking. Councilmember Black requested a work session for Council and Planning & Zoning to work this out together. It was then explained that Mr. Gene Moser with ULGT would be coming down on January 29, 1998 for training with planning. Councilmember Laws moved to advertise a public hearing to be held on February 11, 1998 regarding the reconsideration of the Modular Housing Ordinance. The motion was seconded by Councilmember Bayles and all were in favor. Councilmember Mueller recommended that a meeting be set for Mayor and Council to meet with Planning & Zoning. It was decided this meeting would be held on January 22 at 7:00 in Council chambers. Mayor Balch then explained how a member of Council was not to sit on the Board of Adjustments. Advise and consent was given for the Mayor to work with Mr. Hosler and Planning & Zoning to make changes to the Zoning Ordinance. Mayor Balch then asked for advise and consent to appoint Robert J. Galloway to the board of adjustments. All were in favor except Councilmembers Bayles and Laws who abstained.
- G. Animal Ordinance - Councilmember Laws stated that this ordinance is unenforceable. A lengthy general group discussion followed with comments from citizens and Council. Councilmember Laws moved to have this item on the next agenda with Councilmember Blacks second and voting the motion was unanimously passed.
- H. Natural Gas Outside City Limits - Mayor Balch stated that the City is in the business of selling natural gas and we should not penalize people outside city limits by asking them to sign an annexation agreement in order to get natural gas. Councilmember Bayles agreed and moved to take the natural gas off the restrictive covenant and to sell natural gas to anyone. Councilmember Mueller seconded the motion. Mr. Hosler then presented some written considerations for Council prior to this action being passed. After lengthy discussion, Councilmember Bayles withdrew his motion and Councilmember Mueller her second. Mayor Balch instructed Mr. Webb to put this back on the agenda for the next meeting under Councilmember Bayles.

7. Chief of Police, Mike Halliday, addressed Mayor and Council. He stated the main thing he wanted to do was let the citizens know that the Police Force is doing their job. There is 60 years of police experience on the force right now and Chief Halliday feels there would be more concern if you weren't hearing about the police department. He further reported on the drug bust that had occurred earlier in the week and how Hammer, the police K-9, had found approximately 300 pounds of marijuana in a U-Haul truck. Chief Halliday was here mainly to report on allegations that had been raised in the Salt Lake Tribune lately. Chief Halliday stated there had been a lawsuit filed alleging the Police were not doing their jobs. Judge Anderson will rule on the matter then let the Police Department know of any required changes in Police Enforcement Policy. But, he added, he feels they are doing their jobs to the best of their ability.

8. Councilmember Bayles explained to Mayor and Council there was a Natural Gas Resolution that was in process at the end of last year. He asked that Mayor and Council be given a copy that they may review and put on the next agenda for discussion.

9 Councilmember Black explained to Mayor and Council that he had met with Planning & Zoning on Wednesday. He stated that they are also very concerned about the animal ordinance. He then asked if there was going to be a sewer line run down 100 E past 800 South. Jeff Black explained the only way to do this was to add a lift station. The Mayor then requested a list of streets to be paved in the spring be put in each box.

10. Councilmember Laws brought up the issue of City Equipment being used for personal use or being rented out in competition with private enterprise. There was a lengthy discussion on this issue. No decisions were made, but it was asked to be put on the next agenda for further discussion.

11. Councilmember Mueller explained that she would like to request the Utah League of Cities and Towns representatives to come down sometime soon and do training with Mayor and Council and also with Ms. Turk on payroll matters. Mayor Balch asked Councilmember Mueller to come up with some dates and then come back to Council for approval. Councilmember Mueller then read a letter that she had written to Lynn Lee to express appreciation for his contribution to the community upon his retirement from the College. The letter was accepted and signed by Mayor and Council. She then asked for approval to have Mr. Webb draft a letter to the McDaniel family thanking them for their public service and letting them know the flag at the City office was flown at half staff when Mr. McDaniel passed away. The Mayor asked Mr. Webb to draft this letter.

12. Councilmember Smith stated he had spent some time at Edge of the Cedars State Park earlier in the week and asked if anything had been done about better identifying access to the Museum. Mr. Webb explained that he had worked with State Parks in applying for a grant to create easier access to Edge of the Cedars State Park and that Keele Johnson was presenting a bill defining an access route. He expects grant approval after this access has been defined.

13. Bret Hosler, City Planner, reminded Mayor and Council of training on January 29 with Gene Moser and he was asked to put reminders in everyone's box. He then asked that Council give the Planning and Zoning an opportunity for feedback on the ordinances before making any decisions.

14. Jeff Black, General Services Director, asked Council for permission to sell asphalt to contractors because they are required to patch street cuts. Jeff was asked to figure out city costs for the asphalt and amounts to be billed to contractors and come back to Council with recommendations. The Natural Gas and Water reports for December 1997 were then discussed and Mayor Balch asked that the capacity in each reservoir be added to the water report.

15. Chris Webb, City Manager, discussed the following items with Mayor and Council:
 - A. Financial Disbursements.
 - B. Explained that use of the Transfer Station is very slow and would like approval to only have it open two days during the week. Mr. Webb was instructed to find out the highest usage day and then make the decision himself.
 - C. After a lengthy discussion regarding the proposed detention center, Mr. Webb was asked to come back to Council with land options and cost of utility hookups.
 - D. Advise and consent was given to purchase a Blanket Employee Position Bond to cover all employees including Mayor and Council. The cost will be approximately \$200.00
 - E. Councilmember Bayles moved to authorize the Mayor to sign the Stipulation Agreement for the Ute Tribe necessary to get the no-fly easement at the airport. Councilmember Laws seconded the motion and voting was unanimous in favor.
 - F. Asked that any agenda items be given to him the Friday before Council meeting.
 - G. Asked which signatures the Mayor would like to have on the signature cards for the bank. Mayor Balch stated he would like to have himself, Councilmember Bayles as Mayor Pro Tempore, City Administrator, Chris Webb and City Treasurer, M. Kate Turk on the cards
16. Councilmember Mueller moved to adopt the Resolution Appointing Officers of the City of Blanding. Councilmember Bayles seconded the motion and voting was unanimous in favor of the motion.

Meeting adjourned at 10:22 p.m.

Signed


M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
DECEMBER 10, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

City Councilmembers: Randee Bayles

Merlin Grover

Lou Mueller

Mike Northern

City Administrator: Chris Webb

Clerk: M. Kate Turk

City Engineer: Philip Palmer

City Planner: Bret Hosler

Others Present: Neil Joslin, Phil Mueller, Phil Acton, Bailey Shumway, Calvin Balch, Guen Smith, Don Smith, Clisbee Black, Kelly Laws.

1. The prayer was offered by Calvin Balch.
2. The Pledge of Allegiance was recited.
3. Upon a motion from Councilmember R. Bayles and second from Councilmember Northern, the minutes of the November 25, 1997 meeting were unanimously approved with the exception of #15 - Councilmember Mueller asked that it be stated that Kerr Bullock is being requested to be a member of the Olympic Organizing Executive Committee.
4. Phil B. Acton, CPA, presented the 1996-1997 audited financial statements. The attached management letter was discussed. Mr. Acton made some general comments regarding the favorable financial position of the City.
5. Councilmember Northern explained that Mr. Kay Johnson was getting pressure from UP&L to get the interconnection agreement signed. He explained that Mr. Johnson, Mr. Webb and himself felt that this is an agreement that should be ignored until we find out what happens with deregulation. Councilmembers R. Bayles and Mueller agreed.
6. Philip Palmer, City Engineer, explained to Mayor and Council that there were a couple of airport construction documents that needed to be signed by the Mayor. After further discussion, Councilmember R. Bayles moved to authorize the Mayor to sign the change order on the parking apron project at the airport which will increase the cost of the project by \$5,000.00. Councilmember Grover seconded the motion and voting was unanimous in favor. Councilmember R. Bayles then moved to authorize the Mayor to sign the contract with Creamer and Noble Engineers for the Master Plan Update and Property purchase at the airport. Councilmember Grover seconded the motion and voting was unanimous in favor.

7. Bret Hosler, City Planner, made Mayor and Council aware that he had attended a meeting earlier in Monticello regarding House Bill 295. This bill requires that each community in the state have an affordable housing plan. Mr. Hosler further explained this bill has to do with low and moderate income housing and he felt that the City was in fairly good shape. Councilmember Mueller asked what state department this bill was coming through and Mr. Hosler explained it was the Department of Community and Economic Development. Mr. Hosler stated the Mayor and Council and Planning and Zoning would be involved in writing this document and that it would be done in-house.

8. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

A. Financial disbursements, there were no questions.

B. Explained that there had not been a bid on the 1983 GMC during the surplus sale. Keith Hoggard with CEU called and asked the City to donate this truck to them. Mr. Philip Palmer then asked that he be given a chance to buy the truck as he had missed the deadline to submit bids and he had intended to bid on this truck. Councilmember Northern then moved that the City donate the 1979 truck to CEU and allow Mr. Philip Palmer to purchase the 1983 GMC for \$703.00. Councilmember Mueller seconded the motion and voting was unanimous.

C. Other items on the surplus sale were accepted and rejected as follows:

Paul Clark	1973 truck	\$569.63	Accept
Paul Clark	Power Module	\$ 91.76	Reject
Bruce Royer	Power Module	\$257.00	Reject
Paul Clark	2 500 gal propane tnks	\$383.00 ea.	Accept
Recapture Metals	2 1000 gal propane tnks	\$576.00 ea.	Accept
Jim Harris	Hobart Welder	\$50.00	Reject
Tim Schmitt	Brush hog	\$150.00	Accept
Paul MacDonald	Scraper Blade	\$58.00	Accept
Bruce Royer	4 Pine Bundles	\$57.00	Reject
Larry Orr	Jacobsen Mower	\$25.00	Accept
Paul Clarke	Pipe	\$904.00	Accept

Councilmember Mueller moved to sell items recommended by staff from property bids.

Councilmember Northern seconded the motion and it was unanimously approved.

D. The letter Don Pilling submitted regarding water rates for his home was reviewed and the Mayor and Council decided that the letter was not applicable because culinary water was never extended to the Pilling residence and raw water rates have changed since the letter was drafted.

E. Explained he had prepared a Council meeting schedule for 1998 and the decision was made to let the new Mayor and Council handle this issue in January of 1998.

F. Councilmember Northern moved to adopt the following employee holiday schedule for 1998, Councilmember Grover seconded the motion and voting was unanimous.



CITY OF BLANDING

"Base Camp to Adventure"

50 West 100 South Blanding, Utah 84511 (801) 678-2791 / Fax (801) 678-3312 / E-Mail - blandingcity@sisna.com

1998 Holiday Schedule

January	1	Thursday	New Years Day
January	2	Friday	Day after New Years
January	19	Monday	Human Rights Day
February	16	Monday	Presidents' Day
May	25	Monday	Memorial Day
July	3	Friday	Independence Day
July	24	Friday	Pioneer Day
September	7	Monday	Labor Day
October	12	Monday	Columbus Day
November	26	Thursday	Thanksgiving Day
November	27	Friday	Day after Thanksgiving Day
December	25	Friday	Christmas Day

These are the scheduled City holidays for the year. Please plan work loads, vacation and emergency services accordingly.


Chris Webb
City Administrator

xc: Employees

9. After a lengthy discussion regarding the Peak Cable Television Resolution, Councilmember R. Bayles moved to authorize the Mayor to sign the Resolution if after contacting the City Attorney it is found that the City has no recourse but to sign. If Mr. Halls states the City does not have to sign the resolution then he would not do so. This motion was seconded by Councilmember Mueller and unanimously approved. Mr. Webb was instructed to contact Craig Halls and find out the City's position on this matter.

10. Councilmember Mueller moved to adopt the Resolution supporting the Utah League of Cities and Towns concerning the Salt Lake City Olympic Organizing Committee. Councilmember R. Bayles seconded the motion and voting was unanimous in favor.

11. Mayor Slavens explained he had written a letter to Governor Leavitt regarding the placement of a Detention Center in Monticello. Councilmember Mueller offered to hand deliver this letter to the Governor at the meeting Friday of the Governors Rural Partnership Board in Richfield. Mayor Slavens explained that to get the facility in Blanding would be a boost to our City and asked in the letter that the Governor reconsider his current plan and place the center in Blanding.

12. Councilmember R. Bayles stated that the Memorandum of Understanding with the Recreation District, which follows, had been approved by the City Attorney, with the following changes:

1. The City maintains rights to review their general ledger.
2. The District allows the City to offset expenses due to the City by withholding payment.

After a lengthy discussion it was decided to approve this document as is, if Mr. Halls approves it without the changes.

13. Mayor Slavens stated that Katie Turk and Patti Bartlett had both completed the required time for their probation. Councilmember Mueller moved to take Katie and Patti off probation, Councilmember R. Bayles seconded the motion and it was unanimously approved.

14. Councilmember R. Bayles asked where the City was on the issue of Kelly Laws and the gas line. Mr. Webb explained changes had been made and sent to Craig Halls who will deliver a new document to Mr. Laws as soon as he receives it.

15. Don Smith explained to Mayor and Council that he would accept the agreement they had made with him with two provisions. First of all he had not yet seen the document. Second he would like to have the damage done when they installed the gas line repaired. Councilmember R. Bayles moved to authorize our staff to go up and take a backhoe and clean up the area. Also, to run wire at least 18 inches underground from the switch to the well and to do this to meet Don's approval weather permitting. Councilmember Mueller added that the motion should state that these terms were necessary to comply with the City's newly adopted easement agreement. Councilmember Grover seconded the motion and voting was unanimous in favor of this agreement. Mayor Slavens thanked Mr. Smith for working this situation out in a way that was also a good deal for the City of Blanding.

RESOLUTION
1997-16
RESOLUTION OF BLANDING, UTAH
APPROVING THE TRANSFER OF THE CABLE TELEVISION FRANCHISE

WHEREAS, TCI Cablevision of Utah, Inc. ("Franchisee") owns, operates, and maintains a cable television system ("System") in Blanding, Utah (the "Franchise Authority"), pursuant to a franchise granted by the Franchise Authority (the "Franchise"), and Franchisee is the duly authorized holder of the Franchise; and

WHEREAS, Franchisee, its affiliate TCI American Cable Holdings III, L.P. ("TCI American Cable"), Fisher Communications Associates, L.L.C. ("Fisher"), together with certain other related parties are parties to an Asset Contribution Agreement dated as of September 25, 1997 (the "Agreement"); and

WHEREAS, the transactions called for in the Agreement will result in the System and the Franchise being transferred first to Franchisee's affiliate, Cablevision of Utah Partner, Inc. and then immediately to TCI American Cable, and then immediately from TCI American Cable to a newly-formed Colorado limited liability company called Peak Cablevision, LLC (the "Transfers"); and

WHEREAS, Franchisee and Peak Cablevision LLC ("Peak") have requested consent by the Franchise Authority to the Transfers in accordance with the requirements of the Franchise; and

WHEREAS, the Franchise Authority has found Peak to be legally, technically and financially qualified to own and operate the System in accordance with the Franchise; and

WHEREAS, the Transfers are deemed to be in the best interest of the residents of Blanding, Utah.

SECTION 1. The Franchise Authority hereby consents to the Transfers, all in accordance with the terms of the Franchise.

SECTION 2. The Franchise Authority confirms (a) the Franchise was properly granted to Franchisee, (b) the Franchise is currently in full force and effect and will expire on November 30, 2010, subject to options in the Franchise, if any, to extend such term, (c) the Franchise supersedes all other agreements between Franchisee and the Franchise Authority and represents the entire understanding of the parties, and (d) Franchisee is in compliance with the provisions of the Franchise and there exists no fact or circumstance known to the Franchise Authority which constitutes or which, with the passage of time or the giving of notice or both, would constitute a default or breach under the Franchise or would allow the Franchise Authority to cancel or terminate the rights thereunder except upon the expiration of the full term of the Franchise.

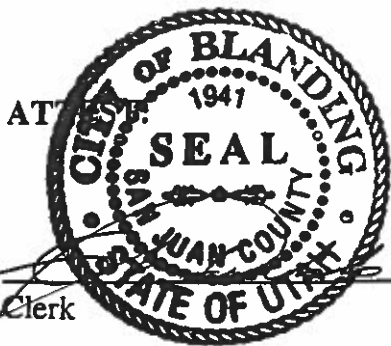
SECTION 3. This Resolution shall be deemed effective for purposes of the Transfers upon the closing date of the Agreement (the "Closing Date").

SECTION 4. The Franchise Authority releases Franchisee, effective upon the Closing Date, from all obligations and liabilities under the Franchise that arise and accrue after the Closing Date; provided that Peak shall be responsible for any obligations and liabilities under the Franchise that arise and accrue after the Closing Date and shall have all rights and privileges under the Franchise subsequent to the Closing Date.

SECTION 5. This Resolution shall have the force of a continuing agreement with Franchisee and Transferee and Franchise Authority shall not amend or otherwise alter this Resolution without the consent of Franchisee and Transferee.

PASSED, ADOPTED AND APPROVED this 10th day of December, 1997.

By: James Slomens



RESOLUTION 1997- 15

A RESOLUTION SUPPORTING THE UTAH LEAGUE OF CITIES AND TOWNS RESOLUTION NUMBER 97-13 CONCERNING SALT LAKE OLYMPIC ORGANIZING COMMITTEE ("SLOC")

WHEREAS, we are members of the Utah League of Cities and Towns; and

WHEREAS, the Utah League of Cities and Towns is a key public partner in its representation of the City of Blanding; and

WHEREAS, the Utah League of Cities of Towns passed Resolution Number 97-13 concerning its involvement with the 2002 Olympic Winter Games, including financial support and otherwise; and

WHEREAS, we as a member of the Utah League of Cities and Towns find that:

1. The Utah League of Cities and Towns and its members have been involved with the bid and organization of the 2002 Olympic Winter Games from its inception. We were instrumental in having \$30,000,000 of our sales tax revenue used to build winter sports facilities. We were heavily involved in the success of the referendum.
2. The Utah League of Cities and Towns is concerned that the Games meet or exceed budget projections, to insure that the taxpayers of Utah do not have to absorb a deficit. The ultimate guarantor for the success of the Games is all the people of the State of Utah. The hosting of the Games should be a private/public partnership, and the League is a key public partner.
3. The Bylaws of Salt Lake Olympic Organizing Committee ("SLOC") allow the Executive Committee of the SLOC Board of Trustees to be the group where critical decisions regarding the hosting and management of the 2002 Olympic Winter Games occur.
4. As the agenda of SLOC has grown, more and more decisions are being made in the Executive Committee without having the voice of communities throughout the State represented.
5. The Board of Directors of the Utah League of Cities and Towns appointed its Executive Director, Kenneth Bullock, to represent us on the SLOC Board of Trustees because of his experience and knowledge, and understanding of our issues. He has been intimately involved with both the bid and organizing effort for over ten years. He has an understanding of both the budget and political process, the requirements of the United States Olympic Committee and the International Olympic Committee, and, most importantly, the community's concerns. He brings a perspective that is sorely needed by the Executive Committee.

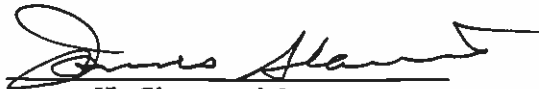
NOW THEREFORE, We the Blanding City Council recommend that:

1. The Board of Directors of the Utah League of Cities and Towns, representing 230 incorporated municipalities in the State of Utah including the City of Blanding, is committed to the successful hosting of the 2002 Olympic Winter Games.
2. As stakeholders in the success of the Games, the voice of the Utah League of Cities and Towns should be heard at the Executive Committee level of management of the Games.


3. Our representative, Kenneth Bullock, in addition to his appointment as a member of the SLOC Board, should serve as a voting member of the Executive Committee of the Board of Trustees of the Salt Lake Olympic Organizing Committee ("SLOC").

4. We petition the Governor of the State of Utah and the Mayor of Salt Lake City to appoint Kenneth Bullock to serve on the Executive Committee of the SLOC.

PASSED, ADOPTED and APPROVED this 10th day of December, 1997.

Signed 
James K. Slavens, Mayor

ATTEST:


Chris D. Webb, Recorder

**Memorandum of Understanding
between
San Juan Recreation District and The City of Blanding**

This Memorandum of Understanding is made this ____ day of December, 1997 by and between the San Juan Recreation District hereinafter referred to as the "Recreation District" and the City of Blanding hereinafter referred to as the "City".

Recitals:

WHEREAS, the City is interested in the successful operation of recreation activities in Blanding City and the surrounding area and is willing to contribute to funds already received by the Recreation District for this purpose; and

WHEREAS, the Recreation District is has accepted the responsibility for recreational activities in the City of Blanding and the surrounding area and desires to receive additional funding from the City of Blanding for this purpose; and

WHEREAS, the parties desire to set in writing an agreement outlining the responsibilities of each party.

Agreement:

NOW THEREFORE, in consideration of the foregoing, and other good and valuable consideration the receipt of which is hereby acknowledge, the parties hereby stipulate and agree as follows:

1) **Term:** The term of this agreement is year to year and can be canceled by either party by giving the other 90 day advance written notice of their intent to terminate the agreement.

2) **City Responsibilities:** The City agrees to do the following:

- a) Pay the Recreation District \$7,500 each quarter in advance for recreational programs in the City of Blanding and surrounding area
- b) Pay the Recreation District \$10,000 a year in advance to pay for water usage on City owned property, that is the Blanding City golf course, little league field, tennis courts and swimming pool.
- c) Provide support in requesting capital funding from the County or other funding agencies.

3) **Recreation District Responsibilities:** The Recreation District agrees to do the following:

- a) Pay the City \$10,000 a year in advance to pay for water usage on City owned property to be credited to said usage through out the year as it occurs. In addition the Recreation District agrees to pay for all water usage over and above the \$10,000 as it occurs and in accordance with City policy.
- b) Direct and operate all recreational programs and activities in the City of Blanding and surrounding areas including the City golf course, little league field, tennis courts and swimming pool and accept financial responsibility for the same.
- c) Seek and/or request funding for capital needs for City owned properties including the City golf course, little league field, tennis courts and swimming pool.

IN WITNESS WHEREOF, the parties have executed this agreement as of the day and year first written above.

BLANDING CITY MUNICIPAL CORPORATION

BY: _____

Attest:

SAN JUAN COUNTY RECREATION DISTRICT

BY: _____


Attest:

16. Councilmember R. Bayles stated that Councilmember Northern was the best Councilmember he had worked with and he had done a really great job. He further explained how he had gained an immense amount of respect for Councilmember Northern.

17. Councilmember Northern publicly thanked the Mayor and Council for the opportunity he has had to serve with them. He stated it had been a great learning experience for him. Councilmember Grover explained that he would like to echo Councilmember Northern. He stated it was a great thing to see the dedication and commitment which this Council has put into serving the community of Blanding. Councilmember Mueller stated she had enjoyed working with all of the members of the Council. She stated that Mayor Slavens had done a great job and that it's not often we get applause for the good things we've done, and we've done some really good things under the direction of Mayor Slavens.

18. Mayor Slavens stated that in 11 years he has been with the City Council he is thankful for all the Councilmen and women he has served with. He thanked all the staff including the office, Norman Johnson and Chris Webb and stated what an excellent job they all do. Mayor Slavens explained the citizens had elected him three times and had confidence in him to sit at this table and thanked them for that.

Meeting adjourned at 7:56 p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
NOVEMBER 25, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens
City Councilmembers: Randee Bayles
Bill Bayles
Merlin Grover
Lou Mueller
Mike Northern
City Administrator: Chris Webb
Clerk: M. Kate Turk
General Services Director: Jeff Black
City Planner: Bret Hosler

Others Present: Neil Joslin, Phil Mueller, Shane Bags, Kenny Roberts, Kelly Laws, Don Smith, Guen Smith, Calvin Balch.

1. The prayer was offered by Kelly Laws.
2. The Pledge of Allegiance was recited.
3. The minutes of the November 12, 1997 meeting were unanimously approved upon a motion by Councilmember R. Bayles and second by Councilmember Northern.
4. Shane Bags with TCI Cablevision addressed Mayor and Council regarding the transferring of the franchise agreement to Peak Cablevision. Mr. Bags explained that he felt this would make the company more productive. After a lengthy discussion, Councilmember Northern asked that Mr. Bags submit a letter from Peak Cablevision to the City of Blanding stating that Peak will commit to a higher level of service for this community. Mr. Bags explained that he would do so. Mr. Webb was instructed to add this item to the next agenda for further discussion and possible decision.
5. Mr. Don Smith addressed Mayor and Council regarding his property north of Blanding and the gas line. He explained there were many different ideas he had to resolve this problem. After a lengthy discussion, Mayor Slavens stated that this would be discussed further in executive session.

EASEMENT ON THE SMITH FIELD NORTH OF BLANDING

This easement has been unresolved since 1993.

We have understood that there are natural gas field taps available as part of the easement, but I see nothing about that in the easement.

There are several ideas we could consider:

1. Put these easements on hold until I am no longer an officer of the city.

2. Chris proposed that the city give approximately the same per acre as for the first easement, which was approximately \$300 per acre. I said this was unacceptable; that I considered I had made a contribution to the system on the first transaction.

3. I will buy and give the city a check for four culinary water connections at roughly \$1,000 each which, if ever used, would be treated as any other connection in or out of the city. Land prices vary considerably, depending on locations, etc. From past transactions in that area, the land has sold for from \$4,000 to \$8,000 per acre. A perpetual easement will reduce the value of the land by one half, since the lessee has the right to come onto the land at any time, and the lessor cannot build on the easement nor can he change the contour of the land.

I figure the value of the land if I wanted to sell (which I don't) would be a minimum of \$4,000 an acre. Therefore at one half the value, if the city were to pay me for two acres or \$4,000; this arrangement of exchanging checks costs no one. We could exchange checks, and each would have received a fair value.

4. Follow the new right of way policy and have it appraised.

5. The city has some property north of the ruin road. For a 30 year lease on that property I would be willing to pay 4 times the \$300 per acre offered for my land.

6. Any other proposals.

6. Councilmember-Elect Don Smith made the Mayor and Council aware that he had attended the UAMPS meeting and that it was very informative. Councilmember Mueller commended Mr. Smith for attending this meeting on his own time and his own dollar. Councilmember Bayles then stated that he was somewhat concerned about the City of Blandings' representation at UAMPS.

7. Mr. Bret Hosler, City Planner explained that the Planning Commission is done for 1997 and that there is a lot of building still happening. He also stated that there is more residential construction this year than last.

8. Mr. Jeff Black, General Services Director explained that the Christmas lights are up and ready to be turned on and that he had not been contacted by anyone on the committee. He explained that historically the lights have been turned on the day after Thanksgiving. Councilmember Mueller stated that the Tree-For-All was December 1 - 4. Mr. Black explained that he, Mr. Webb and the gentlemen from the BOR had gone through the tunnel on November 20 and that the BOR report would be forthcoming.

9. Mr. Chris Webb, City Administrator discussed the following issues with the Mayor and Council:

- A. Mr. Kelly Laws asked about the \$900.00 on the financial disbursements for travel. Mr. Webb explained that part of this was Truitt Purcell's travel to a required meeting for the natural gas system. The rest was for Kate Turk to travel to the Caselle Conference in Park City.
- B. Explained the San Juan Forum had come and made their presentation and Councilmember Mueller had attended the meeting. This forum is an intergovernmental association for the Four Corners Area. They asked for the City to become a member for an annual fee of \$500.00. After a lengthy discussion, Mayor and Council decided to not spend the money right now and let the new Mayor and Council make the decision regarding this issue later.
- C. Explained that he had gone and gotten the last \$5,000 needed for the master water plan. Councilmember Northern was concerned as to why the City was paying for software when the GIS system should do all that is needed. Mr. Webb explained that the GIS system would not do all that is needed and there is a lot more to this Master Plan than just the software. Councilmember R. Bayles explained that he would like Mr. Webb to write a letter to the State Engineer asking them to adjudicate the City's water rights. Councilmember R. Bayles then explained that this entails redefining everything that has been on paper and bring them all current. It would clear up all the questions on water rights. Mr. Webb then explained that the City must have this water

master plan in place before any grants can be received. He further explained that this is not costing the City any money, it is all grant money that has been raised.

Councilmember R. Bayles moved to authorize the Mayor to sign the agreement to get the Master Water Plan done. Councilmember Grover seconded the motion. Voting was unanimous in favor of the motion. Advise and consent was given for Mr. Webb to draft a letter to get the adjudication of the water rights done. Councilmember R. Bayles commended Mr. Webb on his efforts in raising the money for the Master Water Plan.

- D. Reminded Mayor and Council that December 2, 1997 at 8:00p.m. in the Council Chambers the meeting with the Recreation District will be held. After a short discussion, it was decided that Mayor and Council would attend the meeting. Mayor Slavens asked that a reminder call be given to all Council, new and old, regarding this meeting.
- E. After a lengthy discussion regarding the sale of excess water, advise and consent was given to sell this water, if there is any, through a bidding process.
- F. Explained that Mayor-Elect Calvin Balch has asked that the swearing in of the new officials be done on January 5, 1998 at 12:00 p.m in Council Chambers.
- G. Mr. Norman Nielson had come to Mr. Webb and asked that if he had an operator to run the backhoe would the City donate the use of the backhoe to get the vaults for the restrooms done at Recapture. The Mayor and Council denied the use of the backhoe due to liability reasons.

12. Councilmember R. Bayles moved to authorize the mayor to sign the Routes, Easements and Rights-of-Way Ordinance. The motion was seconded by Councilmember Mueller and voting was unanimous in favor.

13. Councilmember R. Bayles moved to authorize the Mayor to sign the Attorney Review Ordinance which would include the review of the Sunrise Agreement. The motion was seconded by Councilmember Grover. Councilmember Mueller stated she had not heard any concerns from the newly elected officials and that is why she felt comfortable with passing these ordinances now. Voting was unanimous in favor of the motion.

14. Mayor Slavens asked for advise and consent to cancel the December 23, 1997 meeting. Advise and consent was given to cancel this meeting.

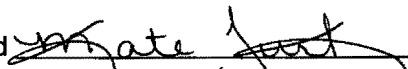
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15. Councilmember Mueller made Mayor and Council aware that the Olympic Organizing Committee for the Salt Lake Olympics was doing a lot of decision making in executive session. She further explained that the ULCT would like all Council's to submit a resolution to leadership that they would make Ken Bullick a member of the Olympic Organizing Committee. Advise and consent was given to have Mr. Webb draft this resolution and bring it back at the next Council meeting.
16. Councilmember Northern moved to retire to executive session, Councilmember Mueller seconded the motion and voting was unanimous in favor.
17. Mayor and Council retired to executive session at 8:00 p.m.
18. Mayor and Council returned from executive session at 8:30 p.m.
19. Councilmember Grover moved to authorize the City Administrator to offer Don Smith \$300.00 per acre for a natural gas easement going across his property plus interest at 8% from the period of time the natural gas line actually went in to the present. Councilmember R. Bayles seconded the motion and voting was unanimous in favor of the motion.
20. Councilmember Mueller asked if the Pole rental agreement would be renegotiated with TCI if the franchise transfer happened. Mr. Webb explained that this would happen through the same process as the Franchise transfer has.

Meeting adjourned at 8:31 p.m.

Signed


M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
NOVEMBER 12, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens
City Councilmembers: Randee Bayles
Bill Bayles
Lou Mueller
Mike Northern
City Administrator: Chris Webb
Clerk: M. Kate Turk
General Services Director: Jeff Black
City Engineer: Philip Palmer
City Planner: Bret Hosler

Absent:

Councilmember: Merlin Grover

Others Present: Neil Joslin, Phil Mueller, Bailey Shumway, Harold Lyman, Patricia Bartlett, Kelly Laws, Don Smith, Guen Smith, Calvin Balch, Clisbee Black, Jed Lyman, Deco Lyman, Colleen Shinkle.

1. The prayer was offered by Guen Smith.
2. The Pledge of Allegiance was recited.
3. Upon a motion from Councilmember R. Bayles and second from Councilmember Mueller, the minutes of the October 22, 1997 meeting were unanimously approved.
4. Mayor Slavens awarded certificates of election to the following individuals:
 - Calvin Balch, Mayor
 - Don Smith, Councilmember
 - Kelly Laws, Councilmember
 - Clisbee Black, Councilmember

Mayor Slavens then explained that the new Mayor and Council would take their seats during the January 14, 1998 council meeting.

5. Mr. Neil Joslin asked for an update on the Swallows Nest Project. Mr. Webb explained that a meeting had been held with staff, Harold Lyman and Gary Guymon. There had also been a walk through of the property with Don and Guen Smith, Calvin Balch and Cleal Bradford who decided that more community involvement was needed, and a community committee was proposed. Gary Guymon, Harold Lyman, Guen Smith, Philip Palmer and Cleal Bradford will all be members of this committee. They suggested that possibly a Councilmember should be assigned to this committee. Mr. Webb stated that it would be up to Mayor-Elect Balch to make that decision after the first of the year.
6. Jeff Black, General Services Director, explained that Deco Lyman was looking for an Eagle Scout Project and asked for advise and consent for Mr. Lyman to install all the flag hangars at a uniform height and to extend the flags down Center Street to R&R Pizza and two more flags toward high school hill. Advise and consent was given on this issue.
7. Mr. Webb demonstrated the Hazard Hamlet. This electronic visual display teaches children how to avoid electric shock and is an extremely valuable tool. Mr. Webb explained that this would be demonstrated in the schools in the next two weeks. The Hazard Hamlet is on loan to the City from UAMPS.
8. Philip Palmer, City Engineer, explained that the contractor on the Third Reservoir Project had been back and completed the punch list and that Mr. Palmer had signed off and approved all of the items on the list.
9. Harold Lyman asked Mr. Palmer about his concern on the asphalt at the airport. Mr. Palmer explained that the concern was regarding the asphalt being open graded. He explained further that there was nothing that could be done about it because it met specifications from the engineers.
10. Jeff Black, General Services Director, presented the Natural Gas and Water Monthly Reports. Explained that the City had 14 customers sign up for natural gas in the last thirty days.
11. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Explained that it appears that all funding will be approved on the master water plan. Will be attending Drinking Water Board meeting on November 14 to get the last \$5,000. In addition, he has talked with the Bureau of Reclamation as part of this process and they will be giving \$2,500 for the master plan. They will also provide preliminary engineering on the raising of the 4th Reservoir and will also give recommendations on Starvation and the lining of the tunnel. The total cost of the master plan will be \$12,500.

- B. Financial disbursements - Councilmember Mueller asked Ms. Turk to include a listing of account numbers in the packets to help Mayor and Council identify which departments items are coded to.
- C. Explained that Ed Scherick with the San Juan Forum had called and asked to meet with the City to make them more aware of what the San Juan Forum is and what it does. He would like to meet with all possible Councilmembers on November 19th and Mr. Webb stated he would get back with them on time and place. Councilmember Mueller confirmed that she would attend the meeting.
- D. Presented a list of surplus items and costs. Advise and consent was given by Mayor and Council to advertise for bids as listed.
- E. Asked for approval from Mayor and Council to allow citizens to sign up for natural gas now as long as they hook up by June 30, 1998. After a lengthy discussion, advise and consent was given to extend the incentive deadline to June 30, 1998.
- F. Explained about the Municipal Officials Workshop that will be held on several different days in the next few months. Councilmember R. Bayles expressed his concern that these meetings were not worth it to attend and Councilmember Mueller disagreed and explained she felt they would be very helpful to the newly elected officials. Advise and consent was given for the use of the Explorer and the \$30.00 registration fee to be paid by the City.
- G. Explained that the Natural Gas incentive on radiant heat had been tabled at the last meeting. Advise and consent was given on this incentive and that for the three individuals who had signed agreements it would be retroactive to the time when the incentives began.
- H. Made Mayor and Council aware that the Central San Juan Recreation District had asked that the disbursement they would normally receive in January be disbursed now. Mr. Webb explained that the District owes the City over \$20,000 in utilities that they are unable to pay. Mr. Webb was instructed to not release any additional funds at this time. Mr. Webb then asked that a meeting be scheduled for Mayor and Council to meet with the District to work out this problem. After a lengthy discussion, Mr. Webb was instructed to notify Mayor and Council of a time and place for this meeting and to get copies of the District's financial records for Mayor and Council to research before the meeting.

12. The public hearing on Routes, Easements and Rights-of-Way Ordinance opened at 7:05 p.m. Mr. Webb explained that this ordinance sets policy on how the City obtains easements and rights-of-way. Mr. Kelly Laws asked about the wording on the 5th WHEREAS, if 'any' should read 'all'. Mr. Webb was asked to have the City Attorney, Mr. Craig Halls, approve the change. The public hearing closed at 7:10 p.m.

13. The public hearing on Attorney Review, Written Contracts and Agreements Ordinance opened at 7:30 p.m. Mr. Webb explained that this ordinance would require the City Attorney to review any agreement that would bind the City legally. There being no public comment, the public hearing closed at 7:34.

14. Mr. Webb explained to Mayor and Council that he had received a letter from TCI asking to transfer the Cable Television Franchise to Peak Cablevision with whom they are merging. Councilmember Northern explained that he did not want to authorize a signature on this resolution due to the fact that he felt that TCI had not met their portion of the requirements on the previous agreement. Mr. Webb was asked to call TCI and set up a time for them to come and meet with Mayor and Council. Mr. Webb was also to assure that the City pole rental is included in the new contract when/if the transfer to Peak is completed.

15. Councilmember Mueller made Mayor and Council aware of a phone call she had received from Governor Leavitt's office asking her to be a member of the Rural Partnership Board. She further explained that all travel would be paid by the State.

16. Councilmember Northern commended all the Newly-Elected Officials on their interest in running for office.

17. Councilmember Mueller moved to retire to executive session and the motion was seconded by Councilmember R. Bayles. Voting was unanimous in favor of the motion.

18. Mayor and Council retired to executive session at 7:50 p.m.

19. Mayor and Council returned from executive session at 8:32 p.m.

20. Councilmember R. Bayles made a motion that the City trade land owned by the City (approximately .23 acres) on the far north end of City land north of the water treatment plant for the same amount of land currently owned by David Perkins that is located between the two City parcels north of the water treatment plant. (See attached) Said trade contingent on the City staff investigating what the property being traded has located on it. (City water well, etc.) It is also contingent on David Perkins allowing the City to maintain rights of ingress and egress on the traded land for access to City property. The motion was seconded by Councilmember Mueller and voting was unanimous in favor.

Meeting adjourned at 8:36 p.m.

Signed 
M. Kate Turk, Deputy Recorder

36S22E15400

135.70 Ac. Total

(252-121)-
(653-52,57)-1983-
(699-511)-1988-

David L. Perkins

36S22E158400 2.04 Ac.

(664-662)-1984-
David L. Perkins

2.04 Ac.

(1-65)-1938-
(377-389)-1966-
(545-34)-1975-
(547-191)-1975-
City of Blanding

10.23 Ac.

36S22E157811

6.50 Ac.

(744-402)-1995-
Lewis Barb
Carna Barb

36S22E157813 1.74 Ac.

(744-364)-1995-
Don Pilling
Heidi Pilling

36S22E157814 1.58 Ac.

(744-363)-1995-
Don Pilling
Heidi Pilling

36S22E158402

3.56 Ac. m/l.

(617-922)-1980-
(745-229)-1995-
Bernice Perkins

36S22E158403

1.0 Ac.

36S22E158404

17.07 Ac.

(544-302)-1975-
(626-167)-1981-
(698-357)-1988-
(700-408)-1989-
Johnny Dufer
Karen Dufer

20.83 Ac. total

Norma M. Madden

Ac. 36S22E

(594-341)-
Finley H. Bl
Virginia A. I

575.

3.50 Ac. m/l

(624-126)-1981-
(700-408)-1989-
Johnny Dufer
Karen Dufer
Clyde Helquist

(688-357)-1988-
(700-408)-1989-
Johnny Dufer et. ux., et. al.

304

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
OCTOBER 22, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

City Councilmembers: Randee Bayles

Bill Bayles

Merlin Grover

Lou Mueller

Mike Northern

City Administrator: Chris Webb

Clerk: M. Kate Turk

General Services Director: Jeff Black

City Engineer: Philip Palmer

City Planner: Bret Hosler

Others Present: Neil Joslin, Phil Mueller, Craig Halls, Jody Bailey, Bailey Shumway, Dan Hurst.

1. The prayer was offered by Bret Hosler.
2. The Pledge of Allegiance was recited.
3. Upon a motion from Councilmember R. Bayles and second from Councilmember Mueller, the minutes of the October 8, 1997 meeting were unanimously approved.
4. Philip Palmer, City Engineer made Mayor and Council aware that the asphaltting was done for the season. He also explained that the airport is getting ready for final inspection and that he was not happy with the asphalt.
5. Bret Hosler, City Planner made Mayor and Council aware that the Planning Commission was working on several different projects. He stated that the Planning Commission would like public input on the new general plan they are working on.
6. Mr. Webb explained that they had received the bids on the new vehicle. Explained that the Dodge Ram came in with the lowest bid. Advise and consent was given to purchase the dodge pickup. Mr. Webb then asked how to establish bids on the surplus property. It was explained that he should come back to Council with suggestions and then they would make the final decision. A question was asked as to how the City distributed the request for bids. After a lengthy discussion, Mr. Webb was instructed to explain to Mike Young Chevrolet how the bidding process works.

7. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Financial disbursements - Councilmember R. Bayles asked why a long block was purchased for the police car instead of a short block and why it was so expensive. Mr. Webb was asked to find out more on this issue and let Mayor Slavens and Councilmember R. Bayles know.
 - B. Arts and Conference Center update - explained that the board is in the process of raising money for the equipment and fixturation of the center. Operation and maintenance has been approved by EDA, Board of Regents and State Division of Facilities Maintenance. The final approval is needed from the legislature. Fund raising efforts have come up with \$50,000 from the USDA Rural Development and \$50,000 from San Juan County Economic Development which will go towards needed equipment. Councilmember R. Bayles commended Mr. Webb on the hard work he has done on this project. Mr. Webb responded that the entire Arts and Conference Board has worked hard on the project.
 - C. A discussion ensued regarding a natural gas incentive for radiant heat. Councilmember Grover asked that this issue be tabled until he and Councilmember R. Bayles had more time to review the issue. It was then tabled.
 - D. Explained to Mayor and Council that purchasing the General Ledger package from Caselle with training would cost approximately \$5,000 and that they may have to open the budget to cover a portion of the cost. Advise and consent was given to Mr. Webb to purchase this package.
 - E. Stated at the last Council meeting it was discussed to buy refrigerator magnets with emergency phone numbers on them to send to customers. The cost of these magnets will be approximately \$1,000.00 for 2,000 magnets. Advise and consent was given to authorize this purchase.
 - F. Regarding the answering machine, Mr. Webb has gotten the City a mailbox through the phone company that will handle messages.
8. Councilmember Mueller moved to retire to executive session and the motion was seconded by Councilmember B. Bayles. All were in favor except Councilmember R. Bayles who was opposed. The motion was declared carried.
9. Mayor and Council retired to executive session at 6:35 p.m.
10. Mayor and Council returned from executive session at 7:57 p.m.

Meeting adjourned at 7:58 p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
OCTOBER 8, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens
City Councilmembers: Bill Bayles
Randee Bayles
Merlin Grover
Lou Mueller
Mike Northern
City Administrator: Chris Webb
Treasurer: M. Kate Turk
General Services Director: Jeff Black
City Planner: Bret Hosler

Others Present: Neil Joslin, Lloyd Shumway, Cathy Mellor, Rick Mellor.

1. The prayer was offered by Chris Webb.

2. The pledge of allegiance was recited.

3. Councilmember R. Bayles moved to accept the minutes of the September 24, 1997 meeting. The motion was seconded by Councilmember Northern. Councilmember Mueller then asked that the following corrections be made to these minutes:

a. Page 2 - #7 -- State Park Access Roads.

b. Page 3 - #17 -- Mutual Release Agreement on the raw water lawsuit.

Councilmember R. Bayles added these corrections to his motion and Councilmember Northern to his second. Voting was unanimous in favor of the motion.

4. Mr. Lloyd Shumway from the Central San Juan Recreation District addressed Mayor and Council regarding the water bill at the Golf Course. He asked that some kind of an arrangement be made for the District to pay the same fees that farmers do. It was explained to him that this was not the same water that the farmers used. After a lengthy and somewhat heated discussion, Mr. Shumway left the meeting. Councilmember Northern stated that the District has got three choices: 1. closing facilities, 2. raising prices, 3. cutting programs. Councilmember Northern stated that he would do some research and get an accounting that shows exactly where all the money's going. Mayor Slavens asked if anyone had thought of bringing recreation back in house. Councilmember Northern stated that it would cost the City \$25,000 - \$40,000 more than it does at present. Councilmember R. Bayles disagreed and stated that he felt private organizations would get involved again if asked to do so.

5. Cathy Mellor then addressed Mayor and Council regarding making the intersection at 200 N and 100 E a four-way stop. Jeff Black, General Services Director, stated that he had met with Mike Halliday, Police Chief and Philip Palmer, City Engineer and he explained that their position was not to put the signs in. After a short discussion, Mayor Slavens stated that he would talk to the Police about patrolling this intersection.

6. Councilmember Northern explained that he and Mr. Webb had met with Monte Mendenhall and Trent Schafer discussing secondary lines. They discussed circumventing the process of having Mike Hayes come down here to design our secondary systems. Monte would like a letter from the City stating that the City's desire is such. Mr. Webb was instructed to send the letter.

7. Jeff Black, General Services Director, explained to Mayor and Council that he pushed the road on the Dennis Gutke property and it is now to rough dirt grade. Mr. Webb was instructed to write a letter to Mr. Gutke which explains that the City will bring it to rough grade and fence it. Councilmember R. Bayles asked that Mr. Webb add that at the time of the agreement the County was participating much more in these developments.

8. The natural gas monthly report was then discussed. Mr. Webb explained that the City had 13 new people sign up because of the incentives. Councilmember Northern asked if there was going to be incentives for radiant heat. This would include gas fireplaces or wall panels. Mr. Webb was asked to show Mayor and Council something on suggestions for an incentive on radiant heat and gas fireplaces. Councilmember Northern suggested that it be anything 30,000 BTU and above.

9. Mr. Webb discussed and/or explained the following items with Mayor and Council:

A. Councilmember R. Bayles stated that he remembered Council directing Mr. Webb to put the jobs that are contracted out for bid. Mr. Webb stated he thought he was supposed to get a contract from these people. After a lengthy discussion, it was decided to leave it as is for now. Councilmember Northern asked that Mr. Black install a lever handle on the front door to meet ADA requirements.

B. Councilmember R. Bayles moved to accept the canvas of election. Councilmember Northern seconded the motion and voting was unanimous in favor.

C. Asked for comments on the Rights-of-Way Ordinance and the Attorney Review Ordinance. Councilmember Northern questioned a sentence on the Rights-of-Way Ordinance #C. Mr. Webb explained that Mr. Halls had added this wording. Councilmember Northern stated he did not like this wording and thought it should be taken out and Councilmember R. Bayles agreed. Councilmember Northern then stated he felt there should be a paragraph in this ordinance stating that the final step would be condemnation and if this makes it illegal then leave it out. Councilmember R. Bayles asked that the Attorney Review Ordinance be reviewed for legality and liability. Mr. Webb was instructed to advertise for public hearings regarding these two documents.

D. Reviewed the two model ordinances from the ULCT regarding excavation and telecommunications. Mr. Webb was asked to bring staff recommendations back on these.

E. Reviewed the Call-Out Form with Mayor and Council. Advise and consent was given to follow this form. Mr. Hosler was specifically instructed to follow this. After a short discussion, Mr. Webb was asked to look into the cost of magnets to send out in the utility bills with emergency numbers.

F. Councilmember Northern moved to authorize the Mayor to sign Resolution 1997 - 14 designating October as Public Power Month. The motion was seconded by Councilmember Grover and voting was unanimous.

G. There was a lengthy discussion regarding the natural gas service fees. Councilmembers Grover and R. Bayles were asked to make suggestions to staff's recommendations, and the issue was tabled until the next meeting.

RESOLUTION 1997 - 14

OF BLANDING CITY DESIGNATING OCTOBER
AS PUBLIC AND MUNICIPAL POWER MONTH
IN THE STATE OF UTAH

WHEREAS, we the citizens of Blanding have chosen to operate a community-owned, locally electric utility, and as consumers and owners of our electric utility, have a direct say in utility operations and policies; and

WHEREAS, Blanding City provides our homes, businesses, farms, social service, and local government agencies with reliable, efficient and cost-effective electricity, employing sound business practices designed to ensure the best possible service rates; and

WHEREAS, Blanding City is a valuable community asset that contributes substantially to the well-being of the local citizens through energy efficiency, customer service, environmental protection, economic development and safety awareness; and

WHEREAS, the electric utility industry is changing and will continue to change over the next few years, with the goal of allowing individual consumers to choose their power supplier while continuing service from their current electricity distributor; and

WHEREAS, this concept of "customer choice" in electric power generation is new and will have a broad impact on and affect all parts of the electric utility industry, including the consumer-utility company relationship; and

WHEREAS, as this community's public power system, Blanding's first and only purpose is to furnish an essential public service and the best customer service to community citizens at lower-cost rates, and to bring reliable, expert leadership to the partnership it has with consumers.


NOW, THEREFORE BE IT RESOLVED: that Blanding City will continue to work to insure that consumers benefit from changes in the electric utility industry, just as it has over the years to serve the citizens of Blanding; and

BE IT FURTHER RESOLVED: that the month of October, 1997 is designated as Public and Municipal Power Month, embarking on the second decade of this celebration, in order to honor Blanding City for its contributions to the community and to make its consumer-owners, policy makers and employees more aware of Blanding's overall contributions to their well being; and

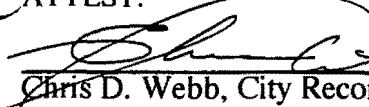
BE IT FURTHER RESOLVED: that our community joins hands with more than 2,000 other public power systems in the United States that, through consumer-ownership, ensure cost-cutting competition for electric customers.

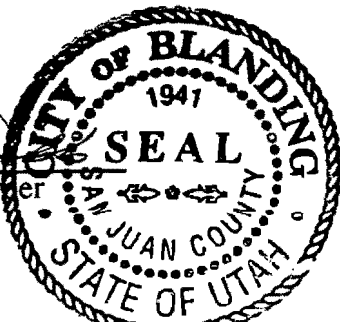
In witness whereof I have hereunto set my hand this 8th day of Oct 1997.

BLANDING CITY


James K. Slavens Mayor

ATTEST:


Chris D. Webb, City Recorder



H. Councilmember R. Bayles moved to approve the Dinosaur Museum Resolution and Councilmember Mueller seconded the motion. Councilmember Northern asked that #5 be withdrawn from the resolution. Councilmember Bayles then withdrew his motion and Councilmember Mueller her second. Councilmember R. Bayles then moved to approve the Dinosaur Museum Resolution without #5. Councilmember Mueller then seconded the motion and voting was unanimous.

10. Councilmember B. Bayles stated that he felt there should have been some period of time to inform people of the fee changes at the Transfer Station before it was put into place.

11. Councilmember Grover explained that he took the message regarding the advertisements to the Arthur's and told them to contact him with questions.

12. Councilmember Mueller moved to retire to executive session. Councilmember B. Bayles seconded the motion, voting was as follows:

Those voting 'AYE'

Councilmember B. Bayles
Councilmember Grover
Councilmember Mueller

Those voting 'NAY'

Councilmember R. Bayles
Councilmember Northern

constituting all members thereof and because of the needs for a 2/3 vote, the Mayor declared the motion defeated.

13. Councilmember Mueller moved to retire to executive session and adjourn at 9:00. Councilmember Northern seconded the motion and voting was unanimous.

14. Mayor and Council retired to executive session at 8:45 p.m.

15. Mayor and Council returned from executive session at 8:57 p.m.

16. Council instructed Mr. Black to get costs on utilities on possible land purchase.

Meeting adjourned at 8:58 p.m.

Signed 
M. Kate Turk, Deputy Recorder

RESOLUTION 1997- 13

A Resolution Supporting the Dinosaur Museum of Blanding, Utah

WHEREAS, The Dinosaur Museum located at 754 South 200 West in Blanding, Utah, opened in July of 1995 to provide education, research, and exhibits related to dinosaurs; and

WHEREAS, The Dinosaur Museum is a community museum, created and supported largely by volunteers and donations from the community and the general public, established as a non-profit public charity, formed under the 501 (c) (3) guidelines established by the IRS and incorporated in the state of Utah, and is seeking to obtain additional funding; and

WHEREAS, The Dinosaur Museum is a federal repository for fossils found in this region and, as such, works to preserve our local fossil resources, as well as to provide other cultural and educational opportunities to community members; and

WHEREAS, The Dinosaur Museum has already had close to 20,000 visitors from the City and around the world and has a positive economic impact in our community by creating jobs and bringing visitors to Blanding; and

WHEREAS, the City has worked with The Dinosaur Museum to develop and establish the museum's facilities by;

- a) providing a utility grant during its early development.
- b) donating City owned land at project location to create more uniform boundaries.
- c) designating the museum as the City's Centennial Project thereby allowing them to obtain a Centennial grant for the museum.
- d) reducing City building permit and construction fees.
- e) donating employee time and support to the project.

and


WHEREAS, the City desires to continue to support the Dinosaur Museum because of its the community benefit it provides as well as the positive economic impact it has in our community.

NOW, THEREFORE, it is hereby resolved by the Blanding City Council that the City continue to support The Dinosaur Museum by:

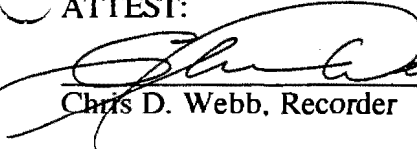
- 1) Designating the Dinosaur Museum as an integral part of cultural resource development in the City.
- 2) Including the museum in tourism publicity efforts undertaken by the City.
- 3) Representing the museum in any travel organizations to which the City belongs.
- 4) Providing letters of support as might be required for grant applications.

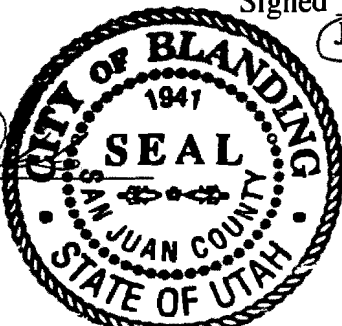
PASSED, ADOPTED and APPROVED this 8th day of October, 1997.

Signed


James K. Slavens, Mayor

ATTEST:


Chris D. Webb, Recorder



**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
SEPTEMBER 24, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

City Councilmembers: Randee Bayles

Bill Bayles

Merlin Grover

Lou Mueller

Mike Northern

City Administrator: Chris Webb

Clerk: M. Kate Turk

General Services Director: Jeff Black

City Engineer: Philip Palmer

City Planner: Bret Hosler

Others Present: Neil Joslin, Phil Mueller, Craig Halls, Harold Lyman, Dennis Gutke, Jerry Ray, Sheila Sakizzie, Bailey Shumway.

1. The prayer was offered by Bill Bayles.
2. The Pledge of Allegiance was recited.
3. Upon a motion from Councilmember R. Bayles and second from Councilmember B. Bayles, the minutes of the September 10, 1997 meeting were unanimously approved.
4. Sheila Sakizzie with the Dinosaur Museum addressed Mayor and Council. Ms. Sakizzie gave a short presentation on the Dinosaur Museum and expressed the museums concern on getting 2nd West and 7th South paved right away. She also wanted to assure Mayor and Council the museum appreciated all that had been done for them by the City up to this point. After a lengthy discussion, Councilmember Mueller moved that the City write a resolution of support to the Dinosaur Museum and a letter of intent to pave the road contingent on curb & gutter installation and City staff's approval of criteria being met. This motion was seconded by Councilmember Grover and unanimously approved. Mayor Slavens asked Chris Webb to draft these documents and have Councilmembers Mueller and R. Bayles review them. Councilmember Mueller stated that she had visited with Lt. Governor Olene Walker on the previous day and that she had paid a high compliment to the Dinosaur Museum.
5. After a short discussion regarding the advertisement money that had been requested by Ms. Lisa Wright, Mayor Slavens asked Councilmembers Grover and B. Bayles to pursue this further and bring recommendations back to Mayor and Council.

6. Mr. Dennis Gutke addressed the Mayor and Council regarding an agreement he made with the City in 1989. This agreement was to make an access road through his property over to the Edge of the Cedars Museum. In 1992, the City asked Mr. Gutke to donate an acre and one-half of property from Center Street to 200 North. He stated he had received a letter from Mayor Jim Shumway in June of 1992 stating that the City would be willing to place fencing on his property. This letter also requested that Mr. Gutke give the City a two to three year period to develop the right-of-way. Mr. Gutke stated he is here now to ask where he stood on this issue as of now. After a lengthy discussion, Jeff Black and Philip Palmer were asked to research this project and find out what it would actually take to make this road serviceable. They were asked to report back at the next meeting and Mr. Gutke was invited back to that meeting for answers.

7. Councilmember Mueller moved to authorize Mr. Webb to work with Keele Johnson, State Representative, to designate state park access. Councilmember Grover seconded the motion and it passed with unanimous voting.

8. Harold Lyman gave an update on the Chamber of Commerce activities.

A. Invited Mayor & Council to attend the meetings that will be held with David Winder on September 29. Mr. Winder is the new director of the Department of Community and Economic Development. Councilmember Mueller stated that she had met Mr. Winder at a conference she had attended. She also explained about Governor Leavitt's proposed 21st Century Community project.

9. Philip Palmer, City Engineer, stated that he had received only 2 bids on the BOR project - Johnson Creek Well. He explained that Bayles Exploration was the low bid and asked for permission to accept this bid. Advise and Consent was given by Mayor and Council for Mr. Palmer to accept this bid. Councilmember Bayles then declared a conflict of interest as he is President of Bayles Exploration.

10. Bret Hosler, City Planner, advised Mayor and Council that 2 businesses had pulled substantial building permits. Rex Nielson for a 30X70 C-Store and Ray Palmer to add a Taco Bell and Laundromat at Gofer Foods. These projects together total about half a million dollars.

11. Chris Webb, City Administrator, discussed and/or advised the Mayor and Council on the following items:

A. Asked if there were any changes Mayor Slavens would like to make on the Council assignments. Mayor Slavens asked Councilmember B. Bayles to keep the same assignments as his predecessor and asked that Councilmember R. Bayles keep the airport as his assignment along with Councilmember Grover until the construction was completed at the Airport.

- B. Presented the analysis that Ms. Turk had done on the transfer station. This analysis showed that 54% of the dumping being done is being done for free. The City has lost approximately \$3,000.00 in three months of operating this facility. Councilmember R. Bayles moved to do away with the one free dump immediately. Councilmember Northern seconded the motion. Then after a short discussion Councilmember R. Bayles withdrew his motion and Councilmember Northern his second. Councilmember R. Bayles then moved to get rid of the one free dump, raise the rates to \$5.00 for city residents that show a utility bill that charges garbage and \$10.00 to County residents. Councilmember Grover seconded the motion and voting was unanimous in favor.
- C. Councilmember Northern moved to appoint Mr. Webb as the designee for the Federal and State surplus purchases. Councilmember R. Bayles seconded the motion and voting was unanimous in favor.
12. Councilmember Northern suggested that the City buy an answering machine to put on the phones with information regarding the transfer station and police station and other pertinent information. Advise and consent was given by the Mayor and Council.
13. Councilmember Northern asked if it was a possibility to draft ordinances regarding pipeline installation and attorney review. Mr. Webb was asked to draft these ordinances and have Mr. Halls review them and then bring them back to Mayor and Council for further review.
14. Council retired to executive session at 8:00 p.m. upon approval of a motion by Councilmember Mueller and second from Councilmember R. Bayles and unanimous voting in favor.
15. Council returned from executive session at 8:50 p.m.
16. Councilmember R. Bayles moved to rescind Resolution 1996-3 regarding free water. Councilmember Northern seconded the motion and all were in favor.
17. Councilmember R. Bayles then moved to accept the mutual release agreement with full execution by other parties. Councilmember Northern seconded the motion and voting was unanimous in favor of the motion.
18. Mayor Slavens asked that a letter of commendation be written to Councilmember R. Bayles, City Administrator, Chris Webb and Eugene Shumway on their hard work on this agreement.

Meeting adjourned at 9:05 p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
SEPTEMBER 10, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present: City Councilmembers: Randee Bayles
Bill Bayles
Merlin Grover
Mike Northern
Clerk: M. Kate Turk
General Services Director: Jeff Black

Absent: Mayor: James K. Slavens
City Councilmember: Lou Mueller
City Administrator: Chris Webb

Others Present: Neil Joslin, Phil Mueller, Craig Halls.

1. The prayer was offered by Bill Bayles.
2. The Pledge of Allegiance was recited.
3. Upon a motion from Councilmember R. Bayles and second from Councilmember B. Bayles, the minutes of the August 27, 1997 meeting were approved with all voting 'AYE', except Councilmember Grover who abstained.
4. Jeff Black, General Services Director, advised and/or explained to Council the following issues:
 - A. Went over monthly water and natural gas reports.
 - B. Asked for authorization for the Mayor to sign the asphalt contract with LeGrand Johnson. Councilmember R. Bayles asked that he and Mr. Black read the contract before Council authorizes the Mayor to sign. Advise and consent was given to authorize the Mayor to sign the contract contingent on Councilmember R. Bayles' and Mr. Black's approval of the document.
 - C. Stated that the cost for the Harold Frost Turbine would be \$831.32 for material and 16 hours of labor. Mr. Black recommended that Mr. Frost pay this cost. He explained that Mr. Frost does have a water right according to the deed. After some discussion, advise and consent was given to charge him \$1.00 a year for use of the water and that Mr. Frost would pay the lawyers cost to draw up the contract and that it would be a 5 year contract.

September 10, 1997 - continued

Page 2

5. Kate Turk, City Treasurer, discussed the following items with Council due to Mr. Webb's absence:

- A. Councilmember Northern had a question regarding the travel advances. He stated that he thought Council had decided not to give travel advances. He explained he would discuss it with Mr. Webb at a later time.
- B. Advise and consent was given by Council to approve Relva Bowring, Kay Bates, Adele Lovell, Francell Blickenstaff, Paula Jones and Jesse MacDonald as election judges.
- C. Regarding Council assignments, Councilmember Northern stated that he felt Councilmember B. Bayles could just assume his assignments were the same as his predecessor, K.C. Benedict.
- D. Advise and consent was given for Kate Turk to attend the Caselle Conference in October.


6. A discussion ensued regarding the transfer station. Ms. Turk showed Council a copy of the ledger keeping track of gains and losses on the transfer station, which showed an approximate loss of \$3000.00 in 3 months. Councilmember Northern asked that further study be done on this issue and Councilmember Grover asked that this be added to the agenda for the next meeting.

7. Council retired to executive session at 6:40 p.m.

8. Council returned from executive session at 8:15 p.m.

9. Councilmember Grover moved to begin construction on the natural gas line to Kelly Laws property to honor the agreement and put the line in to code. Councilmember R. Bayles seconded the motion and voting was unanimous in favor of the motion.

Meeting adjourned at 8:20p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
AUGUST 27, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

City Councilmembers: Randee Bayles
Bill Bayles
Merlin Grover
Lou Mueller
Mike Northern

Administrator: Chris Webb

Clerk: M. Kate Turk

General Services Director: Jeff Black

City Planner: Bret Hosler

City Engineer: Philip Palmer

Absent:

Mayor: James K. Slavens

Others Present: Neil Joslin, Phil Mueller, Rex Anderson, Mr. & Mrs. Harold Frost, Robert Hosler, Joan Hosler, Bailey Shumway.

1. The prayer was offered by Merlin Grover.
2. The Pledge of Allegiance was recited.
3. Upon a motion from Councilmember R. Bayles and second from Councilmember Mueller, the minutes of the August 13, 1997 meeting were approved with all voting 'AYE', except Councilmember Grover who abstained.
4. Mr. Rex Anderson addressed the Council regarding the water line at the airport. He advised Council that he had previously approached Council and had been given approval to tie on to the water line at the airport. After further discussion advise and consent was given to Mr. Anderson to proceed with the project.
5. Mr. Harold Frost addressed Council asking for permission to install a hydroelectric turbine at Camp Jackson. This would use the City's water, which would only go right in and come back out. They would have the use for electricity only and it would not be consuming any City water. After a lengthy discussion, Mayor Pro Tempore Northern asked Mr. Webb to have staff look into it further and come back to Council at the next meeting with a recommendation.
6. Philip Palmer, City Engineer explained to Council that they had gone ahead with the Shop Well Video on the BOR program. They made a TV video of the well down the casing. Mr. Palmer stated it

basically turned out negatively. His opinion was that it was not worth spending any more money on and Councilmember R. Bayles agreed.

7. Bret Hosler, City Planner, discussed and/or made Council aware of the following items:
 - A. Explained that the Super 8 project is moving ahead and there are quite a few contractors down there. He also stated he would be spending quite a bit of time down there on inspections.
 - B. After a short discussion the minimum skirting requirements for trailers, Mr. Hosler was advised to revise the sentence stating "preferably". Councilmember B. Bayles stated that he disagreed with any kind of government putting restrictions on anything for simple aesthetics.
 - C. Explained that the Highway project south of town is progressing well.
 - D. Councilmember R. Bayles stated that Mr. Hosler has the enforcement power to write tickets and Council should let Mr. Hosler do it. Mr. Hosler stated that he did not have the power to write tickets but he has the power to work with the police in this capacity. Councilmember R. Bayles disagreed. Mr. Hosler explained that he was trying to give Councilmember R. Bayles information on the issue of his badge due to the fact that he was concerned about the expenditure.
8. Jeff Black, General Services Director, discussed and/or made Council aware of the following items:
 - A. Explained that LeGrand Johnson was the only bidder on the asphalt. Their bid came in at \$41.00 a ton laid down.
 - B. Went over the handout with Council regarding the streets to be paved. Explained that the County said they should be here in about a month to start doing the gravel. A discussion ensued regarding the Dinosaur Museum. It was then decided that this road would not be paved until curb & gutter was installed.
 - C. Made Council aware that the valves were installed on the Drywash line and they will begin draining Drywash on Thursday, August 28.
9. Chris Webb, City Administrator, discussed and/or reported the following items with Council:
 - A. Asked if there were any questions on the financial disbursements and there were none.
 - B. Explained that Ms. Lisa Wright and Ms. Donna Arthur had approached him earlier in the week regarding the purchase of advertising. After a lengthy discussion, it was decided to have Mr. Webb commend Lisa Wright and Mariah Arthur on their success, but also explain that the City did not have this in the budget for this year, so they would not be able to participate.

- C. Asked if Council would like to cancel City Council meeting to be held on September 10, 1997, due to the fact the Councilmember Mueller, Mr. Webb, Mr. Palmer and Mr. Hosler would be out of town. It was decided that Council meeting would go ahead as scheduled.

10. Councilmember R. Bayles stated that he and Mr. Webb had come to an agreement with Mr. Jon Hunt regarding the Airport Agreement. He further stated that Mr. Webb should be commended on his hard work on this agreement and his diligence. Councilmember R. Bayles moved to authorize Mayor Slavens to sign the airport agreement. This motion was seconded by Councilmember Mueller and voting was unanimous in favor of the motion. Councilmember R. Bayles then stated that he was now ready to turn the airport assignment over to Councilmember Grover. Mayor Pro Tempore Northern explained that he would let Mayor Slavens handle that at the next meeting.

11. Councilmember Mueller stated it had been some time since the Council talked about her reimbursement checks from the State on travel. She explained that she had asked that the checks be made out directly to the City and was told that it was not policy to do so. She will continue to sign the checks over to the City.

12. Councilmember Mueller explained to Council that she would be attending the Utah Rural Summit next week in Cedar City. She further explained that at the close of that session the Community Impact Board would be holding a meeting for the public. It was then decided to have Councilmember Mueller stay for the CIB meeting and the City would pay for her meals for the extra time she will be staying over. Councilmember B. Bayles stated that he would also be at this meeting for the County. Councilmember Northern asked that everyone remember that water is the most important thing that faces us over the next 20 years.

13. Councilmember B. Bayles asked if anyone knew what his assignments were for Council. It was then decided to put this on the agenda for the next Council meeting.

Meeting adjourned at 7:10p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
AUGUST 13, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

City Councilmembers: Randee Bayles

Bill Bayles

Merlin Grover

Lou Mueller

Mike Northern

Administrator: Chris Webb

Clerk: M. Kate Turk

General Services Director: Jeff Black

City Planner: Bret Hosler

Others Present: Neil Joslin, Phil Mueller, Walt Dabney, Madalyn Bills, George Dutson, Jerry Ray, Steve Olsen, Winna Kalauli, Danny Fleming.

1. The prayer was offered by Phil Mueller.
2. The Pledge of Allegiance was recited.
3. Mr. Webb administered the oath of office to Mr. Bill Bayles. Mr. Bayles will serve in this seat until December 31, 1997.
4. Upon a motion from Councilmember Mueller and second from Councilmember R. Bayles the minutes of the July 23, 1997 meeting were approved with all voting 'AYE', except Councilmember Northern who abstained.
5. Walt Dabney, General Superintendent for Southeast Utah Group of National Parks gave a short presentation to Mayor and Council on the statistics of the parks. He also presented Mayor and Council and Mr. Webb with passes to the parks.
6. Madalyn Bills approached the Mayor and Council regarding the canal behind her home on Moki Drive. She asked if it was possible to have a culvert put in the canal. After a lengthy discussion, she was informed that the canal belongs to the Blanding Irrigation Company and she would need to approach them regarding the culvert. Ms. Bills was told that Jeff Black, General Services Director, is working on getting a right-of-way from Mr. Rex Nielson and Mr. Ray Palmer, to have the drainage from the City Park run through their property, so it doesn't pond north of the canal.

7. Jeff Black, General Services Director, reported for Philip Palmer, City Engineer, that the City received a one year permit for Dry Wash.

8. Bret Hosler, City Planner, discussed and/or made Mayor and Council aware of the following items:

- A. Presented the Subdivision Ordinance for Council to pass if they so desired. After some discussion, Councilmember Grover moved to adopt the Subdivision Ordinance. The motion was seconded by Councilmember Mueller. More discussion ensued, after which Councilmember Grover withdrew his motion and Councilmember Mueller her second. Councilmember Grover moved to adopt the Subdivision Ordinance as written and make it effective October 1, 1997. Councilmember Mueller seconded the motion. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Mueller
Those voting 'NAY'	Councilmember R. Bayles
	Councilmember Northern
Those abstaining	Councilmember B. Bayles

Constituting all members thereof, and due to a tie, Mayor Slavens voted 'NAY' and declared the motion defeated.

Councilmember Mueller then moved to adopt the Subdivision Ordinance as written. Councilmember Grover seconded the motion. Voting was as follows:

Those voting 'AYE'	Councilmember Grover
	Councilmember Mueller
	Councilmember Northern
Those voting 'NAY'	Councilmember R. Bayles
Those abstaining	Councilmember B. Bayles

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

- B. Made Mayor and Council aware that he had drafted a letter on the Modular Housing Ordinance that he would like to mail to all trailer owners and property owners of trailer spaces. Jeff Black stated he felt this letter should be more detailed as to what skirting is acceptable and what tie-downs are acceptable. After further discussion, it was decided to have Mr. Hosler ask the Planning and Zoning Commission to recommend minimum guidelines on these items.

9. Chris Webb, City Administrator, discussed and/or reported the following items with Council:
 - A. Discussed the Blanding Irrigation Agreement regarding the Dry Wash pipeline. After a lengthy discussion on this issue, Councilmember R. Bayles moved to authorize the Mayor to sign this agreement contingent on it being binding only as long as the City has a permit for the Dry Wash pipeline. Councilmember Mueller seconded the motion and it was unanimously approved.
 - B. Explained that Craig Halls had given a price of \$100 per meeting for him to attend Council instead of the \$80 per hour he charges currently.
 - C. Gave an update on the Mayor and Council candidacy declarations. Those running for the Mayoral seat are Lou Mueller and Calvin Balch. Those running for the 4 year Council seat are Clisbee Black, Brian Bayles, Laurel Hawkins, Don Smith, and Merlin Grover. Those running for the 2 year Council seat are Bill Bayles, Notah Tahy, Dale Slade and Kelly Laws.
 - D. Asked if he could cancel all but 4 reservations that were made for the Utah League of Cities and Towns Conference in September. Originally, there were 7 reservations made. Mr. Webb was given advise and consent to do so.
 - E. Explained that a bill was sent to Blue Mt. Dine' for their water purchase. Stated that in the past Mr. Norman Johnson, previous City Administrator, had given them their water for free, whether this was on Council's recommendation or not he was not aware. Councilmembers Northern, R. Bayles and Mueller stated that they did not believe Council had given Mr. Johnson approval for this. After a short discussion it was decided by Mayor and Council to not give Blue Mt. Dine' free water and they should be billed for any water they received. Mr. Webb was asked by the Mayor to address a letter to them stating the Mayor and Councils decision.
10. Mr. Webb made Mayor and Council aware that he had followed up with the State and with Gail Northern, County Clerk on the Tax Rate Resolution. He explained that it is considered a tax increase if the City collects any additional monies and a public hearing would have to be held. Councilmember Grover moved to authorize the Mayor to sign the resolution. Councilmember Northern seconded the motion and voting was unanimous in favor of the motion.



CITY OF BLANDING

"Base Camp to Adventure"


50 West 100 South Blanding, Utah 84511 (801) 678-2791 / Fax (801) 678-3312 / E-Mail - blandingcity@sisna.com

RESOLUTION 1997- 9

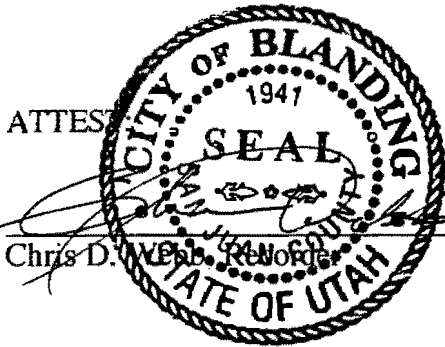
A resolution of the City Council of the City of Blanding adjusting the General Property Tax Rate from .004016 to .003951, the certified tax rate as given by San Juan County for the 1997 tax year.

PASSED, ADOPTED and APPROVED this 13th day of August, 1997.

Signed


James K. Slavens, Mayor

ATTEST



11. Councilmember Grover moved to authorize the Mayor to sign the Natural Gas Incentives Resolution. Councilmember Northern seconded the motion. There was some discussion on whether it should be added to the motion that if the natural gas is not used for two years, the customer would be billed back for the incentive they were given. Councilmember Grover added this to his motion and Councilmember Northern to his second. Voting was as follows:

Those voting 'AYE'	Councilmember B. Bayles
	Councilmember Grover
	Councilmember Mueller
	Councilmember Northern

Those voting 'NAY'	Councilmember R. Bayles
--------------------	-------------------------

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

12. Councilmember Mueller moved to authorize the mayor to sign the Resolution adopting the new City officers. The motion was seconded by Councilmember Northern and voting was unanimous in favor of the motion.

13. Councilmember Northern asked to open a discussion about billing the Golf Course by acre feet for water instead of the current method being used. Councilmember R. Bayles stated he wanted to see the document that was submitted to the City Manager earlier. The matter was then tabled until a later time.

14. Mayor Slavens made Council aware that he would be out of town on August 27 and Councilmember Northern would be acting as Mayor Pro Tempore for that evening.

15. Councilmember Northern moved to retire to executive session. The motion was seconded by Councilmember R. Bayles and unanimously approved.

16. Mayor and Council retired to executive session at 8:26. P.m.

17. Mayor and Council returned from executive session at 10:00 p.m.

Meeting adjourned at 10:01 p.m.

Signed


M. Kate Turk, Deputy Recorder



CITY OF BLANDING

"Base Camp to Adventure"

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RESOLUTION 1997- 11

A RESOLUTION APPOINTING OFFICERS OF THE CITY OF BLANDING

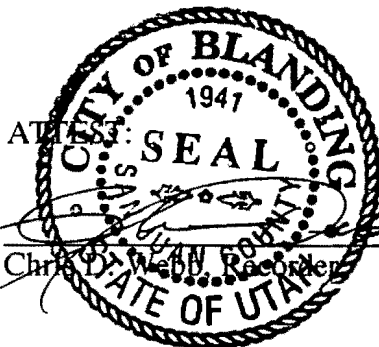
BE IT RESOLVED by the City Council of the City of Blanding, Utah that the following named persons be appointed to the following offices for the respective periods shown:

Chris D. Webb	City Administrator	8/13/97-12/31/98
	Recorder	8/13/97-12/31/98
	Purchasing Agent	8/13/97-12/31/98
	Budget Officer	8/13/97-12/31/98
Katie Turk	City Treasurer	8/13/97-12/31/98
Phillip L. Palmer	City Engineer	8/13/97-12/31/98
Melvin M. Halliday	City Marshall	8/13/97-12/31/98
	(ex-officio Chief of Police)	
George Arthur Yoakam	Justice of Peace	8/13/97-12/31/98
Gordan Hawkins	Fire Chief	8/13/97-12/31/98

PASSED, ADOPTED and APPROVED this 13th day of August, 1997.

Signed


James K. Slavens, Mayor





CITY OF BLANDING

"Base Camp to Adventure"

50 West 100 South Blanding, Utah 84511 (801) 678-2791 / Fax (801) 678-3312 / E-Mail - blandingcity@sisna.com

RESOLUTION 1997-10

A Resolution Providing for Incentive Credits for Customers Adding a New Natural Gas Appliance

WHEREAS, the City has entered into the natural gas business for the purpose of making a profit; and

WHEREAS, the Natural Gas Customer is desirous of beginning the use of natural gas in at least one new appliance in its residence or place of business for a period of at least two years.

NOW, THEREFORE, it is hereby resolved by the Blanding City Council as follows:

1) That the following credits be applied toward natural gas charges accrued by a Customer for each new appliance added by that Customer who has signed the Natural Gas Appliance Agreement attached hereto as Exhibit "A":

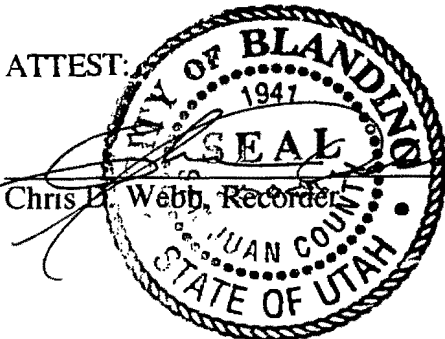
Natural Gas Furnace	\$400.00 Credit
Natural Gas Water Heater	\$100.00 Credit
Natural Gas Clothes Dryer	\$ 50.00 Credit
Natural Gas Range	\$ 50.00 Credit

2) That this resolution be effective until January 31, 1998.

PASSED, ADOPTED and APPROVED this 13th day of August, 1997.

Signed 
James K. Slavens, Mayor

ATTEST:



Chris D. Webb, Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JULY 23, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

City Councilmembers: Randee Bayles

K.C. Benedict

Merlin Grover

Lou Mueller

Mike Northern

Administrator: Chris Webb

Clerk: M. Kate Turk

General Services Director: Jeff Black

City Planner: Bret Hosler

City Engineer: Philip Palmer

Others Present: Neil Joslin, Phil Mueller, Mike Halliday, Bill Bayles, Regan Richmond, Pharaoh Kuykendall, Dan Hurst.

1. The Pledge of Allegiance was recited.
2. The prayer was offered by Chris Webb.
3. Upon a motion from Councilmember Mueller and second from Councilmember Bayles the minutes of the July 9, 1997 meeting were unanimously approved.
4. Regan Richmond approached Council regarding an Eagle Project he would like to complete. He stated that he would like to paint Kokopelli's on the route to the Edge of the Cedars Museum to help tourists find the museum easier. These will be painted on the streets from Main and Center to 2nd North, turn left over to 3rd West, right turn to 4th North and left turn toward museum. They will also be on the route from Grayson Parkway to 2nd North. The Kokopelli's will be approximately 4 feet high and there will be 18-20 total. Advise and consent was given to Mr. Richmond to continue with his project. Mr. Webb was asked to draft a letter to Mr. Richmond giving him the Council's approval.
5. Philip Palmer, City Engineer, requested approval for the Mayor to sign a contract with Bayles Plumbing to extend the sewer main 400 feet on 100 West 930 - 1000 North. He explained this project was bid out and Bayles Plumbing was the low bidder. Advise and consent was given for the Mayor to sign the contract with Bayles Plumbing. The two bidders were Bayles Plumbing at \$11.00/foot and Smith Plumbing at \$22.50/foot.

6. Bret Hosler, City Planner, reported that the highway project south of town is moving along nicely.
7. Jeff Black, General Services Director, made Council aware of the Natural Gas report in their packet and asked if anyone had any questions, which they did not.
8. Chris Webb, City Administrator, discussed and/or reported the following items with Council:
 - A. The Mayor asked that all Council look over the financial disbursements each time.
 - B. Presented the revised public hearing process as he had been instructed at the prior meeting. Councilmember Mueller made a motion to accept the new public hearing process. This motion was seconded by Councilmember Grover. The voting was as follows:

'AYE'	Councilmember Grover
	Councilmember Mueller
'NAY'	Councilmember Benedict
	Councilmember Northern

The motion and the second were then withdrawn by Councilmembers Mueller and Grover. Councilmember Mueller then asked to hear from Councilmembers Benedict and Northern regarding their negative vote. Mr. Webb explained that these two Councilmembers were each concerned with the portion of the public hearing process which gave Council three minutes at the end of the meeting. Councilmember Mueller then restated the motion as previously moved. The motion was seconded by Councilmember Grover. The voting was as follows:

'AYE'	Councilmember Bayles
	Councilmember Grover
	Councilmember Mueller
'NAY'	Councilmember Benedict
	Councilmember Northern

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

Public Hearing Rules City of Blanding

- 1) A time limit will be set on the length of the meeting
- 2) A sign up sheet will be provided for the public to sign up to speak either for or against an issue. An individual must sign up in order to speak at the public hearing.
- 3) The proposal/issue will be explained by staff and/or the individual offering the proposal. Staff and/or the individual offering the proposal will be permitted to answer questions of fact prior to public comment and after public comment.
- 4) Comments from the public, council, or staff must be limited to meeting pertinence.
- 5) Each speaker will be limited to a specific amount of time. (suggested time 3 minutes). The amount of time each speaker will be allowed to take will be determined by the Mayor or Council prior to each public hearing.
- 6) No comments, questions, or rebuttals are allowed from the audience or Council while someone else is speaking.
- 7) An individual must be recognized in order to speak.
- 8) An individual must provide a copy of any exhibits they use in their comments to the City for the record.
- 9) Council will not respond to questions from the speaker or audience to avoid the public hearing becoming a public debate.
- 10) The Council will each given three minutes to respond and/or comment after all public comment has been completed.
- 11) No vote will be taken until the next Council Meeting.
- 12) The Public Hearing Rules will be posted at the public hearing and a copy provided to individuals upon request..
- 13) Depending on the nature of the hearing the Mayor will have the option to have a Sergeant at Arms on duty at the hearing.

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JULY 9, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

City Councilmembers: Randee Bayles

K.C. Benedict

Merlin Grover

Lou Mueller

Mike Northern

Administrator: Chris Webb

Clerk: M. Kate Turk

General Services Director: Jeff Black

City Planner: Bret Hosler

City Engineer: Philip Palmer

Others Present: Neil Joslin, Phil Mueller, Harold Lyman, Steve Olsen.

1. The Pledge of Allegiance was recited.
2. Councilmember Bayles moved to accept the minutes with the following corrections for the June 25, 1997 meeting. The motion was seconded. The corrections were:
 - A. #7 - Councilmember Benedict stated that Mayor and Council and staff had worked very hard on the budget. She explained that when she voted for Mr. Webb's salary increase previously, she misheard or misunderstood the motion. She said she regretted that she had not represented the citizens better.
 - B. Councilmember Northern was not present at the June 25, 1997 meeting.

Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Benedict

Councilmember Grover

Councilmember Mueller

Those abstaining

Councilmember Northern

constituting all members thereof, Mayor ProTemp Northern declared the motion carried.

3. Steve Olsen with the San Juan Central Recreation District thanked the City crews and the Council for loaning the backhoe to them to do the work on the volleyball project. Also, thanked them for the pipe that was donated. He explained that there would be a sprinkler system in at that park fairly soon.

4. Harold Lyman, Chamber of Commerce, updated and informed Mayor and Council on the following items:

- A. Thanked the staff, particularly Mr. Sisson, City Treasurer, and Mr. Webb, City Manager, for getting the matching funds to the Chamber for the Celebration.
- B. Asked for permission from the Mayor and Council to begin clean-up at the Swallows Nest and to proceed with plans to request funds from the San Juan County Economic Development Board for help on this project. After a lengthy discussion, advise and consent was given by Mayor and Council, although Councilmember Benedict disagreed and would prefer to have reports from staff on exactly what's going to be done.
- C. As part of the Sesquicentennial project, the State and the Church of Jesus Christ of Latter-Day Saints have designated July 19 as a state-wide clean-up day. He explained that he would like to get some of the Church's down on the Swallows Nest as each unit in the church is to volunteer 150 hours of service time.
- D. Councilmember Benedict noted that some of the match money given the Chamber was passed on to Blue Mt. Dine' and the Powwow. She asked for Mr. Lyman to provide Mayor and Council of the exact amount that was given to Blue Mt. Dine'. She explained that \$1,000 of the money that went into the Powwow was Centennial money from the County which Blue Mt. Dine' did not use earlier, so it was used this year. Councilmember Benedict stated that Blue Mt. Dine' has received quite a bit of government money for this project. Mr. Lyman stated that the Chamber gave them a check for \$2,000.00.

5. Councilmember Northern noted that he and Mr. Webb had made a decision regarding the DWORSHAK project to proceed with the City's participation in that project. Mr. Webb made Councilmember Northern aware that it was discussed at the previous meeting.

6. Philip Palmer, City Engineer, reported on the 3rd Reservoir project. He explained that the three parties (RB&G Engineering, Jesoco and the City) had agreed on the compromise that was presented to them, a copy of which follows. Councilmember Bayles asked if Mr. Palmer thought this compromise was fair and Mr. Palmer stated that he did. Councilmember Mueller stated she thought it was fair. Councilmember Northern felt that he could live with Mr. Palmer's recommendation and Mr. Webb stated that he supported it. Mr. Palmer was instructed to proceed with the compromise.

7. Bret Hosler, City Planner updated/discussed the following items with Council:

- A. Explained that staff had worked for about three hours earlier today on hashing out the sub-division ordinance and it is still being worked on.
- B. Stated that the Super 8 is moving along quite well.
- C. Councilmember Bayles asked that when ordinances are presented to Council that Planning and Zoning have a plan in place as to how they are going to enforce them. Mr. Hosler explained that Planning and Zoning brings it to Council with the idea that Council will give input and then changes could be made if needed.



CITY OF BLANDING

“Base Camp to Adventure”

50 West 100 South Blanding, Utah 84511 (801) 678-2791 / Fax (801) 678-3312 / E-Mail - blandingcity@sisna.com

M E M O

TO: City Council, Administrator & Staff
FROM: Philip Palmer
SUBJECT: 3rd Reservoir Construction
Final Costs, Etc.

OVERVIEW

This project was bid June 24, 1996. Low bid was \$200,000 (+) or (-). Total available funds were \$200,000. Award of bid was delayed until more funding was secured from SJC Water Conservancy District in the amount of \$40,000. Bid was awarded August 16, within the 60 days that bid prices were guaranteed. Jesoco acknowledged the award of bid August 27, with their signature which is over the 60 day window.

By this time (2 months late) Jesoco had their men and equipment scheduled and busy on other projects. They (Jesoco) did sign the contract and completion date was extended with 45 consecutive working days - to be completed December 20, 1996. Original completion date was November 1, 1996.

The delay caused Jesoco time in having to bring men and equipment from other projects that they were heavily involved in. Plus, it vaulted over project into weather risky to efficient production - cold and wet.

The end result was overrun in construction days and Engineering Management (Inspection) costs. State of Utah required that RB&G remain on job with their testing instrument until all earthwork and compaction was in place.

Jesoco was assessed \$8,500 in liquidated damages mainly to offset the overrun in inspection costs. Of course, this angered the Contractor very severely. A lot of discussion has occurred.

The latest compromise that I supported was Jesoco agree to \$2,200 in damages, RB&G absorb \$2,200 of their fees and the owner would pay \$2,200 of the inspection costs incurred in the excess construction days.

8. Jeff Black, General Services Director, discussed the possibility of the City taking responsibility for the lift station near Ned Smiths home. After a general group discussion and Mr. Black's opinion that the City should not take responsibility for this, it was decided by Council that they were not willing to do this.

9. Chris Webb, City Administrator presented and/or discussed the following items with Mayor and Council:

- A. A lengthy discussion regarding the public hearing processed ensued. After the Mayor polled the Council, Mr. Webb was asked to write up the public hearing process leaving it as is and adding that Council would have 3 minutes each before the hearing closed for response. Councilmembers Bayles, Grover and Mueller asked for this to be added. Councilmembers Benedict and Northern asked for the process to be left as is.
- B. A discussion ensued regarding County residents being required to sign a restrictive covenant in order to receive City of Blanding electrical services. Mr. Webb asked if it would be legal for the City to deny them services and also prohibit UP&L from giving them services. He was instructed by Mayor and Council to ask for a legal opinion on this issue and return to Council with recommendations.
- C. Asked for authorization to advertise for the Administrative Assistant/City Clerk position as he would like to move the current City Clerk, Katie Turk, to City Treasurer as Mr. Sisson has resigned. Councilmember Bayles moved to promote Ms. Turk to the Treasurers position August 1 and to replace her job as outlined by Mr. Webb, at the same compensation level as the current Treasurer. The motion was seconded by Councilmember Mueller.

Those voting 'AYE'

Councilmember Bayles
Councilmember Grover
Councilmember Mueller
Councilmember Northern
Councilmember Benedict

Those abstaining

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

- D. Explained that he had received from San Juan County the regular tax rate summary. The certified tax rate is .004051 on \$31,365,373 as the adjusted valuation. If Council passes a tax rate over this amount a public hearing will have to be held. Mayor and Council all agreed they did not want to increase taxes. Councilmember Bayles moved to accept this tax rate and Councilmember Mueller seconded the motion. Mr. Webb explained that this needed to be done by resolution. Councilmember Bayles withdrew his motion and Councilmember Mueller withdrew her second. Advise and consent was given to Mr. Webb to prepare a resolution to accept this rate.

- E. Presented the Resolution to increase water and sewer rates. After a lengthy discussion, Councilmember Bayles moved to authorize the Mayor to sign the Resolution. The motion was seconded by Councilmember Benedict. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Benedict
Councilmember Mueller
Councilmember Grover
Councilmember Northern

Those voting 'NAY'

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

Councilmember Mueller asked if it would be a good idea to put a letter of explanation regarding the raised rates in the utility bills this month. All agreed that this would be a good idea and Mr. Webb was instructed to draft a letter.

10. Councilmember Benedict asked that the following letter be entered into the minutes:

College of Eastern Utah

San Juan Campus Library

K.C. Benedict, Librarian

639 West 100 South, Blanding UT 84511
801 678-2201 ext. 137 fax 801 678-2220

July 9, 1997

Jim Slavens, Mayor
Blanding City Offices
Blanding, Utah 84511

Mayor and Council:

Consider this letter notice that I am resigning my seat on Blanding City Council. I have been approved for nine months Professional Leave from my position with CEU/San Juan Campus and have chosen to spend this time beginning doctoral studies at the University of Arizona in Tucson. The Utah State Codes state that midterm vacancies in municipal offices will be filled by an interim appointment followed by an election to fill a two-year term. I therefore tender my resignation effective August 1, 1997 in order that my remaining two-year term on council be filled by vote of the people of Blanding this election year. In compliance with the Utah Codes, I am resigning at least 14 days before the filing date for this election.

I would like Councilmembers and the citizens of Blanding to know I have enjoyed the time I served on Council. It has been an honor to associate with and serve you.

Respectfully,

Kathleen C. Benedict

Kathleen C. Benedict



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RESOLUTION 1997 -

A Resolution establishing new water and sewer rates for the City of Blanding as follows:

WATER:

- 1) City, Residential & Commercial

Per 1,000 gallons	0-5	\$15.20
Next	6-20	.63
Next	21-30	.83
Next	31-50	1.04
Over		1.35

OUT OF CITY LIMITS - ALL RATES DOUBLED

- 2) City, Landlord

Per 1,000 gallons	5-20	\$0.63
Next	21-30	.83
Next	31-50	1.04
Over		1.35

SEWER:

- 1) City, Residential - \$12.50 per month per service
- 2) City, Commercial

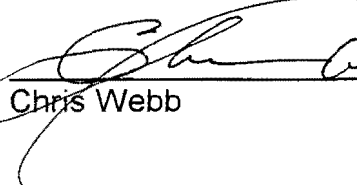
Units	First 10	\$1.25/ea.
Over 10		.75/ea.
- 3) Schools - .15 per pupil per month

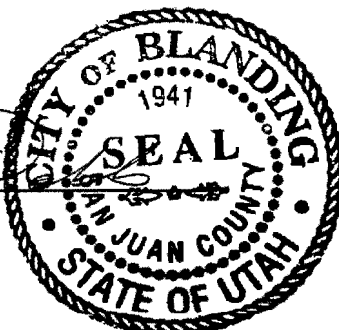
1 unit of usage is equal to 1,000 gallons

PASSED, ADOPTED and APPROVED this 10th day of July, 1997.

By 
James K. Slavens, Mayor

ATTEST:


Chris Webb



July 9, 1997 - continued

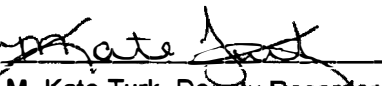
Page 7

Council will appoint someone to fill the seat for the interim period of August 1 - December 31. When the election is held this fall there will be two four year seats up for election and one two year seat. Mr. Webb was instructed to advertise for two weeks to fill this position and Council will fill the seat at the next council meeting.

11. Councilmember Mueller advised Council that at the San Juan County Economic Development meeting the previous evening, the City of Blanding was slated to receive approximately \$50,000 for their proportionate share of Transient Room taxes. A discussion ensued regarding how the percentages were figured for these allocations. Mr. Hosler stated that he would pursue this for the City.

12. Councilmember Bayles reported on the Blanding Irrigation Board meeting. He explained that they are still trying to get the equality issue worked out. Mr. Webb explained that regarding Recapture Reservoir Project, he had written the letter to get the City out of that project. There will be a meeting at Edge of the Cedars on Friday July 9 at 2:00 p.m. Councilmember Bayles will attend the meeting. Councilmember Grover will try to be there.

Meeting adjourned at 8:50p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JUNE 25, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

City Councilmembers: Randee Bayles

K.C. Benedict

Merlin Grover

Lou Mueller

Mike Northern

Administrator: Chris Webb

Clerk: M. Kate Turk

General Services Director: Jeff Black

City Planner: Bret Hosler

City Engineer: Philip Palmer

Others Present: Neil Joslin, Phil Mueller, Joe Hurst, Gorden Hawkins, Liz Adams, Stacey Webb, Pam Hosler, Ned Smith, Truitt Purcell, Bonnie Purcell, Gary Guymon, Robert Hosler, Dan Hurst, Kendall Shumway, George Black, Arlene Lyman, Joan Hosler, Bruce Royer, Maryleen Tahy, Notah Tahy, Nada Black, Clisbee Black, Kevin Webb, Melvin Hurst, Barbara Hurst, Bo Montella, John Lyman, Jerry Holliday, Lloyd Nielson, Sylvia Nielson, Mike Halliday.

1. The prayer was offered by Joe Hurst.
2. The Pledge of Allegiance was recited.
3. The minutes of the June 11, 1997, meeting were unanimously approved upon a motion from Councilmember Mueller and second from Councilmember Bayles.
4. During the Open Forum a request was made from Ned Smith for the City to accept the street in front of his home as part of the city street system. When asked if he approved of this, Philip Palmer, City Engineer, explained that he was in favor of accepting that street as it fits existing conditions. Mr. Smith then added that they would also like the city to take over the lift station there. Mr. Palmer stated that he was not in favor of this. After some discussion, staff was asked to investigate the lift station and make a recommendation and Mr. Webb was asked to put this on the next agenda for further discussion.

5. Mr. Gary Guymon gave the Chamber of Commerce update.
 - A. Mr. Guymon made Mayor and Council aware of the Communities in Economic Transition's project of doing studies on the old historic homes in the area. This would eventually result in having a walking tour of Blanding where visitors could tour these homes.
 - B. Explained that some work has been done on the Swallows Nest.
 - C. There was some discussion regarding the matching funds the City had budgeted to go to the Chamber for the 4th of July Celebration. Harold Lyman had received \$1,475 from different businesses in the community and the City will match that amount.
 - D. Mr. Guymon asked that the Mayor and Council reconsider the Chamber when doing next years budget and have an amount in the budget that will not have to be fought over. Asked that the City and the Chamber form a partnership to work together for the City. Councilmember Bayles agreed, but stated that the Chamber is doing things to benefit the business community and would like to see other activities supported by the Chamber.
6. Fire Chief, Gorden Hawkins reported on the ISO (Insurance) survey that was done on June 20, 1997. Mr. Hawkins explained that when flow testing was conducted they detected several bad fire hydrants. Mr. Hawkins asked if it would be possible to start a program that would enable the city to change out a few hydrants a year, due to the fact that 24 of the existing hydrants need to be changed. Mayor Slavens stated that this should be on the CIB list. Councilmember Bayles complimented Mr. Hawkins and the entire fire department on the fine job they do. He stated that for a volunteer fire department, the City of Blanding has one of the best. Mr. Palmer then explained to Council that the ISO is a national insurance company that establishes ratings. He further explained that it is very likely that the insurance rates will decline because of this survey. Councilmember Mueller stated that she had spoken with someone from DeeDee Corradini's office and they had explained to her that there would be a few more pumper trucks available from Salt lake City next year, due to fading out. She explained that a letter of interest to them was all that would be needed. Chief Hawkins explained his only worry is that those trucks have been well-used. Councilmember Bayles stated that his understanding was before a truck could go out of Salt Lake it had to be certified and operable.
7. Councilmember Benedict asked Mayor and Council to reconsider the \$10,000 raise budgeted for Mr. Webb. She explained that although she voted for this, it was now her opinion that the raise was excessive. She stated that she feels the City Administrator deserves a raise, but for a lessor amount.

Councilmember Bayles stated that he had received a lot of clamor from the public about the raise, and felt that the public had not been educated fully on this issue. He then explained the process followed by Mayor and Council in arriving at this decision. None of the candidates that interviewed for the position were willing to work for the \$36,000 salary that was advertised. Mr. Webb was offered \$44,000/year. Previous minutes record that if Mr. Webb turned down the job offer, Council would readvertise the position at \$30,000 to \$45,000. Although Mr. Webb requested \$48,000, he agreed to come for \$44,000 if Council would agree to reevaluate him in six months, during which time he would

prove that he could save the City enough to earn his increase. Council agreed.

Mr. Webb's skills made it unnecessary to hire for the computer specialist position that had previously been budgeted in the '96/'97 budget. Another position with the Arts and Conference Center has been eliminated, as well, because of Mr. Webb's expertise. He was also instrumental in resolving some difficult issues that have been on the table for a long time. Additionally, Mr. Webb discovered that, unknown to Council, last year's enterprise budget was budgeted to be \$340,000 in the hole.

Councilmember Bayles stated that Mr. Webb had found a \$40,000 savings in an error he had found in the payment schedule on the water consolidation agreement. He also negotiated with the Utah Local Government Trust and got insurance rates lowered. Councilmember Bayles stated that some perceive this as what the City pays Mr. Webb to do, but explained that these are things that could have been found in previous years, and were not. They were found by Mr. Webb in the first five or six months since he got here. Councilmember Bayles stated that he is proud of Mr. Webb and supports him 100%. He then stated that he felt Mr. Webb was worth every nickel.

Councilmember Bayles reported that although Councilmember Northern was out of town, he had called that morning to go on record in support of the budget as is. Councilmember Northern further explained to him that there had been public work sessions and a previous hearing, where the public had had ample opportunity to express their concerns.

Councilmember Mueller added that Mr. Webb had brought Accounts Payable and Payroll back into the office, eliminating the need for a third party contractor. She explained that he also negotiated with CEU on the Arts and Conference Center forming a partnership, and securing outside funding for operations and maintenance of that facility. She also pointed out that six years ago when she came on council, the budget was small and simple. But each year it has grown, and is now much more complex. Mr. Webb has provided a more detailed presentation of the budget than ever before because of his computer skills and professional experience. She stated that the City now needs a higher level of management, which Mr. Webb provides.

Councilmember Grover stated that although he was appointed to Council early this year, he explained that those around the table had worked long and hard on all budget issues. He explained that Mr. Webb has demonstrated that he is an administrator of high capabilities. Councilmember Grover then stated that he voted for this then, and that he would vote for it again tonight. He stated that the raise was very justified. He then moved that Council stay with its present position.

After some discussion, Councilmember Benedict moved to change the city administrator's salary to a lessor amount. The motion died for lack of a second.

Although a second had not been called for, Councilmember Grover withdrew his previous motion.

Councilmember Bayles moved to end this discussion and move on. The motion was seconded by Councilmember Grover and the voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Mueller

Those abstaining

Councilmember Benedict

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

8. At the Mayor's request, Councilmember Mueller reviewed the rules for public hearings: 1) timed meeting length, 2) only those who sign-up can speak, 3) limit comments to pertinent topic 4) time limit for speakers, 5) Council will not respond to questions, and 6) no vote will be taken until the next Council meeting. After the sign-up sheet is completed, the mayor has the option of allowing anyone on the list to speak again, or to close the meeting. The Mayor pointed out that this policy was adopted by Council on May 11, in accordance with guidelines from the Utah League of Cities and Towns. All those wishing to speak were then allowed to sign the list to speak for or against the issue.

9. The public hearing regarding the adoption of the 1997-1998 budget was opened at 7:00p.m. Mr. Webb explained that each person on the list would be given three minutes to speak; that there would be no comments, questions or rebuttals allowed from the audience or Council while someone else was speaking; and that they must be recognized in order to speak. The following citizens spoke against adoption of the budget because of the \$10,000 increase for Mr. Webb: Joe Hurst (this is a slap in the face to the citizens); Dan Hurst (you don't renegotiate a deal because the product you received was better than you expected); Jerry Holliday (he wouldn't do that in business, so why should government be any different?) Notah Tahy (our utility rates are being raised to pay for this increase); Maryleen Tahy; Carolyn Hunt (we should remember this at election time); Bruce Royer (no one is listening to the citizens); Lloyd Nielson (said his brother and asked to be considered for the job, and he would've done the job for less money); and Wendi Simons. Chris Webb spoke in favor of adopting the budget. Then Mr. Webb explained that as advertised, the voting rules were suspended so that Council could adopt the budget in conformance with State law which required the budget be adopted by June 30.

Councilmember Benedict stated that Mayor and Council and staff had worked very hard on the budget. She explained that when she voted for Mr. Webb's salary increase previously, she was hearing incorrectly. She hoped that the public felt that they were represented on Council and she apologized for not being more effective.

Councilmember Grover stated that you get the best person to do the best job for the place that you love, you will pay more money if that's what is needed. He stated that Mr. Webb's performance has no area for criticism.

Councilmember Mueller expressed appreciation for the public input, and for the respect that everyone had shown each other. She explained that the City operates under two completely separate budgets: the General Fund budget, which pays for the operation and maintenance of the City, and the Enterprise Fund budget which accounts for the public utilities owned by the City. The funds from these two budgets are never co-mingled. Utility rates go up because the price of doing business goes up and the State mandates utilities to pay for themselves. They cannot be subsidized by other funds.

Councilmember Bayles added that if we do not comply with this mandate, we cannot access grants and other State funding sources such as the Permanent Community Impact Board (CIB), for much needed improvements. He also reemphasized that of the three candidates for City Administrator that passed the screening process, none were willing to accept the job at the advertised rates. He stated that public input matters, and that Council does respond.

The public hearing on the budget was tabled at 7:50 p.m.

10. The Public hearing on the subdivision ordinance was opened at 7:50 p.m. Bret Hosler, City Planner, briefly explained what was in the ordinance. Jeff Black, General Services Director, stated that some of the wording was a little confusing, and that staff disagreed on what it meant. Bruce Royer spoke against this ordinance. Staff was advised to bring recommendations to Council.

The public hearing closed at 7:55 p.m.

11. The Public hearing for the budget was re-opened and Councilmember Bayles moved to adopt the proposed 1997-98 fiscal year budget as prepared and presented; See attached Resolution. The motion was seconded by Councilmember Mueller and voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Grover

Councilmember Mueller

Those abstaining

Councilmember Benedict

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

12. Mr. Webb explained that Kay Johnson suggested that we remain in the DWORSHAK project for \$2,280.00. Mr. Johnson explained that because demand is so high, the City could pull out at any time and other cities would scramble to pick up our study costs for a portion of the allocation. We are currently working on trading some of our current capacity (possibly in the San Juan Generation Project), for capacity in DWORSHAK. Councilmember Northem and Mr. Webb made the decision to move on this project, by previous advise and consent of Council.

13. Philip Palmer, City Engineer explained that the airport project was underway and going well. Regarding the 3rd Reservoir, there is negotiating going on about the damages being levied. Councilmember Bayles asked Mr. Palmer to put something on paper regarding this issue.

14. Bret Hosler, City Planner, discussed the following items with Mayor and Council:

- A. He explained to Council that the following names had been discussed by the Planning and Zoning commission. They would recommend Joel Tate for the Planning Commission. The other names were Sheri Ray, Bonnie Meyers, and Craig Stanley. The Mayor then asked Council to support him on appointing Joel Tate to the Planning and Zoning Commission, and Sheri Ray to the Board of Adjustments. Council gave support. Mr. Hosler was instructed to write letters to these people regarding their appointments.
- B. Explained the new guidelines for annexation. He explained that there may be a need for a work session regarding this issue.

Resolution 1997- 7

A resolution of the Blanding City Council setting the FY98 General Fund and Enterprise Budget.

General City Departments

Capital & General Expense

Mayor & Council	\$15,405
Justice Court	\$25,005
Administration	\$56,682
City Attorney	\$14,600
Planning & Zoning / Building Inspector	\$37,245
Police Department	\$337,998
Fire Department	\$39,727
Streets & Shop	\$82,037
"C" Roads	\$253,390
City Engineer	\$34,465
Parks & Recreation	\$65,076
Airport	\$673,070

Total General Fund 1997-1998 \$1,634,700

Enterprise Departments

Department Expenses

Water System	\$250,721
Sewer System	\$116,948
Electric System	\$1,076,784
Natural Gas System	\$285,692
Building Authority	\$0
Golf Course	\$0
Solid Waste	\$107,077
Arts & Conference	\$2,400

Total Enterprise Expense 1997-1998 \$ 1,839,622

Capital Outlay Enterprise Budgets

Capital Expense

Water System	\$29,000
Sewer System	\$26,500
Electric System	\$103,798
Natural Gas System	\$21,000
Building Authority	\$0
Golf Course	\$0
Solid Waste	\$50,000
Arts & Conference	\$990,166

Total Enterprise Capital Expense 1997-1998 \$ 1,220,464

Debt Service

Capital Expense

Water System	\$125,414
Sewer System	\$0
Electric System	\$0
Natural Gas System	\$357,837
Building Authority	\$0
Golf Course	\$0
Solid Waste	\$0
Arts & Conference	\$0

Total Enterprise Debt Service 1997-1998 \$483,251

Total Enterprise Budget 1997-1998 \$3,543,337

Total City Budget 1997-1998 \$5,178,037

Passed , Adopted, and approved this 25th day of June 1997.

Attest:

Chris D. Webb, Recorder

Slavens, Mayor



15. Jeff Black, General Services Director, discussed/informed Mayor and Council on the following items:
 - A. The road on 800 South has been paved. Councilmember Mueller explained that Mr. Webb negotiated with the paving company to keep them within the rate structure they had given us previously and saved the City \$1,200.00.
 - B. Councilmember Bayles explained that the dump is coming in under budget thanks to Mr. Black and Mr. Palmer and all their hard work. He further explained that the design these two gentlemen came up with saved the City of Blanding a million dollars minimum. Mr. Webb explained that Jeff Emmons with the State had come down and looked at the dump and is going to approve the work done there as being in compliance with State remediation guidelines.
16. Councilmember Grover then commended the City Police Department on how well they handled the power outage earlier in the morning and how they had planned for it.
17. Mr. Webb explained that he wanted to make sure it was known that the things that had been discussed earlier, he could not take credit for all of it. He explained that he was just a catalyst and that Council and staff had to be given credit for the work they had done also.
18. Mr. Webb discussed the following issues with Mayor and Council:
 - A. Explained that there had been a meeting with Grace Jones, CEU College President today. The College is proceeding with hiring Dean Brookie to redo their master plan. He also informed Council that the Arts & Conference Board had met and that they had elected the following officers:
 - President - KC Benedict
 - President - elect - Gail Glover
 - Secretary - Debbie Christensen
 - Treasurer - Chris Webb
 - B. Asked if any further discussion was needed regarding the public hearing process. It was decided to review suggestions and put this item on the next agenda for further discussion.
 - C. Councilmember Grover moved to authorize the Mayor to sign the contracts for the sidewalk safety money. The motion was seconded by Councilmember Bayles and unanimously approved. The City will have to put in 25%, which is \$1,921.

June 25, 1997 - continued

Page 8

- D. After a lengthy discussion regarding participation in the Recapture Project Maintenance, advise and consent was given for Mr. Webb to draft a letter withdrawing the City of Blanding from administering the funds for this project. Councilmember Benedict then moved that the City release the \$3,384 budgeted to this project to the Conservancy District for the construction of toilets, upon verification from them that the County has submitted their \$5,000 and that the BLM and the State made the donations they committed to. The motion was seconded by Councilmember Mueller. The voting was as follows:

Those voting 'AYE'

Councilmember Benedict

Councilmember Grover

Councilmember Mueller

Those voting 'NAY'

Councilmember Bayles

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

19. Councilmember Mueller moved to retire to executive session and the motion was seconded by Councilmember Benedict. Voting was as follows:

Those voting 'AYE'

Councilmember Benedict

Councilmember Grover

Councilmember Mueller

Those voting 'NAY'

Councilmember Bayles

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

20. Council retired to executive session at 8:44 p.m.

21. Council returned from executive session at 9:26p.m.

Meeting adjourned at 9:28p.m.

Signed


M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JUNE 11, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

City Councilmembers: Randee Bayles

K.C. Benedict

Merlin Grover

Lou Mueller

Mike Northern

Administrator: Chris Webb

Clerk: M. Kate Turk

Others Present: Neil Joslin, Phil Mueller.

1. The prayer was offered by Mayor Slavens.
2. The Pledge of Allegiance was recited.
3. The minutes of the May 28, 1997, meeting were unanimously approved upon a motion from Councilmember Mueller and second from Councilmember Grover, with the following exception:
Page 2 - #5 - Councilmember Bayles stated that they could clean the dump for 50 hours @ \$10.00/hour. This offer was turned down with the statement made that "they were business people."
4. During the Open Forum a request from the Dinosaur Museum was discussed regarding the paving of the road in front of their establishment. Mayor Slavens asked if this was a budget item and Mr. Webb explained to him that it would be up to the Council when they set priority spending. It was then discussed that the priorities have been set and that Mayor and Council had given Jeff Black, General Services Director, the approval to make the decision on priorities.
5. Mr. Webb explained the DWORSHAK Hydroelectric Project. He stated that UAMPS will be coming to ask this Council to participate in the study of this project which would be an amount of around \$2,280 or our share (4.56%) of \$50,000. This project will cost several million dollars to participate in. Mr. Webb explained to Kay Johnson that the City is not in the position to go into any further debt. Mr. Webb stated that he just wanted Council to be aware of this.
6. Councilmember Northern moved to authorize the Mayor to sign the Resolution approving the Integrated Resource Plan. This motion was seconded by Councilmember Bayles and unanimously approved by Council.

**A RESOLUTION APPROVING
THE
UTAH ASSOCIATED MUNICIPAL POWER SYSTEMS
INTEGRATED RESOURCE PLAN**

WHEREAS. Blanding City is a Member of the Utah Associated Municipal Power Systems ("UAMPS") pursuant to the provisions of the Amended and Restated Agreement for Joint and Cooperative Action; and

WHEREAS. UAMPS and Western Area Power Administration have entered into Contract No. 87-SLC-0039, as amended (the "Integrated Contract") that provides for, *inter alia*, the submittal by UAMPS of an Integrated Resource Plan (the "IRP"); and

WHEREAS. UAMPS and Blanding, along with other Members of UAMPS with allocations of CRSP power and energy, have formed the CRSP Project of UAMPS (the "CRSP Project") through the CRSP PROJECT POWER SUPPLY AGREEMENT BETWEEN UAMPS AND BLANDING CITY to provide for the coordinated management of the Integrated Contract, for the benefit of the Members; and

WHEREAS. UAMPS, pursuant to the direction of the Membership of the CRSP Project, requested and was approved for a filing status of an IRP Cooperative in order to file one joint IRP on behalf of the Members of the CRSP Project; and

WHEREAS. Western requires the participation and approval of each participant in the IRP Cooperative.

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

1. Blanding, as a Member of the CRSP Project of UAMPS, has participated fully in the development of the UAMPS IRP Cooperative Integrated Resource Plan through exchange of information, multiple reviews of draft documents and holding meetings for public participation.
2. Blanding has reviewed the final UAMPS Integrated Resource Plan and finds that the data and conclusions accurately represent the planning needed under the requirements of the Western IRP program.
3. Blanding approves the UAMPS Integrated Resource Plan for submittal to the UAMPS Board of Directors and Western Area Power Administration.
4. This Resolution shall take effect immediately upon its adoption and approval.

ADOPTED AND APPROVED this 17th day of June, 1997.

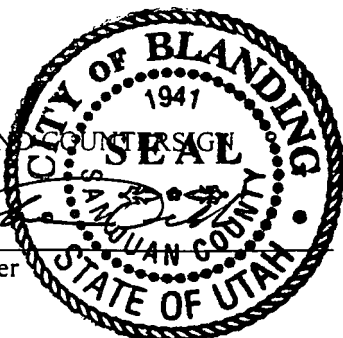
BLANDING CITY


Mayor

[SEAL]

ATTEST AND COUNTERSIGN

City Recorder



7. Mr. Webb asked if the City would like to put the UAMPS decals on the City vehicles. All Council agreed that they did not want this done. He also explained unless Council tells UAMPS differently, they will be advertising in our papers and charging us for the advertisement. After further discussion, advise and consent was given by Mayor and Council to have Mr. Webb and Councilmember Northern look into this and make the decision.

8. Due to Mr. Palmer's absence, Mr. Webb explained the following items to Mayor and Council:

- A. The Airport Apron Rehabilitation will begin June 1, 1997.
- B. The first check from the Bureau of Reclamation was received for \$11,000.00.
- C. Councilmember Bayles asked if Jesoco had been paid. When Mr. Webb stated that they had not, Councilmember Bayles asked that the County be contacted prior to the payment being made.

9. A discussion regarding a bid for the 800 South Road that Mr. Black had received ensued. Councilmember Bayles moved to approve awarding the contract to Southern Paving upon his and Mr. Webb's researching for further bids and Mr. Halls approval that it is legal to accept this bid without advertising. This motion was seconded by Councilmember Grover. The motion was unanimously approved.

10. Regarding the dump reclamation - the cat has been in there all week and Councilmember Bayles stated he did not think they would need to blast again.

11. Mr. Webb made Mayor and Council aware that the Transfer Station would be opening on June 14, 1997, the following Saturday. It will be open 2-6 on Tuesdays and Thursdays and 10-6 on Saturday. He also explained that staff would be manning the transfer station until someone was hired for the position of attendant.

12. Mr. Webb stated he had attended his first Safe Drinking Water Board meeting earlier in the day. He explained they will be holding the Water Board meeting here in October. He further explained that they had received a letter from San Juan Conservancy District showing that the Utah Division of Water Resources will be here. He feels that Councilmember Bayles and Mayor Slavens should attend. Councilmember Bayles stated he would not be able to attend. Mayor Slavens advised Mr. Webb to RSVP for four people to attend.

13. Arts and Conference Update - Mr. Webb explained that on June 18, they should have the new plan on the site. Councilmember Benedict then read a letter that she asked to be added to the minutes. After which, a discussion ensued regarding the City's participation of \$57,500. Councilmember Bayles stated it needed to be clarified that the City had already put in \$10,000 in cash and the other \$47,500 would be in kind.

June 11, 1997

Mayor and Council,

This spring, CEU President, Grace Sawyer Jones called Mayor Jim Slavens to explore a partnership in building, operating and maintaining the Blanding Arts and Conference Center. Since that time, the Bureau of Land Management has been contacted about transferring land to the college for the building site, operation and maintenance money has been added to CEU's 1998-99 budget request and new members Gail Glover and Bryan Snow have joined the Arts and Conference Center Board.

The Arts and Conference Center Board is a working committee whose members are committed to finding resources to build, furnish and maintain this building. The volunteer board intends to design a capitol campaign including private fund raising and proposal writing. At the invitation of the Board, Utah Arts Council representatives will present a grant writing workshop in Blanding in July and advise the Board how to begin a capitol campaign. Lynn Lee, CEU/SJC Dean of Development has volunteered to give technical support, pay travel and grant preparation expenses from his budget in the SJC Development Office.

CEU/SJC personnel, including President Jones have donated many hours and resources to the project, i. e. telephone calls and photocopies. As board members, SJC staff will continue to support the project with their time and resources. Debbie Christiansen, EOTS representative on the Board, participated in the initial grant writing that secured bricks and mortar money for this project. She is committed to continue her role as a proposal writer.

Members of the Arts and Conference Board understand the size of the building is determined by the \$871,134.00 EDA and \$110,166.00 CIB grants, \$57,500 from Blanding City and \$20,000 from EOTS. The Board is committed to live within the constraints of funding provided by the grants.

K. C. Benedict
Blanding City Arts and Conference Center Board

June 11, 1997 - continued

Page 5

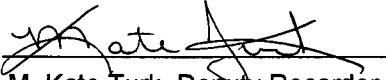
14. Mayor Slavens then opened the gasoline bids. BCL bid .76 per gallon and Saveway Oil bid .699 per gallon. Councilmember Bayles moved to accept the Saveway Oil bid as it is the lowest bidder. The motion was seconded by Councilmember Mueller and unanimously approved.

15. Mr. Webb then asked if he needed to respond to the letter from the ULCT regarding them coming down for training in July. Councilmember Mueller stated they had cut from the budget to send Planning and Zoning members to training and this is an offer for free. She asked that Mr. Grover take this to the Planning and Zoning Board and decide on a date. Councilmember Bayles asked how the members of the Board of Adjustments are decided on. It was explained that the Mayor appointed them to the board and decided this issue would be discussed later in executive session.

16. Upon a motion from Councilmember Mueller, second from Councilmember Bayles and unanimous approval the council retired to executive session at 6:42p.m.

17. Council returned from executive session at 7:09p.m.

Meeting adjourned at 7:10p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
MAY 28, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

City Councilmembers: Randee Bayles

K.C. Benedict

Merlin Grover

Lou Mueller

Mike Northern

Administrator: Chris Webb

Clerk: M. Kate Turk

Planner: Bret Hosler

General Services Director: Jeff Black

Others Present: Neil Joslin, Phil Mueller, Harold Lyman, Maryleen Tahy, Notah Tahy, Robert Hosler, Bruce Royer, Peggy Royer, Miko Stringham, Tim Young, Drew Glover, Gail Glover, Gloria Begay, Chester Goodman.

1. The prayer was offered by Councilmember Mueller.
2. The Pledge of Allegiance was recited.
3. The minutes of the May 14, 1997, meeting were unanimously approved upon a motion from Councilmember Bayles and second from Councilmember Northern, with the following exceptions:
 - A. Page 2 - Item D - should read "Las Vegas is celebrating"
 - B. Page 3 - Item 10 - should read "and makes changes to the 1978-1 zoning ordinance."
4. During the Open Forum portion of the meeting, the following people expressed their concerns regarding the Modular Housing Ordinance which was up for approval later in the meeting:
 - A. Maryleen Tahy stated that this ordinance was putting too many restrictions on people. She also expressed concern that the Native American population was not being considered by Council. She asked that she be made aware of what was going to be on the agenda ahead of time, so that she can relay it to her people. Councilmember Northern stated that the agendas are available to the public 48 hours before the meeting and the community's responsibility does not end at the ballot box.
 - B. Bruce Royer stated that he moved to Blanding because of its "back woodsy quality." He is now ready to move out of the community if it becomes another Moab. He explained how there is a great need for affordable housing in Blanding and to require a carport or garage would complicate everyone's lives extensively. He stated that Council needs to allow people to use their own judgement.

- C. Notah Tahy expressed concern about the penalty portion of the ordinance. He did not understand why it was becoming a criminal matter if someone did not build a carport or garage. It was explained by Council that this is standard wording for any ordinance. Mr. Tahy then stated most Native Americans do not have the same earning capability as others and therefore cannot afford to build a carport or garage.

5. Miko Stringham, Drew Glover, and Tim Young from the San Juan High School FBLA Club then addressed the Mayor and Council regarding their attendance at the National FBLA Competition. They explained that they had each done well enough at the State level to qualify for this competition and asked Council to contribute \$500.00 to help them pay for their trip. The Mayor explained to them Mr. Webb would research the issue and let them know. Councilmember Mueller complimented them on their presentation and their professionalism.

6. Mayor and Council then decided not to participate in the UAMPS Survey that had been brought to them at the previous council meeting.

7. Regarding the Forest Service Permit for the Drywash line, Mr. Webb explained that the Forest Service sounded very positive. We will not sign the agreement with Blanding Irrigation until we know from the Forest Service. Mr. Black explained that it will be at least August before the Forest Service decides anything on this issue. Councilmember Bayles stated that Philip Palmer, City Engineer, feels very confident that this will go through. Winston Hurst agreed to do the archaeological survey, but needs \$50.00 for an application fee. Mr. Webb was given advise and consent by Council to issue this check to Mr. Hurst.

8. Jeff Black, General Services Director, discussed the dump reclamation and explained that they would like to do two more blasts which would be an additional cost of around \$2,000.00. This would save the County substantial bulldozer time. There was no permission needed as the money was already budgeted for this expenditure.

9. The Public Hearing for public comment on the budget began at 7:00p.m. Harold Lyman with the Chamber thanked Council for all the support they'd given the Chamber in the past. He also made Council aware of the next chamber luncheon which will be held on June 4, 1997. The manager of Bullfrog and Halls Crossing Marinas would like to come in and propose to Blanding's business people some kind of cooperative venture that would help both their businesses. After a discussion regarding the rules of the public hearing process, Councilmember Mueller then requested that the public hearing rules be revisited. Jeff Black stated he felt Council should start an escrow account to help the City's cause with the CIB when it comes time to upgrade the tunnel. Bruce Royer discussed the need for improvement and further maintenance of the City streets. Notah Tahy also expressed concerns with the streets and complimented the City Police Department on the fine job they're doing and asked Mayor and Council to give them the money they need to do their job. Maryleen Tahy asked Council to make room in the budget for cultural activities for Native Americans during the 4th of July Celebration. She

May 28, 1997 - continued

Page 3

explained that a big powwow has been organized for July 2 and they expect 2 to 3,000 people into the area. The public hearing closed at 7:15 p.m.

10. Councilmember Grover moved to approve the carport and garage requirement in the R-1 zone. The motion was seconded by Councilmember Benedict. Councilmember Mueller requested to have Philip Palmer's letter to Council be entered in the minutes.:

MY OPINION

Blanding City Officials

Probably in Blanding, the legality of zoning and land use regulation gets questioned as much as anywhere in the U.S. These local government laws are upheld on the basis that they benefit everyone - the community as a whole. The research and efforts of the volunteer members of the Planning Commission is recognized and appreciated.

Please consider once more the proposed ordinance changes that would dictate minimum house size and required carport or garage in the R-1 Zone. This type of language deviates quickly from benefiting the whole community.

Restrictions or covenants dictating size, style, materials and amenities are left to a land developer's taste to meet the goals of his particular subdivision development. They should not be regulated by a blanket ordinance covering an entire zoning district like Blanding's R-1 Zone. Not a proper restriction to be enacted by any local government.

If this recommendation was conceived to make an exclusive Residential Zone in Blanding, then the point of attack is misplaced. Blanding has adopted a very minimum number of Zoning Classifications or Districts. None of them could be considered "exclusive residential". For example, if a person built a \$200,000 home on a ½ acre lot with double garage, nothing could prevent the next door neighbor from building a duplex on a 100x100 lot. You all are aware of the stigma that goes with duplex rentals!

It may be goal worthy to consider adding some zoning designations that of themselves could be exclusive residential and would attract the builder with more resources. These could require larger lot sizes and disallow the duplex use.

Thank You.

Philip Palmer

May 28, 1997 - continued

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Voting on the motion was as follows:

Those voting 'AYE'

Councilmember Benedict

Councilmember Grover

Councilmember Northern

Those voting 'NAY'

Councilmember Bayles

Councilmember Mueller

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

11. Mr. Hosler then explained how the minimum dwelling sizes issue would be an adjustment to the 1978-1 zoning ordinance where currently there are no minimum dwelling size requirements in any zone. The changes would make 700 square feet the minimum requirement in the R-2 and Commercial zones, 1,100 square feet the minimum in the R-1 zone and no minimum in the Mobil Home zone. Councilmember Benedict moved to adopt the changes and the motion was seconded by Councilmember Grover. After some discussion Councilmember Mueller called the question on the motion. Voting was unanimous in favor of the motion. The abbreviated definition of changes to this ordinance are as follows:

MINIMUM DWELLING SIZES PER ZONE

**R-1 Residential size 1,100 square feet
Carport or garage required**

**R-2 Residential size 700 square feet
Carport or garage optional**

**C Commerical size 700 square feet
Carport or garage optional**

I Industrial No separate housing allowed

O Open space No housing allowed

**MH Residential No minimum size other than individual park rules or guidelines
Carport or garage optional**

12. Councilmember Benedict moved to accept the Modular Housing Ordinance as written and was seconded by Councilmember Grover. A short discussion followed and voting commenced.

Those voting 'AYE'

Councilmember Benedict

Councilmember Grover

Councilmember Mueller

Those voting 'NAY'

Councilmember Bayles

Councilmember Northern

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

ORDINANCE TO REGULATE MODULAR HOUSING IN BLANDING, CITY

WHEREAS, the cost of housing is increasing to the point of making stick built construction out of reach of many of Blandings citizens; and

WHEREAS, modular housing is a fast growing segment of the housing development in Blanding; and

WHEREAS, the health, safety and general welfare of the residents of Blanding require regulations governing the age, style, location and size of modular housing.

Now therefore, let it be ordained that the following requirements must be followed in regards to modular housing in Blanding City, State of Utah. By order of the Blanding City Mayor and Council.

Definition -- Modular housing shall include the following:

- A. **Trailer**, single-wide. (Zone allowed MH)
- B. **Double-wide** at least two sections a minimum of ten (10) feet wide. This does not include trailer with popouts or foldouts. (Zones allowed R-1, R-2, MH, C)
- C. **Fabricated (manufactured)** at least two sections a minimum of ten (10) feet wide. This does not include trailers with popouts or foldouts. (Zones allowed R-1, R-2, MH, C)

Definition -- Permanent Foundation. A permanent foundation is based on the following materials and requirements for Blanding City.

Materials allowed:

Concrete

Cement Block

Brick
Insulated concrete

Requirements:

Local building code.

Local frost protection for habitable structures.

Thirty (30) inches below finished grade subject to plan review.

Architect or Engineered stamped foundation plan still requires perimeter wall constructed of materials listed above.

Tie downs based on manufacturers recommendations to sustain a minimum 80 mph wind speed in Class "C" exposure. This must be submitted in the design specifications with other information required to obtain a permit.

12-900	Age of modular housing	Page 3
12-910	Style	Page 3
12-920	Location/Style/Size/Type	Page 4
	Setup inspection/Building permit	
12-930	Amendment process	Page 6
	12-931 Enforcement of Permits	Page 7
	12-932 Penalty	Page 7
	12-933 Validity	Page 7

12-900 Age of all Modular Housing

As of the adoption date of this ordinance, no modular housing older than 1976 and having a HUD label, sticker, tag or other HUD identification indicating that it was constructed to minimum HUD standards for health and life safety, shall be moved into Blanding City, moved within Blanding City or relocated in any fashion method or style.

12-910 Style

Different styles of modular housing will be allowed to locate only in certain zoning districts. Blanding City encourages pitched roofs and a good grade of

siding on all modular housing. All modular housing shall be secured and skirted or placed on a permanent foundation depending upon location and/or zoning district.

12-920 Location/Size

The location, style, size and type of modular housing allowed in each of Blanding Cities zoning districts shall be as follows:

R-1 Residential District

allowed:	yes
style:	pitched roofs, siding, stucco, brick, carport or garage required.
types allowed:	double-wides, fabricated, manufactured
size:	minimum of 1,100 square feet
foundation:	must have permanent foundation (see definition page 1)
location:	Allowed in any R-1 district not having restrictive covenants that prohibit that housing type or style.
building permit required:	yes

R-2 Residential District

allowed:	yes
style:	pitched roofs, siding, stucco, brick, optional: carport or garage.
types allowed:	double-wides, fabricated, manufactured
size:	minimum of 700 square feet
foundation:	must have permanent foundation (see definition page 1)
location:	allowed in any R-2 district not having restrictive covenants that prohibit that housing type or style
building permit required:	yes

C - Commercial

allowed:	yes
style:	pitched roofs, siding, stucco, brick Optional: carport or garage
types allowed:	double-wides, fabricated, manufactured
size:	minimum of 700 square feet
foundation:	must have permanent foundation (see definition)
location:	allowed in any Commercial district subject to a residential agreement of understanding being signed, and not having restrictive covenants that prohibit that housing type or style.
building permit required:	yes

I - Industrial district

allowed:	no
-----------------	----

O - Open space district

allowed:	no
-----------------	----

MH - Mobil Home District or Park

allowed:	yes
style:	flat or pitched roofs, metal siding, siding, stucco, brick optional: carport or garage.
types allowed:	single-wides, camp trailers, double-wides, fabricated, manufactured
size:	no minimum square footage required
foundation:	skirting and tie-downs subject to City approval.

* any trailer located for longer than 90 days shall be

	considered permanent and require skirting and tie-downs.
location:	allowed in any MH district or park subject to individual park rules and MH district not having restrictive covenants that prohibit that housing type or style.
setup insp required:	yes

RV - Parks

allowed:	yes
style:	Flat or pitched roofs, metal siding (subject to individual park rules).
types allowed:	camp trailers, all makes and models of RV's (subject to individual park rules).
size:	no minimum square footage required.
foundation:	not required
location:	allowed in any RV Park having a business license, subject to individual park rules.
setup insp. required:	no

12-930 Amendment Process

Any person may initiate a review and possible change to the modular housing ordinance. They must submit the proposed change(s) in writing with reasons for the requested change(s) listed with clear detail to the Planning Department. The Planning Department will review and submit to the Planning Commission any legitimate request for change. The Planning Commission may recommend a change(s) based on a review of the information submitted or may deny the request. If the Planning Commission recommends a change, that recommendation will go to the City Council who will set a public hearing date after advertising the proposed change(s) in a local paper at least two weeks prior to the City Council meeting or Public Hearing meeting.

12-931 Enforcement of Permits

No representative of Blanding City shall grant any permit or license for the use of any modular building if such use would be in violation of this ordinance.

12-932 Penalty

Now any person who shall violate any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine not exceeding four hundred ninety-nine dollars (\$499.00) or imprisonment in the County jail for three (3) months, or both fine and imprisonment for each violation.

12-933 Validity

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid in a San Juan County, State of Utah Court, such holding shall not affect the validity of the remaining portion of this ordinance.

Passed and adopted and ordered published by the Council of Blanding City, Utah this _____ day of _____, 199__.

13. Bret Hosler, City Planner, then updated the Mayor and Council on the progress of the GIS system. Mr. Webb explained that 36 of the 39 data layers are complete and that some changes need to be made by Sunrise Engineering.

14. After a lengthy discussion regarding the proposed Subdivision Ordinance, it was decided to advertise to hold the Public Hearing on this ordinance on June 25, 1997.

15. Councilmember Bayles then offered an apology to Mr. Hosler for the "pot shot" he took at him at the last work session meeting.

16. Chris Webb, City Manager discussed the following items with Mayor and Council:

- A. Asked if there were any questions on the financial disbursements. Councilmember Bayles asked that the name of the GL account be put on the check registers and also asked about the abundance of petty cash disbursements. Mr. Webb explained the report would be revised by Phil Acton's office. Councilmember Northern asked for a copy of the chart of accounts and Councilmember Mueller stated that she had verified every receipt.
- B. Then updated Mayor and Council on the Arts and Conference Center. Asked for a motion to give the Mayor approval to sign the amendment to the grant. This amendment contains extensions for start of construction from April 29, 1997 to October 29, 1997 and completion of the project from December 29, 1997 to August 29, 1998. Upon a motion from Councilmember Mueller and second from Councilmember Bayles to give the Mayor approval to sign the amendment to the grant, the motion was passed with unanimous voting.



U.S. DEPARTMENT OF COMMERCE
Economic Development Administration
DENVER REGIONAL OFFICE
1244 Speer Boulevard, Room 670
Denver, Colorado 80204-3584
(303) 844-4403 FAX (303) 844-3968

In reply refer to:
Project No. 05-11-02870

MAY 23 1997

AMENDMENT NO. 1

Mayor and City Council
City of Blanding
500 West 100 South
Blanding, Utah 84511

Ladies and Gentlemen:

This letter is to advise you that the Economic Development Administration offers to the City of Blanding, Utah an Amendment to Grant No. 05-11-02870 which was effective on August 29, 1996.

This amendment revises the Project Development Time Schedule, as set forth in Exhibit "A", Special Award Conditions of the Financial Assistance Award and provides an extension until October 29, 1997 for the start of construction and August 29, 1998 for the completion of construction of the project.

This Amendment hereby modifies the Project Development Time Schedule of the existing Financial Assistance Award as follows:

The Start of Construction is extended from April 29, 1997 to
October 29, 1997.

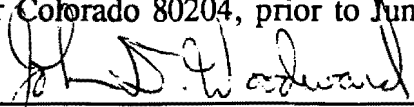
The Completion of Construction is extended from December 29, 1997
to August 29, 1998.

The Scope of Work is not changed by this Amendment. All terms and conditions of the General and Special Terms and Conditions other than those specifically modified in this Amendment remain unchanged.

If the provisions of this Amendment are acceptable, please sign both copies and return one copy to the Denver Regional Office. Retain the other copy for your files.

Amendment No. 1
EDA Project No. 05-11-02870
City of Blanding, Utah
Page 2

Your acceptance of this Offer to Amend the Financial Assistance Award should be indicated by the signature of your principal official, and certified to by an official other than the accepting official, on the signed copies of the Amendment. The acceptance copy must be returned to the Director, Denver Regional Office, Economic Development Administration, 1244 Speer Boulevard, Room 670, Denver, Colorado 80204, prior to June 23, 1997.

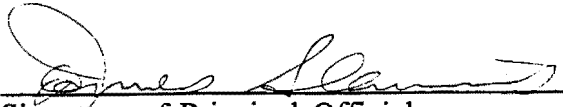


John D. Woodward
Regional Director

Acceptance:

The above amendment is hereby accepted this 29th day of May, 1997.

City of Blanding, Utah



Signature of Principal Official

James Slavens

Printed Name

Certification:

Signature

Printed Name

- C. Councilmember Bayles moved to allow the Mayor to sign the resolution regarding the condemnation of the easement on the Ute Tribe land by the airport. The motion was seconded by Councilmember Grover and voting was unanimous in favor of the motion.

BLANDING CITY
CONDEMNATION RESOLUTION NO. 1997-4

At a regular meeting of the Mayor and City Council of the City of Blanding, held on the 28th day of MAY, 1997, at 7:00 p.m., the following Condemnation Resolution respecting the acquisition of an easement to limit the obstruction of a flight path corridor at the Blanding Municipal Airport, 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 declares that:

The public interest and necessity require the acquisition and completion by the City of a public improvement, namely: the a flight path easement and corridors to provide a Runway Protection Zone at the Blanding Municipal Airport. The public interest and necessity require the acquisition and immediate occupancy for said public improvement of the real property or interests therein described.

Said proposed Runway Protection Zone is planned and located in the manner which will be most compatible with the greatest public good and the least private injury as provided in Chapter 34 of Title 78, Utah Code Annotated, 1953.

The expansion and upgrade of the Blanding Municipal Airport requires additional setbacks and Runway Protection Zones for the glide path of aircraft and for the safety of landing and taking off

of aircraft at said airport. One said parcel of property required for a Runway Protection Zone is Parcel #18, which is described in the Exhibit attached hereto and by this reference made a part hereof.

The City shall obtain, and the Mayor is directed to engage, the services of an appraiser to determine the cost of acquisition of such easement in the form of a Runway Protection Zone Easement. The City hereby authorizes the Project Engineer, 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 Federal Aviation Administration funding and loans and any requirements of said Federal agencies.

BE IT FURTHER RESOLVED by the Mayor and City Council of the City of Blanding that its project Engineers, Attorney and any member of the Governing Board of the City, shall be instructed and required on behalf of said Board:

To negotiate with the land owners and holders and owners of any interest described in Exhibit "A" (Easement 18) 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, lands, land rights and appurtenances which are required. The interest to be acquired shall include easements described in Exhibit "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 Exhibit "A" and from prior such acquisition to be effected in a manner which will give the City of Blanding the total, absolute, claim-free and title encumbrance-free and the unqualified right to construct and maintain an airport, together with the appropriate Runway Protection Zones as required by Federal regulations and laws as may be deemed necessary by the Federal Aviation Administration, the Utah Division of Aeronautics and the Project Engineer and said acquisition shall be free and clear of all adverse claims, interests, easements, entitlements or asserted or claimed entitlements which may burden the property described in Exhibit "A".

If such unencumbered title to the easement described on the Exhibit cannot be acquired through negotiated settlement or purchase, then the attorney is instructed to proceed as hereinafter set forth:

(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 above set forth;

(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 the City of Blanding and its Mayor and Council to take immediate possession in the use of said real property or interests in real property for easements and rights-of-way for a Runway Protection Zone, improvements and construction of airport upgrades and improvements, and for purposes incidental thereto.

BE IT FURTHER RESOLVED that a tender shall be made equal to seventy-five per cent (75%) 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, which the City of Blanding by this Resolution is authorized to acquire is described in the Exhibit attached hereto and annexed incorporated by reference to this Resolution. The sole property owners of Parcel #18 is the Ute Mountain Ute Indian Tribe. This Resolution shall be effective immediately, whether or not said Exhibit 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.

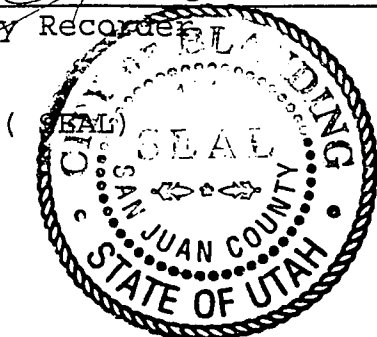
APPROVED AND ADOPTED this 28th day of MAY, 1997.

CITY OF BLANDING

By James Davis
Mayor

Attest and Countersigned:

By Chris Webb
City Recorder



- D. Councilmember Grover moved to reopen the 1996-1997 budget to make line item reallocations and the motion was seconded by Councilmember Mueller. Voting was unanimous in favor of the motion.

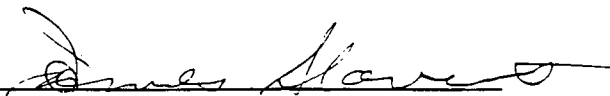
RESOLUTION 1997- 5

A Resolution opening and adjusting the FY97 General Fund Budgets as follows:

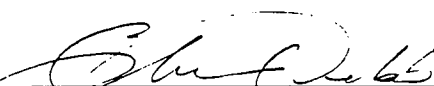
	FY97 Budget	Adjustments	
Mayor/Council	23,096	2,500	25,596
Justice Court	26,367	-0-	26,367
Administration	34,814	23,000	57,814
City Attorney	12,000	6,000	18,000
Planning & Zoning	40,577	-0-	40,577
Police Department	313,190	-0-	313,190
Fire Department	38,691	-0-	38,691
Streets & Highways	139,050	-0-	139,050
City Engineer	36,047	-0-	36,047
Parks & Recreation	69,901	20,000	89,901
Airport	33,310	-0-	33,310
 Expenditure Total	 767,043	 51,500	 818,543
 County Grants Revenue	 40,000	 51,500	 91,500

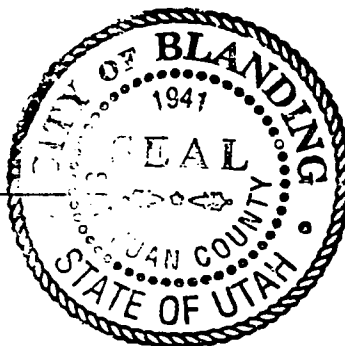
The City Administration in connection with the City Auditor is authorized to make line item transfers within the FY97 Department approved budgets as necessary.

PASSED ADOPTED and APPROVED this 28th day of May, 1997.


 James K. Slavens
 Mayor

ATTEST:


 Christopher D. Webb
 Recorder



- E. Asked Mayor and Council to readdress the issue of sending late notices to citizens who had not paid their utility bills by the 10th of the month. Mr. Webb explained that we are not following this policy and asked that it be changed due to the extra cost. Councilmember Mueller asked to have this investigated before any action is taken on this issue due to the fact there may be a State requirement regarding the number of notices that must be sent before disconnection. Mr. Webb was asked to do so and return to Council with his findings at a later meeting.

- F. After a lengthy discussion regarding fireworks, Councilmember Mueller moved to purchase \$2,500.00 worth of fireworks out of the 1996-97 budget. The motion was seconded by Councilmember Benedict. Voting was as follows:

Those voting 'AYE'

Councilmember Benedict

Councilmember Mueller

Councilmember Northern

Those voting 'NAY'

Councilmember Bayles

Councilmember Grover

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

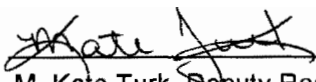
17. Mike Halliday, Chief of Police reported on the following items:

- A. Made Mayor and Council aware Danny Flannery had been in Salt Lake for gang training for the last month and that he had ridden with the gang task force several nights.
- B. Explained that a mountain lion had been tracked and tranquilized and released into the wild on Memorial Day.
- C. Explained that at the beginning of July last year they entered into a drug task force in the county. There was \$6,000.00 budgeted and spent on this project and he justified that expense with the following information:
1. In Blanding, there were 33 arrests made of which 3 were misdemeanors and 30 multiples felonies - 1st, 2nd or 3rd degree.
 2. 30 other arrests were made in conjunction with this including individuals from Monticello, Moab and Cortez.

18. The request by the students from the FBLA was then revisited. It was decided after some discussion that the City would not donate any money, but would help with suggestions for fundraising.

Meeting adjourned at 9:10p.m.

Signed


M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
MAY 14, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens
City Councilmembers: Randee Bayles
K.C. Benedict
Merlin Grover
Lou Mueller
Mike Northern
Administrator: Chris Webb
Clerk: M. Kate Turk
Planner: Bret Hosler
Engineer: Philip Palmer
General Services Director: Jeff Black

Others Present: Neil Joslin, Phil Mueller, Harold Lyman, Arlene Lyman, Dan Hurst, Maryleen Tahy, Notah Tahy, Andrea Kaspar, Misty Cosby, Angela Bradford, Kay Johnson, John Hawes, Ted Royer, Craig Halls.

1. The prayer was offered by Harold Lyman.
2. The Pledge of Allegiance was recited.
3. The minutes of the April 23, 1997, meeting were unanimously approved upon a motion from Councilmember Bayles and second from Councilmember Mueller.
4. Chamber of Commerce Update - Harold Lyman:
 - A. Made Mayor & Council aware that are moving ahead with July 4th celebration plans. The parade chairman will be Gerald Gappmayer and the theme will be "The Spirit of Pioneering."
 - B. Asked if anything had been decided regarding his proposal to organize a centennial celebration committee? Mayor Slavens then accepted to be named Honorary Chairman and then assigned Councilmember Mueller to be the actual chairman of this committee, which she accepted. Mr. Lyman also asked to have some money budgeted for this celebration.
 - C. Explained that the State of Utah would help finance the writing and publication of the City History. Mr. Lyman asked that a little money be budgeted by the City for this project. The Mayor then asked Mr. Webb to add this to the tentative budget for discussion.

- D. Made Mayor and Council aware that Las Vegas will be celebrating their centennial the same year as the City of Blanding. Mr. Lyman explained that it might be a good idea to establish sister city relationships with any cities nationwide that would be celebrating this same year.
- E. Showed a map from the State of Utah with population estimates of growth from 1995 to 1996. This map shows our area to have had negative growth, statistics which Mr. Lyman questioned.
- F. Expressed appreciation to all those who participated in the clean-up day on May 10. The program continues on May 17, of which would concentrate on Cemetery clean-up.
- G. Commended Councilmember Benedict on the fine presentation she made to the San Juan County Economic Development Board the previous evening. Also, stated that Mr. Hosler, City Planner, contributed a great deal to the discussion. Mr. Lyman then made Mayor and Council aware that the Board had allocated \$9,000 to the Dinosaur Museum to help them continue with their remodeling and upgrade project.

5. Ms. Andrea Kaspar, Blanding Citizen, addressed Council regarding her sidewalk improvement. She expressed appreciation for how soon it was completed. She also wanted Council to be aware that the City crew did an excellent job on her property.

6. Misty Cosby and Angela Bradford, members of the San Juan High School girl's softball team asked Mayor and Council if they would like to purchase tickets for a raffle they were holding. They explained they would be playing in the quarter finals the next day and all wished them luck.

7. The Public Hearing on the CRISP Integrated Resource Plan was opened at 6:17 p.m. Mr. Webb explained that the Integrated Resource Plan is a plan that's required by CRISP, one of the city's power providers, that we submit on an annual basis. Then gave the floor to public comment. Hearing none, Mr. Webb then stated that this plan was prepared by UAMPS. The public hearing closed at 6:25 p.m. Councilmember Northern was asked to study the plan.

8. Mr. John Hawes invited all to the Lehi Public Power meetings that will be held on August 18, 19, and 20. The theme will be about what you can do in the City to prepare yourselves for the competition. Mr. Hawes expressed his appreciation to the City of Blanding and explained that UAMPS is an extension of the City staff and if there are any questions to please call UAMPS.

9. Mr. Kay Johnson, reported on the following items:

- A. DWORSHAK Hydro Electric Project in Idaho. Explained that the engineers had met with UAMPS and gave the go ahead to complete consensual design. This will be a new resource of power that the City will have the opportunity to participate in.
- B. Presented Mayor and Council with the signed Energy Distribution and Wheeling contracts and the 1,000 KW contract. These contracts are for a five year period of time.

- C. Explained that UAMPS have adopted a program called SDS or Satisfaction Development Systems. UAMPS has hired a firm to complete surveys to find out how people feel about them. There is a ten percent discount for all UAMPS members to participate. The cost will be approximately \$3,600. Mr. Johnson highly recommended that the City participate in this project. After lengthy discussion, this item was tabled and Mr. Webb was directed by the Mayor to put it on the May 28, 1997 agenda for action to be taken then.
- D. Councilmember Bayles expressed his appreciation for UAMPS. Mr. Johnson then explained that we would not have the power company today if we had not gotten into UAMPS.

10. The Public Hearing on Modular Housing opened at 7:00 p.m. Mr. Hosler explained that this is a proposed ordinance and changes to the 1978-1 zoning ordinance in regards to minimum dwelling sizes for all districts. All residential development in the R-1 zone would require a carport or garage regardless of type of construction. The floor was then opened for public comment. Mr. Ted Royer then addressed Mayor and Council on his concerns. He stated that he disagreed with the carport or garage requirement, he also disagreed with the minimum square footage requirement of 1,100 square feet in the R-1 zone. Regarding the penalty, he stated it was a "crackpot kind of a thing." He asked Council to reconsider this ordinance and make some changes. Arlene Lyman, Chairperson of the Planning Commission then addressed Council. She stated that she had signed up to speak just in case someone had any questions. She explained the Planning Commission had spent many hours on this ordinance, researching and thinking it through. The public hearing closed at 7:13 p.m. The Mayor then asked Mr. Webb to put the Public Hearing process on the agenda for discussion.

11. Mr. Philip Palmer, City Engineer addressed the Mayor and Council on the following issues:
- A. Explained that Mr. David Marble from the State Engineer's Office was here to inspect the third reservoir. He made a list of corrections that needed to be made. We have not received a formal copy of that list yet. Mr. Palmer explained that the City did get permission to fill the reservoir and it is being filled at this time. After a lengthy discussion regarding the enforcement of the late penalty on the contractor, it was decided that Mr. Webb would research the numbers on the penalty and come back to Council at the next meeting.
 - B. Made Mayor and Council aware that there are many unhappy golfers regarding the road to the City Golf Course. Mr. Palmer stated that there was a possibility of rerouting this road, but there was no money at this time to do this. Mayor Slavens stated that he talked to the County Transportation District and they made him aware they would be interested in the City coming to them to ask for help on this project. It was decided that Mr. Palmer would work with the contractors to have them smooth out this road for maintenance use and that he and Mr. Black would work out a way to make a parking lot for the golfers.

- C. Let Mayor and Council know that he would be meeting with the Forest Service at 1:00 on May 15 regarding the surface line to collect up Dry Wash Flow. He stated that the City will have to hire our own archaeological consultant for this project and that Winston Hurst had volunteered his services. Mr. Palmer will find out if they'll accept his report.
 - D. Explained that the airport construction would begin on June 1.
 - E. Mr. Webb asked Council if they were ready to have Mr. Halls, City Attorney, begin condemnation proceedings. Advise and consent was given to begin these proceedings by Mayor & Council.
12. Mr. Bret Hosler, City Planner advised Mayor and Council on the following issues:
- A. Stated that he and Mr. Webb met with Blue Mt. Dine's developer, Mr. Sam Williams regarding their planned unit development. Mr. Hosler made Council aware that Planning and Zoning would be discussion this issue at their meeting the next evening. The foundation that Mr. Williams is suggesting does not meet the City's requirements.
 - B. After a lengthy discussion regarding the proposed changes to the Restrictive Covenant, Councilmember Mueller moved to adopt the new Restrictive Covenant which includes all utilities. Councilmember Bayles seconded the motion and it was unanimously approved.
13. Mr. Jeff Black, General Services Director, explained and/or discussed the following items:
- A. Regarding the City Dump Reclamation, the contract will be assigned to Vern Shumway with Poor Boy Mining.
 - B. Councilmember Northern stated that he talked to Rick Bailey regarding the Transfer Station and Mr. Bailey made him aware that the hold up is the porta potties and the electrical power. Mr. Black stated that the power is there, but the City has not hired anyone to operate the Transfer Station. It was discussed to have City employees rotate to run this.
 - C. Presented the monthly gas and water reports for April.
 - D. Asked Council for opinion regarding the County digging out streets and if the new Super 8 motel was top priority. After lengthy discussion, advise and consent was given to Mr. Black to make the decisions regarding which streets to do first.
14. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:
- A. Asked if there were any questions on the disbursements? Councilmember Bayles asked that the check registers show the GL accounts. Mr. Webb stated that a different report could be printed to show these and it would be done in the future.
 - B. Have submitted the necessary paperwork to the EDA for the College to be co-applicant on the grant as well as new site information. The Board is in the process of trying to find additional money for equipment and have met with the County Economic Development Board and Rural Development. Mr. Brookie, the architect on the project, walked the new site today and was very excited about it.

- C. Explained that Baker Sanitation had come to the City with a proposal to renew their contract for solid waste for five years. This contract would raise the rates from \$9.40 to \$9.93. After lengthy discussion it was decided to renew the contract with Baker for five years and for the first year to leave the rates where they are presently. This would also include an option to cancel and review each year.
- D. Discussed the schedule for budget sessions with Mayor and Council. He then went over the new budget format to explain how it worked.

15. Councilmember Grover moved to retire to executive session. Upon a second from Councilmember Bayles and unanimous voting, the motion was declared passed.

16. Council retired to executive session at 9:07 p.m. and returned from executive session at 10:00 p.m.

17. Discussion began to review the budget. Mr. Webb explained the new format and how to use the budget, at the request of Council. Council then began a review of all personnel salary allocations as presented by Mr. Webb. During the discussion, Mr. Webb's performance was discussed after Mr. Webb presented a list of accomplishments over the last 5 months. Mr. Webb then asked if the Council would consider taking him off probation. A motion was made by Councilmember Mueller and seconded by Councilmember Northern that Chris Webb, City Manager, be taken off probation and the salary increase be approved as presented in the budget. The motion was approved by unanimous vote.

18. After a lengthy discussion regarding Bret Hosler, the salary allocations were approved as presented with the following exceptions:

- A. Diane Bradford be given a normal 3% COLA adjustment taking her salary to \$17,366 a year instead of \$18,000 a year as proposed.
- B. Bret Hosler be given a 7% increase taking him from a proposed annual salary of \$38,353 to \$36,761 a year.
- C. Since Bryan Sisson will be leaving the City it was decided to leave his salary at it's current level rather than give him the COLA adjustment as proposed.

19. After a discussion regarding Ann Hawkins' hours, tardiness and time card, it was decided to have Mike Halliday, Police Chief, approach her to see that she is on time. Mr. Webb was asked to follow up with Chief Halliday on some questions regarding invoices and the police petty cash process, then to report to Councilmember Mueller. It was also discussed to have Chief Halliday let Mr. Webb know if he would like to be on the Council agenda each time.

Meeting adjourned at 11:00 p.m.

Signed


M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
APRIL 23, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

City Councilmembers: Randee Bayles

K.C. Benedict

Merlin Grover

Lou Mueller

Mike Northern

Administrator: Chris Webb

Clerk: M. Kate Turk

Planner: Bret Hosler

Engineer: Philip Palmer

Others Present: Neil Joslin, Phil Mueller, Harold Lyman, Danny Fleming, Arlene Lyman, Dan Hurst, Gail Glover, Bryan Snow, Doyle Collings, Lynn Lee, Sandra Dutson, Mike Bradford, Gary Guymon, Robert Hosler, Maryleen Tahy, Craig Halls.

1. The prayer was offered by Lynn Lee.
2. The Pledge of Allegiance was recited.
3. The minutes of the March 26, 1997, meeting were unanimously approved upon a motion from Councilmember Bayles and second from Councilmember Mueller.
4. Mr. Webb made Mayor and Council aware that Roy Rasmussen is requesting to come to Council and discuss ULGT. The item was tabled until the next meeting.
5. Mr. Bryan Snow, newly appointed director of the Utah Small Business Development Center in Blanding addressed the Mayor and Council. He stated the SBDC has made a commitment to become the leader in facilitating small business development in both start-up and existing businesses. They will provide counseling and training for these businesses. They are looking forward to having a good working relationship with the City of Blanding. Mr. Snow requested that the City participate by making a \$5,000 donation. Advise and consent was then given by Mayor and Council for Mr. Webb to add the \$5,000 donation to the tentative budget for discussion.

6 Mr. Lynn Lee, Dean of Resource Development at CEU-SJC, addressed the Mayor and Council regarding statements that have been made inferring that the College had not kept its commitments regarding the National Guard Armory and the installation of the equipment. He made them aware that it was never their responsibility to install this equipment only to buy it. Gail Glover stated she had called Colonel Matthews and he had explained to her that the National Guard would install the equipment. Harold Lyman reported that the equipment had been installed through an Eagle Scout Project.

7 Mr. Harold Lyman, Chamber of Commerce, then addressed/discussed the following items with Mayor and Council:

- a. Recommended that the City form a Centennial Celebration Committee to begin work on some major events leading up to the City of Blanding's Centennial. He suggested that the Mayor be the honorary chairman and he appoint a councilmember to be on the committee. The Mayor felt like it was an excellent idea.
- b. Requested \$2,500.00 from the City to support economic development activities and to help with the Chamber's base operating budget. Mr. Gary Guymon then addressed Council and asked that they seriously consider Mr. Lyman's request.
- c. The Mayor asked that Mr. Webb add the Chamber's request to the tentative budget and stated fireworks also needed to be added this year.

8. Mr. Philip Palmer, City Engineer, then discussed the following items with Mayor and Council:

- a. Explained that authorization needed to be given for the Mayor to sign the contract for LeGrande Johnson to begin construction on the apron rehabilitation at the airport. Councilmember Bayles moved to authorize the Mayor to sign the apron repair contract. Second was given by Councilmember Grover and voting was unanimous in favor of the motion.
- b. Councilmember Bayles complimented Mr. Palmer on the detailed report he made to the airport committee the previous evening, regarding his attendance at the airport conference. Councilmember Bayles said Mr. Palmer's report was excellent, indicating that Mr. Palmer received a lot of valuable training at this conference.

9. Mr. Bret Hosler, City Planner, addressed the Mayor and Council regarding the following items:

- a. Planning and Zoning Commission update. The Blue Mt. Dine housing project is moving ahead. He was expecting a fax from them providing a new proposal but had not received it as yet.

- b. Stated that several revisions had been made to the modular housing ordinance as discussed at the prior Council meeting. A specific section was added for RV Parks which eliminated any foundation requirement and the setup inspection requirement. Mr. Hosler was authorized by Mayor and Council to schedule a public hearing on the modular housing ordinance for May 14 at 7:00 p.m.
 - c. A lengthy discussion ensued regarding the sub-division ordinance and the City's participation in streets. It was decided that the participation in streets would remain in the ordinance. It was also recommended that Mr. Hosler and Mr. Webb make minor revisions to this ordinance, including the time frame for reviewing of the ordinance, and present it at the next Council meeting.
 - d. Discussed the restrictive covenant and the proposed changes, which include all utilities in the restrictive covenant. Mr. Hosler stated that David Church, Attorney for the Utah League of Cities and towns told him that this was within our legal limits as a city. After some discussion it was decided that Council should spend some time looking at this and then discuss it later. This item was tabled until the next Council meeting.
 - e. Explained that the Highway project from Shirttail Corner to White Mesa was moving ahead and should be completed this summer.
10. Mr. Chris Webb, City Manager, discussed and/or explained the following items:
- a. Made Council aware that the County had pulled off the dump cleanup temporarily. Received use permit for additional materials from the BLM, without anything legally binding that the City has to do as far as the BLM is concerned. The County is in the process of getting power to the shack at the Transfer Station and also installing a latrine. Mr. Webb asked for authorization to readvertise for the position opening at the Transfer Station. He also stated that he felt the Transfer Station should be open within 30 days.
 - b. Informed Council that Mr. Craig Halls, City Attorney, was asking the City to pay his fees and expenses to attend the Utah Municipal Attorney's Conference. After tabling the issue until Attorney Halls could be present, Council decided it was in the City's best interest to have Mr. Halls attend. Advise and consent was given by Mayor and Council.
 - c. Utah League of Cities and Towns is offering a grant writing seminar on May 23, 1997. Mayor and Council gave advise and consent for Mr. Webb to attend this meeting if, after further checking into this, he feels it would be beneficial.
 - d. Speaking as a citizen, Councilmember Grover requested that the City pay \$334.00 for water valves to be installed on the property he leases from the City. After a lengthy discussion it was decided that Mr. Grover should install the valves and deduct \$334.00 from the 25% profit the City will receive on his crop, in accordance with the contract agreement.

- e. Made Council aware that Mr. Ray Palmer had requested that the money be budgeted to install street lights on 800 South. After a discussion regarding street lights all over town, it was decided that Mr. Mike Hayes with UP&L, should be contacted to do some planning on street lighting. It was also decided that it would be necessary to project some expenses for street lighting into the budget.
- f. Councilmember Mueller moved to deed the Hunt and Cook homes located on the CEU Campus to the college subject to the CIB approving the assumption of the loan by the college. Second was given by Councilmember Bayles. The voting was unanimously in favor. Gail Glover, Dean of Administration and Student Services at CEU, requested a letter confirming the motion from the City. Mr. Webb was asked to draft the letter for the Mayor's signature.
- g. Informed Council that he had been appointed to the Safe Drinking Water Board. Councilmember Mueller stated that Mr. Webb's appointment will be a great asset to the City.
- h. Pursued assuming former City Administrator, Norman Johnson's seat on the Joint Highway Committee. Reported he was approved to take Mr. Johnson's place.
- i. Discussion a \$211,000 loss of revenue to the City from electric billings due to an error in the demand rate. Mr. Webb explained that apparently this portion of the billing process was missed when data was re-entered after the computer crashed in January of 1996. A claim has been made against the treasurer's bond, in hopes of recovering losses up to the bond limit of \$158,000. The discrepancy was discovered by City Clerk, Katie Turk. Mayor Slavens stated that Mrs. Turk should be commended for discovering the problem and preventing any further loss to the City. It was decided to present Mrs. Turk with a gift certificate for dinner for two, and a letter from the Mayor recognizing her for a job well done. Councilmember Northern felt that a letter should be sent to large electric customers explaining the underbilling and why their bills would now go up. He also stated that the letter should be apologetic and that he and the Mayor would sign it.
- j. After some explanation, advise and consent was given to Mr. Webb to transfer \$30,000 from the General Fund account to the Arts and Conference Center as a loan until the funding comes through.
- k. Explained to Mayor and Council that as part of the pursuing of the moving of the Arts & Conference Center, there were some additional requirements. The college would need to be co-applicant on the grant. After further discussion, Councilmember Benedict made a motion to add the college as the co-applicant on the EDA grant. With a second from Councilmember Mueller, the voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Benedict
Councilmember Grover
Councilmember Mueller

Those abstaining

Councilmember Northern

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

- I. After lengthy discussion regarding the Third Reservoir/Dry Wash agreement, Council asked that the issue be tabled until later so as for further research. Advise and consent was given that water distribution and storage continue as if this agreement was in place.

11. Councilmember Bayles then explained regarding the well issue, when you appropriate water from the State of Utah you have to file an application, then you have to put that water to beneficial use. If you don't do this the State will come in and condemn that and take it away from you. All the City did was file for an extension of time in order to keep control of these wells and to keep our water right up. These are not new wells.

12. Councilmember Mueller reported on the SJ County Health Care District board meeting held the previous evening. She stated that the District was proceeding with architectural drawings for a new clinic, and investigating purchasing land in Blanding. The District indicated it would ultimately be this Council's decision as to whether they would continue or not. They also stated, for the first time, that they would not compete with American Surgicare. Councilmember Mueller explained to the District that when they had completed the drawings and needed to make a decision on spending more money on the project, that they should then seek this Council's position. Mr. Webb felt a letter should be sent to the District now, indicating that the City was in favor of the District moving ahead with the project. After some discussion the Mayor polled the Council. Councilmembers Bayles, Northern and Benedict agreed. Councilmembers Mueller and Grover disagreed. The Mayor directed the letter to be drafted for his signature and ended further discussion.

13. Councilmember Mueller stated a letter had been received from Renee Pincock and asked if we had responded to her letter and if so she would like a copy of that response. Mr. Webb stated that we had responded to her letter. Councilmember Mueller then requested that Council be copied on all responses.

14. Councilmember Grover stated he had just returned from attending the Southeastern Utah Association of Governments (AOG) meeting in Price. He stated he wanted the media to know that the AOG intends to spend \$800 on advertising to notify the public that they have small business start-up loan money available.

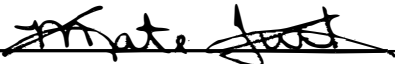
15. Councilmember Mueller moved to retire to executive session and extend the meeting to 10:30. Upon a second from Councilmember Bayles and unanimous voting, the motion was declared passed.

16. Council retired to executive session at 9:55 p.m.

April 23, 1997 - continued
Page 6

17. Council returned from executive session at 11:25 p.m.

Meeting adjourned at 11:25 p.m.

Signed 
M. Kate Turk, Deputy Recorder



CITY OF BLANDING

50 WEST 100 SOUTH BLANDING, UTAH 84511 (801) 678-2791

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Blanding City Council will hold a public hearing on May 14, 1997 at 7:00 p.m. in the Blanding City Hall, 50 West 100 South Street, for the purpose of allowing all interested and concerned parties the opportunity to be heard (either orally or in writing) relative to the following proposed **Modular Housing Ordinance** and amendments to the Blanding City Ordinance No. 1978-1 (Zoning).

1. Minimum single family dwelling sizes for all zoning districts.
2. That all residential development in the R-1 zone require a carport or garage regardless of type of construction.

All questions and requests for additional information should be directed to Blanding City Planner.

By order of the Blanding City Mayor and Council.

Bret Hosler
City Planner

Published in the Blue Mt. Panorama April 30, May 7, May 14, 1997.
Published in the San Juan Record April 30, May 7, May 14, 1997.

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
MARCH 26, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present: City Councilmembers: Randee Bayles
K.C. Benedict
Merlin Grover
Lou Mueller
Mike Northern
Administrator: Chris Webb
Clerk: M. Kate Turk
Planner: Bret Hosler
General Services Director: Jeff Black
Engineer: Philip Palmer

Absent: Mayor: James K. Slavens

Others Present: Neil Joslin, Phil Mueller, Johnny Shumway, Harold Lyman, Danny Fleming, Sandra Asbury, Kay Johnson, Norman Nielson, Gary Reynolds, Arlene Lyman, Dan Hurst, Steve Olsen, Monty Mendenhall, Bill Redd.

1. The prayer was offered by Bret Hosler.
2. The Pledge of Allegiance was recited.
3. The minutes of the March 12, 1997, meeting were unanimously approved upon a motion from Councilmember Mueller and second from Councilmember Bayles.
4. Mr. Gary Reynolds from the Forest Service then addressed the Council regarding the possibility of the City of Blanding taking over the Nizhonii Campground. After much discussion, advise and consent was given to Mr. Reynolds to pursue a land exchange with the City for the campground.
5. Mr. Norman Nielson stated that a committee for City Cleanup would like to have two clean up days. May 10 and May 17. Mr. Neilson asked for Council's approval on these days. After a short discussion, Mayor Pro-Tempore Northern stated he felt that these days would be fine.
6. Sandra Asbury, San Juan County EMS made Council aware that they were going ahead with the installation of the heliport next to the Four Corners Regional Care Center. Council had approved it over two years ago and EMS just wanted to make sure it was still alright. Ms. Asbury was given consent by Council to proceed with the project.

7. Harold Lyman with the Chamber of Commerce then discussed the following items with Council:
 - A. Thanked Mayor Pro-Tempore Northern for his presentation at the Community Leadership Conference and also other members of Council who participated.
 - B. On April 9, Walt Dabney, National Park Services Director will be speaking at a luncheon meeting.
 - C. On April 23, Roger Crawford, Community Relations Advisor for Mobil Oil will be speaking at a luncheon meeting.
 - D. Working on the Birthday Party Celebration which will be held on April 5 and April 7. The Committee will continue each year and plan bigger and better things until the 100th Party in 2005.
 - E. Councilmember Northern then thanked the Chamber for allowing him to speak at the Conference. Councilmember Mueller stated that it was an outstanding conference and the Chamber's hard work was very appreciated.
8. Mayor Pro-Tempore Northern then turned the time over to Kay Johnson for the Power Board Meeting. Mr. Johnson explained and/or discussed the following items with Council:
 - A. Suggested to Council that Mr. Webb attend the UAMPS meetings on April 16, 1997. Advise and consent was given by Council for Mr. Webb to attend.
 - B. Reviewed in detail the history of the City of Blanding joining UAMPS.
 - C. Presented Wheeling Contract for signature and after lengthy discussion, Mayor Pro-Tempore Northern moved to authorize the Mayor to sign the contract. A second was given by Councilmember Mueller and the voting was unanimous in favor of the motion.
 - D. Stated that a public hearing needed to be advertised for the CRISP Integrated Resource Plan. Also, stated that he felt they would not need to have a Power Board Meeting next month and Council agreed.
 - E. Mayor Pro-Tempore Northern asked if the City was online to have the Hazard Hamlet come to our schools. Mr. Webb stated that UAMPS would provide the equipment, but not the staff to present it. Mayor Pro-Tempore Northern felt like there would be no problem in finding someone to present this and asked Mr. Webb to please schedule the Hazard Hamlet, if possible, for the schools at the beginning of the next school year.
9. Bret Hosler, City Planner then updated the Council on the following items:
 - A. Made Council aware that the Planning and Zoning Commission would like to present the Council with Ken Bradford's name to fill the vacancy on that board. The Council recommended to the Mayor that Ken Bradford fill this seat on the Planning and Zoning Commission.
 - B. Presented the Modular Housing Ordinance to Council for discussion. After lengthy discussion, it was decided that the Planning Commission would take this ordinance back and rework several items.
 - C. Presented the Subdivision Ordinance to Council for discussion. Due to the complexity of this item, it was tabled until the next meeting so as to allow for all to read and research.

10. Jeff Black, General Services Director discussed the dump closure in detail with the Council. He stated that they were making progress. Mr. Black also mentioned that he felt it was a good possibility the transfer station will be open within a week to ten days.

11. Chris Webb, City Manager, discussed and/or presented the following items:

- A. Asked for Council's approval to advertise for a transfer station attendant. This would be a part time position consisting of 16 hours a week at \$6.00 an hour. He also asked for approval on the following dump fee rates. The rates that were discussed were \$5.00 per pickup load and each City customer already paying a sanitation fee to the City would receive one free dump when they presented their utility bill at the transfer station. There would also be a \$40.00 card available that would give the purchaser unlimited dumps for one month. Advise and consent was given on both the advertisement for the transfer station attendant and the rate schedule.
- B. Stated that the Arts & Conference Board met with both colleges and the College of Eastern Utah was very interested in the proposal to move the Center on site. Advise and consent was given for the Board to pursue this avenue. It was also asked of Mr. Webb to request a letter of intent from both CEU and the San Juan Foundation be sent to the City regarding this proposal.
- C. Asked for advise and consent for Jeff Black to sit on the water board and for Danny Fleming to become the Ditch Master. Mr. Webb made Council aware that it had been suggested for each of the other two entities, San Juan Water Conservancy District and Blanding Irrigation Company, to pay the City \$200 per week for Mr. Fleming's services. Advise and consent was given by Council.
- D. Turned the time to Merlin Grover regarding his water tap proposal. Mr. Grover asked that the valves be put on the pipes on the Christensen property. Mr. Fleming was asked to research the cost on this and return to Council with numbers at the next meeting.
- E. Regarding the Water Tap Resolution - 1996-3 review, it was decided that due to litigation this item would be discussed in executive session later this evening.

12. Mayor Pro-Tempore stated that he would like to open a line of communication with Council regarding the possibility of the City taking over Recreation. After lengthy discussion, Mr. Webb was asked to research this item and see what the economic advantages may be.

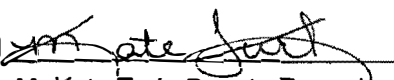
13. Upon a motion from Councilmember Mueller and second from Councilmember Bayles, it was unanimously approved for Council to retire to executive session.

March 26, 1997 - continued

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14. Council retired to executive session at 9:24 p.m.
15. Council returned to regular session at 10:28 p.m.

Meeting adjourned at 10:28 p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
MARCH 12, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

City Councilmembers: Randee Bayles
K.C. Benedict
Merlin Grover
Lou Mueller
Mike Northern

Administrator: Chris Webb

Treasurer: Bryan Sisson

Clerk: M. Kate Turk

Planner: Bret Hosler

General Services Director: Jeff Black

Others Present: Neil Joslin, Phil Mueller, Johnny Shumway, Harold Lyman, Danny Fleming, Bill Boyle, Craig Ambrosiani.

1. The prayer was offered by Bryan Sisson.
2. The Pledge of Allegiance was recited.
3. The minutes of the February 12, 1997, meeting were approved upon a motion from Councilmember Bayles and second from Councilmember Mueller. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Benedict
Councilmember Mueller
Councilmember Northern
Councilmember Grover

Those abstaining

4. Mr. Craig Ambrosiani, Executive Director of San Juan Health Care Services (SJCHS) reported that the Board of SJHCS had asked him to come to Mayor and Council and get their input on the Board's intentions to build a Blanding Medical Center. The 1997 budget allocated \$250,000 toward the proposed \$2.5 million building project. This would include enhancing current services, physician space for 4 providers, outpatient surgery capabilities, urgent care and expansion of the birthing center. After lengthy discussion, Councilmembers positions were as follows: Councilmember Bayles felt that they should go ahead, Councilmember Mueller felt they should wait to see what American Surgicare would do, Councilmember Northern did not offer a set opinion either way, Councilmember Grover also felt they should wait, Councilmember Benedict felt like they should go ahead. Mayor Slavens felt like they should wait to see what American Surgicare would do. Councilmember Northern then stated he appreciated Mr. Ambrosiani coming to Council and offering anything even though it was 10 years late. He added that he

would like to encourage the Health District to remember that the City of Blanding is the largest tax contributor to their operation and that we deserve a lot more consideration than we've been getting.

5. Harold Lyman with the Chamber of Commerce reported on the following items:

- A. Extended another invitation to Mayor and Council to attend the Leadership Conference on Saturday, March 15 at 8:30 a.m. at the Comfort Inn Conference Room. The Chamber banquet will also be that evening at 7:00 p.m.
- B. April 9, 1997 the Chamber will hold it's Membership Luncheon.
- C. March 18, 1997, the Chamber will participate in a satellite broadcast from the US Office of Education. It will be at 6:00 p.m. in the EdNet Room at the Media Center. The subject will be School to Work Programs.
- D. The Chamber was awarded a \$2,000 grant from the Local Economic Development Initiative Program to help purchase computers for the Chamber office. There is also a \$2,000 match for this project from the Communities in Economic Transition budget.
- E. Councilmember Mueller complimented Mr. Lyman and those involved in the design and printing of the handout for the City of Blanding's 92nd Birthday Party.
- F. Mr. Webb asked why the Chamber of Commerce plaques are not up to date? Mr. Lyman stated that it was turned over to the FBLA Club and they had not handled it. He contacted them last week and asked them to please get to work on this project.
- G. Councilmember Grover stated that there was a Governor's Conference for Community Leaders that will be held on March 22, Saturday. He was given a brochure regarding this. Ms. Turk was asked to copy and distribute to Council and Chamber.

6. Bret Hosler, City Planner discussed the following two items with Mayor and Council:

- A. The Modular Housing Ordinance has been approved by the Planning and Zoning Commission and the Mayor and Council would receive a copy of their recommendation soon.
- B. A general group discussion regarding the annexation possibilities around Lynn Stevens property followed. Mr. Hosler recommended that the City allow the water line to be extended based upon certain requirements. Mr. Hosler also recommended that the City not pursue annexation of this area at this time. Johnny Shumway was asked by Mayor Slavens if Mr. Stevens was interested in this project. Mr. Shumway stated that he was at one time, but after the discussions with Council that he now feels like it should be put on hold for the time being. Therefore, no decision was needed by Mayor and Council at this time.
- C. It was decided by Mayor and Council that some serious thought needed to be put into the hookup fee charges and the restrictive covenant. Mr. Webb was asked to look into this and report back.

7. Danny Fleming, Water Superintendent made Council aware that he had been elected to the State Board of Directors of the Rural Water Association at their convention. Mr. Fleming also gave an explanation of the Waste Water Priority Report that was discussed at prior Council meeting. Mr. Fleming stated that the City would be needing improvements to water and sewer systems in the future and the City would have to receive grants or loans to fund these improvements. Mr. Fleming stated that the City would have to raise sewer rates to \$19.00 a month to qualify for a no interest loan. To qualify for a grant the City would have to raise sewer rates to \$24.00 a month. .

8. Jeff Black, General Services Director discussed the following items with Mayor and Council:

- A. Stated that he had contacted 3 people regarding the blasting of the City Dump. He asked for permission to go ahead and make a decision on awarding that contract before next council if needed. Mr. Black was given consent by Mayor and Council to go ahead, if needed, but to clear everything with Councilmember Northern before proceeding.
- B. Presented the monthly natural gas report. (Copy attached).
- C. Presented the monthly water report. (Copy attached).
- D. Stated that he had received the information on Road School at the end of April. Advice and consent was given by Mayor and Council for Councilmember Bayles and Mr. Black to attend this conference.

9. Upon a motion from Councilmember Bayles and second from Councilmember Benedict a motion to lift water restrictions was unanimously approved.

10. Chris Webb, City Manager, discussed and/or presented the following items:

- A. Asked if there were any questions on financial disbursements. Having none, the Mayor asked that all Council review these disbursements carefully before each meeting.
- B. Stated that Dean Brookie had brought the revised Arts and Conference Center plans which the board was much more impressed with than the first set of plans. There will be another revision within the next week. Also stated that Grace Sawyer-Jones, the President of CEU, had called and they are still interested in being involved. Mr. Webb let Council know that he would contact them if the college came up with anything significant. There was a discussion regarding going to the Transportation District for funds. Mayor Slavens stated the Commissioner Bill Redd had informed him that if the City needed anything on this project, for them to go to the Economic Development Board.

BLANDING CITY

NATURAL GAS REPORT

FEBRUARY 1997

MONTHLY GAS USAGE	<u>4,711</u>
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MONTHLY ESTIMATED USAGE	<u>10,401</u>
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NUMBER OF METERED SERVICES ADDED

A. 1/2"	<u>0</u>
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B. 1"	<u>1</u>
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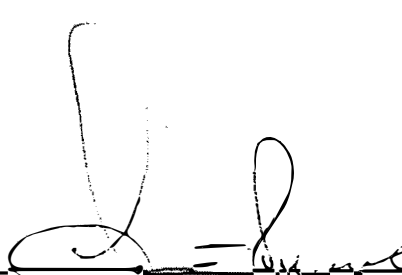
C. 2"	<u>1</u>
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TOTAL NUMBER OF METERED SERVICES

A. 1/2"	<u>405</u>
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B. 1"	<u>18</u>
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C. 2"	<u>3</u>
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Truitt Purcell
Superintendent Natural Gas Department

CITY OF BLANDING

MONTHLY WATER REPORT

FEBRUARY, 1997

STORAGE	ACRE FEET	CITY SHARE
Starvation Reservoir	<u> </u>	<u>120</u>
4th Reservoir	<u> </u>	<u>70</u>
Dry Wash Reservoir	<u> </u>	<u>54% of total</u>
3rd Reservoir	<u> </u>	<u>N/A</u>
Recapture Reservoir	<u> </u>	<u>2525</u>
TOTAL	<u>215 ^{Ac}/ft</u>	

Mountain Pipeline Flow

360,000 Gallons per day

31.01 Ac/ft per month

Monthly total treated

8,589,884 Gallons

26.43 Acre Feet

Other Comments:

Appears to be one of the
wettest years since I've been at city.
Maybe we should lift water restrictions.
Runoff should start mid or end of March. Danny

- C. Reminded Mayor and Council that the week of April 8, 1997, that he, Councilmember Bayles and Councilmember Mueller would be attending the Utah League of Cities and Towns Spring Conference in St. George. Councilmember Benedict then stated that she was also going to be attending and asked Mr. Webb to get her a room. It was decided that due to the fact there would not be a quorum on April 9, that meeting will be canceled.
- D. Advise and consent was given to Mr. Webb to begin selling water by acre foot instead of lease by shares. There would still be certain agreements that the City would be obligated to lease water by shares.
- E. Met with William Deal, Maintenance Superintendent of Energy Fuels, regarding the yearly \$25,000 lease payment for the 500 acre feet purchase. Mr. Deal informed Mr. Webb that the White Mesa project was not affected by the bankruptcy and that right now they are in the process of being purchased by International Uranium USA Corp. Mr. Deal also stated that the heads of the new corporation would be visiting with the City to let us know what their intentions will be.
- F. Presented a copy of the proposed new city letterhead. Mr. Webb asked for Mayor and Council's approval to proceed with changing the letterhead. Councilmember Mueller stated that Willie Begaye had drawn the emblem on the letterhead and that he had done an excellent job. Councilmember Benedict stated that she thought it was too busy and did not approve of it. All others were in approval of the new letterhead. Mr. Webb was told to proceed with replacing the old letterhead. Mr. Webb then asked for approval to check on pricing for the cost of putting the new logo on the City vehicles with the vehicles from different departments labeled appropriately. He was told to pursue this as long as it remained cost effective.
- G. Stated that he had contacted the ADA regarding Jason Christensen's request to install a wheelchair lift in the City swimming pool. Mr. Webb was informed that there were no regulations governing pool access at this time, only building and restroom access. He was also informed that regulations regarding pool access would most likely come out in the fall of 1997. The ADA's recommendation was that the City wait on this project until these regulations were in place. Councilmember Northern stated that the City needs to clarify to Mr. Christensen that at the February 26 meeting Mayor and Council did not deny his request. They asked only that research be done on the City's liability. Councilmember Northern felt that an apology to Mr. Christensen was in order if he had been given the indication that his request had been denied. Mr. Webb was asked to write a letter to Mr. Christensen, under the Mayor's signature, to clarify all issues and to attach a copy of the February 26, 1997 Council meeting minutes to this letter.

- H. Explained that it had been brought to his attention that in August of 1993, it was approved by Mayor and Council to charge a \$15.00 late fee on disconnect notices that were delivered. Mr. Webb stated that it was actually being handled as a \$15.00 late fee being charged on any bill received after 5:00 p.m. on the 25th of the month, and this was stated on each bill. Councilmember Northern moved to authorize that the policy be a \$15.00 late fee will be charged on any payment received after 5:00 p.m. on the 25th of each month. The motion was seconded by Councilmember Grover and unanimously approved.
- I. Asked for approval, due to request from some Councilmembers and staff, that a new plain paper fax machine be purchased. Councilmembers Northern and Benedict both felt it could wait until budget time. Councilmembers Bayles, Mueller and Grover felt it was appropriate to go ahead. Therefore, Mayor Slavens stated that due to three Councilmembers being in favor that Mr. Webb proceed with the purchasing of a new fax machine.

11. Mayor Slavens then asked if anyone had any changes on the new Council assignment list. Councilmember Mueller stated that she had Grand Circle listed under her name and that the subscription to this organization had been dropped by the City. Ms. Turk was asked to remove this assignment from Councilmember Mueller and to reprint a new copy for all concerned.

12. Councilmember Benedict commended the staff and the Planning and Zoning Commission on the work that was done regarding the Raindancer Youth Services, Inc. Project. Mr. Hosler spent quite a bit of time on this project. She felt that Planning and Zoning should be commended in the concern they took on this matter. Councilmember Northern agreed.

Meeting adjourned at 7:48 p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
FEBRUARY 26, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens
City Councilmembers: Randee Bayles
K.C. Benedict
Lou Mueller
Mike Northern
Administrator: Chris Webb
Treasurer: Bryan Sisson
Clerk: M. Kate Turk
Engineer: Philip Palmer
Planner: Bret Hosler
General Services Director: Jeff Black

Others Present: Neil Joslin, Norman Johnson, Ruth Johnson, Gwen Smith, Phil Mueller, Mitch Kalauli, Winna Kalauli, A scout troop, Johnny Shumway, Merlin Grover, LouAnn Grover, Bill Bayles, Ann Bayles, Ken Bradford, Craig Stanley, Steve Olsen, Harold Lyman, Jason Christensen, George Jones, Ken Hickman, Ray Palmer, Arlene Lyman, Donna Singer, Lewis Singer.

1. The prayer was offered by Steve Olsen.
2. The Pledge of Allegiance was recited.
3. The minutes of the February 12, 1997, meeting were unanimously approved upon a motion from Councilmember Mueller and second from Councilmember Bayles, with the change of the new Community & Economic Development director's last name to Winder from Winther.
4. Mayor Slavens then changed the agenda to decide on the new councilmember at this time. He read a small statement that he had prepared stating that he could work with all five applicants and that they were all good men. He also stated that he would be disappointed if he did not see all five names on the ballot in November. He made it clear that this is not a popularity contest, this is just Council saying that the man they choose is the person that thinks most like they do, and that he is the man they can work with the best. If it does come down to a tie, that he had the right to vote as anyone else, for the person who he feels thinks the most like he does, and that he can work with the best. A vote for one is not a vote against the others and all five men should be commended for stepping forward. He then called for a vote which was handled in the following manner: each councilmember was to write their three top choices on a piece of paper. Councilmember Benedict called for a roll call vote. So, Mayor Slavens instructed each councilmember to write down three names and then read their choices. Councilmember Benedict's three choices were Norman Johnson, Merlin Grover, and Ken Bradford.

Councilmember Northern's choices were Norman Johnson, Bill Bayles and Merlin Grover. Councilmember Mueller's three choices were Merlin Grover, Craig Stanley and Bill Bayles. Councilmember Bayles' three choices were Merlin Grover, Craig Stanley and Bill Bayles. The two candidates to receive a majority of 3 votes were Merlin Grover and Bill Bayles. The Council was then directed to write down their choice out of the two candidates remaining and read their vote aloud. Voting was as follows:

Councilmember Benedict	Merlin Grover
Councilmember Northern	Bill Bayles
Councilmember Mueller	Merlin Grover
Councilmember Bayles	Merlin Grover

Councilmember Mueller nominated to have Mr. Merlin Grover fill the empty council seat. The nomination was seconded by Councilmember Northern. Voting was unanimous in favor of Mr. Grover's nomination to the Council.

Mr. Webb then administered the oath of office to Mr. Grover. Councilmember Grover then took his seat at the table.

5. Mr. Jason Christensen, Sterling Scholar candidate from San Juan High School, presented a proposal to Mayor and Council to make the Blanding Swimming Pool handicap accessible by installing a hydraulic lift. Mr. Christensen was asking only for permission to go ahead with this project, and not for any financial help from the City. The Mayor then asked Council to study the proposal, and asked Mr. Webb to add it to the agenda for the March 12, 1997 meeting. He also asked Mr. Webb to investigate and make sure that this lift will make the pool totally legal as to handicap requirements.

6. Mr. Harold Lyman reported on the Chamber of Commerce. He discussed the following items with Council:

- A. Stated that space was limited at the Community Leadership Conference and he needed to know who of Mayor and Council would be attending, as soon as possible.
- B. Made Council aware that Ruth Ellen Pollan, the art teacher from CEU, will be doing an art exhibit of some of her work at the Edge of the Cedars Museum. The title of her exhibit will be "Blanding is Beautiful." Mr. Lyman feels that since this is being advertised around the County and the City, that there should be a beautification committee formed other than the main street beautification committee. He asked that the Mayor appoint a councilmember to represent council on this committee. Councilmember Mueller volunteered to take the assignment.
- C. Working on a project with FBLA club at San Juan High School to identify in the community the potential to sponsor conferences, seminars, workshops and school

events. Asked Council to be thinking about the organizations they are members of, to get those organizations to have their meetings here.

- D. Research has been done to see if the "BaseCamp to Adventure" motto would be legal and that we were not duplicating anyone else's motto. It has been cleared. He requested approval for the Mayor to sign the applications to send this in and get it registered. Approval was given by Mayor and Council.

7. Philip Palmer, City Engineer, discussed the issue of the Forest Service wanting the City to take over Nizhonii Campground from them under permit. Councilmember Bayles stated the City might be interested if they would deed the campground to the City, along with Dry Wash Reservoir. After further discussion, it was decided that the Mayor and Council would like to discuss it with the Forest Service.

8. Bret Hosler, City Planner updated Mayor & Council on the Planning Commission. The modular housing ordinance has been approved and will be submitted to Council with a recommendation letter soon.

9. Jeff Black, General Services Director, discussed the issue of Mr. Lynne Stevens tying onto City water outside City limits. Mr. Johnny Shumway was in attendance representing Mr. Stevens. Their proposal was as follows: to tie to the existing main line north of Singer's and run a six inch line to north of Jensen's property, turn east and run 1800 feet for a total of 2800 foot. Install 3 valves, 5 tees, 2 fire hydrants. Install water service to Charles Kimmerle, who is willing to sign an annexation agreement and pay all hookup fees, and install service and meter at the end of Lynne Stevens' property, who is also willing to pay the fees and will sign an annexation agreement. Mr. Shumway stated that Mr. Stevens would be willing to pay for everything. Mr. Black stated that if Council accepted this proposal the first 1,000 feet from Singer's to Jensen's should be a 10 inch line, for growth reasons. Mr. Palmer stated that in 1983 the City Council made a policy that where it is deemed necessary to promote flow and demand water for growth that the developers would pay the cost up to an 8 inch line and anything above 8 inches the City would participate in. Mr. Shumway also stated that they would furnish all rights of way. All hookup fees will be paid before construction begins. A discussion regarding the City's current policy to deny water outside City limits, and the possibility of annexing the area then ensued. Mr. Webb was instructed by Mayor and Council to research the annexation of this area and then place this issue on the agenda for the March 12, 1997 meeting.

10. Chris Webb, City Manager, reported on and/or discussed the following issues:

- A. Mr. Webb noted that the accounts payable runs were in the packet. Councilmember Bayles made Council aware that there was \$1,900.00 worth of travel spent this month. Mr. Webb stated that all of this money was budgeted. After much discussion it was decided that the accounting office should be asked to put names under the Zion's credit card expenses.

- B. The audit required the City to increase the bonds to legal limits. Mr. Webb was informed by the Utah Local Governments Trust that the cost would increase from \$580.00 to \$2,035.00 annually.
- C. Dean Brookie will be back in town on Wednesday, March 5, 1997, with some revisions. The ADA has raised some questions regarding the requirement of an elevator in the Arts & Conference Center. The EDA even suggested that they may grant some additional funds to pay for the elevator if it is required. Mr. Webb stated that construction would not begin until late April, weather permitting. He also stated that we can get an extension on the project if there are weather delays.
- D. The Municipal Waste Water Planning Program Resolution is a resolution that is required stating that the Council has reviewed the Municipal Waste Water Planning Program for the year. Councilmember Mueller asked why we have not written our reports and why we have received points against us due to the fact they were not written? Mr. Webb made Council aware that they are working on getting it all written up. Councilmember Mueller also asked if we needed to have anyone else other than Danny be certified as a collection operator. Mr. Black stated that on the water system if the person that was certified was to quit, the City would have one year to replace them without being out of compliance. Mr. Webb was asked to research the sinking fund and how much it should be and be ready to discuss it at budget time. Upon a motion from Councilmember Mueller and second from Councilmember Bayles it was unanimously approved to authorize the Mayor to sign the resolution with the condition that Mr. Palmer sit down with Danny Fleming and discuss it.
- E. A letter was written to Rick Bailey with the County, requesting the County to push to finish the transfer station and begin reclamation at the City dump. Mr. Bailey took our request to the County Commission. They let the City know that Doug Pehrson would be getting in touch with Mr. Black to discuss this issue. Mr. Webb asked for authorization from Mayor and Council to close the dump the day the County starts work at the dump. After a lengthy discussion, Councilmember Northern moved to authorize Mr. Webb to close the city dump when the County begins work at the dump. The motion was seconded by Councilmember Mueller and unanimously approved.

- F. Regarding Personnel Policy & Procedures, Mr. Webb made the requested changes to the manual. Councilmember Mueller made a motion to accept the Personnel Policy and Procedures Manual as amended with salary ranges included. The motion was seconded by Councilmember Northern and voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Benedict
Councilmember Mueller
Councilmember Northern

Those abstaining

Councilmember Grover

consisting of all members thereof, Mayor Slavens declared the motion carried.

Councilmember Northern moved to authorize the City Manager to offer to existing employees the one time option to convert any leave of absence hours accrued over 80 hours to sick leave at double the hours. The motion was seconded by Councilmember Mueller. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Benedict
Councilmember Grover
Councilmember Mueller
Councilmember Northern

- G. There was an issue with an easement at the New Seminary Building. A line was replaced there which we billed the Church for because the line was damaged during construction. Because the easement was never given, the Church feels like we have some responsibility to share the cost in the repair and also would like to get the easement recorded. Advise and consent was then given to Mr. Webb to write off \$1,100.00 of the bill to the Church, which is 50% of the bill. He was also given authority to negotiate for a lower amount.

11. Councilmember Bayles stated that the airport is not making any money and that there is an association called the "Utah Airport Operators Association" that he felt would be a good idea for the City to join. Councilmember Bayles also noted that he would like Philip Palmer to attend the conference that this association would be having. The cost to join would be \$25.00. Mr. Webb made Council aware that there was a \$500.00 non-specified travel allowance in the airport budget. Advice and consent was given by Mayor and Council for attendance to the conference.

12. Mr. Webb asked for a motion to allow Raindancer Youth Services, Inc. to purchase a city business license with the understanding that they would meet all zoning and other requirements. Councilmember Bayles asked why there had to be a motion made to sell them a business license. Councilmember Benedict stated that she had called ULCT and they had told her that this was not a council item. Mr. Webb stated that he had revised the business license application to have a provisor that they would meet all zoning requirements. Councilmembers Bayles and Northern both felt that if this business was not illegal or morally reprehensible, the City did not have a right to deny them a business license. Councilmember Grover expressed concern that the Kalaulis were not allowed to respond to questions raised during the public comment period of the hearing. Councilmember Mueller stated that she felt the City should review the City Ordinance that regulates public hearings, due to the loose ends left at the last public hearing. Mr. Kalauli was told to purchase a business license any time he was ready.

13. Councilmember Mueller made Council aware of two bills that were on the floor at this time. House bill 64 and 391. House bill 391 eliminates local zoning, and Dave Spatafore stated that it will go away. House bill 64 is a bill that sets up a situation where it forces cities to pay the difference in valuation of properties if we were to change a zoning area. It is a serious situation where the city could be liable. She stated that all Council should try and contact Mr. Keele Johnson to inform him that we have strong feelings against this bill. Senate Bill 75 - safe drinking water act amendment. They have gotten more money to give communities for water projects in low cost to no cost loans. The bill Bret Hosler had talked about earlier, House Bill 135, requiring more stringent licensing for building inspectors, is something we should fight, according to Councilmember Mueller. Council consented to send the letter written by Mr. Hosler opposing House Bill 135, under their signature, to Representative Keele Johnson.

14. Councilmember Mueller then read a letter she had received from Governor Leavitt reappointing her to the Utah Advisory Council on Intergovernmental Relations for a second four year term.

15. Mayor Slavens then assigned Councilmember Grover the following responsibilities:

Natural Gas

Airport (jointly with Councilmember Bayles for the time being.)

Animal Control

Planning & Zoning

The Mayor also assigned the office responsibilities to Councilmember Mueller and asked Councilmember Benedict to permanently retain the seat on the board of the Arts & Conference Center, which they accepted. Councilmember Benedict would be removed from planning & zoning and have arts & humanities added to her responsibilities.

16. Upon a motion by Councilmember Grover and second by Councilmember Bayles, it was unanimously approved for Council to retire to executive session to discuss legal matters, which they did at 8:00 p.m.

February 26, 1997 - continued


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17. Council returned from executive session at 8:10 p.m.

18. Council gave advice and consent to authorize Mr. Webb to negotiate for real property, at specified limits, on behalf of the City.

Meeting adjourned at 8:15 p.m.

Signed


M. Kate Turk, Deputy Recorder

(7)

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
FEBRUARY 12, 1997
AT 6:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

City Councilmembers: Randee Bayles

K.C. Benedict

Lou Mueller

Mike Northern

Administrator: Chris Webb

Treasurer: Bryan Sisson

Engineer: Philip Palmer

Planner: Bret Hosler

General Services Director: Jeff Black

Others Present: Neil Joslin; Norman Johnson; Phil Mueller; Mitch Kalauli; Winna Kalauli; Ruth Johnson; Several members of different scout troops; Johnny Shumway; Barry Simpson; Craig Simpson; Kay Johnson; Merlin Grover; Robert Hosler.

1. The prayer was offered by Harold Lyman..
2. The Pledge of Allegiance was recited.
3. The minutes of the January 22, 1997 meeting were unanimously approved upon a motion from Councilmember Mueller and second from Councilmember Bayles.
4. Mr. Harold Lyman presented the Chamber of Commerce report. The following items were discussed:
 - A. Issued a personal invitation to Mayor and Council to attend the Community Leadership Seminar on Saturday, March 15, 1997 at 8:30 a.m. in the Comfort Inn conference room.
 - B. Made Council aware that the new Director of the Department of Community and Economic Development is a tax attorney from Salt Lake City, Mr. David Winther.
 - C. Also noted that the annual membership banquet would be held on Saturday, March 15, 1997 at 7:00 p.m.
 - D. Stated to Council that the Chamber has raised \$600 for the 4th of July celebration.

5. Mayor Slavens then gave Mr. Mitch Kalauli the floor to present a short version of his "Raindancer Youth Services" proposal. After presenting his proposal Mr. Kalauli fielded several questions from Mayor and Council and the public. Mayor Slavens asked if there would be a possibility of having a certain percentage of Utah kids in the program and if Mr. Kalauli would be willing to sign an agreement regarding this issue. Mr. Kalauli stated that they would be open to discussion on that issue. Councilmember Mueller then asked if they had had any problems with equal opportunity issues regarding their preference for Native American youth. Mr. Kalauli stated that they had not. Councilmember Benedict asked if they had a quota system in place that they took a certain number of kids from each tribe and Mr. Kalauli answered that they did have a system in place. Councilmember Benedict then asked if they had already placed foster children in this area and if so, where were they attending school. Mr. Kalauli stated that they did have one child in foster care in Blanding and that he was providing the education for this child himself through home study. Mayor Slavens stated that if the children came from the reservation the tribe would pay and if they came from the State, the State would pay. He continued by asking if the tribe wouldn't be willing to pay a higher fee making it non-feasible to take State funded children? Mr. Kalauli stated that Mayor Slavens was right and that it would be a business decision that his company would have to make. Mr. Merlin Grover stated that he did not believe the State had placed any children in this program. He then asked Mr. Kalauli what the security at the facility would be. Mr. Kalauli answered that there would be a security person in place in the evenings and through the night at a 1-8 ratio. Mr. Grover then asked why they had chosen Blanding. Mr. Kalauli stated that there were three main reasons for choosing Blanding. One was that they were trying to move closer to the reservation. Two was that he had many people in Blanding who offered them a lot of encouragement to come here and that they knew the people of Blanding would be sensitive to these children's needs. And, three was for personal reasons because he loves Blanding and would like to finish raising his family here. Mrs. Kalauli made it known that if they did provide services for Utah kids, these kids would be eligible to attend public schools.

6. Johnny Shumway asked about tying into the city water north of town regarding Lynn Stevens property. He was informed by Mr. Webb that he needed to submit a proposal and then get with Jeff Black from there.

7. Mayor Slavens then turned the time over to Councilmember Northern for the Power Board meeting, who in turn gave the floor to Mr. Kay Johnson. Mr. Johnson discussed the following items:

- I. Review and Update
 - A. UAMPS Annual Membership Meeting review and update.
 - B. UAMPS January Committee and Board Meetings.
- II. Resource Review and Planning
 - A. Hunter 11 up-grade
 - B. Bitterroot Hydroelectric Project - Requires decision by February meetings in St. George on 18th and 19th.
 - C. CRISP Resource up-date

- III. Pacificorp - Utah Power
 - A. Service Agreement, effective 04-01-97.
 - B. Electric Utility Services, effective 04-01-97 (1,000 KW's Power purchase).
 - C. Agreement for Distribution System Transfer Services, effective 04-01-97.
 - 1. Change requests proposed by Pacificorp - Utah Power.
 - D. Proposed Interconnection Agreement - Discussion.
 - E. Proposed Power Sale - Discussion
- IV. November Power Board Report and Meeting with John Haws
 - A. Review & Discuss
 - B. Action:
- V. Other
 - A. Deregulation up-date
 - B. DG&T lawsuit

8. Philip Palmer, City Engineer reported on the following items:

- A. Explained to Council that a motion needed to be made to authorize the Mayor to sign the federal agreement for the Airport Project Grant.
- B. Made Council aware that they would open bids on February 13, 1997 for the fence project at the airport.
- C. Explained that Insurance Services Office had called Fire Chief, Gorden Hawkins and let him know that in a few months they would be here to survey our fire department and our water distribution system in an effort to improve our insurance ratings. Mr. Palmer explained that we have added over 100 hydrants since the last time they were here. Bret Hosler explained that they would also be verifying the building program.
- D. Stated that the American Water Works Association is sponsoring a satellite broadcast for water treatment techniques. Mr. Palmer has asked that they downlink this to Blanding as well as the other sites they are presently downlinking to. The City of Blanding then would be able to invite many rural areas from around the four corners to come to Blanding for this broadcast. The AWWA are considering this and will get back with us on this.
- E. Noted that the City had received final approval from the Bureau of Reclamation on the \$60,000 grant package.

9. Councilmember Bayles then began a discussion regarding the hangar leasing. After much discussion on the issue, Councilmember Bayles moved to rent the airport hangars for non-aviation use as long as they did not compete with private enterprise. The motion was seconded by Councilmember Benedict. Questions arose on the motion. Mayor Slavens asked how many hangars were empty. Mr. Webb made him aware that at this time all hangars were occupied. Councilmember Mueller asked that the record reflect that she felt it was unfortunate that earlier when Council decided to ask all non-aviation renters to move out of the hangars, Mr. Leonard Hurst did so without any resistance and now, after he has sold his antique autos because he had no place to store them, we are reversing our decision. She would like to compliment Mr. Hurst on being forthright in doing what he was asked. Councilmember Bayles agreed that an apology was in order to Mr. Hurst. Councilmember Northern stated that he felt we needed to have more control over what goes on at the airport. Mayor Slavens then called for a vote on the motion:

Those voting 'AYE'

Councilmember Bayles
Councilmember Benedict
Councilmember Mueller
Councilmember Northern

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

10. Councilmember Bayles moved to authorize the Mayor to sign the Federal Grant agreement for the airport project, second by Councilmember Northern. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Benedict
Councilmember Mueller
Councilmember Northern

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

11. Bret Hosler, City Planner reported on the following items:

- A. At the UDOT meeting he and Mr. Webb attended on February 12, 1997, they became aware of one new program. This program would give the City the potential to upgrade the remaining part of Center Street and get funding to develop 6th West up to the museum because that can be designated as the main route to the museum.
- B. Reported opposition to House Bill 135 that will make some changes in the licensing and certification for building officials. Council requested Mr. Hosler to get a copy of the bill to them, and to write a letter regarding House Bill 135 for Council's consideration and signature..

12. Jeff Black, City General Services Director reported and/or discussed the following items:

- A. Reminded Mayor and Council that the City dump needed to be closed and covered by October 7, 1997 or the City would be severely penalized and be subject to many rules and regulations that it would not be otherwise. Mr. Webb was instructed to write a letter to the County asking them to get the transfer station done as soon as possible so as to speed up the dump closure.
- B. Noted that on the monthly gas report the City is only at about 79 to 80% of what Sunrise Engineering projected as usage for January 1997. He then stated that we are below on all the natural gas estimates.
- C. Made Mayor and Council aware that he had received information on the danger of airbags and was asked to distribute it to employees.

13. Chris Webb, City Manager reported on and/or discussed with Mayor and Council the following issues:

- A. After a discussion regarding the Recapture State Park Agreement, it was decided to table the issue until budget time.
- B. Gave an update on the Arts and Conference Center. Met with the EDA and felt that they were pleased with the progress on the Center. The EDA also provided some training on procedures that should be followed. Stated that the first draft of the plans from the architect had come and they had received some input on them and that the changes would be made and modified plans would be sent soon.
- C. Stated that five people had submitted letters for the open council seat. It was decided that the interviews for the position would be held on Wednesday, February 19, 1997 at 5:30 p.m. Councilmember Northern stated that he would like to publicly say that all five of the gentlemen that applied for this seat were excellent candidates.
- D. Advice and consent was given for Mr. Webb to authorize the payment of the annual Chamber of Commerce dues.
- E. Explained that he had a lengthy discussion regarding the amended employee policy and procedures manual. Mr. Fox had suggested several changes which Mr. Webb discussed with Mayor and Council.
 - 1. Statement of policy superseding all previous policies and ordinances. It was decided to remove the word ordinances.
 - 2. The various probation periods may be opening the City up for liability. It was then decided to set the probation period at six months for all positions.
 - 3. Felt that there was a problem with the drug policy and the details. It was decided to leave the drug policy as written.

14. Councilmember Mueller moved to approve the Personnel Policy and Procedures Manual as amended and also to give approval to offer the existing employees the one time option to convert any accrued leave of absence over 80 hours, to sick leave at double time. The motion was seconded by Councilmember Northern. Councilmembers Benedict and Bayles both stated that they would like to read the amended manual before approving it. Councilmember Mueller then rescinded her motion and Councilmember Northern his second.

15. Councilmember Bayles stated that he had been approached by Corey Perkins to have him bring the following proposal to Council for approval. Mr. Perkins would like the City to extend power to his property in Westwater. Mr. Webb, Kay Johnson and Jeff Black were to meet with Monty Mendenhall of Utah Power the next day to discuss the proposal and gather more information so that the City could make a decision.

16. Councilmember Northern reported that the Recreation District would be receiving \$42,000 for capital improvement money from the County. This money will be put towards upgrading facilities and equipment in Blanding.

17. Councilmember Bayles announced that the City had gotten the 300 acre foot water agreement signed with the Water Conservancy District. He gave a note of thanks to Norman Johnson, Chris Webb, Cleal Bradford, Bud Nielson and Mayor James K. Slavens for their hard work on the project. He stated that they also had gotten the water consolidation agreement signed and that Mr. Webb had worked very hard on helping Councilmember Bayles get this pushed through also.

Meeting adjourned at 8:29 p.m.

Signed


M. Kate Turk, Deputy Recorder

MINUTES OF A PUBLIC HEARING
FEBRUARY 19, 1997
7:00 P.M.
"RAINDANCER YOUTH SERVICES, INC."

Mayor Slavens opened the public hearing at 7:00 p.m. regarding the issuance of a business license to "Raindancer Youth Services, Inc." The Mayor then turned the time over to Chris Webb to conduct the public hearing.

Mr. Webb began by giving the rules of a public hearing and then turned the time over to Mr. and Mrs. Kalauli who gave a short proposal on their business.

Comments FOR the issuance of a business license were given by the following citizens:

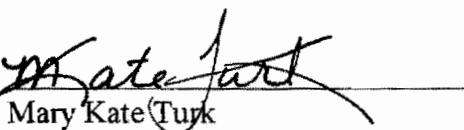
Nada Brackett	Tammy Barton
Carolyn Hunt	Lyle Black
Larae Black	Dana Black
Ike Chamberlain	Jackie Montgomery
Sheri Mexican	Bart Montgomery
LaNell Chamberlain	Donna Singer
Allison Christensen	Alon Pugh
Roy Taylor	Norman Begay
EvaSue Taylor	Brendon Adams
Dawn Silver	Shirley Begay
Letha Burtenshaw	Jon Hunt
Steve Burtenshaw	Jackie Hunt
Mary Helen Palmer	

Comments AGAINST the issuance of a business license were given by the following citizens:

Merlin Grover
LouAnn Grover
Al Young
John Black
Eric Grover

The Public Hearing was closed at 8:20 p.m.

Signed


Mary Kate Turk

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JANUARY 22, 1997
AT 8:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

**City Councilmembers: Lou Mueller
K.C. Benedict
Randee Bayles
Mike Northern**

Administrator: Chris Webb

Treasurer: Bryan Sisson

Clerk: Mary Kate Turk

City Planner: Bret Hosler

Absent:

City Councilmembers: Stan Perkins

Others Present: Robert Hosler; Neil Joslin; Norman Johnson; Phil Mueller; Dan Hurst; Danny Washburn; Mitch Kalauli; Winna Kalauli; Lewis Singer; Donna Singer; Tammy Bradford; Art Yoakam; Mike Burton; Dale Stapley; Kenion Harvey; Helena Harvey; Mike Bradford; Worthy Glover; Jason Holliday; Leslie Sanders; Scout Troop #'s 311 & 312

- 1. The prayer was offered by Lewis Singer.**
- 2. The Pledge of Allegiance was recited.**
- 3. The minutes of the January 8, 1997 meeting were unanimously approved upon a motion from Councilmember Mueller and second from Councilmember Bayles.**

4. Mr. Webb presented a letter from Councilmember Perkins regarding his resignation, a copy of which follows:



S & S PERKINS ENTERPRISES

WORLDWIDE BUSINESS
888 SOUTH 100 EAST BLANDING, UTAH 84511
(801) 678-3558

Mayor James K. Slavens, City Council, and Blanding Citizens;

For the past four years I have had the privilege and honor of serving as a Blanding city councilman. It has been a wonderful opportunity for me.

I was presented the opportunity suddenly during the past few weeks to take over a business enterprise that will require my time and energy in another part of the state. I therefore feel that I would need to excuse myself, and do respectfully request that you accept my resignation as a City Councilman.

I have always cared a great deal about Blanding and the fine people of Blanding, and hope that my leaving this position early will in no way injure the city or its' citizens. But I have always striven to do the best possible thing for Blanding. There have been times I have felt things were going the right way, and other times when I've felt like I was on the losing end, but always I have done what I felt was best for Blanding.

And now that I really will not be able to devote the time I have in the past I feel the best thing for Blanding is for me to resign and allow you to find a capable replacement for the duration of my term.

Again, I thank you for the time that I was allowed to serve, and will always look on these years in service as some of the greatest I've had.

Respectfully,

Stan Perkins
1/17/97

5. Mayor Slavens then gave Mr. Mitch Kalauli the floor to present a short version of his "Raindancer Youth Services" proposal. Mr. Kalauli stated that Raindancer is a non-profit youth services program. They are licensed to care for all youth, but their designation is Native Americans ages 12 to 18. Mr. Kalauli then presented many other facts regarding Raindancer Youth Services. Councilmember Mueller then asked Mr. Kalauli exactly what he needed from the City Council. Mr. Kalauli stated that he needed a city business license to operate the 24 hour secure facility. Upon a motion from Councilmember Mueller and second from Councilmember Bayles, it was unanimously approved to hold a public hearing to allow the public to give input on the "Raindancer Youth Services" proposal. This meeting will be held on February 19, 1997 at 7:00 p.m.

6. Mr. Dale Stapley and Mr. Danny Washburn from UDOT then were given the floor by Mayor Slavens. Mr. Stapley stated that they were here to address the concerns that have been voiced by Mr. Kenion Harvey regarding the parking on US Hwy 191 north of Blanding near his property. Mr. Stapley gave some possible solutions to the problem such as making fewer entrances onto the highway. Councilmember Bayles stated that he felt it would be detrimental to Kenny's Restaurant business to take away the parking on the highway. Mr. Harvey expressed his concern for the business of the rental properties across the street. Mr. and Mrs. Harvey both stated that it was a very dangerous situation and Mrs. Harvey then stated that she hoped someone didn't have to die for the danger to be addressed. Mr. Harvey then proposed that the entire portion of this stretch of Highway 191 be made "NO PARKING." The general feeling of the Council was that they would like to provide as much parking as possible along the highway, while keeping the highway as safe as possible.

7. A motion was made by Councilmember Bayles to authorize the Mayor to sign the agreement on the airport with the State on approval by Ron Theobald, Philip Palmer and himself, second by Councilmember Mueller. Voting was unanimous in favor of the motion.

Councilmember Bayles then invited Councilmember Northern to attend the Airport meeting on January 28, at 8:30p.m.

8. Upon a motion by Councilmember Mueller and second by Councilmember Bayles it was unanimously approved to advertise for two weeks to fill the open council seat.

Councilmember Mueller stated that anyone having questions regarding application for the open seat should contact Mr. Webb. City Attorney, Craig Halls made council aware that those applying for this position would need to be registered voter of the district, live within the city limits and be 21 years of age. Then the Council will make the final decision. He also stated that the interviews for this position would be open for the public to attend. The deadline for applications will be 2/12/97 and the seat will be filled at Council meeting on 2/26/97.

January 22, 1997 - con't

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9. Upon a motion from Councilmember Mueller and second by Councilmember Bayles it was unanimously approved to advertise that beginning February 12, 1997, City Council meetings will begin at 6:00 p.m.
10. Councilmember Bayles moved to authorize the Mayor to sign the contract with the Bureau of Reclamation. The motion was seconded by Councilmember Mueller. Voting was unanimous in favor of the motion.
11. Advice and consent was given by Mayor & Council for Kate Turk to travel to Caselle in February for training.
12. Mayor Slavens then stated that Councilmember Benedict will temporarily fill the position on the Arts & Conference Center Board which was vacated by Councilmember Perkins.
13. The Mayor and Council retired to executive session at 9:00 p.m.
14. Mayor and Council returned from executive session at 10:26 p.m.
15. Councilmember Bayles moved to authorize the Mayor to sign the water agreement as written between the San Juan Water Conservancy District and the City of Blanding for 300 acre foot of water. The motion was seconded by Councilmember Northern. Voting was unanimous in favor of the motion.

Meeting adjourned at 10:29 p.m.

Signed 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JANUARY 8, 1997
AT 8:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

City Councilmembers: Lou Mueller
K.C. Benedict
Randee Bayles
Mike Northern

Administrator: Chris Webb

Treasurer: Bryan Sisson

Clerk: Mary Kate Turk

City Planner: Bret Hosler

Absent:

City Councilmembers: Stan Perkins

Others Present: Harold Lyman; Robert Hosler; Neil Joslin; Ruth Johnson; Norman Johnson; Phil Mueller; Paul MacDonald; Steve Whatcott; Troop 905; Dan Hurst; Jimmy Benally.

1. The prayer was offered by Paul MacDonald.
2. The Pledge of Allegiance was recited.
3. The minutes of the December 11, 1996 meeting were unanimously approved upon a motion from Councilmember Mueller and second from Councilmember Bayles.
4. Mayor Slavens requested consent from the Council to appoint Councilmember Mike Northern to be Mayor Pro Tempore for the year of 1997. Consent was given by all members of Council except Councilmember Perkins who was absent.
5. Councilmember Benedict moved to approve the proposed changes to Ordinance 1978-1 as recommended by the Planning Commission in the following letter. The motion was seconded by Councilmember Mueller. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles Councilmember Benedict Councilmember Mueller Councilmember Northern Councilmember Perkins
Those absent	

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



CITY OF BLANDING

50 WEST 100 SOUTH BLANDING, UTAH 84511 (801) 678-2791

November 1, 1996

Mayor and Council
50 West 100 South
Blanding, UT 84511

Dear Mayor and Council,

The Planning Commission has been working on several items this past year and would like to submit the following recommended changes to the zoning ordinance 12-161 Scope of Regulations (Sign Regulations). These regulations shall apply to signs erected, altered, and maintained by and for Permitted Uses in all districts. Signs governed by several ordinances shall comply with all such regulations. The following sign types shall be deemed to be outside the scope of these regulations.

Currently reads - C.	Cornerstones and historical markers
Propose to read - C.	Cornerstones and historical markers (attached on the side of a building.

12-162 General Requirements (Currently reads)


- 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.

12-162 General Requirements (Proposed to read)

- 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 and **for historical markers or monuments not attached to the side of a building, which shall be required to follow state historical guidelines and be reviewed and approved by the Planning Commission on a case by case basis prior to receiving a permit for installation.**

We also recommend that the current zoning map be updated using the guidelines outlined in section 112-116 Zoning District Map Section B. Then after Planning Commission and the Council reviews and approves the map it can go through the public hearing process.

Respectfully,

A handwritten signature in cursive script, appearing to read "Arlene Lyman".

Arlene Lyman
Chairwoman Blanding City Planning Commission

BH/mkt

6. A motion was made by Councilmember Bayles to authorize the Mayor to sign the Sewer Charges Resolution. The motion was seconded by Councilmember Northern. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Benedict
Councilmember Mueller
Councilmember Northern
Councilmember Perkins

Those absent

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

The resolution is as follows:

RESOLUTION 1997-1

A RESOLUTION FIXING THE RATES CHARGED FOR HAULED SEWER BY THE CITY OF BLANDING.

The need or reason for this Resolution is to fix the hauled sewer rates of the City of Blanding.

BE IT RESOLVED BY THE MAYOR and City Council of the City of Blanding, that Resolution 1997-1, adopted January 8, 1997, be and the same is hereby repealed in its entirety and that the hauled sewer rates for the City of Blanding be and the same are hereby fixed as follows:

SEWER RATES

1. Definitions

As used in this Resolution, the following terms have the following meanings:

"Domestic Sewage" means sewage generated by normal residential uses.

"Septic Sewage" means sewage generated by commercial non-residential users containing normal domestic waste water including waste water from domestic construction sites.

2. HAULED RESIDENTIAL SEWAGE

Domestic Sewage

\$25.00 minimum up to 1,000 gallons for domestic sewage hauled from residences located within the boundaries of the City.

\$50.00 minimum up to 1,000 gallons for domestic sewage hauled from residences located outside the boundaries of the City, but within a 5 mile radius of the City of Blanding.

\$150.00 minimum up to 1,000 gallons for domestic sewage hauled from residences located outside a 5 mile radius of the City of Blanding.

3. HAULED COMMERCIAL SEWAGE

Septic Sewage

\$25.00 minimum up to 1,000 gallons for septic sewage hauled from non-residential users located within the boundaries of the City of Blanding.

\$50.00 minimum up to 1,000 gallons for septic sewage hauled from non-residential users located outside the boundaries of the City, but within a 5 mile radius of the City of Blanding.

\$150.00 minimum up to 1,000 gallons for septic sewage hauled from non-residential user located outside a 5 mile radius of the City of Blanding.

4. DEPOSIT OF FEES

All rates paid to the City for services as described herein, shall be deposited in accordance with all prior bonding ordinances of the City and any balance shall be deposited to the City's Operation and Maintenance Fund.

5. EFFECTIVE DATE

This Resolution shall take effect immediately upon passage and approval of the same.

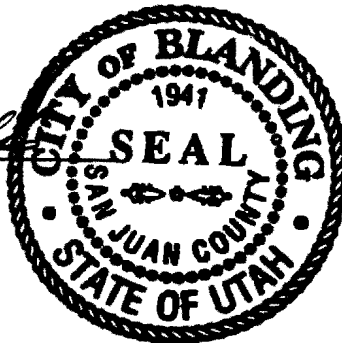
DATED THIS 8TH DAY OF JANUARY, 19 97.

CITY OF BLANDING


JAMES K. SLAVENS, MAYOR

ATTEST:


~~Clerk~~ RECORDER



ALL INFORMATION IS TO BE COMPLETED IN FULL BY SEPTAGE HAULER
MIXING OF LOAD IS PROHIBITED

WASTE HAULER INFORMATION:

NAME: _____
ADDRESS: _____
TELEPHONE NUMBER: _____
TRUCK MAKE AND MODEL: _____
TRUCK CAPACITY: _____ TRUCK LICENSE: _____

SOURCE OF WASTE

NAME OF RESIDENCE OR BUSINESS: _____
NAME OF OWNER: _____
ADDRESS: _____
TELEPHONE NUMBER: _____

CIRCLE ONE:

LOCATION: CITY INSIDE 5 MILE RADIUS OUTSIDE 5 MILE RADIUS

CIRCLE ONE:

TYPE OF WASTE: RESIDENCE BUSINESS GRAY WATER

TIME WASTE WAS PUMPED : _____ TIME ARRIVAL AT PLANT : _____ DATE
WASTE WAS PUMPED: _____ DATE ARRIVAL AT PLANT: _____
QUANTITY HAULED: _____ WASTE SAMPLED: YES _____ NO _____
HAVE ADDITIVES BEEN MIXED WITH WASTE? YES _____ NO _____
IF YES, PLEASE LIST: _____

I HEREBY CERTIFY THAT THE ABOVE LISTED INFORMATION IS TRUE AND AGREE THAT FALSIFICATION
OF ANY INFORMATION OR FAILURE TO COMPLY WITH THE TERMS OF THE CITY'S SEPTAGE HAULER
AGREEMENT WILL RESULT IN TERMINATION OF CONTRACT AND DISALLOW ANY DISCHARGE INTO THE
CITY SEWERAGE SYSTEM.

OWNER SIGNED _____

WASTE HAULER _____

RATE STRUCTURE: \$ 25.00 Within City Limits
\$ 50.00 Within A 5 Mile Radius of the City
\$150.00 Outside A 5 Mile Radius of the City

CITY OF BLANDING				
HAULED SEWER RATE SCHEDULE - PAGE 1				
HAULED RESIDENTIAL SEWAGE DOMESTIC SEWAGE				
GALLONS	WITHIN CITY		WITHIN 5 MILE	OUTSIDE 5 MILE
	RADIUS		RADIUS	RADIUS
0-1000	\$	25.00	\$	50.00
1001-2000	\$	50.00	\$	100.00
2001-3000	\$	75.00	\$	150.00
3001-4000	\$	100.00	\$	200.00
4001-5000	\$	125.00	\$	250.00
5001-6000	\$	150.00	\$	300.00
6001-7000	\$	175.00	\$	350.00
7001-8000	\$	200.00	\$	400.00
8001-9000	\$	225.00	\$	450.00
9001-10000	\$	250.00	\$	500.00
10001-11000	\$	275.00	\$	550.00
11001-12000	\$	300.00	\$	600.00
AND SO FORTH				

ALL PRICES DOUBLED FOR AFTER HOURS, WEEKENDS AND HOLIDAYS.

7. A motion was made by Councilmember Bayles to authorize the Mayor to sign the Resolution to amend the Revenue Bond Resolution for the 3rd Reservoir Renovation, second by Councilmember Mueller. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Benedict
Councilmember Mueller
Councilmember Northern

Those absent

Councilmember Perkins

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

The resolution is as follows:

**RESOLUTION PROVIDING FOR
AMENDMENT OF REVENUE BOND RESOLUTION 1997-2**

A RESOLUTION AMENDING CERTAIN PROVISIONS OF THAT CERTAIN RESOLUTION OF BLANDING CITY, SAN JUAN COUNTY, UTAH (THE "ISSUER") WHICH WAS PASSED AND APPROVED AUGUST 3, 1995 AND WHICH AUTHORIZED THE ISSUANCE AND CONFIRMED THE SALE OF THE ISSUER'S SERIES 1995 REVENUE BOND IN THE AGGREGATE PRINCIPAL AMOUNT OF \$50,000.

WHEREAS, on August 3, 1995, the City Council of the Issuer passed and adopted a resolution (the "Bond Resolution") authorizing and confirming the sale of the Issuer's Series 1995 Revenue Bond in the aggregate principal amount of \$50,000 (the "Bond"); and

WHEREAS, delays have occurred since the adoption of the Bond Resolution which have prevented the prior issuance of the Bond, and as a result of those delays, the payment schedule for the Bond, as set forth in the Bond Resolution, is no longer appropriate; and

WHEREAS, it is now desired to amend the Bond Resolution so as to revise the payment terms to be specified in the Bond when the Bond is issued;

NOW, THEREFORE, Be It and It Is Hereby Resolved by the City Council of the Issuer as follows:

1. Attachment A-1 to Appendix A to the Bond Resolution is hereby amended in the following particulars:

(a) The "Escrow Agent" is hereby designated to be Southeastern Utah Title Company.

(b) The "First Payment Date" is hereby changed to January 1, 1998.

(c) The "Payment Years" are hereby changed to 1998 through 2017, inclusive.

2. The form of bond set forth in Appendix B which is attached to and incorporated into the Bond Resolution is hereby amended and restated in its entirety to be as set forth in Attachment A to this Resolution, and the provisions set forth in the form of bond in Attachment A hereto are hereby deemed to be incorporated herein and into the Bond Resolution by this reference.

3. As amended hereby, the Bond Resolution is hereby confirmed and ratified.

PASSED AND APPROVED this 8th day of January, 1997.

BLANDING CITY
San Juan County, Utah

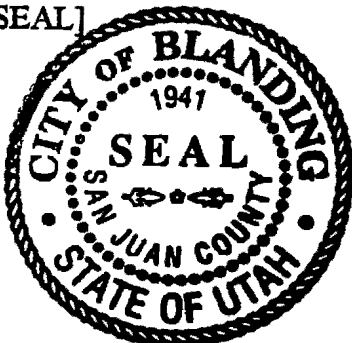
By: [Signature]

Mayor

Attest and Countersign:

[Signature]
Recorder

[SEAL]



ATTACHMENT A
(FORM OF BOND)

REGISTERED

REGISTERED

No. R-1

\$ 50,000

UNITED STATES OF AMERICA.

STATE OF UTAH

SAN JUAN COUNTY

BLANDING CITY

IRRIGATION WATER REVENUE BOND, SERIES 1995

KNOW ALL MEN BY THESE PRESENTS that BLANDING CITY, San Juan County, State of Utah (the "Issuer"), acknowledges itself indebted and for value received hereby promises to pay to the State of Utah, Department of Community and Economic Development, Permanent Community Impact Fund Board (the "State"), or registered assigns, out of the special fund hereinbelow designated and not otherwise, the principal amount of Fifty Thousand Dollars (\$50,000), together with interest on the principal amount hereof at the rate of zero percent (0.0%) per annum until maturity. Any installment of principal and interest hereon which shall not be paid when due shall bear interest at the rate of eighteen percent (18%) per annum from the due date thereof until paid. Subject to prepayment of principal as hereafter provided, principal and interest hereon shall be payable in 20 annual registered installments, each in the amount of \$2,500 due on January 1, of each of the years 1998 through 2017, inclusive, beginning January 1, 1998; provided that the last such installment payment shall be in such amount as will pay the remaining principal and interest due on this bond on the date of such payment. All payments on this bond are due in the amounts and on the dates herein stated with no provision for any grace period as to the due date of such payments. Each payment shall be first applied to interest, if any, accrued to the date of payment of that installment, then to principal. This bond, as to principal and interest, if any, is payable in lawful money of the United States of America by check or draft of the Issuer mailed to the State of Utah, Department of Community and Economic Development, Permanent Community Impact Fund Board, 324 South State Street, Suite 500, Salt Lake City, Utah 84111, Attention: Chairman, or its designee, or to such other registered owner hereof, as such registered owner is shown on the registration books maintained by the Issuer at the close of business on the fifteenth day of the month next preceding each installment payment date at the address of such registered owner as it appears on such registration books or to such other address as is furnished in writing by such registered owner to the Issuer. The registered owner of this bond, by acceptance hereof, agrees that such registered owner shall endorse any installment payments on the Payment Record attached hereto.

This bond is a special obligation of the Issuer and is the only one of an issue of a total series of fully-registered irrigation water revenue bonds, designated as "Irrigation Water Revenue Bonds, Series 1995," in the aggregate principal amount of \$50,000, dated as of the date set forth below, issued under, by virtue of, in full conformity with and after full compliance with the Constitution and laws of the State of Utah, including particularly the Utah Municipal Bond Act, Chapter 14 of Title 11, Utah Code Annotated 1953, as amended, the Registered Public Obligations Act, Chapter 7 of Title 15, Utah Code Annotated 1953, as amended, and resolutions duly adopted by the City Council of the Issuer (the "Governing Body") on August 3, 1995 and January 9, 1997, authorizing this bond (collectively the "Resolution"), for the purpose of paying all or part of the cost of acquiring, constructing, improving and extending the Project (as defined in the Resolution), including, without limitation, all fees and expenses reasonably incurred in connection therewith and with the issuance of such bonds as may be properly payable from the proceeds thereof. Principal of and interest on this bond are payable solely from the revenues, funds and other moneys pledged or provided therefor under the terms of the Resolution. Payment of principal and interest on this bond and other payments relating to this bond under the Resolution are subject to all rights existing in the holders of the Prior Lien Bonds (as defined in the Resolution), if any, pending their payment or adequate provision made therefor. For a more complete statement of the revenues from which and the conditions under which this bond is payable, a statement of the conditions under which obligations may hereafter be issued on a

payable, a statement of the conditions under which obligations may hereafter be issued on a parity with this bond, and the general covenants and provisions pursuant to which this bond is issued, reference is hereby made to the Resolution. A copy of the Resolution is on file at the office of the City Recorder, located at 50 West 100 South, in Blanding, Utah, where it may be examined during regular business hours of the City Recorder.

The Issuer has covenanted and agreed and does hereby covenant and agree that it will fix such rates, fees and charges for services of the Facility (as defined in the Resolution) and will collect and account for the revenues to be received for such services, that the revenues so received will be sufficient to pay the principal of and interest on this bond as the same becomes due and to carry out all the requirements of the Resolution. This bond does not constitute an indebtedness of the Issuer within the meaning of any constitutional or statutory limitations of the State of Utah.

This bond is subject to prepayment at the option of the Issuer at any time in whole or in part in multiples of \$100 at the principal amount thereof plus accrued interest, if any, to the date of prepayment, and without premium. In the event of partial prepayment, the amount of each installment payment due on the annual installment payment date mentioned above after such partial prepayment shall remain unchanged; provided that any such partial prepayment shall reduce the principal portion of each installment payment due on this bond in inverse order of installment maturities; provided further that the final payment on this bond shall be fully sufficient to pay all principal and interest remaining due hereon. Notice of prepayment shall be given by registered mail not less than 30 nor more than 45 days prior to the prepayment date, to the State, or its designee, or to such other registered owner hereof as is shown on the registration books maintained by the Issuer at the close of business on the fifteenth day next preceding the mailing of such prepayment notice, at his address as is shown on such registration books or at such other address furnished in writing by such registered owner to the Issuer.

If notice of prepayment shall have been given as aforesaid, this bond or the portion thereof specified in said notice shall become due and payable at the prepayment price on the prepayment date therein designated and if, on the prepayment date, money for the payment of the prepayment price of this bond or the portion thereof to be prepaid, together with interest to the prepayment date, shall be available for such prepayment on said date, then from and after the prepayment date, interest on this bond or the portion thereof shall cease to accrue and become payable. The registered owner of this bond, by acceptance hereof, agrees that such owner shall endorse any partial prepayment of this bond upon the terms aforesaid on the Prepayment Record attached hereto.

This bond is transferable as provided in the Resolution. The Issuer shall deem and treat the registered owner hereof as the absolute owner hereof for all purposes, including receiving payment of the principal and interest hereon and the Issuer shall not be affected by any notice to the contrary.

To the extent and in the respects permitted in the Resolution, the Resolution may be modified or amended as provided therein.

It is hereby certified, recited and declared that all acts, conditions and things required to exist, happen and be performed precedent to and in connection with the issuance of this bond have existed, have happened and have been performed in regular and due time, form and manner as required by law, that the amount of this bond does not exceed any limitation, including any limitation on indebtedness, prescribed by the Constitution or statutes of the State of Utah.

IN WITNESS WHEREOF, Blanding City has caused this bond to be signed by its Mayor and attested and countersigned by its City Recorder, and the official seal of Blanding City to be impressed or imprinted hereon, all as of the 8th day of January, 1997.

BLANDING CITY, San Juan County,
State of Utah

ATTEST AND COUNTERSIGN:

By: [Signature]
Title: RECORDER

By: [Signature]
Title: Mayor

8. A motion was made by Councilmember Mueller to accept the administration vehicle travel policy, second by Councilmember Northern. Voting was as follows:

Those voting 'AYE'

Councilmember Benedict

Councilmember Mueller

Councilmember Northern

Those voting 'NAY'

Councilmember Bayles

Those absent

Councilmember Perkins

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

The policy is as follows:

City of Blanding

Policies & Procedures

Subject: Use of Administrative Vehicle

Page 1 of 2

I. Purpose

To define the policy of the City of Blanding regarding the use of a city owned vehicle assigned for use by the city administrator and for out of town travel use by the Mayor & City Council.

II. Policy

A. Use - The vehicle shall be used for city business purposes only. The vehicle will be used by the city administrator and for out of town travel use by the Mayor & City Council. Authorized personnel will be held responsible to the city for any damages resulting from unauthorized or personal use. It is understood that the vehicle may be used for some personal/entertainment travel when being used out of town. Personal use should be limited to no more than 50 miles on any given trip outside the city at city costs. An additional 50 miles of personal travel is acceptable at the authorized user's expense. The authorized user will be required to reimburse the city at the city's current mileage reimbursement rates offered to its employees. In no event shall the city vehicle be used for more than 100 miles of personal travel without prior approval by the city administrator.

B. Scheduling - The vehicle will be scheduled on a first come first serve basis. The city administrator will be responsible for scheduling the vehicle.

C. Vehicle Usage Log - A Vehicle Usage Log has been prepared, (see attached sample) and is kept in the city administrator's office. The date, destination, nature of trip, beginning odometer reading, ending odometer reading, business miles, and personal miles should be recorded with each trip.

D. Extended Use - When traveling out of town the vehicle may be held by the authorized personnel when staying longer than city business requires. Such extended use is authorized when scheduled in advance by the city administrator, when such extended use does not conflict with the requirements or travel of other users, and when such use does not require any more than an additional 100 miles of personal/entertainment type travel.

E. Fueling - The vehicle should be filled locally at CB's C Store where the city has set up an account. When traveling out of town a state gas card will be provided by the city. The state gas card should be used except when a vendor that accepts the state gas card is not available to the authorized user. In this instance the authorized user should use his/her own means to pay for the needed fuel. The authorized user will be reimbursed by the city for the same when he/she presents the city administrator with the proper receipt. In the event a City Credit Card is provided for travel use it may also be used to refuel when a vendor that accepts the state gas card is not available.

F. Authorized Driver - Only a city employee or a city employee spouse qualifies as an authorized driver. For an employee's spouse to qualify as an authorized driver, he/she must have a current drivers license and must have provided a copy of that drivers license to the City Administrator for insurance purposes.

G. Repairs/Maintenance - All needed repairs/maintenance will be made at the city shop or under the direction of the city shop foreman. In the event the vehicle breaks down or an accident occurs while an authorized user is traveling out of town, (tires, parts, or motor failure) telephone the city shop foreman before incurring any obligation. After seeking the direction of the city shop foreman the authorized user should make the necessary repairs using their own means. Any repairs paid for by the authorized user out of their own pocket will be reimbursed by the city after providing the appropriate receipts and/or backup to the city administrator. In the event a City Credit Card is provided for travel use it may also be used to pay for repairs.

H. Equipment - Equipment for the vehicle consists of a spare tire, bumper jack, lug wrench, and car phone. The authorized user should check this equipment before each trip, as they will be held responsible for any missing items.

9. Councilmember Mueller made Mayor and Council aware of the Local Elected Officials Day at the Utah State Legislature on January 22, 1997. All Council has been invited to attend.
10. Councilmember Northern reported on the UAMPS Annual meeting.
 - A. Stated that Kay Johnson, our representative, was elected to the Executive Board as the Secretary.
 - B. Made Council aware of the Hazard Hamlet, which is a trailer that travels from school to school to teach children about electricity and the hazards and safety aspects of electricity. The Council then asked Mr. Webb, City Administrator, to request that the City be placed on the schedule for the Hazard Hamlet to come to our community.
 - C. Discussed UAMPS recommendation to purchase small generators to have in case of emergency. He expressed that because the cost for these generators was far beyond the Cities means it was not even an issue that needed to be looked at.
 - D. Reported that the San Juan Project is looking good and that the City saved a little more money over the period of last year by being involved in this project.

Councilmember Bayles stated that he felt that having Councilmember Northern affiliated with Kay Johnson and UAMPS has been a great benefit to the City and that Councilmember Northern has done a great job.

11. A motion was made by Councilmember Bayles to retire to executive session, second by Councilmember Mueller. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Benedict
Councilmember Mueller
Councilmember Northern
Councilmember Perkins

Those absent

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

12. The Mayor and Council retired to executive session at 8:28 p.m.
13. Mayor and Council returned from executive session at 9:35 p.m.

Meeting adjourned at 9:38 p.m.

Signed

M. Kate Turk, Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
DECEMBER 11, 1996
AT 8:00 P.M. IN THE COUNCIL CHAMBERS

Present:

Mayor:	James K. Slavens
City Councilmembers:	Lou Mueller
	K.C. Benedict
	Randee Bayles
	Mike Northern
	Stan Perkins
City Administrator:	Chris Webb
City Treasurer:	Bryan Sisson
City Clerk:	Mary Kate Turk
City Planner:	Bret Hosler

Others Present: Harold Lyman; Robert Hosler; Neil Joslin; Ruth Johnson; Norman Johnson; Phil Mueller; Arlene Lyman; Bill Boyle; Debbie Christensen.

1. The prayer was offered by Phil Mueller.
2. The Pledge of Allegiance was recited.
3. Minutes of the November 3, 1996 City Council meeting were unanimously approved upon a motion from Councilmember Mueller and seconded by Councilmember Northern.
4. Chamber of Commerce Director, Harold J. Lyman reported to and/or discussed with the Council the following items:
 - A. Discussed the possibility of the City acquiring the property where the Blanding Merc was for a downtown park.
 - B. Notified the Council that the Heritage Tourism annual seminar would possibly be held in the fall of 1997 and that the topic would be Anasazi ceramics. The Trail of The Ancients Society has agreed to sponsor this annual event.
 - C. The Chamber of Commerce in conjunction with the County and the SJHS FBLA club is sponsoring a superhost training at San Juan High School. February 4 and 5 and February 12 and 13 are the dates set for the first series of classes. The classes will be held at 3:30 for two hours each night.
 - D. Requested that Council be thinking about attending the Community Leadership Seminar which will be held on February 1, 1997. That is the same day as the annual Chamber of Commerce membership banquet.
 - E. Made Council aware that Joe Jenkins has resigned as the director of the Department of Community and Economic development and any recommendation for his replacement may be made to Mr. Lyman.

5. A plaque of appreciation was presented to Cecelia Tibbitts for outstanding service on the Planning Commission. She served in the capacity for 8 years and the Mayor expressed his appreciation for her years of service. Next a plaque was presented to the former City Administrator, Norman Johnson. The Mayor thanked him on behalf of the City Council and the community for his outstanding service to the City for the last 11 years. He made Mr. Johnson aware that they are very appreciative for all of his hard work. Councilmember Northern expressed his appreciation to Mr. Johnson for his invaluable help and guidance through his three years as a councilmember. Councilmember Mueller stated that the City has had an extremely healthy bottom line which she feels reflects on Mr. Johnson work as the City Administrator. The Mayor stated that during these years a lot of good things happened.

6. Mayor Slavens opened the public hearing regarding guidelines on historical markers at 8:12p.m. The time was then turned over to Bret Hosler, City Planner who made Council aware that there had been a significant amount of inquiries as to how the City did or did not regulate the placement of historical markers. The Planning Commission would like to make a recommendation to the City council to amend subsection C underneath areas that are not regulated as follows: "Cornerstones and historical markers that are attached on the side of a building would remain unregulated." Mr. Hosler then explained that any monument or historical marker that was not attached to a side of a building would fall under 12-162 General Requirements. He then stated he would like to read publicly the proposed change -- "For historical markers or monuments not attached to the side of a building which shall be required to follow State historical guidelines and be reviewed and approved by the Planning Commission on a case by case basis prior to receiving a permit for installation." Mr. Hosler then recommended that this item be placed on the next agenda for the Mayor & Council's consideration. The Mayor then closed the public hearing.

7. A motion was made by Councilmember Benedict to authorize the Mayor to appoint Sandra Dutson to the Planning & Zoning Commission. This motion was seconded by Councilmember Mueller. Voting was unanimously carried. The Mayor then appointed her to the Commission. He asked Mr. Webb to inform Ms. Dutson of her appointment to the Planning & Zoning Commission.

8. Councilmember Benedict moved to have the Council approve Lease Resolution 1996-11 between Mr. Merlin Grover and the City regarding the Christensen property and to authorize the Mayor's signature, seconded by Councilmember Mueller. Voting was as follows:

Those voting 'AYE'

Councilmember Benedict

Councilmember Northern

Councilmember Bayles

Councilmember Mueller

Those abstaining

Councilmember Perkins

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

The resolution is as follows:

RESOLUTION 1996 -11

A Resolution leasing city owned property to J. Merlin Grover for agricultural purposes and setting the terms thereof.

WHEREAS, the City did purchase from Gregory M. Christiansen, land and associated irrigation water located in Section 35, T36 S R 22E in early 1990 and;

WHEREAS, at the time of purchase, Mr. J. Merlin Grover (hereinafter called "Grover") was caring for and utilizing the property, and;

WHEREAS, there was a gentlemen's agreement between the City and Christiansen that Grover be allowed to continue said farming operations or have right of first refusal so long as City did not have other municipal uses for the property, and;

WHEREAS, the City has made a substantial investment in improvements pertaining to the use of the 1750 shares of irrigated water purchased with the property, and;

WHEREAS, it is now in the best interest of Grover and the City to enter into a written lease of the property, be it now therefore resolved that:

1. The property is hereby leased for a period of ten (10) years beginning January 1, 1997 to Grover and subject to rights of survivorship as governed by the State of Utah.
2. The 1750 shares of irrigation water is assigned to the property but subject to annual reassignment based on the culinary water system needs of the City, without recourse from Grover.
3. Grover will exercise good farming/ranching practices in caring for the property, equipment, fences, etc. and hold the City harmless for damages in his use of the property.
4. Lease payment for use of the property is as follows:

- a. Grover will replant a commercial crop on a portion of the land to repay the City investment in the irrigation piping. The City will receive 1/4 (25%) of the retail market cash equivalent of all crops grown on the property during the lease term. It is agreed that Grover will pay said amount to the City by November 1 each year.
 - b. Mr. Grover will pay when due the Blanding Irrigation Company assessed fees on the 1750 shares of water stock annually, except as the shares are withdrawn for City culinary needs.
5. Should Grover make capital expenditures, preapproved by the City, which are unique to the property, unmoveable or unusable by him at another location, the City will reimburse his cost based on the remaining percentage life of this lease should the property be sold, traded or removed from service for other municipal purposes.
6. The City may cancel this lease (subject to paragraph 5) by sell through public auction, land exchange or withdrawal or for any reason deemed necessary by the city by giving Grover one hundred twenty (120) days advance written notice.
7. This lease may be amended by a vote of the City Council and the written concurrence of Grover.

Adopted, signed and approved this 11th day of December, 1996.

James K. Slavens
Mayor

Attest: _____
Chris Webb, Recorder

NOTE: Property deed recorded 10839 BK 708 pg 260

9. Councilmember Perkins moved that upon receipt of the contract from Brookie Architecture for the Arts & Conference Center, that the Mayor be given authorization to sign that contract, seconded by Councilmember Mueller. Voting was unanimous in favor of the motion.

10. Councilmember Bayles made a motion to authorize to award a contract on the airport once the bids are in and Robert Hall, the Administrator and himself have a chance to look over the bids and decide on the low bid and to also to authorize the Mayor to sign the letter of acceptance. Councilmember Northern wanted clarification that there would be some kind of checks and balances on the cost of this project. The Mayor made him aware that most of the cost was covered and that Creamer and Noble were very aware of going prices. Voting was unanimous in favor of the motion.

11. After lengthy discussion it was decided that the definition of aviation purposes was "Anything that needed to use the runway." This would include ultra-lights. That if needed later on, the policy could be changed.

12. Mr. Webb explained to the Council that he felt in order for the Council and Mayor and himself to get things done quicker and easier that they all needed to be more acquainted with each other. He suggested to the Mayor that there should be a Council social for all to get to know each other better. The Mayor then decided with Council's approval that they would have a Council social. Mr. Webb will send out a memo after the first of the year with the date and time.

13. Councilmember Mueller made the Mayor and Council aware that she would like to revisit the idea of membership in the Grand Circle Association and advertising in the Grand Circle Travel Planner at budget time. She feels that with the new arts and conference center that the City could use more marketing and promotion. Discussion followed and the administrator stated he would check prices and be ready with information at budget time.

14. Mayor Slavens then asked for advice and consent to appoint the following people to the Board of Trustees for the Arts and Conference Center: Chris Webb, Stan Perkins and Debbie Christensen. Ruth Johnson asked that it be put on the record that she is very much opposed to the selection of this board. Advise and consent was given by the Council for the Mayor to appoint these three people to the Board of Trustees for the arts & conference center. He then asked Mr. Webb to draft letters to these three advising them that they had been appointed to the board. Councilmember Perkins then stated that there were things taken out of context and used against him in the last meeting. If he did not give a damn he would not have spent the time and effort that he has over the past two years in this project, nor would he have brought the ideas that he has to the council. He further stated that it is supposed to be understood that when you sit on the Council you sometimes get aggravated and say things you don't mean. Sometimes that understanding is only given depending on which person you are.

15. There was some discussion regarding the election of a new Mayor Pro Tempore. Councilmember Benedict requested that the election take place at this meeting. Councilmember Bayles then moved to let the Mayor rotate the Mayor Pro Tempore on a year to year rotation. The motion was seconded by Councilmember Perkins. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Mueller
Councilmember Northern
Councilmember Perkins
Councilmember Benedict

Those voting 'NAY'

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


16. The Mayor then asked Council to reappoint him to the San Juan County Transportation District. Councilmember Mueller moved to reappoint the Mayor to this position. The motion was seconded by Councilmember Perkins. Voting was unanimous in favor of the motion. Mr. Webb was asked to draft a letter to the County Commissioners regarding his appointment to the Transportation District and have Councilmember Perkins sign it.

17. Councilmember Mueller explained to the Mayor and Council that the Utah League of Cities and Towns was going to get a home page together and would like some information from the City of Blanding. The Mayor and Council left it to Mr. Webb's discretion as to what information to send to the League for this.

18. Councilmember Perkins asked for advise and consent on changing the policy regarding check signing. He would like to see the following procedure followed: the checks would be prepared by the City Treasurer, Mr. Sisson, and then be signed by the City Administrator, Mr. Webb, and Councilmember Perkins. Mr. Sisson and Mayor Slavens would remain on the signature card for emergency purposes. Advise and consent was given on this issue.

19. Councilmember Bayles expressed deep concern regarding the work sessions that are being held before the publicized Council meeting. He and Councilmember Northern both stated that there should be some kind of record kept on these meetings. The City Clerk, Kate Turk was assigned to come and take minutes at the work sessions.

Meeting adjourned at 9:12 p.m.

Signed 
M. Kate Turk
Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
NOVEMBER 3, 1996
AT 8:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

City Councilmembers: Lou Mueller
K.C. Benedict
Randee Bayles
Mike Northern
Stan Perkins

Administrator: Norman Johnson

Treasurer: Bryan Sisson

Clerk: Mary Kate Turk

Others Present: Harold Lyman; Robert Hosler; Neil Joslin; Ray Palmer; Ruth Johnson; Gwen Smith; Andy Bradford.

1. The prayer was offered by Robert Hosler.

2. The Pledge of Allegiance was recited.

3. A motion was made by Councilmember Mueller to approve the minutes of the October 23, 1996 council meeting.. It was seconded by Councilmember Bayles. Voting was unanimous in favor of the motion.

4. Open Forum -- Ray Palmer made an offer to purchase the land north of his home, east of Blanding. He made it clear that he did not want the water rights just the land. The council made him aware that they were not interested in selling at this time. Mr. Palmer then asked that he be on the list so that he could be contacted first when it was put up for sale. The Administrator was asked by the Mayor to put a note on the deed to call Mr. Palmer before selling the land to any other party.

Mr. Palmer then asked for an update on the progress of the work on the road on 800 South. Councilmember Bayles stated that they had Hurst Construction in line to start on curb & gutter next week, weather permitting. He also let Mr. Palmer know that this was a high priority for the work to be done as soon as possible in the spring.

5. Carry-over items -- Councilmember Bayles was asked by the Mayor to please write out a policy statement regarding FAA approved flying machines for them to discuss at a later point.

6. After lengthy discussion and input by all councilmembers, it was decided that the CIB Priority List to be sent to the county should include Water Collection-Storage and Acquisitions - \$1,500,000 Grant, City Streets-Curb & Gutter - \$3,500,000 Grant and \$1,500,000 Loan, Parks & Recreation - \$525,000 Grant and a Replacement Fire Engine - \$150,000 Grant.

7. Councilmember Bayles moved to authorize the Mayor to sign the airport grants and contract that we have in place. The motion was seconded by Councilmember Mueller. Voting was unanimous in favor of the motion.

8. Councilmember Mueller moved to have the City grant \$250.00 to the Chamber of Commerce from the power company for the Christmas Lighting Project. The motion was seconded by Councilmember Northern. Councilmembers Northern, Mueller and Benedict voted in favor, Councilmember Bayles voted against and Councilmember Perkins abstained.

9. Councilmember Northern moved to increase Kay Johnsons salary from \$250/month to \$500/month in lieu of 48 more days of work that Mr. Johnson is going to give the City. He also noted he would like to make this raise retroactive to the first of July of 1996. The motion was seconded by Councilmember Mueller. After a lengthy discussion the motion was put to a vote. Councilmembers Northern and Mueller voted in favor. Councilmembers Perkins and Bayles voted against, Councilmember Benedict abstained. Motion was denied.

10. Councilmember Northern then moved to increase Kay Johnsons salary from \$250/month to \$500/month in lieu of 48 more days work that Mr. Johnson is going to give the City. This to begin on the first of December. Councilmember Mueller seconded the motion. Voting was unanimous, the motion passed.

12. Councilmember Perkins then asked for advice and consent to have the administration send a formal request for vacancy to the family living in the city owned home. This request should ask them to vacate on or by 6 months, no later than June 1, 1997. Advice and consent was given. Councilmember Mueller asked that the record reflect that she felt that the Council should work with the family. Councilmember Bayles asked that the record also reflect that this family has been notified before and that six months is ample notice.

13. The Administrator made the Council aware that the automobiles have been set aside and that we are currently waiting for Garff Leasing to do the paperwork on them..

14. Regarding the proposals submitted on the Arts Center for responding to the advertisement for the proposed project manager, Councilmember Perkins stated that he felt after extensive research and deliberation that they honor Mr. Webb's request and hold off on the hiring of a project manager until he has had an opportunity to get on board and take a look at the whole situation. There is no money in the budget for the Arts Center for management. Councilmember Mueller spoke to Dixie Barksdale who felt that it was inappropriate to hire at this time. Dixie also made her aware that a project manager would

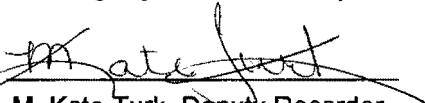
eventually be needed. Councilmember Perkins stated that they would keep the proposals active until the position was opened for hire. Councilmember Bayles stated that we should give Mr. Webb a shot at this because it is his forte. Councilmember Benedict asked that it be noted in the record that she was personally embarrassed that the request for proposal went out before the Council had done all of the homework necessary. She apologized to the two people who submitted proposals. Councilmember Perkins stated that the apology should come from the whole Council. Councilmember Northern then stated that he would have to absolve himself from any discussion due to the fact that he had a family member interested in the position. Both gentlemen who had submitted proposals asked that their original proposals and all copies be returned to them and they were. A discussion then ensued regarding the work sessions and the discussion held in those meetings. There was some confusion as to whether sending out a proposal for bid had been discussed. Some felt that maybe the work session should be recorded or minutes taken at these meetings. Councilmember Mueller then wanted to make Council aware that Dixie also said that it was very important to get a Board of Trustees appointed to this project as soon as possible. Councilmember Perkins asked that the Board be created at this meeting. He felt that it should be a seven member board including: the City manager, Councilmember Perkins and one other member of Council. Councilmember Mueller felt that this needed to be done in a work session to look at all of the options. She said Dixie had suggested two members from the City, two from EOTS, one from banking, one from the College, one from the small business development center and one from museums. Councilmember Perkins stated that the City had ultimate financial responsibility and that the City must have majority control due to that fact. Councilmember Benedict made a motion to table selection and discussion of the Board of Trustees until we can have EOTS members available and have their input. There was no second to this motion. After a lengthy discussion on several different issues, Councilmember Perkins requested that the Mayor reassign this project to someone else. This item was then tabled by Mayor Slavens.

13. Phil B. Acton presented the annual audit for the fiscal year ended June 30, 1996. The management letter was reviewed.
14. Councilmember Bayles moved to have the meeting extended for 30 minutes. The motion was seconded by Councilmember Northern. All voted in favor excepting Councilmember Benedict. The motion passed and the meeting was extended.
15. It was decided to carry-over the discussion on the Policy and Procedures manual until the next meeting.
16. Councilmember Perkins moved for the Council to retire to executive session. The motion was seconded by Councilmember Mueller. Voting was unanimous in favor of the motion.
17. The Council retired to executive session at 10:10 p.m.
18. Council returned from executive session at 10:25 p.m.

19. Councilmember Perkins moved to make the City Clerk, Kate Turk a full time employee and raise her wage to \$19,200/year and the City Treasurer, Bryan Sisson a full time employee and raise his wage to \$28,000/year and the probation period be terminated on both employees. The motion was seconded by Councilmember Northern. Voting was unanimous in favor of the motion. Councilmember Perkins stated that these recommendations were made based on the 90 day evaluations and that the Council is very happy with their performance.

Meeting adjourned at 10:40p.m.

Signed


M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
OCTOBER 23, 1996
AT 8:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens

City Councilmembers: Lou Mueller
K.C. Benedict
Randee Bayles
Mike Northern
Stan Perkins

Administrator: Norman Johnson

Treasurer: Bryan Sisson

Clerk: Mary Kate Turk

Others Present: Kay Johnson; Harold Lyman; Phil Mueller; Chris Webb; Robert Hosler; Monty Mendenhall; Boy Scout Troops 311 & 312; Neil Joslin.

1. The Mayor extended a special welcome to the Boy Scout Troops who had come to the meeting to earn merit badges.
2. The prayer was offered by Chris Webb.
3. The Pledge of Allegiance was recited.
4. A motion was made by Councilmember Benedict to approve the minutes of the September 25, 1996 minutes. It was seconded by Councilmember Mueller with the amendment to 8b saying that the Administrator and Treasurer will monitor out-of-pocket expenses. All in favor, excepting Councilmember Perkins, who abstained. It was moved by Councilmember Mueller to approve the minutes of the October 9, 1996 minutes. It was seconded by Councilmember Benedict. Councilmembers Benedict and Mueller voted "AYE", Councilmembers Perkins, Bayles and Northern voted "NAY". The motion was denied.
5. Treasurer Sisson then showed the A/P list and the example of the policy and procedures manual that he and Bob Fox had reviewed. They also reviewed the salary survey. Councilmember Perkins felt that we should not adopt phraseology from different communities. It was decided that this would be looked at again at the next work session.

6. Travel requests -- The Administrator noted that there was a Water Law Conference that he felt would be an excellent conference for Councilmember Bayles to attend. Councilmember Perkins asked that he be able to attend the Utah Local Governments Trust Fall Training in November. Advice and consent was given on both items.

7. The Administrator made the Mayor and Council aware that the Natural Gas Pipeline Contractors Warranty will be expiring around November 17. We need to get a letter sent to Sunrise Engineering of things that need to be done. If anyone is aware of anything else please let him know.

8. There is a Utah Department of Transportation meeting being held on November 12 in Monticello. We need to stay involved. Highway 191 Shrittail to White Mesa will be bid in November. The Administrator feels that as many that can be there should be.

9. Power Board Meeting. Councilmember Northern gave Kay Johnson the floor. Mr. Johnson conveyed the gratitude from the UAMPS staff, board of directors and members that were here for the Power Meeting that was held in Blanding last month. It was the most attended meeting they have ever had. Blanding also received the Public Power Booster Award which was presented to the Mayor. In other business, three contracts were now ready to be signed. The first contract is the service agreement which renews our contract April 1, 1997 for 1,000 KW's from Utah Power. This is a five year contract. The second contract is the O&M contract. There is an amendment to this contract that also needs to be signed. This amendment allows us to discontinue the contract dated April 1, and make this new one concurrent with the others. The third contract is the Wheeling Agreement. The verbiage in this contract was completely changed. The main change was the statement that said we would enter into a interconnection agreement upon termination of these contracts. They have presented us with an agreement for interconnection that needs to be worked out. Mr. Johnson made it clear that he feels very comfortable with these contracts. As did Councilmember Northern, who had not yet read the contracts, but felt comfortable due to conversations with Mr. Mendenhall and Mr. Johnson. Mr. Johnson expressed his desire to have a Power Board Meeting where they could have at least an hour to work on things with the Mayor and Council. A motion was made by Councilmember Northern to have the Mayor sign the agreements as they have been worked out. It was seconded by Councilmember Mueller. All voted in favor except Councilmember Perkins who was opposed due to the fact that not anyone had read through the final contracts. Councilmember Mueller expressed the desire to have the Power Board Meeting at the next work session, November 13. It was decided to meet at 5:30, November 13, for Power Board Meeting. Councilmember Bayles extended his thanks to Mr. Johnson, Mr. Mendenhall and UAMPS for all their hard work on these contracts.

10. Chamber of Commerce Report -- Mr. Lyman extended an invitation to the Mayor and Council for the Heritage Tourism Luncheon on October 29. This will be sponsored by The State Economic Development Department. They need to know as soon as possible who will be able to attend. The Administrator will be there, as will Councilmember Mueller and the Mayor. Mr. Lyman requested that the City donate \$250 to prize money for the Christmas Lighting Contest. This was tabled until further discovery on the cost of the Cities involvement in the Christmas Lights was more accurate. Mr. Lyman

then requested \$250 to help pay for the Community Leadership Conference that will be held in February of 1997. Advice and consent was not given on this request. Point of Interest -- The Four Corners Regional Care Center, the largest employer in SJ County, paid wages of 1.9 million, have 130 employees, a patient capacity of 104 and now have 101 residents and are doing very well. The Administrator also made the Mayor and Council aware that The Four Corners Regional Care Center is the single biggest electrical customer for the City.

11. The Mayor announced that it had been decided in the work session earlier that they were against installing a stop sign at the intersection of 100 N. 200 E. Councilmember Benedict stated that the Police Force said that they would patrol it during heavy use hours.

12. Regarding the right-of-way on 700 W. The Administrator made Council aware that he did not feel that the representatives from Utah State would be here tonight. He believes that they have decided to go with the Council's recommendation for a 100 foot right-of-way. Councilmember Northern expressed that his intention on arguing on the 70 foot right-of-way was not to keep them from getting a road. He merely was not comfortable with the inconsistency and he is against changing policy for special interests.

13. Councilmember Bayles moved to send back the \$60,000 that was granted from the CIB for the wells. This motion was seconded by Councilmember Northern. We have been approved for the money from two different groups. The Administrator made it known that we did not receive the cash. We will just send a letter requesting that they amend the grant contract by that amount. All were in favor except Councilmember Perkins who opposed due to the fact that he was the one who went up and asked for the money.

14. Councilmember Bayles moved that the Mayor be authorized to sign the service agreement with RB&G Engineering on the 3rd Reservoir. This was seconded by Councilmember Northern. Voting was unanimous.

15. Councilmember Bayles then asked in regards to the airport that the City immediately pursue the collection of delinquent accounts and move people out of hangars who have not paid. He also would like the City to continue the collection of tie-down fees. Advice and consent was given on both items.

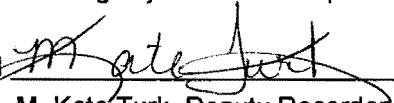
16. The Administrator made the Mayor aware that something needed to be done on the consolidated water agreement. The agreement was reworked by a committee of the three agencies, the City, the Irrigation Company and the Conservancy District. This committee consisted of Norman Johnson, Cleal Bradford and Bruce Shumway. The minor changes that were made were due to the purchasing of the extra 300 acre feet of water. Councilmember Bayles moved to authorize the Mayor to sign the agreement subject to his and Councilmember Perkins final approval. The motion was seconded by Councilmember Northern. Voting was unanimous.

17. The Administrator noted that we needed to get a letter to San Juan County regarding budget items that we need to request from them. There are several items we already have on the list. He asked that all requests be in to him by November 1, 1996, so we can get the list to the County.
18. The CIB priority list is needing to be updated. The Administrator asked that each member of the Council review the list and add/subtract any items that they feel necessary and return it to him so it could be discussed at the next meeting. This list is due by December 1.
19. Advise and consent was given to the Mayor to sign a letter in support of the County for their action on the "D" Roads issue. The Administrator was advised to write the letter. Councilmember Northern stated that there were 9,000 hunting permits given out in Southeastern Utah and almost all 9,000 hunters were using these "D" Roads.
20. The Administrator made Mayor and Council aware that there should be a fax from Ken Garff tomorrow regarding the administrative and police vehicles.
21. Councilmember Benedict stated that she has had several conversations with concerned citizens regarding the Christmas light issue. She did some extensive research on this issue. The first question was if any volunteers would be covered by insurance and Dixie at the Utah Trust made her aware that as long as volunteers were working under the direction of our City crew they would be covered by the insurance. She then conducted a small poll regarding how many cities crews do the lighting work, how many have volunteers do it. She called ten different cities. In nine of the ten cities the city crews do the lights, and in one city it is a combined effort between city crews and volunteers. In one city the city crews are made available to help people if they want to use the bucket truck for their high trees. In another the city crews go out and help the elderly. In most of these cities the shrubs and libraries are decorated. Councilmember Benedict stated that we had raised the budget for Christmas lights to raise the poles. She would like to revisit this issue and proposed that we do put all the lights up as usual. The General Services Director stated that he had had contact with Ann Hawkins who is representing the PTA and the EOTs group. They are working on getting a committee together to coordinate groups to get the Christmas activities going. Mr. Black was appointed to ask Ann Hawkins to be the Chairperson for the Christmas Lights Committee. Councilmember Perkins stated that there had been no community involvement in the last three years. The first 3-5 years we had a lot of community involvement. The main concern of most of the Council is that the community should get more involved and it should not be something the City has to do totally on its own. The original lighting committee was in attendance, Clea Johnson, Arlene Lyman and Jerry Bates. Mrs. Lyman stated that this committee spent five years making these decorations by hand, voluntarily, year round and do not want to see this go down the tubes. This is all a matter of City pride. They have had letters from truck drivers and tourists saying how beautiful and what a wonderful spirit our City has at Christmas. Clea Johnson asked that maybe the City could appoint a committee to handle this. Councilmember Northern felt that it is not the Council's responsibility to make all committees. A group discussion ensued and there were many topics discussed. There were no changes made to the decisions that had been previously made by council.

22. The Mayor and Council then retired to executive session.
23. The Mayor and Council returned from executive session at 9:45 p.m. Into regular session.
24. Councilmember Perkins moved to extend an offer to Chris Webb for the City Administrators job at \$44,000 a year. There will be one year probation with at least quarterly evaluations and a six month evaluation with a possible raise at that time. If that is turned down to appoint the Mayor to rework the job description with a salary range of \$30,000 - \$45,000 a year and be re-advertised. The motion was seconded by Councilmember Bayles. All voted in favor except Councilmember Benedict who noted that she felt that the position should be reopened at this time.

Meeting adjourned at 9:50p.m.

Signed



M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
OCTOBER 9, 1996
AT 8:00 P.M. IN THE COUNCIL CHAMBERS**

Present:	City Councilmembers:	Lou Mueller K.C. Benedict
	City Clerk:	Mary Kate Turk
Absent:	Mayor:	James K. Slavens
	City Councilmembers:	Mike Northern Ranee Bayles Stan Perkins
	City Administrator:	Norman L. Johnson
	City Treasurer:	Bryan Sisson

1. The meeting was convened at 8:00 p.m. Councilmember Mueller conducted due to Mayor Slavens and Mayor Protem Perkins absence. The meeting was then adjourned due to lack of a quorum.

Meeting adjourned 8:04 p.m.

Signed Mary Kate Turk
Mary Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
SEPTEMBER 25, 1996
AT 8:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

**Mayor: James K. Slavens
City Councilmembers: Randee Bayles
K.C. Benedict
Mike Northern
Lou Mueller
City Administrator: Norman L. Johnson
City Treasurer: Bryan Sisson
City Clerk: Katie Turk
General Services Director: Jeff Black**

Absent:

City Councilmember: Stan Perkins

Also Present: Phil Mueller; Neil A. Joslin; Jeroldene Bayles; Gary Guymon; Doug Austin; Devon Hurst; Robert Hosler; Ann Hawkins.

- 1. A prayer was offered by Bryan Sisson.**
- 2. The Pledge of Allegiance was recited.**
- 3. A motion to accept the minutes of the meeting held on August 28, 1996 was made by Councilmember Mueller, with amendment to Item #7 stating that Mitch Kalauli is requesting a conditional use permit from the City. The motion was seconded by Councilmember Benedict. All were in favor except Councilmember Northern who abstained due to insufficient time to read the minutes. Councilmember Mueller also motioned to accept the minutes of the special meeting held on September 3, 1996. This motion was seconded by Councilmember Bayles. Voting was unanimous to accept.**
- 4. Gary Guymon -- Chamber of Commerce**
 - a. Made the Council aware that more members have joined the Chamber than ever before.**
 - b. Stated that he had met with a number of key players from the state who are involved in economic development. There is help out there to get funds to move the Heritage project forward. He also stated that he felt the City Council should look at what we can do to get more tourists into the area.**
 - c. Councilmember Bayles requested that he be able to speak to the Chamber at their next meeting. Mr. Guymon gladly invited him to come to the meeting on Wednesday, October 2, 7:00a.m.**

5. Stop Sign Request -- The neighborhood around 100 E. 100 N. have submitted a petition to have a stop sign placed on this corner. The Administrator suggested the police department do a survey to give the City Engineer some numbers as to how many cars are using the road and the average speed. The Mayor and Council authorized the Administrator to have the police do this and then have Mr. Palmer make a recommendation on the matter.

6. Water Development Alternative -- Mr. Devon Hurst addressed the Council and expressed his concern about the decision they had made on where to drill the 3 new wells. His proposal consisted of having a deep well drilled ½ mile east of Blanding and to drill a large diameter hole. Mr. Hurst used a map showing the location of various wells on the mesa as support for his proposal.

7. Carry-over items:

a. Councilmember Mueller moved to authorize the project on 800 South to go forward to the budgeted amount of \$40,000, including that the Council will continue to look at the project to complete when possible. Councilmember Bayles seconded the motion. Councilmember Northern asked what it meant exactly. Councilmember Mueller explained that the project would go forward up to \$40,000 and then after that they would look at it again and see if they wanted or could budget any more money to the project. Voting was unanimous in favor of the motion.

b. Councilmember Mueller moved to have the right of way on 7th West to be reduced from 100 feet to 72 feet. The motion was seconded by Councilmember Benedict. Council member Northern expressed his concern that they were not sticking with the policy to have all roads be 100 feet. A general group discussion then followed.

VOTING AYE

Councilmember Mueller

Councilmember Benedict

VOTING NAY

Councilmember Northern

Councilmember Bayles

Mayor Slavens

The motion was denied. It will be looked at again at the next meeting.

c. There was a travel request by Councilmembers Mueller and Benedict to be able to attend the Utah Local Governments Trust meeting in Moab on October 11 & 12. There will also be members of the Planning & Zoning and the Board of Adjustments attending. Advice & consent was granted.

8. Introduction or adoption of programs.

a. In the work session it was decided to have Mr. Mitch Kalauli meet with the City Planner and he would more than likely recommend that they meet with Planning & Zoning. There was also a request from one Councilmember to have a public hearing on the issue of a foster care agency so the public may have a chance to respond. Councilmember Mueller has been assigned by the Mayor and Council to report to Mr. Kalauli and advise him of the decisions they had made.

b. Councilmember Mueller moved to authorize the Mayor to sign the Audit Engagement Letter with Karren, Hendrix & Associates, the motion also included that the City Administrator and City Treasurer would be in charge of the out-of-pocket expense cost. The motion was seconded by Councilmember Benedict. Voting was unanimous in favor of the motion.

c. Councilmember Bayles motioned to authorize the Mayor to sign the US Department of Commerce EDA grant for the arts & conference center. The motion was seconded by Councilmember Benedict. Voting was unanimous in favor of the motion. The Administrator made the Mayor and Council aware that once the award is signed things must start happening right away. The City owns the grant but the EOTS group has co-responsibility. They will also contract the operation of the project. Councilmember Perkins has been assigned to serve on the management board for the project. Councilmember Bayles noted that there should be credit given to the people who helped make this project happen including the Mayor, the Administrator, Councilmember Mueller and Councilmember Northern. Also, that without the City this never would have happened. Councilmember Mueller stated that she felt that it never would have happened if every single player was not involved and that we need to recognize that it will have to be a joint effort from here on out to make this successful.

RESOLUTION 1996-10

A resolution authorizing and approving the following items pertaining to the Blanding Arts Enterprise and Conference Center.

1. The Mayor is authorized and directed to sign grant award 05-11-02870 in the amount of \$875,000 from the U.S. Economic Development Administration.
2. Authorize the Administrator to set up an Escrow account at Zions First National Bank to receive and expend project funds. Account to require two signatures, one from the City and one from EOTS.
3. Authorize the transfer of the budgeted cash grant of \$10,000 into the Escrow account.
4. Authorize the Administrator to advertise an RFP for architectural design and, in association with EOTS, make a selection.
5. Authorize the Administrator to prepare a draft management agreement between the City and EOTS as specified in the Federal Grant Award.
6. Authorize the Administrator to open discussion with other agencies and funding sources relating to the future operation, maintenance and utilization of the center in association with the EOTS Board of Directors.

Passed, adopted and approved this 25th day of September, 1996.

Attest Norman L. Johnson

Mayor James K. Slavens

d. Councilmember Bayles moved to authorize the Mayor to sign the CIB water grant for \$380,000. The motion was seconded by Councilmember Northern. The voting was unanimous in favor of the motion. Councilmember Northern stated he wanted to make sure that it was known that the City in no way is trying to take anyones water away from them.

9. The Mayor has been asked by Blue Mt. Dine to appoint a Councilmember to two boards that they will be forming, housing board and food bank board. The Mayor has asked Councilmember Mueller to be the one to serve on these boards and she has accepted. Advice and consent was granted by the Council for Councilmember Mueller to serve.

10. Jeff Black, General Services Director, reported on the paving in Blanding. He stated that the project should be started up again on the following Monday, September 30.

11. Councilmember Mueller reported to the Mayor and Council that she had been elected to the board of the Utah League of Cities and Towns and that would require her to attend monthly meetings.

12. The Administrator was instructed by the Mayor and Council to pursue the leasing of a vehicle for administration and council. \$8,000 was budgeted for this expenditure. Councilmember Bayles noted that there should be a cell phone installed in the car. It was also noted that the employees had been offered a cell phone on the governmental rate. Councilmember Northern wanted it made clear that the City would not be paying any of these charges.

13. The Treasurer requested to travel to a Caselle Users Conference in St. George on October 15 & 16. Advice and consent was given.

14. The Administrator informed the Mayor and Council that he had visited with Larry Anderson, the Director of the State Water Resources. He asked for advice and consent to continue discussions with Colorado regarding creating a pipeline from Colorado to this area. Advice and consent was given. The Administrator was instructed to keep Councilmember Bayles aware and involved of the situation.

15. As Council requested, Robert Fox will be returning on Friday, September 27 at 11:00, with a copy of the policy and procedures manual as developed by the Trust. Councilmembers Bayles, Perkins and Northern will attend as will the Mayor.

16. The Council discussed advertising procedures for the Administrator position. Directed the City Treasurer, Bryan Sisson, to place an ad in local and regional papers, strictly using the example WoodsCross City had provided with a few minor changes.. Resume, 3 letters of reference and college transcripts are to be submitted to the Mayor no later than October 15, 1996. The salary range was set at \$26,000 - \$36,000 annual. The issue of the Mayor appointing a hiring committee to narrow the field of applicants to 5 and then have the Council interview the remaining applicants was discussed and the Council authorized the Mayor to do this.

17. Councilmember Mueller moved to extend the meeting for 30 minutes maximum and the motion was seconded by Councilmember Benedict. The motion unanimously passed.

18. The job description was accepted with the minor changes and with the understanding that the Mayor and Stan would read the description before it was put into the paper. A copy of the new job description is attached to these minutes.

19. Councilmember Benedict moved to extend the Administrators contract until December 1, to facilitate a smooth transition for training period for the new administrator. The motion was seconded by Councilmember Mueller. The Administrator wanted it noted that this just simply extends the resignation date and the termination agreement one month. He also may accept other employment at any time during this time. The voting was unanimous in favor of the motion. The Administrator was approached by the City to accommodate the City and he has accepted this proposal.

Meeting adjourned 10:15 p.m.

Signed 
Mary Kate Tyrk, Deputy Recorder

ADMINISTRATOR

The City of Blanding is advertising the position of City Administrator.

Job Summary: works under broad policy guidance and direction of the Mayor and City Council. Performs a variety of professional administrative and managerial duties related to planning, directing, organizing, and controlling the administrative processes necessary to carry out the efficient and economic operation of the city. Provides broad policy guidance and direction to department heads related to fiscal management and general administration; provides close to general supervision of the administrative department. Assists the mayor by managing the day-to-day operations and internal affairs of the city; develops policies, procedures and processes as needed to implement the decisions of the mayor and city council; performs and directs research on issues, policies and political developments; advises and appraises mayor and council as needed; makes recommendations for executive, administrative, or legislative actions. Serves as city hiring authority; conducts all recruitment and selection activities; monitors human resource management activities related to advancement, discipline, and discharge; supervises departmental staff; evaluates performance; assigns duties. Coordinates the preparation and administration of the city's budget by submitting a tentative detail of the past revenues & expenditures and estimated revenues of the current year to the mayor, department heads and council; monitors overall fiscal activity of the city to assure compliance with established budgets. Directs city operations through subordinate department heads; coordinates planning and development activities and facilitates implementation strategies; monitors program success to determine continuance or discontinuance; coordinates with department heads to implement change in city policy and processes; supervise public construction and public utilities (Electric, Natural Gas, Water, Sewer and Garbage). Serves as ex-officio member of city boards and commissions; proposes alternatives and options; makes recommendations; solicits legal responses and positions from city attorney. Represents the city as directed by the mayor and council; participates in intergovernmental consortiums to establish mutual relationships and programs; facilitates and participates in interagency, intergovernmental and private programs and projects as needed. Develops state-of-the-city reports; issues public statements to the press and responds to questions from the press related to city management, policies, procedures, administrative decisions, etc.; assumes responsibility for public relations activities.

Qualifications and Requirements: A bachelors degree in business, human resources, public administration or closely related areas. Five (5) years of progressively responsible experience in municipal management or an equivalent combination of education and experience. Thorough knowledge of management theory, methods, and practices. Considerable knowledge of municipal and fiscal accounting principles, practices and procedures; municipal organizations, department operations and municipal utilities including applicable laws and regulations; budgeting, accounting and related statistical procedures; various revenue sources available to local governments including state and federal sources; state laws as they apply to city management practices; basic personnel management practices and procedures. Considerable skill in resolving disputes and complaints from the public. Ability to analyze a variety of financial problems and make recommendations; coordinate a variety of intra-governmental administrative matters between mayor and department heads; plan, organize, direct and supervise the work of

subordinates; communicate effectively verbally and in writing; establish and maintain effective working relationships with the mayor and the city council, department heads, intergovernmental agencies; employees and the public. Must be bondable.

Salary: Commensurate with qualifications and experience. Estimated range \$26,000. - \$36,000.

Position closing date: October 15, 1996, 5:00p.m.

Send resume, references, three (3) letters of recommendation, and copies of college transcripts to:

James K. Slavens, Mayor
City of Blanding
50 West 100 South
Blanding, UT 84511

MINUTES OF A SPECIAL MEETING OF THE
BLANDING CITY COUNCIL HELD ON
SEPTEMBER 3, 1996
AT 10:00 A.M. IN THE COUNCIL CHAMBERS

Present:

Mayor: James K. Slavens
City Council members: Randee Bayles
Lou Mueller
Mike Northern
Stan Perkins
City Administrator: Norman Johnson

Also, Present: None.

1. A prayer was offered by Council member Mueller.
2. Mayor Slavens explained that this emergency meeting had been called to discuss a personnel matter and that the press had been notified by fax earlier in the day.
3. Following a discussion Council member Perkins moved and it was seconded by Council member Bayles that the City Council go into executive session. The vote was as follows.

Those Voting Aye	Council members:	Bayles
		Perkins
		Mueller
		Benedict
Those Voting Nay	Council member:	Northern

Mayor Slavens declared the motion carried.

The Council retired into executive session at 10:08 A.M.

The Council returned from executive session at 10:25 A.M.

4. The following Letter was read into the minutes:

September 3, 1996

Mayor Slavens and The Blanding City Council

With a great deal of consideration and contemplation I give this letter of resignation to be effective November 1, 1996.

It has become evident to me that the constant stress associated with the position of City Administrator has a way of taking its toll. To continue in the position would not be in the best interest of the city or myself.

Please accept my sincere thanks to those past and present elected officials, staff and associates who have made the last eleven years an exciting and rewarding experience. This is a great community, the growth and progress which has been accomplished over the past few years is very exciting to me. We have a great future, I will miss being a direct part of it.

Sincerely,

Norman L. Johnson

5. After a brief discussion Councilman Perkins motioned the Mayor be authorized to sign a severance agreement with Mr. Johnson and that the letter of resignation be accepted. The motion was seconded by Councilman Bayles. The vote was as follows.

Those Voting Aye

Council members:

Bayles

Perkins

Mueller

Benedict

Those Abstaining

Council member:

Northern

Mayor Slavens declared the motion carried and noted Councilman Northern abstained due to his family relationship to Mr. Johnson.

Meeting Adjourned 10:30A.M.

Norman L. Johnson

Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
AUGUST 28, 1996
AT 8:00 P.M. IN THE COUNCIL CHAMBERS**

Present: City Councilmembers: Randee Bayles
K.C. Benedict
Mike Northern
Stan Perkins
Lou Mueller
City Administrator: Norman L. Johnson
City Treasurer: Bryan Sisson
City Clerk: Katie Turk

Absent: Mayor: James K. Slavens

Also Present: Phil Mueller; Neil A. Joslin; Jeroldene Bayles; Mitch Kalauli; Karl Cluff; Jane Cluff; MaryAnn Bronson; and Ruth Tibbetts.

1. A prayer was offered by Mitch Kalauli.
2. The Pledge of Allegiance was recited.
3. A motion to accept the minutes of the meeting held on August 14, 1996 was made by Councilmember Benedict, seconded by Councilmember Northern and all voted in favor except Councilmember Mueller who abstained due to absence.
4. Harold Lyman with the Chamber of Commerce:
 - a. Requested that the Bureau of Land Management be invited to a council meeting to make their presentation on the development plan for Recapture Reservoir. The City Administrator was instructed by Council to invite them to come to the next work session, September 25, 1996 at 7:00 p.m.
 - b. Councilmember Bayles expressed concern over the fact that the recreation hardware at the National Guard Armory had not been put in. Mr. Lyman indicated that the equipment was there, it had been purchased by CEU-SJC, but he had not been able to find anyone with the time to install it.
 - c. Mr. Lyman reported on the Chamber activity regarding Utah State University and the Cities participation in the program "Communities in Economic Transition".
 - d. Mr. Lyman has had several people express their concern about the City motto "BASE CAMP TO ADVENTURE", and it not being registered. He suggested the Council registering this motto instead of the Chamber. He indicated the cost would be \$265.00 for Federal registration and the Chamber would cover the fees. The Council all agreed to have this done.

e. It was mentioned that there would be a meeting of the Utah Travel Council Board on October 18, 1996 at the Edge of the Cedars and they would like the City to be involved.

5. Carryover items:

a. Councilmember Mueller felt that it needed to be made public that the Council would be looking at a new policy and procedures manual that will be given to the City by the ULGT to keep the City legal.

6. Follow-up work session items:

a. By advice and consent Bret Hosler, the City planner, was directed by the Council to continue with the current policy on building permit procedures.

b. It was moved by Councilmember Northern to cancel the September 11, 1996 Council meeting and seconded by Councilmember Mueller. The motion unanimously carried.

7. Mr. Mitch Kalauli presented the Council with a business plan for Bridges Support Services, Inc. a foster care agency. The mission statement is "Excellence in the provision of resources for troubled adolescent youth". They would like to bring a branch of their office to Blanding and would like the support of the Council in doing so. The issue was tabled and will be put on the agenda for next work meeting for further discussion, September 25, 1996.

8. Councilmember Mueller motioned to ratify the Mayor's signature on the letter to the FAA. The motion was seconded by Councilmember Bayles and unanimously carried.

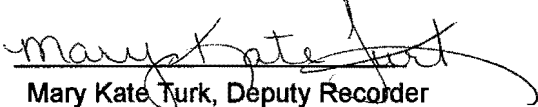
9. Councilmember Northern felt there needed to be some discussion on the "Emergency Pager" situation. It was agreed to have Jeff Black, General Services Director, and Mike Halliday, Chief of Police, come to the next work session and have some projected cost savings ready for review at that meeting.

10. Councilmember Mueller made the Council aware that she has been nominated by the Mayor to represent Area 8 on The Utah League of Cities and Towns board. The decision is still pending. Councilmember Bayles expressed his approval and noted that he felt Councilmember Mueller should be given full support in this venture and that she will do an excellent job.

11. Councilmember Bayles reported on the Airport Committee Meeting that was held on July 30, 1996. The Committee asked him to present to Council the fact that they do not want to have any tie-down fees due to minimum revenue, being hard to administer, and the fact that most airports do not charge tie-down fees. No one is collecting these fees and Councilmember Bayles made the operator aware that it is in his contract to collect tie-down fees. Councilmember Bayles expressed his unhappiness with the way things are going at the airport. The City Administrator noted that we have sent out the contracts on the hangars and have only received two back. There has been no response on the changes in the contracts.

12. Councilmember Perkins asked that page numbers and times be added to agendas. He also stated that he feels that Council Meeting should stick to business matters and if there are presentations or other matters it should be presented at the work session and then come to Council meeting. There was some discussion on a consent agenda which will be discussed further at next work session.

Meeting adjourned 9:25 p.m.

Signed 
Mary Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
AUGUST 14, 1996
AT 8:00 P.M. IN THE COUNCIL CHAMBERS**

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Randee Bayles K.C. Benedict Mike Northern Stan Perkins
	City Administrator:	Norman L. Johnson
	City Clerk:	Katie Turk

Also Present: Phil Mueller; Neil A. Joslin; Shanni Bayles; Jeroldene Bayles; Bo Montella; Kay Johnson; Gwen Smith; Don Smith; Karl Lyman; Chad Lyman; Kim Smith.

1. A prayer was offered by Kay Johnson.
2. The Pledge of Allegiance was recited.
3. A motion to accept the minutes of the meeting held on July 10, 1996 was made by Councilmember Northern, seconded by Councilmember Bayles and unanimously carried.
4. Mayor Slavens presented Karl Lyman with a certificate which names the SWALLOWS NEST as being added to the National Register of Historical Places. Mr. Lyman expressed his appreciation for this and told a little about it and his father Albert R. Lyman.
5. Don Smith asked what had happened with the 3rd reservoir bids and was told by Mayor Slavens that the bid would be awarded later in the meeting.
6. Mr. Bo Montella came to report on the CCC Monument Dedication. The project has been completed with help and donations from many inside and outside the community. He presented Mayor Slavens with a refund check of \$950.00 which was the amount left from the \$1,500.00 the City gave for this project, and a picture of the monument. He invited the Mayor and Council to the dedication of the monument on August 24, 1996 at 2:00 p.m.
7. Councilmember Northern motioned to have the electric system grant \$4,080.00 for the installation of the floor of the armory. Councilmember Bayles seconded the motion.

Those voting "AYE " Councilmember Northern

Councilmember Bayles
Councilmember Benedict
Those voting "NAY" Councilmember Perkins

8. A motion for approval to accept the bid from JESCO for the 3rd reservoir project in the amount of \$199,352.50 was made by Councilmember Bayles and seconded by Councilmember Northern. Voting was unanimous.

9. By advice and consent the Airport Layout Plan as revised and presented by the City Engineer in the work session held earlier was accepted and approval for the Mayor to sign was given.

10. Councilmember Perkins suggested that a time limit be put on work session items on the work session agenda. It was agreed to by Councilmember Northern and Mayor Slavens.

11. Norman Johnson, City Administrator advised that Mr. Mitch Kalauli was unable to attend and would reschedule for a later time.

12. The Administrator advised that registration for Utah League of Cities & Towns needed to be submitted. Councilmembers Benedict, Perkins and Mueller will be attending along with the City Administrator. Also budgeted to attend are the City Planner and Engineer. Mayor Slavens appointed Councilmember Lou Mueller to be the voting delegate for this conference.

13. Discussion on the closure of the dump and the placement of a transfer station commenced. The Administrator noted that there were three possibilities for the placement of the transfer station. 1. By the treatment plant, 2. By the Recapture pump, 3. Or by the sewer lagoons, also the old sewer lagoons were discussed. The Administrator mentioned it would take about an acre and a half of land. Following a lengthy discussion it was decided that it would be placed near the sewer lagoons in the triangle of land there unless some major problems occurred in the future.

A. Mayor Slavens said there needed to be a final closure date set on the dump. Councilmember Bayles indicated that if the dump could stay open until the the transfer station was ready to open it would save the City from people using commercial dumpsters and dumping on the road. He also stated that he felt it needed to be completed as soon as possible due to changing opinions. It was decided that a date would not be set but it would be when the County was ready for the transfer station to open. The Mayor indicated that, at this time, there has been no discussion on what the use charges would be.

B. There was a discussion about the drilling of holes to check the depth of the dirt around the dump area. It was suggested by Councilmember Northern that the responsibility of who the contractor

would be to handle this should be given to the Administrator and Staff. Mayor Slavens agreed and the responsibility was given to the Administrator to select a contractor to drill the holes.

14. Councilmember Benedict requested an update and report on City pay practices policy and procedures from Councilmember Perkins. He stated that he believed the League of Cities and Towns should handle that when they came in two weeks. The Mayor felt like it would be a good idea to wait and hear the League suggestions and then go to work on the step and grade schedule. Councilmember Benedict then asked if Councilmember Perkins had plans to involve anyone else in the process and he indicated he felt that they should sit down as a group and make the final decisions.

15. Mayor Slavens asked for a vote of acceptance on the hiring of two new employees. Katie Turk as the City Clerk and Bryan Sisson as the City Treasurer. It was moved by Councilmember Perkins for these appointments and seconded by Councilmember Bayles. Councilmember Northern asked if we had a guarantee that Mr. Sisson was going to live in Blanding. The Administrator believed that he was. Councilmember Northern felt that it needed to be defined. Councilmember Bayles noted that he did not think he should be required to move to Blanding until after his probationary period. The Administrator mentioned that he would discuss this with Mr. Sisson.

Those voting "AYE" Councilmember Perkins

Councilmember Bayles

Those abstaining Councilmember Northern

Councilmember Benedict

Mayor Slavens noted that he was the tie-breaker and he voted in favor of the motion and declared it passed.

16. Councilmember Benedict asked if there should be an evaluation form and if not should there be one implemented. Councilman Bayles said he felt there should be standard evaluations for everyone. The Administrator indicated the City has a standard form we have used in the past but that the Council may want to review it.

17. The Administrator announced that the EDA grant had been announced by Congressman Orton and Senator Bennett for the Arts and Conference Center in the amount of \$875,000.00. They would be putting together the planning team in a couple of weeks. Councilmember Perkins has already been appointed by the Mayor to represent the City Council.

Meeting adjourned 9:03 p.m.

Signed 
Mary Kate Turk, Deputy Recorder

MINUTES OF PUBLIC HEARING

July 17, 1996

Those Present: James K. Slavens, Mayor

Mary Lou Mueller & K. C. Benedict, Council members

Norman L. Johnson, Cleal Bradford, Philip Palmer, Bret Hosler and Phil Mueller

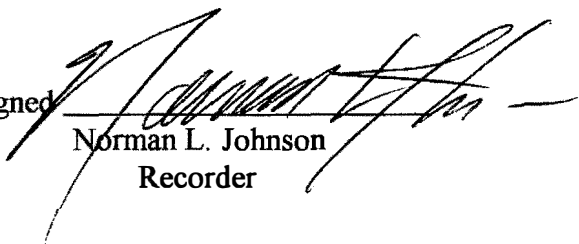
1. Meeting to order at 8:02 PM With Mayor Slavens conducting.
2. Prayer was offered by Council member Mueller.
3. Mayor Slavens welcomed those present and noted that there were not any citizens present who did not have a direct involvement with the project or representing the press. He turned the time to Mr Cleal Bradford who has acted as the city consultant on the project.

4. Mr Bradford explained the reason for holding the hearing and reviewed the entire proposal as prepared for the PCIFB. The project is for the purchase of 300 AC. Ft of additional water from Recapture reservoir and the drilling of 3 shallow wells in the southeastern quadrant of the city area.

A report was also given about the meeting held with the San Juan Water Conservancy District concerning the purchase of the additional water and it was made clear that the city is also making application for federal funds to drill the wells. If this federal funding was to be successful the PCIFB will not be expected to grant this portion of the project.

5. Other discussion was held concerning the drought but not relating to the PCIFB application.
6. Meeting adjourned 8:29 PM

Signed


Norman L. Johnson

Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JULY 10, 1996
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: James K. Slavens
City Council members: Randee Bayles
Lou Mueller
Mike Northern
Stan Perkins
City Administrator: Norman Johnson
City Engineer: Philip Palmer
General Services Director: Jeff Black
City Planner: Bret Hosler
City Attorney: Craig Halls

Also, Present: Harold Lyman; Arlene Lyman; Phil Mueller; Ruth Tibbitts; Mike Bradford; Neil Joslin ; Danny Fleming and Mike Murphy.

- 1. A prayer was offered by Mayor Slavens.**
- 2. The Pledge of Allegiance was recited.**
- 3. Minutes of the July 10, 1996 City Council meeting were unanimously approved upon a motion by Stan Perkins and seconded by Randee Bayles.**
- 4. Mr Harold Lyman of the Chamber of Commerce gave a report about their lunch meeting held on July 3 Mr Martin Wilson presented Mayor Slavens with a certificate, designating the "Swallow's Nest" as a Registered National Historic Place. This Certificate will be represented in the August 14 City Council meeting to the local historical group and possibly to members of the Albert R. Lyman family. The C of C agreed to take the lead in formulating a committee to follow up on the concepts of heritage tourism. Mayor Slavens appointed council member, Lou Muller, to represent the city on the committee.**
- 5. Mayor Slavens presented Mrs. Arlene Lyman with a certificate of outstanding service to the city and citizens. Arlene has served on the City Planning Commission for more than five years. The mayor commented that she and the other commission members give many hours of thankless service each year.**
- 6. Mr. Mike Bradford, representing the San Juan Peace Officers Association, thanked the Mayor,**

and Councilmen Bayles and Perkins for their participation at their “dunking” booth on July 4.

7. Philip Palmer, City Engineer, gave reports and updates on the following:

A. The Third Reservoir Project, under funding, will be taken to the Water Resources Board for additional consideration as a part of their potential forgiveness of the Conservancy Districts interest payments this year. The bid on the project is only good for 60 days, so a decision will need to be made in August or the project will have to be readvertised.

B. Advised the Council that he and the administrator had attended the San Juan County Drought Committee meeting yesterday July 9. The Bureau of Reclamation has offered assistance in aiding the Drought Committee and we applied for a grant to drill the three wells South East of town. If these funds are approved, we would not need to go to the CIB for that funding. The water in the wells would come from a request for a point of diversion change on the westwater well. Our application was for \$60,000.

C. Requested that Danny Fleming, Water Superintendent, give the Council an update on the water runoff and storage for the area. Recapture reservoir is at 6031.6 ft elevation and contains 3600 ac. ft. The city has 157 ac. ft. left to pump from our irrigation shares. There have been small storms on the mountain and Johnson Creek was running about 230 g.p.m. yesterday.

8. Bret Hosler, City Planner, reported and advised the Council on the following items:

A. The Planning Commission is reviewing the Historic Monument and Marker section of the city ordinance and will be coming to the council with a recommendation in the near future. They have also been active in the proposed Blue Mt. Dine housing project, located in the South East area of town, where they are anticipating 20 or 21 units.

B. Advised there has been an upsurge in construction and much of it is being started without building permits. He requested the news medias assistance in advising the citizenry of the need to obtain permits and where done in advance, saves everyone a lot of frustration and difficulty.

C. Reported that at the request of the mayor, he is following the water usage by American Surgicare at their construction site very closely. All water is being metered and will be paid for at construction rates (\$4.00 per thousand).

9. Norman Johnson, City Administrator advised and reported on the following items:

A. The regular financial disbursement reports were submitted.

B. Received advice and consent for Bret Hosler to attend a State building inspector certification meeting in Richfield.

C. Reminded Council that the next meeting with Utah Power is set for July 26 at 2:00 p.m., in the council chambers. Councilman Mike Northern said Monte Mendenhall had said he would have all three of the agreements ready for a review. These agreements are for Power Purchases, Maintenance and Operations and Wheeling.

D. Reminded Council of the Monday, 2:00 p.m. July 15 meeting with the County Commission concerning the dump closure. Mayor Slavens mentioned that everyone possible should plan to attend.

E. Reviewed the UAMPS Public Power celebration schedule for August 19, 20 & 21. Advised them that there will be a great deal of staff time involved to "pull off" this major event. At the present time we are anticipating 200 people.

F. Reminded Council of their decision to change the City Council meeting to 8:00pm with a work session to precede the meeting from 6 to 8:00 p.m. on the second and fourth Wednesdays of each month.

10. A discussion was held concerning an interview schedule for the Clerk Typist position which has been advertised. Following a lively discussion concerning the accounting needs of the city and the desire to upgrade staff skills, it was suggested that interviews be held on July 22. A final decision was to be made following the scheduled executive session later in the evening.

>Mayor Slavens turned the chair to Councilman Perkins and left the meeting at 7:52.

11. The Administrator presented Amendment No. 3 (extension of time) to the council for their approval and the Mayor's signature. Following a brief discussion a motion for approval was made by council member Northern and seconded by Council member Mueller. Voting was unanimous.

>Mayor Slavens returned to the chair at 7:58.

12. Council discussed and reviewed the CIB application for water funding as far as it can be prepared. A public hearing is set for July 17 at 8:00 p.m. in the council chambers. The Administrator will send the proposal and a letter to the AOG and Mr. Bradford will work with the Division of State History who must also sign off on the project.

13. City streets, asphalt, curb & gutter needs were presented in list form for the Council to review. Staff had placed their personally recommended priority along the sides of the lists. The Administrator indicated that not all the needs could be funded and in fact only a small portion of the city streets can be done this year. Councilman Perkins expressed serious concern that some of the older projects were still not being moved to the top of the funding and receiving a higher ranking.

Following a lengthy and lively discussion, the staff, by advice and consent were directed to decide the appropriate priority and to expend the budget funds as they deemed most appropriate for the city at this time.

14. A resolution to set the 1996 property tax rate was presented to the Council which allowed the tax rate to drop to .004016 from .004320. A discussion was held concerning the tax philosophy of having the revenue remain constant and letting the rate drop or hold the rate steady and allowing the revenue to the city to increase. Prior to next budget year the council felt they should address the issue again. Upon a motion by Council member Mueller with a second by Council member Northern the voting was as follows:

Those voting 'AYE' Council member Northern

Council member Mueller

Council member Bayles

Those voting 'NAY' Council member Perkins

Constituting all the members present the mayor declared the motion carried.

RESOLUTION 1996-9

A Resolution of the City Council of the City of Blanding lowering the General Property tax Rate from .004320 to .004016 for the 1996 tax year.

PASSED, ADOPTED and APPROVED this 10th day of July, 1996.

Signed: _____
James K. Slavens, Mayor

ATTEST: _____
Norman L. Johnson, Recorder

16. Upon a motion by Council Member Mueller with a second by Council member Northern the Council went into an executive session with the City Attorney to discuss legal issues. Voting was unanimous.

>Council retired to Executive Session at 8:30 p.m.

>Council returned from Executive Session at 10:07 p.m.

17. Prior to adjourning the Mayor presented the City Council with a letter of resignation from City Treasurer, Rona Flannery, to be effective July 24th.

Meeting Adjourned 10:12 p.m.

Signed: _____
Norman L. Johnson, Recorder



CITY OF BLANDING

50 WEST 100 SOUTH BLANDING, UTAH 84511 (801) 678-2791

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN THAT THE BLANDING CITY COUNCIL HOLDS ITS REGULAR MEETINGS ON THE 2ND AND 4TH WENSDBAYS OF EACH MONTH. DUE TO THE HOLIDAYS ONLY ONE MEETING WILL BE HELD IN JULY, NOVEMBER AND DECEMBER ON THE 2ND WENSDBAY.

MEETINGS ARE HELD IN THE BLANDING CITY OFFICES AT 50 WEST 100 SOUTH AND WILL BEGIN AT 8:00 P.M. (NEW TIME). THE PUBLIC IS WELCOME AND ENCOURAGED TO ATTEND.

S/ NORMAN L. JOHNSON
RECORDER

Published July 10, 1996 Blue Mt. Panorama and The San Juan Record

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JUNE 26, 1996
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Randee Bayles
		K.C. Benedict
		Lou Mueller
		Mike Northern
		Stan Perkins
	City Administrator:	Norman L. Johnson
	City Treasurer:	Rona Flannery
	City Engineer:	Philip Palmer
	City Planner:	Bret Hosler
	General Services Director:	Jeff Black

Also Present: Harold J. Lyman; Phil Mueller; Neil A. Joslin; Shanni Bayles; Jeroldene Bayles; Ruth Tibbitts; Danny Fleming; Phil B. Acton; Bruce Royer; Jeremy Hunt.

1. A prayer was offered by Philip Palmer, City Engineer.
2. The Pledge of Allegiance was recited.
3. A motion to accept the minutes of the meeting held on June 12, 1996 excluding item #14 was made by Councilmember Benedict, seconded by Councilmember Northern and unanimously carried.
4. Chamber of Commerce Director, Harold J. Lyman reported to and/or discussed with the Council the following items:
 - A. Expressed appreciation to the Council for the FY97 Chamber of Commerce funding.
 - B. Notified the Council that the Utah Travel Council's annual meeting will be held in Blanding in September and the Chamber will be requesting the City's support.
 - C. Invited the Mayor and Council to attend a Chamber of Commerce luncheon on July 3, 1996 at the Old Tymer Restaurant at noon. The key-note speaker, Mr. Wilson Martin from the Utah State History Department will address the Heritage Tourism program. Mayor Slavens will be presented with a certificate designating the Swallow's Nest as listed on the National Historic Register.

Mayor Slavens informed the Council that he would report on the luncheon to the Council.

D. Informed the Council that the next Chamber of Commerce Meeting will be held on July 31, 1996 at the Old Tymer Restaurant at noon. San Juan County School District Superintendent, Dr. Gary Cameron will be the guest speaker.

E. Requested the Mayor and Council participate in the Fourth of July Parade.

5. Mayor Slavens opened and reviewed the gasoline bids for FY97. A motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried to accept the low bid as listed below and authorize payment as per bid.

June 24, 1996

*To: City of Blanding
50 West 100 South
Blanding, Utah 84511*

Dear Blanding City Council,

We appreciate the opportunity to submit a bid proposal for gasoline to the City of Blanding for F/Y 1997. Our bid is as follows:

12,000 gallons 85 octane Regular Unleaded Gasoline \$0.7229 per gallon. For a total cost of \$8,674.80, this price is less any applicable taxes. The product will be dispensed directly to the city vehicles on an as needed basis by our dealer in Blanding, Canyonlands Tire.

If there are any questions or concerns please feel free to give me a call in my office at 801-587-2595. Your consideration in these matters is greatly appreciated.

Regards;

*Carl Hunt
Wholesale Fuels*

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

A. Presented a list of suggested names to serve on the Airport Committee as follows:

Steve Whatcott	Bill Deal
Jon Hunt	Robert Hosler
Bill Redd	Harold Lyman
Ron Theobald	David Redd
Leonard Hurst	Randee Bayles

Ex-Officio Members:	Philip Palmer
	Mayor Slavens

Mayor Slavens requested approval from the City Council to appoint the recommended committee members. Council gave advice and consent. The City Engineer also requested Council's approval to appoint as officers:

Mr. Jon Hunt, Executive Chairman
Mr. Bill Deal, Vice-Chairman
Philip Palmer, Secretary.

Council gave advice and consent.

The City Engineer informed the Council that meetings were scheduled quarterly on the fourth Tuesday of the last month of each quarter. The next meeting is scheduled for July 30, 1996.

B. Informed the Council that a letter had been received from the State committing funding for their portion of the Airport land purchase.

A motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried to authorize the Mayor's signature on the Airport Land Purchase Agreement.

C. Informed the Council that the bids had been received for the Third Reservoir repair project. Mr. Palmer noted that all of the bids received were significantly higher than anticipated and requested direction. The City Engineer advised the Council against awarding the contract until funds were designated and available. Council directed the City Engineer to investigate possible funding with the State Department of Water Resources and approach the CIB as a last resort.

D. Requested the Water Superintendent, Danny Fleming update the Council on the water situation. Mr. Fleming reported as follows:

- 1) Water off of the mountain is running 200 ± gallons per minute.
- 2) The pump at Recapture Reservoir has pumped 159 ± acre feet as of today.

- 3) Elevation at Recapture Reservoir is at 6033.5 feet which is about 3650 acre feet based on the area and capacity chart.
- 4) Water is currently being pumped from Recapture Reservoir to the Water Treatment Plant and some to the Fourth Reservoir. All mountain water is being directed to the Fourth Reservoir.
- 5) The Water Treatment Plant is running about twenty hours per day at 1,000 gallons per minute \pm .

Councilmember Northern requested a copy of the statistics.

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

A. Informed the Council that the Planning Commission will be reviewing a proposal for a planned development housing project at the old Dineh Lumber location.

B. Notified the Council that American Surgicare has paid for the building permit for the new medical facility in full. The City Planner pointed out that a full set of plans had not been received as of yet and actual construction would not be allowed until a complete set was on file as directed by the Council.

8. General Services Director, Jeff Black followed up with the Nancy Martineau/Open Drainage Ditch Issue. Mr. Black noted that the weeds had been cleaned up and the area sprayed. A water leak was found on Mrs. Martineau's line. Mr. Black recommended that the City refrain from any further such action until rights-of-way could be established with the adjoining property owners. Following a discussion, Council tabled the issue.

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

A. Indicated that the City had not heard a response from the Utah State Fire Marshall's office regarding the fireworks ban. Following a discussion, Council tabled the issue until next Council meeting.

A motion was made by Councilmember Perkins to implement a 3,000 dollar fine for anyone breaking the current fireworks restrictions.

Mayor Slavens declared the motion failed for lack of a second.

A motion was made by Councilmember Perkins, seconded by Councilmember Northern and unanimously carried to bill any expenses incurred by the City for fire damage caused by fireworks to the guilty party.

B. Presented the financial disbursement reports.

C. Travel Requests:

- 1) Danny Fleming/Rural Water Association of Utah
Requested travel approval as needed as it is very likely Mr. Fleming
will be appointed to the Board of Directors.

Council gave advice and consent.

D. As a point of interest, presented to Council as an electric comparison chart
with residential and commercial users.

E. Requested direction from the Council regarding the Main Street Beautification
maintenance as the RISE, Inc. contract had been eliminated for FY97. Council directed
the City Administrator to send a letter to the business owners indicating that they would
now be responsible for the maintenance of the trees.

F. Distributed a letter from the Rural Economic Development and Community
Development as follows and requested direction:

*United States Department of Agriculture
Rural Economic and Community Development
25 South 100 East
PO Box 369
Richfield, Utah 84701
(801) 896-8250*

June 18, 1996

*Blanding City
Norman L. Johnson, City Administrator
50 West 100 South
Blanding, Utah 84511*

Dear Mr. Johnson:

*I have reviewed your letter of June 14, 1996, concerning the escrow
account at West One Trust. I appreciate very much the options you
suggested for closing of the escrow while at the same time having
immediate access to the funds, for the contractor, to pay retainage
when the law suit is concluded.*

*If the City would like to withdraw the funds from the West One Trust
and redeposit them into the State Treasurers Trust Fund that would
be acceptable to Rural Development. To do so please sign the*

enclosed "Partial Payment Estimate" and return to this office. We will then write the Escrow Agent and authorize the account be closed.

It must be understood that until the remaining funds are used for authorized purposes, including payment in full to the contractor(s), Rural Development must give written permission to withdraw the loan funds, no matter where they are escrowed.

Sincerely,

*JOHN A. MORGAN
Rural Development Manager
District II*

Enclosure: Partial Payment Estimate

A motion was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried to transfer funds from the West One Trust and redeposit in the State Treasurers Trust Fund as outlined in the letter.

E. Reminded the Council of the Utah Associated Municipal Power Systems 1996 Public Power Celebration to be held in Blanding, August 19-22, 1996.

10. A motion to retire to an executive session to discuss item #2A *Interview Schedule/Advertised Employment*, was made by Councilmember Northern, seconded by Councilmember Benedict and voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Benedict
Councilmember Mueller
Councilmember Northern

Those voting 'NAY'

Councilmember Perkins

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

11. Council retired to an executive session at 8:05 p.m.

12. Council returned from executive session at 8:58 p.m.

13. Councilmember Perkins motioned to rescind the job announcement for the Accounting/Office Manager and to advise the applicants that the job is no longer available. The motion was seconded by Councilmember Benedict and unanimously carried.

14. Mayor Slavens recommended that Mr. Mark Bradford be appointed to the Board of Adjustments and requested Council's permission. Council gave advice and consent.

15. Councilmember Bayles reported on the success of the Airport Committee Meeting and discussed some of the suggested hangar lease changes.

A motion was made by Councilmember Bayles, to accept the new lease agreement as contained below. The motion was seconded by Councilmember Perkins.

Mayor Slavens called for questions on the motion. Councilmember Northern inquired as to the evacuation date since the proposed change is based on quarterly payments rather than monthly. Councilmember Bayles clarified the evacuation date being based on the quarter rather than the month. Councilmember Perkins inquired as to a clause that would allow the City the right of inspection to ensure the hangars were used for aviation purposes.

Councilmember Bayles amended the motion to include that clause.

Councilmember Perkins accepted that change with his second to the motion and voting was unanimously carried.

HANGAR LEASE

This Lease Agreement made and entered into this ____ day of _____, 19____, by and between the City of Blanding, body Corporate and Politic, whose principal office is at 50 West 100 South, in Blanding, San Juan County, State of Utah, 84511, hereinafter referred to as LESSOR, and _____, of _____, _____ County, State of Utah, hereinafter referred to as LESSEE.

For and in consideration of a yearly rental fee of \$_____ or _____ Quarterly, payable one month in advance, LESSOR rents to LESSEE the following designated facility:

Blanding Airport hanger # _____ for the purpose of storing LESSEE'S airplane and/or associated items. Lease shall be subject to termination with 30 days written notice from LESSOR.

The term of this lease shall begin _____, 19 _____ and run through _____, 19 _____. LESSEE is liable for rental fee until LESSOR is notified in writing of a cancellation of this lease. In the event of termination prior to annual renewal date any refund will be prorated.

LESSEE agrees to be responsible for proper tie down and securing of the aircraft after each usage.

LESSEE agrees to use all diligence to see that no injury occurs to the hangar, and further agrees to return the premises to LESSOR in the same condition as was received, normal wear and tear accepted. Lessee agrees to make the hangar available for inspection by lessor.

LESSEE assumes all normal risks associated with such storage and recognizes and agrees that LESSOR shall not be liable for any damages arising out of LESSEE'S negligence or injury to LESSEE'S aircraft not arising from the acts of LESSOR, its agent, or assigns.

LESSEE AGREES TO PAY THE COST OF COLLECTION AND REASONABLE ATTORNEY'S FEE INCURRED IN THE EVENT THAT THE PAYMENTS OF THE ABOVE AMOUNT NOT BE PAID AS STIPULATED AND THIS LEASE IS PLACED FOR COLLECTION.

THIS LEASE MAY NOT BE ASSIGNED OR SUBLEASED WITHOUT PRIOR WRITTEN APPROVAL OF LESSOR, AND LESSOR RESERVES THE RIGHT TO WITHHOLD SUCH APPROVAL FOR ANY REASONABLE CAUSE.

IN WITNESS WHEREOF, the parties hereto have executed this LEASE the date and time above set forth.

LESSOR:

LESSEE:

City Administrator

Norman L. Johnson

Hangar Rental Rates

1-12 \$800 year or \$225 quarter
13-16 \$1000 year or \$275 quarter

16. A motion was made by Councilmember Perkins to set the final dump closure date for August 30, 1996 at 2:00 p.m. and to begin advertising now to inform the public. The motion was seconded by Councilmember Bayles.

Mayor Slavens called for questions on the motion. A brief discussion ensued regarding the Labor Day Holiday and the need to correlate the closure with a regular work day.

Councilmember Perkins rescinded his motion.

Councilmember Bayles rescinded his second to the motion.

Councilmember Perkins motioned for the final dump closure to be on September 3, 1996 at 9:30 a.m. and to begin advertising to allow the public time to prepare. Councilmember Bayles seconded the motion and voting was unanimously carried.

17. The City Administrator requested direction regarding unpaid bills or raw water taps. A discussion ensued. After which, Council determined to follow current policy and directed the City Administrator to proceed with the disconnection process on any unpaid accounts.

18. The City Administrator presented a copy of the City's weed control ordinance to the Council for review. A discussion ensued. Council gave advice and consent to accept the current policy and to act on written complaints only. Councilmember Northern requested the minutes reflect that he was opposed to the ordinance because he feels it is the owner's responsibility to maintain the City property adjoining the owner's property.

19. The City Administrator explained to the Council the financial aspects of the CIB grant application. Council extensively discussed the urgency of the situation and directed the City Administrator to proceed with the process as needed. Council agreed that it would be most effective for all available Councilmembers to hand deliver the application to the CIB which would also allow concerns to be addressed at that time.

Council gave advice and consent for the City Administrator to make arrangements to present the application as soon an appointment can be made.

20. A motion was made by Councilmember Benedict to change the City Council Meeting schedule beginning on August 14, 1996 to a Work Session from 6:00 p.m. to 8:00 p.m., and the Regular Council Meeting from 8:00 p.m. to 10:00 p.m. The motion was seconded by Councilmember Mueller and voting was as follows:

Those voting 'AYE'

Councilmember Benedict

Councilmember Mueller

Councilmember Northern

Councilmember Perkins

Those voting 'NAY'

Councilmember Bayles

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

21. Councilmember Mueller motioned that the City abstain from providing travel for those appointed by the State for various assignments. The motion was seconded by Councilmember Perkins and unanimously carried.

22. The meeting was adjourned at 9:30 p.m.

S/_____
Rona Flannery
Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JUNE 12, 1996
AT 7:00 P.M. IN THE COUNCIL CHAMBERS

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Randee Bayles
		K.C. Benedict
		Lou Mueller
		Mike Northern
		Stan Perkins
	City Administrator:	Norman L. Johnson
	City Treasurer:	Rona Flannery
	City Engineer:	Philip Palmer
	City Planner:	Bret Hosler
	General Services Director:	Jeff Black
	Chief of Police:	Mike Halliday

Also Present: Jennifer Adams; Philip Palmer; Wendi Simons; Ida Jones; Neil A. Joslin; Gorden A. Hawkins; Vic Bradford; Mike Bradford; Cleal Bradford; Ruth Tibbitts; David C. Redd; Glenn Guerney; Vance Seely; Danny Fleming; Nancy Martineau; Rex Anderson; Jon Hunt; Shirley Gaines; Jeffrey Lowe.

1. A prayer was offered by the City Treasurer, Rona Flannery.
2. A motion to accept the minutes of the meeting held on May 22, 1996 was made by Councilmember Mueller, seconded by Councilmember Bayles and unanimously carried.
3. The work session scheduled for June 26, 1996 at 6:00 with the employees to discuss Personnel Policies and Procedures was canceled and will be rescheduled at a later date. A work session to review the Fonnesebeck recommendations was set during that time.
4. The Power Board Meeting was scheduled for July 10, 1996 at 6 :00 p.m. in the Council Chambers.
5. The City Engineer, Philip Palmer reported to and/or discussed with the Council the following items:
 - A. Reported that daily water usage is close to three acre feet per day and incoming water is near one acre foot per day.
 - B. Informed the Council that although there are some indications of a leak in Starvation Reservoir, it appears to be minimal and not of an emergent situation. Mr. Palmer noted that he had carefully monitored and charted the necessary measurements during the month to determine the seriousness of the situation.
 - C. Noted that the water consumption has declined as the public has observed the water restrictions.
 - D. Pointed out the pump is working effectively at Recapture Reservoir.
 - E. Informed the Council that the Airport seal coat and painting was complete and the costs were significantly lower than the anticipated amount.

6. Mayor Slavens opened the Public Hearing regarding the FY97 Budget comments, review and adjustments at 7:15 p.m. The time was turned over to Councilmember Perkins to conduct the Hearing.

Comments were heard from RISE Director, Wendi Simons requesting the Council reinstate the initial request. Mrs. Simons noted that RISE would contract for less money and provided Council with some additional financial disbursement information.

The Public Hearing was closed at 7:20 p.m.

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

A. Displayed a plot plan from American Surgicare and identified the utility connecting points. Mr. Hosler requested direction from the Council regarding the City's obligation with the connections and the possibility of the City running a water line for future use down the south end of the project. Considerable discussion was held and Council directed Mr. Hosler to not waiver from the policy as currently instated.

8. Concerned citizen, Mrs. Nancy Martineau informed the Council that an open ditch that runs through her property poses a health and fire hazard due to overgrown weeds and litter. The City Engineer commented that the ditch was a natural drainage ditch that was redefined by the City several years ago. Mr. Palmer pointed out that the ditch, although irreversible due to a private sewer line running along it, has been a millstone to the City and has required constant attention.

Possible solutions to the problem were discussed and Councilmember Perkins suggested that the County Health Inspector along with the City Engineer and General Services Director investigate the situation and report to Council with a recommendation. Council gave advice and consent.

The General Services Director suggested the Council use caution with any decisions made as this is one of several open drainage ditches and a precedence may be set.

9. Mr. Vance Seely expressed some concerns to the Council regarding the raw water tap agreements and noted he felt the Council disregarded the suggestions from the users. Mr. Seely felt that past agreements have not been honored and an agreement should be a consensus. Councilmember Bayles disagreed with Mr. Seely and pointed out that no written recommendations had been received requesting a 50,000 free minimum as indicated. Councilmember Bayles also noted that according to the resolution, an annual review of the charges is possible.

10. Mr. Rex Anderson presented to Council a rough sketch for a modular building to be used for a motel near Shirt Tail Corners and requested that Council issue final approval for him to complete the water development. Mr. Anderson noted that he would be responsible for all expenses involved with extending and developing the line. Council noted that Mr. Anderson had previously signed the annexation agreement and requested the City Administrator review the situation and report back to Council with recommendations. Council directed that the Raw Water Tap Agreement be reviewed by the City Attorney.

11. Airport Committee Representative, Mr. Glen Guernsey along with Mr. David Redd shared some concerns with the Airport Committee's lack of influence regarding aviation Council decisions. Mr. Guernsey indicated that the Committee is interested and could be an asset to the City by acting as an advisory board.

Councilmember Bayles disagreed with Mr. Guernsey and noted that he felt that the Airport Committee

should organize itself first, then approach the Council.

A considerable discussion ensued and additional comments were heard from the City Engineer and the Mayor.

12. The General Services Director, Jeff Black informed the Council that the City crews will be assisting with tree trimming services during the next few weeks. Mr. Black noted that intent is to prevent trees from growing into power lines and causing a potential hazard; not for ornamental/landscaping purposes or special requests. A City Representative will accompany the tree trimming truck and notify residences ahead of time to more efficiently operate with the time frame.

Council directed the General Services Director to assign a crew member to assist the tree trimmers and to distribute an information flyer.

13. Councilmember Mueller requested permission from the Council to attend the Grand Circle Meeting on June 30 - July 1. As an involved representative for several years, Councilmember Mueller felt it best to maintain a positive attitude towards Blanding although the City has chosen to withdraw their membership.

Council gave advice and consent.

14. Councilmember Mueller notified the Council that she had been invited by Governor Leavitt to serve on the Rural Financial Medical Assistance Committee and requested the City issue a travel advance as the Committee will reimburse the City all of the expenses.

Council denied the request.

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

A. Encourages the Council to visit the City dump with Mr. Jeff Emmons, Representative from the Utah Department of Environmental Quality, Division of Solid and Hazardous Waste. The site visit will begin at 2:00 p.m. on June 18, 1996. Mr. Emmons will assist the City with establishing a closing plan.

Council requested the item be placed on the June 26, 1996 Council Meeting Agenda to discuss possible solutions.

16. Presented Council with a copy of a letter sent to the State Fire Marshall from Mayor Slavens. The letter is as follows:

June 7, 1996

*Utah State Fire Marshals Office
c/o Mr. John Elder
5272 College Drive Suite 302
Murray, Utah 84123*

Dear Mr. Elder,

As you are aware, in the May 22, 1996 City Council Meeting, there was a unanimous vote by the City Council to prohibit the sale or discharge of fireworks within the City limits of Blanding. We have since learned that this action was not procedurally correct and therefore we are requesting your assistance and support for this City Council action.

The reasoning is very simple; our community and surrounding areas are enduring the most severe drought on record. This drought has followed on the heels of heavy growth of weeds and brush in the previous two years, which have had above average moisture. The area water supplies are very low, and using what water we have to fight man made fires will not be a prudent use of this resource. The State of Utah has declared San Juan County as a disaster area due to the drought conditions.

The City does not wish to create an economic hardship, but in our conversations with the local vendors of fireworks, there was never any indication that they were opposed to the ban. We would appreciate your assistance and/or advice in this matter. Feel free to contact myself, our Fire Chief, Gordon Hawkins; or the City Administrator, Norman Johnson if we can be of further assistance.

Sincerely,

James K. Slavens
Blanding City Mayor

xc: City Council
Gordon Hawkins, Fire Chief

NLJ/JKS/khl

Council requested the fireworks issue be placed on the June 26, 1996 City Council Meeting Agenda.

17. Council took a five minute break at 8:55 p.m.

18. Mr. Cleal Bradford discussed with the Council the CIB grant application for emergency water funding and presented the first prepared pages. Mr. Bradford advised the Council to be united with the City's priorities to increase the City's likelihood for funding. Considerable discussion ensued and many possible avenues were reviewed. Council determined that two priorities that may have the most success with the CIB are:

- a) Drilling 2-3 water wells in the Southeast area of town.
- b) Acquired additional water and storage from the Conservancy District.

Council gave advice and consent for Councilmember Bayles to prepare some cost estimates for the

application to assist Mr. Bradford in making every effort possible to secure a position on the CIB's agenda. Council also authorized Mr. Bradford to begin working on the second water proposal to be ready in the fall to submit to the CIB.

19. A motion was made by Councilmember Perkins, seconded by Councilmember Northern and unanimously carried to accept the City Planner's recommendation to rezone Plat "D" in Pioneer Estates from R-2 (Residential) to "C" Commercial and to abandon the lots subject to the Resolution 1996-1.

RESOLUTION 1996-1

AN ORDINANCE TO VACATE PLAT D, PIONEER ESTATES
SUBDIVISION, AND PIONEER CIRCLE, A ROAD WITHIN PLAT D.

WHEREAS, *petition has been made by the property owner to vacate Plat D of Pioneer Estate Subdivision (affecting Lots PE67 through PE74); and*

WHEREAS, *petition has been made to vacate a street known as Pioneer Circle, which street services the above lots; and*

WHEREAS, *vacation of the street will cause it to become the property of the adjoining landowners and discontinue any use as a public thorough fare; and*

WHEREAS, *notice has been given to all affected parties and publication has been made; and*

WHEREAS, *the City Council has held public hearing on the matter and is fully advised;*

WHEREAS, *the City Council is satisfied that neither the public nor any person will be materially injured by the proposed vacation and that there is good cause for said vacation; and*

NOW, THEREFORE, *be it ordained by the City Council of the City of Blanding that:*

1. *All of Plat D, PIONEER ESTATE SUBDIVISION, is hereby vacated;*
2. *Pioneer Circle, a road in Plat D, is hereby vacated.*
3. *This ordinance shall become effective June 12, 1996.*

PASSED AND APPROVED by the City Council of the City of
Blanding this 12 day of June, 1996.

James K. Slavens, Mayor

ATTEST:

Norman L. Johnson
City Recorder

20. Councilmember Northern explained to the Council that the approved motion regarding the Golf Course land exchange at the May 22, 1996 Council meeting was made based on numbers that have since been found inaccurate.

Councilmember Northern motioned to reconsider Item #13 from the Council Meeting Minutes held on May 22, 1996. The motion was seconded by Councilmember Mueller and voting was as follows:

Those voting 'AYE'

Councilmember Benedict
Councilmember Mueller
Councilmember Northern
Councilmember Bayles
Councilmember Perkins

Those voting 'NAY'

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

Councilmember Northern informed the Council that an appraisal had been done and should be reviewed before making any further decisions. Considerable discussion was held regarding the authorization of the appraisal and its validity. Councilmember Perkins requested that no motion be made on the subject that evening to allow time to study the new information. The issue was tabled until the next Council Meeting.

21. Councilmember Bayles proposed that Council increase the hangar rental price and reviewed the changes on the proposed hangar lease contract.

Following a discussion, Councilmember Perkins motioned to adopt the proposal as outlined and also to take into consideration the Airport Committee's recommendations as brought to the Council. The motion was seconded by Councilmember Bayles. Considerable discussion ensued and Councilmember Perkins called for the motion. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Perkins

Those voting 'NAY'

Councilmember Benedict
Councilmember Mueller
Councilmember Northern

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

The City Engineer, Philip Palmer recognized that the Airport Committee was formed to represent the community and to make recommendations to the Council. Councilmember Mueller strongly encouraged the Council to more closely esteem the Airport Committee's advice in the future, and requested that the item be carried to the next agenda to give the Airport Committee an opportunity to study the proposal.

22. A motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried to accept and adopt Resolution 1996-8, a Resolution of the Blanding City Council setting aside the Utah Public Treasurers Trust Fund account number 0311 Titled "Blanding City Natural Gas Account: as the depository for the sinking and reserve fund for the USDA-RECD Natural Gas Loans.

RESOLUTION 1996-8

A resolution of the Blanding City Council setting aside the Utah Public Treasurers Trust Fund account number 0311 Titled "Blanding City Natural Gas Account" as the depository for the sinking and reserve fund for the USDA-RECD Natural Gas Loans. This resolution also authorizes the monthly transfer of sufficient funds to meet the City's obligation on the outstanding loans and revenue bonds.

PASSED, ADOPTED AND APPROVED this 12 day of June, 1996.

S/ _____
James K. Slavens, Mayor

ATTEST:

Norman L. Johnson, Recorder

23. A motion to accept and adopt Resolution 1996-7, a resolution of the Blanding City Council setting the

FY97 General Fund and Enterprise Budgets, and to accept and adopt Resolution 1996-8, a resolution opening and adjusting the FY96 General Fund Budgets was made by Councilmember Perkins and seconded by Councilmember Mueller. Mayor Slavens called for questions on the motion. Councilmember Benedict requested that the motion reinstate RISE, Inc. contract. Councilmember Perkins choose not to include the suggestion in the motion. Councilmember Mueller withdrew her second to the motion. The motion was then seconded by Councilmember Bayles and a discussion ensued. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles Councilmember Mueller Councilmember Northern Councilmember Perkins
Those voting 'NAY'	Councilmember Benedict

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

The adopted Resolutions are as follows:

RESOLUTION 1996-8

A Resolution opening and adjusting the FY96 General Fund Budgets as follows:

	FY96 Budget	Adjustments	
Mayor/Council	24,200	-0-	24,200
Justice Court	11,631	2,000	13,631
Administration	40,835	-0-	40,835
City Attorney	12,000	-0-	12,000
Planning & Zoning	39,978	-0-	39,978
Police Department	283,500	15,000	298,500
Fire Department	37,784	22,000	59,784
Streets & Highways	112,898	-0-	112,898
City Engineer	36,047	-0-	36,047
Parks & Recreation	69,901	<3,000>	66,901
Airport	33,310	-0-	33,310
 Expenditure Total	 702,084	 36,000	 738,084
 Sales Tax Revenue	 290,000	 36,000	 326,000

The City Administration in connection with the City Auditor is authorized to make line item transfers withing the FY96 Department approved budgets as necessary.

PASSED ADOPTED and APPROVED this 12th day of June, 1996.

James K. Slavens
Mayor

ATTEST:

Norman L. Johnson
Recorder

RESOLUTION 1996-7

A Resolution of the Blanding City Council setting the FY97 General Fund and Enterprise Budgets:

GENERAL FUND DEPARTMENTS

Mayor & Council	23,096
Justice Court	26,367
Administration	24,814
Non-Departmental	10,000
City Attorney	12,000
Plan. Zone&Bldg. Inspect.	40,577
Police Department	313,190
Fire Department	38,691
Streets & Shop	139,050
C" Road Fund	385,000
City Engineer	37,701
Parks & Recreation	79,119
Airport	123,672

TOTAL GENERAL FUND 1,253,277

ENTERPRISE FUNDS & PROJECTS

Water System	442,816
Sewer System	145,399
Electric System	1,163,590
Natural Gas System	550,693
Building Authority	3,615
Golf Course Project	10,925
Solid Waste Enterprise	101,960
EDA - Arts Cntr Prjct	1,092,666

TOTAL ENTERPRISE FUND 3,511,664

CAPITOL OUTLAY BUDGETS

Water Enterprise	261,500
Sewer Enterprise	41,650

Electric Enterprise	132,750
Natural Gas Ent.	28,471
Solid Waste-Dump	50,000

DEBT SERVICE

Water	63,728
Natural Gas	105,954
Bldg. Authority	13,000
TOTAL FY97 BUDGET	<u>5,461,994</u>

PASSED, ADOPTED, and APPROVED this 12th day of June, 1996.

s/ _____
James K. Slavens, Mayor

ATTEST _____
Norman L. Johnson, Recorder

24. A discussion was held regarding the scheduling of interviews for the applicants for the Accounting and Office Manager position. Councilmember Perkins requested that the Council table the issue until more definition and review of the position could be obtained. A discussion was held and Councilmember Mueller distributed a hand-out that contained several suggestions. During Councilmember Mueller's review, Mayor Slavens entertained a motion to extend the meeting as the time was 10:00.

A motion was made by Councilmember Benedict to extend the meeting by fifteen minutes. The motion was seconded by Councilmember Mueller and voting was as follows:

Those voting 'AYE'	Councilmember Benedict
	Councilmember Mueller
	Councilmember Northern
Those voting 'NAY'	Councilmember Perkins
Those abstaining	Councilmember Bayles

constituting all members thereof, Mayor Slavens declared the motion defeated as there was not a two-thirds (2/3) majority.

Councilmember Perkins noted that he would have a recommendation by the next Council Meeting.

25. The meeting was adjourned at 10:04 p.m.

Rona Flannery
Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
MAY 22, 1996
AT 7:00 P.M. IN THE COUNCIL CHAMBERS

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Randee Bayles K.C. Benedict Lou Mueller Mike Northern Stan Perkins
	City Administrator:	Norman L. Johnson
	City Treasurer:	Rona Flannery
	City Planner:	Bret Hosler
	General Services Director:	Jeff Black
Absent:	City Councilmember:	Mike Northern

Also Present: Arlene Lyman; Harold Lyman; Jed E. Lyman; Robert Hosler; Danny Fleming; Diane Bradford; Neil Joslin; Ray Palmer; Mary Palmer; Dana Nielson; Gary Guymon; Cleal Bradford; Jeroldene Bayles; Gorden Hawkins; Ted Palmer; Kim Smith; Casey Spillman; Stewart Black; Bruce Bushore; Chad Macdonald; Corey Workman; Craig Stanley; David Bradford; Reed Palmer; Jeffrey Low; Wendi Simons; Mark Brenizer; Cathy Mellor; Alynn Mitchell; Shurrell Meyer; Janet Wilcox; Gail Marian; Kent Hawkins; Helen Yazzie; Alice Greymountain; Kent Lewis; Nancy Lameman; Ada Jones; Vic Bradford.

1. A prayer was offered by Mr. Jed E. Lyman.
2. The Pledge of Allegiance was recited.
3. Councilmember Mueller requested that Item #4 from the May 8, 1996 Council Meeting Minutes be revised to include more detail for future purposes and motioned to accept the minutes with that change. The motion was seconded by Councilmember Perkins and voting was as follows:

Those voting 'AYE':	Councilmember Bayles Councilmember Benedict Councilmember Mueller Councilmember Perkins
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Those abstaining:	Councilmember Northern
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constituting all members thereof, Mayor Slavens declared the motion carried. The approved addition as drafted by Councilmember Mueller is as follows:

4. *Mr. Cleal Bradford, from the Heritage Tourism Committee, addressed the Council regarding a proposed hiking trail in Westwater Canyon. MR. Bradford explained that the dirt trail will be approximately six miles long and will begin and end at the same location, near the Technology Building at C.E.U. The trail will be designated for pedestrians and non-motorized vehicles. Several scenic resting places will be available in various locations along the route.*

Mr. Bradford stated that the Utah Travel Council has \$18,000 designated for this project, awaiting matching funds. The County has committed \$9,000. Mr. Bradford requested the Council earmark \$9,000 for the project, to complete the match.

Council noted that \$6,000 had previously been budgeted for this project, but was never spent. Councilmember Perkins asked if some of the \$9,000 could be in the form of in kind match. Mr. Bradford indicated that the \$3,000 difference could well be met as in kind match.

Council directed that \$9,000 be added to the proposed FY96/97 budget for consideration.

4. Mr. Jed E. Lyman suggested the Council consider allowing water customers with automatic sprinkling systems water during the night hours. Mr. Lyman noted that the demand on water during the allowed hours significantly decreases the water pressure in some areas and pointed out that it would also be more conservation oriented to water during the night as the evaporation level would decrease.

Following a discussion, Councilmember Mueller motioned to allow automatic sprinkling system owners to water during 11:00 p.m. and 5:00 a.m.. The motion was seconded by Councilmember Perkins. Councilmember Mueller amended the motion to include watering during the designated day only. Voting on the motion was as follows:

Those voting 'AYE'

Councilmember Benedict

Councilmember Mueller

Councilmember Perkins

Those voting 'NAY'

Councilmember Bayles

Councilmember Northern

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

5. Mr. Dana Nielson requested the Council review the Main Street Beautification Contract with RISE Corporation prior to adoption of the FY97 Budget. Mr. Nielson noted that the initial expense of the beautification project was costly and inconsistent care and maintenance could result in the loss of several trees. Although Mr. Nielson pointed out that he was not opposed to RISE rebidding the contract, he felt that a possible compromise might be reached to ensure proper care of the City's investment.

6. Councilmember Benedict informed the Council that a meeting with Mr. Dave Church from the Utah League of Cities and Towns will most likely be scheduled for July or August to discuss suggestions regarding Council procedures.

Council directed the topic be placed on the June 12, 1996 Council Meeting for the purpose of scheduling a work session.

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

A. Informed the Council that water off the mountain was running at approximately 370 gallons per minute which accumulates to ½ million gallons per day or thereabouts. Mr. Palmer indicated that daily water usage is roughly 1.5 million gallons per day; three times the amount of the incoming water supply.

B. Notified the Council that over 1,000 gallons of water per minute was being lost during windy and/or hot weather at Recapture Reservoir and noted that daily monitoring was underway to determine if the water loss is due solely to the elements or if a leak in the dam is still a viable possibility.

C. Explained to the Council that the decrease of water pressure during the designated watering hours is primarily due to the velocity caused by the demand and is an inevitable inconvenience during the water emergency.

D. Requested the Water Superintendent, Danny Fleming further enlighten the Council on the water status.

The Water Superintendent reported that a meeting will be scheduled in the near future with the Irrigation Company, Water Conservancy District, and the City to clarify the availability and other related details regarding water. Mr. Fleming noted that the date and time of the meeting will be announced upon scheduling.

E. Presented to the Council the proposed Subdivision Ordinance and informed the Council that he will be meeting with the Planning and Zoning Commission at the next meeting on May 23, 1996 at 6:00 p.m. in the Council Chambers to discuss the draft.

F. Notified the Council that the Airport will be shut down on May 29, 1996 for painting the markings on the runway.

8. The City Planner, Bret Hosler reported on the *Governor's Conference on Travel and Tourism* and invited the Council to review the booklet entitled "Destination Utah!" as an overview of the conference.

9. Councilmember Bayles reiterated the need to utilize CIB funding for water and suggested the Council schedule work sessions to discuss the most effective way to apply for grant funding. Considerable discussion was held as to how best to strengthen the future water supply. A work session to discuss the issue further was scheduled for May 24, 1996 at 7:00 p.m. in the Council Chambers.

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

A. Presented the financial disbursement reports.

Councilmember Perkins requested advice and consent from the Council to authorize four disbursements in question. Council authorized Councilmember Perkins to sign a check to Dr. Redd for a physical examination for Mike Dayzie, a requirement for maintaining a Commercial Drivers License; and to disburse past and current amounts budgeted to the Recreation District.

Council discussed whether it was viable for the City to purchase quality work gloves to be used for tree cutting purposes; and also pain reliever purchases for the office. Council approved the glove purchases and objected to any future purchases of pain relievers.

11. Mayor Slavens opened the Public Hearing for the purpose of rezoning Pioneer Estates Subdivision Plat "D" from R-2 to Commercial at 8:00 p.m. The City Planner explained the procedure and identified the affected area. No public comments were heard and the Public Hearing was closed at 8:10 p.m.

Council took a five minute break at 8:10.

12. Mayor Slavens opened the Public Hearing for the purpose of citizens' input regarding FY97 Budget. Comments and requests were heard from the following citizens:

A. Fire Chief, Gorden Hawkins requested that the items that were eliminated from the previous budget work session be reinstated in the FY97 budget. The Fire Department displayed equipment to illustrate the need and a considerable explanation took place regarding the reasoning behind several of the initial requests.

Councilmember Northern requested that the initial requests be more specific with details in all departments to assist the Council with future budgeting processes.

B. Chamber of Commerce Director, Harold Lyman enlightened the Council of the benefits of a positive Chamber of Commerce/City relationship and noted some of the Chamber's accomplishments during the past year. Mr. Lyman requested the Council grant \$2,500 to the Chamber of Commerce.

C. Blanding Arts Council Representative, Mrs. Janet Wilcox reiterated the need of City support for the annual Fourth of July Folk Festival in order to continue receiving grants from the Utah Arts Council. Mrs. Wilcox explained the necessary costs associated with the Folk Festival and the Blue Mountain Shadows publication and pointed out the overall benefits to the community as well as considerable community support.

Councilmember Bayles adamantly opposed the City's financial support of the Arts Council.

D. Mr. Ray Palmer requested the Council consider paving the road for the Super 8 Motel to be constructed this coming fall. Mr. Palmer offered to deed land in order to ensure the width is in compliance with the City Ordinances.

Mayor Slavens thanked the citizens who commented and/or discussed the FY97 Budget. The Public Hearing was closed at 9:00 p.m.

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

A. Updated the Council on the EDA Grant Funding Application progression informed them that a City Representative needed to be appointed to the EOTS Board during the application process. The Administrator explained that the City would be maintaining the physical operations, and there will be a financial obligation to oversee the entire project even though a contract can be made with "EOTS" for the operation of the Center.

Mayor Slavens suggested that Councilmember Perkins be appointed to represent the City on the EOTS Board. A motion was made by Councilmember Bayles, seconded by Councilmember Mueller and unanimously carried to appoint Councilmember Perkins as a City Representative to the EOTS Board.

B. Requested direction from the Council regarding the use and sale of fireworks during the drought. Following a discussion, Councilmember Perkins motioned to ban the use and sale of all fireworks in the City of Blanding. The motion was seconded by Councilmember Bayles and voting was unanimously carried.

C. Reminded Council of the FY97 Budget Work Session on June 5 at 7:00 p.m. in the Council Chambers and requested Council reserve the time directly before the June 26 Council Meeting to wrap up any loose ends prior to adoption at that meeting.

D. Requested a motion regarding acceptance of the San Juan County School District deeding the little league property to the City.

A motion was made by Councilmember Northern, seconded by Councilmember Mueller and unanimously carried to accept the land deeded to the City from the San Juan County School District as described in the Quit Claim Deed below:

QUIT CLAIM DEED

BOARD OF EDUCATION OF SAN JUAN COUNTY SCHOOL DISTRICT, a corporate body of the State of Utah, whose address is 200 North Main, Blanding, Utah; GRANTOR, hereby quitclaims to CITY OF BLANDING, a municipal corporation of the State of Utah, whose address is 50 West 100 South, Blanding, Utah, 84511; GRANTEE, for the sum of One Dollar (\$1.00) and other good and valuable consideration, the following described tracts of land situated in San Juan County, State of Utah, to-wit:

All of Lots 2 and 3, Block 37, Blanding Townsite Survey, Plat A.

If for any reason, the above describe real property ceases to be used for public recreation purposes, the real property shall revert to the GRANTOR.

WITNESS the hand of said GRANTOR as of the 4 day of June, 1996.

BOARD OF EDUCATION OF THE SAN JUAN
SCHOOL DISTRICT

By _____
Pete M. Black, President

ATTEST:

By _____
Kent Tibbitts,
Business Administrator

(See attachment for terms and conditions of License Agreement)

E. Requested direction from the Council regarding the electric rate for water wells. Following a discussion and review, Council agreed to leave the current rate as is.

13. Councilmember Northern discussed with the Council the ongoing proposed land trade with Mr. Eugene Shumway and expressed a desire to finalize the matter. Several concerns were expressed and reviewed.

Councilmember Northern then motioned to trade the City owned land (the land designated for a future golf course on the south end of town; approximately 90 acres) to Mr. Eugene Shumway in exchange for approximately 75 acres of land near the Third Reservoir for the purpose of a new golf course; and hinge future development of that golf course on putting monies into it based on when infrastructure is available. The motion was seconded by Councilmember Benedict. An extensive discussion ensued. After which, Councilmember Northern called for the motion and voting was as follows:

Those voting 'AYE'

Councilmember Benedict
Councilmember Mueller
Councilmember Northern

Those voting 'NAY'

Councilmember Bayles
Councilmember Perkins

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

Councilmember Perkins requested the minutes reflect that he felt the Council had acted irresponsibly due to the fact that the City had not obtained appraisals on either piece of land as previously motioned and agreed upon. Councilmember Bayles concurred with Councilmember Perkins.

14. Councilmember Perkins motioned to accept and authorize the necessary signatures for the Utah Department of Transportation Sidewalk Matching Funds Grant. The motion was seconded by Councilmember Mueller, and voting was follows:

Those voting 'AYE'

Councilmember Benedict
Councilmember Mueller
Councilmember Northern
Councilmember Perkins

Those voting 'NAY'

none

Those abstaining:

Councilmember Bayles

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

15. The City Administrator notified the Council of the following water requests:

- A) Purchase of a raw water tap on Reservoir Rd.
LaRell Rawlings
- B) Connect on to the culinary water/sewer out of City limits at 461 S 500 W
Dennis Jones
- C) Extend City culinary water south of town to Shirt Tail Junction
Rex Anderson

Council reviewed and discussed the water requests.

A motion was by Councilmember Mueller to allow Dennis Jones to connect on to the City water and sewer lines. The motion was seconded by Councilmember Northern. Councilmember Mueller amended the motion to include that the approval was subject to the Jones' signing the annexation agreement. Voting was as follows:

Those voting 'AYE'

Councilmember Benedict
Councilmember Mueller
Councilmember Northern

Those voting 'NAY'

Councilmember Bayles
Councilmember Perkins

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

Councilmember Perkins motioned to not allow Mr. LaRell Rawlings to purchase a raw water tap on Reservoir Rd. The motion was seconded by Councilmember Benedict and voting was unanimously carried.

Council agreed to table the Rex Anderson water issue as no plan was presented to the Council for review.

16. A motion was made by Councilmember Perkins to advertise and proceed with the hiring of an additional employee to begin on July 1, 1996. The motion was seconded by Councilmember Northern. A discussion followed regarding whether the Council was required to wait until next Council Meeting to vote as the job description was presented that afternoon or whether the job description was a final draft of an ongoing item. Councilmember Perkins called the motion and voting was as follows:

Those voting 'AYE'	Councilmember Mueller
	Councilmember Northern
	Councilmember Perkins
Those voting 'NAY'	Councilmember Bayles
	Councilmember Benedict

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

Title: **ACCOUNTING AND OFFICE MANAGER**

Job Summary:

Reviews, revises, and develops policies and procedures to facilitate the efficient, effective handling of utility billing and other revenue generating processes/activities; reviews policies and procedures for handling revenues to ensure that appropriate check and balances are in place; reviews source documentation to ensure compliance with established policies/procedures for cash collections; works with the public and staff to resolve utility billing or other cash collection problems. Coordinate and maintain the General Ledger, Accounts Payable, Payroll and other relevant accounts, records and functions of the City. Provide the City Administrator with all monthly financial reports. Determine, coordinate and supervise the secretarial and clerical needs of the City.

Qualification and Requirements:

A Bachelor's Degree in Business Administration, Accounting, Finance, or closely related areas and experience equivalent to five years full time supervisory/managerial level financial/accounting work. Must be bondable.

Knowledge, Skills & Abilities:

Knowledge of State and Federal laws, regulations, and guidelines for municipal revenue, expenditures, collections, investments and enterprise activities along with a working knowledge of computer software used in recording and tracking financial activities and investments, experience with Novell NetWare is preferred.

Skill in establishing and maintaining effective working relationships with co-workers, City officials, and members of the community at large and skill in planning, motivating, organizing, and reviewing the work of subordinate staff within the municipal organization.

Ability to interface and work with the general public in resolving utility issues in a fair and congenial manner.

Salary: *Commensurate with qualifications and experience.*

Councilmember Bayles noted that he felt the Council was in violation of the voting policy as the information regarding the job opening was received that afternoon. Mayor Slavens requested the minutes reflect his agreement with Mr. Bayles and noted that the Council needs to be consistent with voting policies regardless of the issue.

18. A motion was made to retire to an executive session by Councilmember Perkins to discuss insurance issues. The motion was seconded by Councilmember Benedict and unanimously carried.

Council returned from the executive session at 10:14 p.m.

19. A motion to extend the meeting until 10:20 p.m. was made by Councilmember Perkins, seconded by Councilmember Northern and unanimously carried.

20. A motion was made by Councilmember Perkins, seconded by Councilmember Bayles and unanimously carried to stand behind Personnel Policy C-2 (Insurance) but have some items studied by Utah Local Governments Trust and possibly make changes at that point.

21. Councilmember Perkins motioned to adjourn the meeting at 10:18 p.m.

S/ _____
Rona Flannery
Deputy Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
MAY 8, 1996
AT 7:00 P.M. IN THE COUNCIL CHAMBERS

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Randee Bayles K.C. Benedict Lou Mueller Stan Perkins
	City Administrator:	Norman L. Johnson
	City Treasurer:	Rona Flannery
	City Engineer:	Philip Palmer
	City Planner:	Bret Hosler
	General Services Director:	Jeff Black
Absent:	Councilmember:	Mike Northern

Also Present: Cleal Bradford; Gordon Hawkins; Mike Bradford; Neil A. Joslin; Diane Bradford; Gary Guymon; Danny Fleming; Truitt Purcell; Bonnie Purcell.

1. A prayer was offered by Councilmember Mueller.
2. The Pledge of Allegiance was recited.
3. Councilmember Mueller motioned to accept the minutes of the meeting held on April 24, 1996 including Item #13 from the April 17, 1996 Council Meeting. The motion was seconded by Councilmember Perkins and unanimously carried.
4. Mr. Cleal Bradford from the Heritage Tourism Committee addressed the Council regarding a proposed hiking trail. Mr. Bradford explained that the dirt trail will be approximately six miles long and will begin and end at the same location near the Technology Building at C.E.U. The trail will be designated for pedestrians and non-motorized vehicles. Several scenic resting places will be available in various locations along the route. Mr. Bradford requested the Council earmark \$9,000 for the project as the budget process continues.
5. The City Administrator presented to the Council the FY97 Capitol Outlay Budget rough draft and requested that any additional information be presented to him before May 13, 1996 at noon.
6. Assistant Fire Chief, Mike Bradford invited the Council to participate in a *Swede Survival Training* sponsored by Utah Valley State College on the evenings of May 16 and 17 at 7:00 p.m. and May 18 beginning at 8:00 a.m. at the Fire Station.
7. Mr. Gary Guymon suggested the Council study the possibility of utilizing water from several mountain springs on Blue Mountain. Mayor Slavens noted that the feasibility of such a project was over viewed and deemed too costly at this time but may be considered for a future option.

8. Councilmember Benedict informed the Council of a meeting she will be attending with Utah League of Cities and Towns Representative, Sidney Fannesbeck to discuss several issues regarding meeting structure and personnel matters. Following a discussion, Council agreed obtain written suggestions from the ULCT to study and review prior to action.

9. Water Superintendent, Danny Fleming notified the Council of a water leak in Starvation Reservoir and said that over the course of 2 ½ months, 25-30 acre feet of water has been lost. Several ideas for best utilizing the stored water were discussed. Mr. Fleming noted that the water pump has been activated and water is currently being pumped from the Fourth Reservoir to the Starvation and Recapture Reservoirs.

The City Engineer added that the safety inspection at Starvation was favorable as the reservoir is now in compliance with State mandates.

10. Councilmember Bayles informed the Council that water consumption had increased in April and the current water restrictions could prove to be ineffective as water is left on all night in some cases. An extensive discussion was held and several suggestions for new water restrictions were considered. The City Engineer explained to the Council that he felt the water situation was an emergency and encouraged the Council to declare a water emergency.

A motion was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried to declare the City of Blanding in a state of water emergency.

A motion was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried to authorize the Mayor's signature on an emergency water declaration for the City of Blanding to be effective immediately.

11. The discussion continued regarding the emergency water situation and fire concerns due to the dry conditions. Possible changes with the water restrictions were further discussed and considered.

A motion was made by Councilmember Benedict to allow outside watering for even house numbers on Monday, Wednesday, and Friday; odd house numbers to water on Tuesday, Thursday, and Saturday; with no Sunday watering for either odd or even house numbers. The motion was seconded by Councilmember Mueller and voting was as follows:

Those voting 'AYE':	Councilmember Bayles Councilmember Benedict Councilmember Mueller
Those voting 'NAY':	Councilmember Perkins
Those absent:	Councilmember Northern

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

Further emphasis was placed on encouraging the water users to be conservative and to refrain from watering on windy days.

12. Water restrictions were reviewed and as several questions were posed, Mayor Slavens entertained a motion to clarify the restrictions.

A motion was made by Councilmember Benedict to set the hours for outside watering from 5:00 a.m. to 9:00 a.m. and 7:00 p.m. to 9:00 p.m. on the designated day. The motion was seconded by Councilmember Bayles and voting was as follows:

Those voting 'AYE':	Councilmember Bayles Councilmember Benedict Councilmember Mueller
Those voting 'NAY':	Councilmember Perkins
Those absent:	Councilmember Northern

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

13. Councilmember Bayles pointed out that because a water emergency has been declared, the City is now required to abide by Resolution 1996-3 and motioned to charge raw water tap user the same water price as users within the City limits by implementing Item #10 which states:

"If the City Council directs the Recapture pump be activated due to a water shortage, all usage on the taps will be charged at the assigned rate. There will not be any allowances for free water use during such time as a shortage exists."

The motion was seconded by Councilmember Mueller and voting was as follows:

Those voting 'AYE':	Councilmember Bayles
	Councilmember Benedict
	Councilmember Mueller
Those abstaining:	Councilmember Perkins
Those absent:	Councilmember Northern

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

14. Following a suggestion from the City Engineer, Councilmember Benedict motioned to change the outside watering time from 7:00 to 11:00 in the morning and in the evening; even house numbers watering on even calendar days; odd house numbers watering on odd calendar days during the designated time. The motion was seconded by Councilmember Mueller and voting was as follows:

Those voting 'AYE':	Councilmember Benedict
	Councilmember Mueller
Those voting 'NAY':	Councilmember Bayles
	Councilmember Perkins
Those absent:	Councilmember Northern

constituting a tie vote, Mayor Slavens broke the tie with a 'NAY' vote and declared the motion defeated.

Council took a five minute break at 8:45 p.m.

15. A motion was made by Councilmember Mueller, seconded by Councilmember Benedict and unanimously carried to allow outside watering for even house numbers on even days; odd house numbers on odd calendar days from 5:00 a.m. to 9:00 a.m. and from 7:00 p.m. to 11:00 p.m.

Emphasis was again placed on foregoing outside watering on windy days.

16. The City Engineer informed the Council that requests for water tank sales have been received and requested direction regarding charges and restricting fire hydrant use.

A motion was made by Councilmember Perkins to increase the cost of water tank sales to \$4.00 per thousand gallons, to be filled up at the City Shop. The motion was seconded by Councilmember Bayles and voting was unanimously carried.

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

A. Noted that the Planning Commission is progressing with the Master Plan draft and encouraged any suggestions from the Council.

B. Requested direction from the Council regarding the recommended appointment of Mr. Wayne Palmer to the Planning Commission. Mayor Slavens expressed support and inquired of the Council. Council gave advice and consent to appoint Mr. Wayne Palmer to the Planning Commission.

C. Reminded Council of the scheduled Public Hearing for the purpose of public input regarding re-zoning Plat D in Pioneer Estates on May 22, 1996 at 8:00 p.m. in the Council Chambers.

18. General Services Director, Jeff Black requested direction from the Council regarding whether to purchase asphalt from the County for pothole repair or use hot mix from a private supplier. Following a brief discussion, Council gave advice and consent for the City to use hot mix by contracting it out for the best price.

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

A. Presented the financial disbursement reports.

B. Reminded Council that he would be out of town for Natural Gas Meetings in Salt Lake on May 9-10, 1996.

Councilmember Mueller requested permission to attend the Governor's Conference on Economic Development and Tourism and share the expenses with her husband who will be representing the County. Council denied the request as the City Planner is already attending.

Council gave advice and consent for Councilmember Perkins to attend the annual Utah Local Governments Trust Conference in Salt Lake on May 9-10, 1996.

C. Notified the Council that Mr. Wayne Black has expressed interest in leasing the new golf course property land for pasture. Council directed the City Administrator to contact Mr. Black and encourage him to present an offer to the Council and inform him that the City would not furnish water or fencing.

D. Informed the Council that the CEU Presidential Replacement Committee met with the community to express ideas and concerns on May 2, 1996 at the College.

E. Reminded Council of the Power Board Meeting on May 22, 1996 at 6:00 p.m. in the Council Chambers.

F. Reminded Council of the FY97 Budget Work Session on May 15, 1996 at 6:00 p.m. in the Council Chambers.

G. Notified the Council that requests for airplane hangar rentals for aviation purposes have been received and requested advice and consent from the Council regarding eviction notices for the non-aviation renters. Council instructed the City Administrator to send eviction notices to the non-aviation renters that specify thirty (30) days to vacate.

Council continued to review the hangar rental problem to non-aviation renters and discussed some of the obstacles entailed as well as the need for an updated policy.

H. Presented to Council a memo of understanding between the San Juan County School District and the Recreation District. The memo is as follows:

*MEMO OF UNDERSTANDING
between
San Juan School District and Recreation District*

BLOCK 37

Deed all of that portion of Block 37 that is now owned by the San Juan School District to the City of Blanding, San Juan County, or the Central Recreation District.

San Juan School District would retain the option to use the property for the recess and school lunch periods during the school year only as it deems appropriate at no cost to the school district. This use would exclude the swimming pool area.

The School District attorney would define a reversion clause in the deed should the City of Blanding, San Juan County, or the Central Recreation District seek to use the property for other than recreational use.

BALL FIELDS LOCATED EAST OF BUS GARAGE

The Recreation District owns and will be responsible for maintaining in good condition the following facilities:

The sprinkler and irrigation system, infields, turf, press boxes, bleachers, lights, fencing, score board, dugouts, bathrooms, and any other facilities that may presently be on the site of may be developed by the Recreation District in the future.

The Recreation District will be responsible to pay for all utilities associated with the use of the ball fields including water and electricity.

San Juan School District will assist the Recreation District with preparation of the ball fields each spring so the fields are ready for use by March 1st of each year. This assistance shall continue throughout May 15th and shall include:

*Supply and apply fertilizer
Aerate the fields
Mow the fields as required
Drag the infields as required
Line the infields before the games*

The Recreation District will be responsible to maintain the sprinkling system in such a manner that it is totally operational and ready for use by March 1st of each year.

The School District shall winterize the sprinkler system each fall on about Nov. 1st.

The City of Blanding, San Juan County, or the Recreation District may or may not wish to lease this property at a nominal fee, in any event, they must carry full liability insurance sufficient to cover the use of all non-school activities on this property.

I. Brought to the Council's attention the cost increases that stem from purchasing a year's worth of gasoline. The Administrator pointed out that prices are elevated that time of year and suggested the City review alternatives. Mayor Slavens directed the City Administrator to obtain the necessary information and explore the various possibilities to present it to Council at the next meeting.

J. Informed the Council that a change order and exhibit had been received from Northwest Pipeline which changes the location of the gate valve. The City Attorney had reviewed the change and found it agreeable.

A motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried to authorize the necessary signatures on the Change Order and Exhibit from Northwest Pipeline.

K. Presented to the Council a copy of the current weed control ordinance as previously requested and asked for direction. Mr. Johnson noted that the ordinance has never been enforced and suggested the Council take action.

Considerable discussion ensued. After which, a motion was made by Councilmember Perkins for the City to be responsible for weed control up to the curb and gutter of the property owner and in the event there is no curb and gutter, the City maintains the weed up to the property line; and the City to act on written complaints only. The motion was seconded by Councilmember Benedict and voting was as follows:

Those voting 'AYE':	Councilmember Benedict
	Councilmember Mueller
	Councilmember Perkins
Those voting 'NAY':	Councilmember Bayles
Those absent:	Councilmember Northern

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

Mayor Slavens indicated he would notify the Chief of Police as title of "Nuisance Officer" falls under the Chief's responsibilities.

20. Councilmember Bayles briefly discussed with the Council items that possibly will appear on the employee compensation proposal being drafted by himself and Councilmember Northern. Councilmember Bayles noted that several productive ideas will be implemented and requested a copy of the job descriptions on each employee from the City Administrator.

21. Councilmember Benedict informed the Council that a response regarding employee insurance compensation was expected shortly from Mr. Craig Bott, Utah Local Governments Trust Attorney and the City Attorney.

22. Councilmember Bayles discussed with the Council the need for the City to strengthen our water resources and suggested approaching the CIB for water funding. The City Engineer mentioned several possible solutions that were considered and discussed with the Council.

In the essence of time, Mayor Slavens entertained a motion to extend the meeting.

Councilmember Mueller motioned to extend the meeting by fifteen minutes. The motion was seconded by Councilmember Bayles and voting was unanimously carried.

Further water discussion ensued. Council authorized the City Administrator, the City Engineer and Councilmember Bayles to review with Mr. Cleal Bradford the possible options and the likelihood for obtaining water funding from the CIB.

23. The City Administrator notified the Council that with the Mayor's permission, Mrs. Dixie Barksdale had been asked to complete the final application for the EDA grant funding. Mr. Johnson felt that due to Mrs. Barksdale's expertise and knowledge of the project, it would be in the best interest of the City particularly because she prepared the preliminary package.

A motion was made by Councilmember Perkins, seconded by Councilmember Mueller and voting was unanimously carried to accept and adopt Resolution 1996-5; and to authorize the Mayor and the City Administrator's signature on a letter to the Economic Development Administrator confirming the secured finances for the City's portion of the project.

Both the letter and Resolution are listed below:

May 8, 1996

John D. Woodward, Director
Economic Development Administrator
Denver Regional Office
1244 Speer Blvd. Room 670
Denver, Colorado 80204

Dear Mr. Woodward,

The City of Blanding as a part of the EDA Project has secured the following amounts in the Fiscal Year 1996 Budget:

Blanding City Water System Grant	\$ 12,500
Blanding City Sewer System Grant	12,500
Blanding City Electric System Grant	22,500
Blanding City Cash Grant (Electric System)	<u>10,000</u>
	\$ 57,000
Private Funds - EOTS	50,000
Utah Dept. Of Community and Economic Development	<u>110,166</u>
 Total Local Matching Available	 \$ 217,666

These funds are approved and available as the project progresses. Should there be any questions, please feel free to contact me.

Respectfully,

Norman L. Johnson
City Administrator

James K. Slavens
Mayor

xc: Councilmembers
Dixie Barksdale

RESOLUTION 1996-5

A Resolution of the Blanding City Council authorizing Mayor James K. Slavens and Recorder Norman L. Johnson to sign all associated certifications, applications, exhibits, assurances and standard forms as are applicable to the 875,000 Federal EDA Title I Public Works and Economic Development Facilities Grant. IT is understood this grant in association with other State, City and Private Local funds is to be used to implement the Blanding Arts Enterprise Conference Center PWIP special designation project.

PASSED, ADOPTED, and APPROVED this 8 day of May, 1996.

S/_____
James K. Slavens, Mayor

ATTEST:

Norman L. Johnson, Recorder

23. The City Administrator requested input and direction from the Council regarding the hiring of additional full-time staff personnel to assist the office in accounting procedures. Council authorized the City Administrator along with Councilmember Perkins to draft a job description and estimate cost figures to present to Council prior to approval.

24. Council gave advice and consent to advertise "Clean Up Day" in conjunction with the State.

25. A motion was made by Councilmember Perkins to retire to executive session to discuss employee insurance compensation. The motion was seconded by Councilmember Mueller and voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Mueller

Councilmember Perkins

Those voting 'NAY'

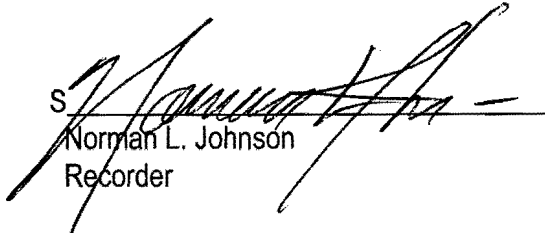
Councilmember Benedict

Those absent:

Councilmember Northern

constituting all members thereof, Mayor Slavens declared the motion defeated as there was not a $\frac{2}{3}$ majority.

26. The meeting was adjourned at 10:15 p.m.


S
Norman L. Johnson
Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
APRIL 24, 1996 AT 7:00 P.M.
IN THE COUNCIL CHAMBERS

Present:	Mayor Pro-Tempore:	Stan Perkins
	City Councilmembers:	Randee Bayles
		K.C. Benedict
		Lou Mueller
		Mike Northern
	City Administrator:	Norman L. Johnson
	City Treasurer:	Rona Flannery
	City Engineer:	Philip Palmer
	City Planner:	Bret Hosler
	General Services Director:	Jeff Black
	Chief of Police:	Mike Halliday
Absent:	Mayor:	James K. Slavens

Also Present: Phil Mueller; Harold J. Lyman; Gary W. White; Lonnie Laws; Cody Campbell; Wayne White; Paul Pellegrini; Neil Joslin A. Joslin; Ray Palmer; Glen Monson; Karen Fleming; Danny Flannery.

1. A prayer was offered by Norman L. Johnson.
2. The Pledge of Allegiance was recited.
3. A motion to accept the minutes of the meeting held on April 17, 1996, excluding item #13, was made by Councilmember Mueller, seconded by Councilmember Benedict and unanimously carried.
4. Chamber of Commerce Director, Harold Lyman reported to and/or discussed with the Council the following items:
 - A. Invited the Council to attend the annual banquet on May 8 at the Old Tymer Restaurant when the "Citizen of the Year" and the "Businessman of the Year" awards will be presented.
 - B. Reminded Council of the visit from Governor Michael O. Leavitt on May 6 in Blanding.
 - C. Reminded Council of the ground-breaking with American Surgicare for the new hospital on May 7 at 5:00 p.m. at the site.
 - D. Informed the Council of the new "Subway" store grand opening to be held on May 8 or thereabouts.
 - E. Requested final reservations for the annual ARA boat ride trip on Lake Powell for Council and spouses on April 27, 1996.

F. Notified the Council that the Chamber of Commerce is working on a familiarization tour with manufacturing companies in an effort to recruit new business.

5. The City Administrator, Norman L. Johnson informed Council of a request from the Blanding Blue Eagles to receive the previously budgeted \$500 for the Special Olympics. Council gave advice and consent.

6. The City Administrator opened public discussion for FY97 budget requests. Written proposals were received from the Special Olympics and the Chamber of Commerce. Mr. Johnson encouraged all requested budgeted items from staff be turned by the end of April as a tentative packet will be distributed in the near future.

7. Blanding Emergency Medical Technician Representative, Mr. Bruce Bushore explained to the Council the need for new training mannequins and requested Council's financial support and participation in a golf fund raiser to be held on Saturday, May 4 at the Blanding Golf Course.

A motion was made by Councilmember Mueller, seconded by Councilmember Benedict and unanimously carried to sponsor a hole for \$250 and enter a City team for \$100 for the EMT golf tournament fund raiser.

8. City Engineer, Philip Palmer notified the Council that a letter in response to the Bureau of Land Management's suggestion to relinquish City property in exchange for a free use permit had been sent and posed questions as to reclamation requirements attached with the exchange. Mr. Palmer explained the procedure and noted that the City would be required to establish a reclamation plan and should the City obtain the free-use permit, it would be a single-use permit only.

Following a discussion, a motion was made by Councilmember Benedict to relinquish the 20 acres of land back to the Bureau of Land Management in exchange for a free use permit application. The motion died for a lack of a second.

Council continued to discuss the issue and expressed apprehension to relinquish City owned acreage, the urgency of the dam repair, and the costs associated with obtaining gravel elsewhere. The City Engineer explained that the City could request gravel under the existing R&PP status.

A motion was made by Councilmember Benedict, seconded by Mayor Pro-Tempore Perkins and voting was as follows to relinquish the 20 acres of land back to the Bureau of Land Management in exchange for a free use permit application:

Those voting 'AYE'

Councilmember Benedict
Mayor Pro-Tempore Perkins

Those voting 'NAY'

Councilmember Bayles
Councilmember Mueller
Councilmember Northern

constituting all members thereof, Mayor Pro-Tempore Perkins declared the motion defeated.

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

A. Requested direction from the Council along with San Juan Foundation Representative, Mr. Cleal Bradford concerning the City's intentions with the property at the college between the Technology building and the Nations of the Four Corner's Cultural Center. Mr. Palmer explained that the San Juan Foundation has an opportunity to present a resubmittal to the Bureau of Land Management for development of a public street and inquired as to whether or not the City would like to secure a right-of-way for the purpose of a public street before further developments were underway at the college.

Alternative uses of the property were extensively discussed and concerns regarding the width, the costs associated with a proposed street, preserving the integrity of the area, and the possibility of abandonment.

A motion was made by Councilmember Northern to accept the right-of-way for the property between the Technology building and the Nations of the Four Corners Cultural Center providing the width is 100 feet. The motion was seconded by Councilmember Bayles and voting was unanimous.

B. Inquired as to the Council's intentions regarding the development of Swallow's Nest Park. Mr. Palmer noted that while the Planning Commission endorses and encourages the project, further direction was needed from Council prior to pursuing the venture any further. Both the pros and cons were discussed and reviewed. Council directed staff to pursue the project on personal time if so desired and noted that if the Planning Commission would address the project further, the City would then respond according to their findings.

C. Informed the Council that Mr. Jon Hunt, Blanding City Airport Manager has requested permission to build a small office addition. Following a discussion, Council gave advice and consent for a temporary office to be constructed by the City crews under the direction of the General Services Director on a time and material basis; keep record of the incurred expenses; and rent to Mr. Hunt's.

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

A. Reviewed a letter from Mr. Ray Palmer requesting consolidation of Plat D (eight residential lots) in Pioneer Estates to be rezoned from R-2 to Commercial. The Planning Commission has reviewed the proposal and expressed their support of the consolidation as indicated in the letter below.

A Public Hearing was set for May 22, 1996 at 8:00 p.m. in the Council Chambers.

April 22, 1996

Mayor & Council
50 West 100 South
Blanding, Utah 84511

Dear Mayor & Council,

The Planning Commission met with Ray Palmer in our regular monthly meeting on April 18, 1996. Ray made a request in conjunction with the proposed Super 8 Motel project to do the following:

1. Rezone Plat D of the Pioneer Subdivision from R-2 (Residential) to C (Commercial).
2. Consolidate all eight lots into one lot.
3. Abandon Pioneer Circle Street.

After a staff review and a general group discussion by the Planning Commission, we voted in favor of the proposal as follows:

Arlene Lyman	Yes
K.C. Benedict	Yes
Cecelia Tibbits	Yes
Lynn Laws	Absent
Merlin Grover	Absent (Recommended Yes)

This discussion was based on the following facts of finding:

1. The area is a half block off Main Street.
2. Plat D area has never been developed - still vacant land.
3. Pioneer Circle Street was never developed. (To the City's knowledge, there has never been any utility development in this street right-of-way)
4. Surrounded on three sides by Commercial Zone.

Based on this information, the Planning Commission recommends the changes as outlined to the Mayor and City Council to set a Public Hearing date.

Respectfully,

Arlene Lyman
Planning Commission Chairperson

BH/khl

B. Notified the Council that Mr. Lynn Laws has resigned from the Planning Commission and recommended that Mr. Wayne Palmer fill the vacancy. Mayor Pro-Tempore Perkins noted that the selection responsibility lies on the Mayor upon his return.

12. Chief of Police, Mike Halliday reviewed with the Council several items of concern within the Personnel Policies and Procedures Handbook and requested Council set aside time with the employees to address these issues. A work session was scheduled for June 26, 1996 at 6:00 p.m. in the Council Chambers.

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

A. Reported that the Mel Laws vs. Blanding City case concluded earlier in the day and the City was found "Not Guilty" on all charges. The City Administrator suggested that a letter of appreciation be sent to the attorneys involved in the case. Council gave advice and consent and directed the City Administrator and Mayor Pro-Tempore Perkins sign the letter.

B. Notified the Council of a conflict with the previously scheduled Power Board Meeting and requested direction. Council rescheduled the Power Board Meeting for May 22, 1996 at 6:00 p.m. in the Council Chambers.

C. Reminded the Council of Governor Leavitt's visit on May 6 and reminded the Council of the luncheon at 11:45 at the Nations of the Four Corner's Cultural Center.

D. Requested authorization from the Council to pursue the final application for the EDA funding of the Community Arts Center. The Administrator noted that project had been approved thus far and the final application was the concluding step towards final approval.

A motion was made by Councilmember Perkins to authorize the City Administrator to proceed with the final step of the application for the EDA grant and authorize the Mayor's signature as needed. The motion was seconded by Councilmember Mueller and voting was unanimous.

13. Councilmember Northern expressed concerns regarding the dissolving of the City's Step & Grade Scale and requested that any Council decisions be delayed until May 22 as he will be unable to attend the May 8 Council Meeting. A discussion ensued. Councilmember Perkins noted that the Step & Grade Scale was not followed and therefore was ineffective and pointed out that this does not restrict the employees from petitioning for wage increases. Councilmember Northern requested permission to draft a revised Step & Grade Scale along with Councilmember Bayles to present to the Council for approval. Council gave advice and consent.

14. Councilmember Benedict expressed appreciation to Mr. Harold Lyman, Director of the Chamber of Commerce for his many years of service to the citizens of Blanding.

15. A motion to adjourn the meeting was made by Councilmember Benedict at 9:37 p.m., seconded by Councilmember Northern and unanimously carried.

Rona Flannery
Deputy Recorder

MINUTES
APRIL 17, 1996
(Item #13 - Rewritten)

Councilmember Perkins motioned to authorize Councilmember Northern to meet with Mr. Eugene Shumway to discuss a land trade issue with the following stipulations:

- A. Trade would be based on fair market value.
- B. Both properties would require an appraisal by the same certified appraiser.
- C. Appraiser selection would be agreed upon by both parties.
- D. Both parties agree upon value of land trade.

The motion was seconded by Councilmember Northern and voting was unanimously carried.

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
APRIL 17, 1996
AT 7:00 P.M. IN THE COUNCIL CHAMBERS

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Randee Bayles
		K.C. Benedict
		Lou Mueller
		Mike Northern
		Stan Perkins
	City Administrator:	Norman L. Johnson
	City Clerk:	Kylie Lewis
	City Engineer:	Philip L. Palmer
	City Planner:	Bret Hosler
	General Services Director:	Jeff Black
Absent:	City Treasurer:	Rona Flannery

Also Present: Cleal Bradford; Harold Lyman; Phil Mueller; Ben Everitt; Sydney Fannesbech; Christian Fannesbech; Bruce Bushore; Danny Fleming; Neil Joslin; Donna Singer; Craig Stanley; Carla Lyman; Pete Solmosky; Ahmad Razaphi; Robert Galloway; Brent C. Alder; Michael C. McDonald; Michelle Lyman; Jill Bayles; Brian Sisson; Jim Shumway; Linda Shumway; Kenny Black.

1. A prayer was offered by Mr. Norman L. Johnson, City Administrator.
2. The Pledge of Allegiance was recited.
3. A motion was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried to accept the minutes of the meeting held on March 27, 1996 with the following changes:
 - A. #6B - Change to read:
Requested direction from the Council regarding a cost of living index for our area and explained the expenses involved plus the benefits for the City. Following a discussion, Council denied approval to fund the City's share of \$1,000 for the survey because general information will be accessible from the San Juan County cost of living index.
 - B. #10A - Change to read:
Notified the Council that Governor Michael O. Leavitt will be in Blanding on May 6, 1996 for a brief visit. Mr. Keele Johnson, State Representative, will coordinate the itinerary.
4. Carry-over items were presented and acted upon as follows:

A. Cleal Bradford and Harold Lyman presented a short video about Heritage Tourism. Mr. Bradford and Mr. Lyman requested that the Council support the development of a proposed Heritage Tourism program in Blanding. Councilmember Mueller reported that she had been requested by Mayor Slavens to be the Blanding representative of the Heritage Tourism Committee. A group discussion followed.

A motion was made by Councilmember Mueller and seconded by Councilmember Northern and unanimously carried to support of the Heritage Tourism program.

B. Councilmember Bayles proposed and reviewed changes to the Farm Tap Draft Resolutions: After considerable discussion, a motion was made by Councilmember Bayles to approve the resolution and send to the tap owners of record. Councilmember Benedict seconded the motion and the voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Benedict
	Councilmember Northern
Those voting 'NAY'	Councilmember Mueller
	Councilmember Perkins

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

Resolution 1996-3

A RESOLUTION DEFINING THE PURPOSE OF IRRIGATION (RAW) WATER FARM TAPS, PHYSICAL VALUES, AND ASSOCIATED OPERATING RULES AND REGULATIONS.

WHEREAS, the City has in past years granted farm taps for the crossing of private property in lieu of a cash right-of-way or easement payment; and,

WHEREAS, the City has a list of such known farm taps, attached as Exhibit A; and,

WHEREAS, the intent was to provide a reasonable and useful value to the property associated with the pipeline; and,

WHEREAS, the City cannot guarantee quality or quantity of raw water from these farm taps; and

WHEREAS, the City intends to honor all said agreements on a fair and equitable basis, be it now therefore resolved that:

1. The value of each tap is placed at \$988.00 (value based on 3/4 inch standard municipal water taps)
2. Free Use - Refers to the tap being free of monthly base fees (current value is 5,000 gallons for \$27.60 per month - outside City limits).
3. Excess free allocation of water - 10,000 gallons: subject to all existing rules, regulations and ordinances of the City.
4. Tap locations - Any reasonable point the pipeline impacts the property it was granted for. Taps may not be moved without the expressed written consent of the City.

5. Each tap is to be metered (one tap, one meter, one user) with all monthly gallonage in excess of 15,000 gallons to be billed at;
 - a) Raw Water: 75% of the established City residential culinary water rates as periodically adjusted.
 - b) Culinary Water: 100% of the established City Residential culinary water rate as periodically adjusted.
6. Farm tap meters are owned by the City and will be controlled as to billing reading, repair and maintenance as are all other water meters owned by the City.
7. Each owner of a raw water farm tap is required to give written acknowledgment of the nature of the irrigation (raw) water taken from the tap and comply with such state or Federal Health Standards which now or may in the future apply to the use of said water (the form for indemnification of the City, will be supplied by the City). The City will not guarantee quality.
8. The City will apply the best management practices possible, however the supply to the Treatment Plant and other City demand will have first priority.
9. This Resolution is to be reviewed on an annual basis with the excess gallonage (see #5) to be adjusted around March 1 each year, reflecting water run off and storage conditions.
10. If the City Council directs the Recapture pump be activated due to a water shortage, all usage on the taps will be charged at the assigned rate. There will not be any allowances for free water use during such time as a shortage exists.
11. All undesignated taps are to be located and placed on or before March 1, 1997.

C. Councilmember Benedict informed Council that she would like to create a procedure book for the City Council. Councilmember Benedict expressed interest in gathering information and putting the book together.

Council gave advice and consent.

D. Councilmember Northern reported to the Mayor and Council that he found no apparent problems with the present employee acknowledgment page in Personnel Policies and Procedures manual. He recommended that the Council set April 25, 1996 as the designated day for the employee signature page to be turned in to the City Administrator.

Council gave advice and consent.

E. Councilmember Northern reported to Council that the Blanding City swimming pool will be open in time for the Albert R. Lyman Middle School triathlon event. Council recommended that the City Administrator request a letter from Utah Local Government's Trust to verify that Blanding City is covered with liability insurance for all parks and grounds that the City owns.

April 17, 1996 - Cont'd.

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5. City Engineer, Philip Palmer reported on and/or discussed with the Council the following items:

A. Mr. Ben Everitt from the State of Utah, Division of Water Resources requested that Council allow him to take water samples from different water wells around the town. Council denied this request stating that they did not feel that this service was needed at this time.

B. Danny Fleming, Water Superintendent reported on the current status of the Water Treatment Plant. It was suggested to the Council that the City could pump irrigation water for \$38.00 per acre foot which would cover the cost of pumping the water well.

A motion was made by Councilmember Bayles to advise the litigation Company of this estimated cost so they could tell other members. Councilmember Benedict seconded the motion and the voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Benedict
	Councilmember Mueller
Those voting 'NAY'	Councilmember Northern
	Councilmember Perkins

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

C. Philip Palmer requested authorization for Mayor Slavens to sign a notice of intent and application for federal funding for the current airport project involving new ALP property purchase, fences, etc. The project is approximately \$109,000.00 and the City's portion is approximately \$4950. Council gave advice and consent.

D. The City Engineer also requested that the Mayor and Councilmember Bayles attend an airport meeting that will be set up and held as soon as possible in April.

E. Councilmember Mueller recommended that American Surgicare be allowed to move up their presentation to the current time.

Council took a five minute break at 8:43 p.m.

6. Councilmember Mueller motioned that the City Council adopt a resolution authorizing the City to sell American Surgicare 10 acres of land for \$35,000.00 plus \$1.00 Councilmember Benedict seconded the motion and voting was unanimous in favor of the motion.

Resolution 1996-4

A Resolution authorizing the Mayor and City Recorder to sign a real property purchase agreement with American Surgicare Ltd. and upon lawful payment of \$35,001 sign and present a deed for 10 acres of property for the construction of medical facilities. Said real property purchase agreement is to be attached and made a part of the minutes.

ADOPTED, SIGNED, and APPROVED this 17th day of April, 1996.

James K. Slavens
Mayor

Attest: _____
Norman L. Johnson
Recorder

American Surgicare presented Mayor and Council with a cashier's check in the amount of \$35,001 for the purchase of 10 acres of land. Deed and property purchase agreements were signed. The deed was presented to Brent Alder in care of American Surgicare. Mr. Alder notified Mayor and Council that the ground breaking would be on May 6 or 7, 1996.

7. General Services Director, Jeff Black reported to and/or discussed with the Council the following items:

A. Requested Council's consent that he be allowed to dispose of some old transformers as we are over the bid limit.

A motion for approval of the aforementioned request was made by Councilmember Perkins, and seconded by Councilmember Mueller. Voting was unanimous in favor of the motion.

8. Chamber of Commerce President, Harold Lyman, reported and/or discussed with the Council the following items:

A. Invited Council to attend a membership luncheon on April 24, 1996 at noon to welcome American Surgicare. Mr. Brent Alder will be the guest speaker and will talk about hospital and health care. The luncheon will be held at the Old Tymer restaurant.

B. Invited Council to attend the annual Chamber of Commerce banquet on May 4, 1996 at 7:30. Guest speaker will be Thayne Robinson, chief economist of the University of Utah.

C. On May 8, 1996, Lynn Haslem, Blanding's representative on the State Board of Education and CIB Board will be speaking to the Chamber of Commerce. A noon luncheon has been scheduled at the Old Tymer restaurant. Council was invited to attend.

9. Mrs. Linda Shumway and Mr. Kenneth Black requested the Council take action on continuing weed problems on the southeast side of town. Safety concerns were addressed. Following a group discussion, it was decided to have the City Administrator research the problem further and bring any new information or solutions to the first Council meeting in May.

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

- A. Presented financial disbursement reports for March 1996.
- B. Travel Requests
 - ULC&T Road School/Jeff & Mike/St. George/April 24-26
 - Ground Water Planning/Bret/Midway/May 8-9
 - Justice Clerk Conference/Diane/SLC/May 2-3
 - Pipeline Safety/Truitt/SLC/June 4-6
 - Gov. Conf. On Tourism/Logan/May 15-17

Council gave advice and consent.

C. Reminded Council that during the next Council meeting an open budget discussion with citizens of Blanding was planned. Any special funding requests should be presented at that time.

D. Requested that the Utah Power and Light agreement be extended for 90 days which will give both sides time to study the issues.

A motion to extend the agreement with Utah Power and Light for an additional 90 days was made by Councilmember Perkins and seconded by Councilmember Mueller. The voting was unanimous.

Councilmember Northern scheduled a power board meeting for March 24, 1996 at 6:00 p.m.

E. The SSAB board requested a letter of support from Blanding City to the Department of Energy supporting Monticello City in taking over the mill tailings site when the D.O.E. is finished with their tailings project.

Council gave advice and consent.

10. A motion to adjourn to executive session was made by Councilmember Benedict. Councilmember Mueller seconded motion. After further discussion, Councilmember Mueller rescinded her second, therefore the motion died.

11. The City Administrator read a letter from Rhoda J. Ashley requesting permission to tie into the Blanding City water system. A general group discussion followed.

A motion was made by Councilmember Mueller to allow the connection, providing the annexation commitment is signed and the connection fees are paid. The motion was seconded by Councilmember Perkins and the voting went as follows:

Those voting 'AYE'	Councilmember Benedict
	Councilmember Mueller
	Councilmember Northern
	Councilmember Perkins

Those voting 'NAY'	Councilmember Bayles
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constituting all members thereof, Mayor Slavens declared the motion carried.

12. A motion to adjourn to executive session was made by Councilmember Benedict, seconded by Councilmember Mueller. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Benedict
	Councilmember Mueller
	Councilmember Northern

Those voting 'NAY'	Councilmember Perkins
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constituting all members thereof, Mayor Slavens declared the motion carried

Council retired to executive session at 9:26 p.m.

Council returned from executive session at 11:55 p.m.

13. A motion was made by Councilmember Perkins to authorize Councilmember Northern to meet with Eugene Shumway to discuss a land trade issue. It was agreed that the City would be willing to trade land with Mr. Shumway if both properties could be appraised by the same appraiser. The appraiser would be agreed to by both parties and the land traded on a value basis. The motion was seconded by Councilmember Northern and passed unanimously.

14. A motion was made by Councilmember Perkins that the City sell a 20 acre piece of the "Christensen" property by public auction. The motion died for lack of second.

15. A motion was made by Councilmember Perkins to keep the employee insurance program as is for now. The motion died for lack of second.

16. A motion was made by Councilmember Northern to bring all employees to the same status regarding insurance. The motion died for lack of second.

17. A motion was made by Councilmember Perkins to terminate the Step and Grade policy as is written guaranteeing annual raises to employees. The motion was seconded by Councilmember Bayles and voting went as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Mueller
	Councilmember Perkins

Those voting 'NAY'	Councilmember Benedict
	Councilmember Northern

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

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18. A motion was made by Councilmember Benedict to explore hiring a personnel expert or obtaining a Utah League of Cities and Towns volunteer to look at the City's personnel salaries and benefit plans. The motion was seconded by Councilmember Mueller and voting was as follows:

Those voting 'AYE'

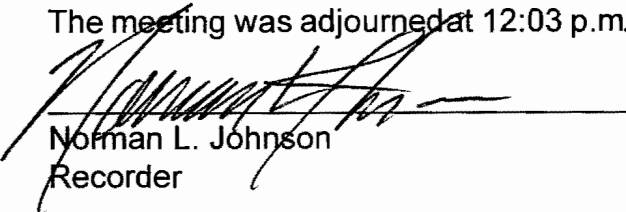
Councilmember Bayles
Councilmember Benedict
Councilmember Mueller

Those voting 'NAY'

Councilmember Northern
Councilmember Perkins

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

The meeting was adjourned at 12:03 p.m.



Norman L. Johnson
Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
MARCH 27, 1996
AT 7:00 P.M. IN THE COUNCIL CHAMBERS

Present:	Mayor Pro-Tempore:	Stan Perkins
	City Councilmembers:	Randee Bayles
		K.C. Benedict
		Lou Mueller
		Mike Northern
	City Administrator:	Norman L. Johnson
	City Treasurer:	Rona Flannery
	City Engineer:	Philip Palmer
	City Planner:	Bret Hosler
	General Services Director:	Jeff Black
	Chief of Police:	Mike Halliday
Absent:	Mayor:	James K. Slavens

Also Present: Blaine Hunt; Phil Mueller; Harold Lyman; Gary White; Lonnie Laws; Cody Campbell; Wayne White; Paul Pellegrini; Neil Joslin; Ray Palmer; Glen Monson; Mike Halliday; Karen Fleming; Danny Fleming.

1. A prayer was offered by Mr. Phil Mueller.
2. The Pledge of Allegiance was recited.
3. A motion was made by Councilmember Northern, seconded by Councilmember Benedict and unanimously carried to accept the minutes of the meeting held on March 13, 1996.
4. Mayor Pro-Tempore Perkins excused the Mayor's absence due to prior family obligations.

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

A. Informed the Council that the Second Reservoir Well Project is complete. Mr. Palmer noted that costs were reduced due to donated time by Councilmember Bayles. Following a request from Councilmember Benedict, the City Engineer summarized the procedures. Mr. Palmer noted that the first step was obtaining a permit issued by the State of Utah. Permits are granted based on the City's commitment to refurbish, improve and clean the well. A licensed driller is an mandatory requirement. Both the State Engineer and the City Engineer's intentions were to have the 1,400 feet deep pump pulled, then salvage the parts for resale.

After several attempts using various approaches, the plan was not successful. Close contact was maintained with the State Engineer and it was determined that abandoning the well was the only remaining option. The Navajo aquifer was abandoned by placing bentonite in the hole with a concrete plug just below the Dakota aquifer leaving a 20 gallon per minute \pm well at the Dakota aquifer for future consideration.

B. Informed the Council that the Utah State Division of Dam Safety is reviewing plans to place a berm at the toe of the Third Reservoir to bring it into compliance with safety mandates. The City Engineer described the source of gravel to be used as on the hill between the Third and Fourth Reservoirs and noted that the BLM disagreed with the location until an site inspection was done.

At that point, the BLM confirmed that the area had experienced excavation or "scarring" and a plan to further utilize the gravel resource could be submitted together with a plan for reclaiming the area. The probability of getting a permit for gravel usage would require relinquishing 20 acres of R&PP land back to public ownership and would then be considered. The City Engineer pointed out that the two matters are unrelated but coincided timely. Council directed the City Engineer to address the BLM with the following questions:

1. If twenty acres were relinquished, could the City repurchase the land under R&PP or any other programs?
2. Could a "free use permit" be given for a large volume of material as this could serve to rebuild the Fourth Reservoir as well?

Following a discussion, the Council directed the City Engineer to draft a proposal for an action item on the next meeting's agenda.

C. Reported on the current water situation stating that Camp Jackson is currently 22% of normal as of March 25, 1995. Mr. Palmer explained that unless precautions were heeded immediately, the City could face a serious drought problem as water users consumed 150 more acre feet last year than is available this year. Mr. Palmer noted that reserves were approximately 300 acre feet in Starvation and 150 acre feet in the Fourth Reservoir. With these reservoirs and the potential to pump from Recapture Reservoir, restrictions could be considered for outside watering only during the evening and early hours.

Considerable discussion was held regarding implementing water restrictions.

Councilmember Northern motioned to add an emergency clause to the water policy stating that no outside watering using City water be allowed between 7:00 a.m. to 7:00 p.m., including all raw water tap users; and, to advertise as necessary to notify the public. The motion was seconded by Councilmember Mueller and unanimously carried.

D. Following further discussion regarding the water situation, Council by consensus agreed not to claim the 500 acre feet from the Water Conservancy District and instructed the City Administrator to notify the District.

E. Informed the Council of measures to obtain additional property for the proposed taxiway parallel to the airport runway. The City Engineer noted that the City would be required to front the expenses which would be reimbursed by the FAA upon completion.

A motion was made by Councilmember Mueller to purchase 7.07 acres of property plus an additional 13 acres for the purchase price of \$52,500 from the Nielson's; to be used for the purpose of extending a taxi-way parallel to the airport runway; and, to be paid after the FY97 budget has been adopted. The motion was seconded by Councilmember Bayles and voting was unanimously carried.

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

A. Updated the Council on the progress with the City Master Plan and indicated that a broad representation from the community will be requested to complete a general outline questionnaire. The purpose will allow input and suggestions to aid in establishing Master Plan priorities.

B. Requested direction from the Council regarding a cost of living index for our area and explained the expenses involved plus the benefits to the City. Following a discussion, Council denied approval to fund the City's share of \$3,000 for the survey because general information will be accessible from the San Juan County cost of living index.

7. General Services Director, Jeff Black reported to and/or discussed with the Council the following items:

A. Updated the Council on the status of City owned wells and noted that both the Water Treatment Plant and the Albert R. Lyman wells have problems. Mr. Black recommended the Council allow the School District to utilize the ARL well if they assume maintenance and all electrical usage expenses and requested the City repair the well at the Treatment Plant. Council gave advice and consent.

B. Requested authorization for time and maintenance costs so as to utilize all the water possible at the barrel line and the pickup line. Council gave advice and consent.

Mr. Black noted that there are currently five leaks on the pipe and the project would require continual tracking until a record could be established.

8. Chief of Police, Mike Halliday reported to and/or discussed with the Council the following items:

A. Informed the Council that a plaque of appreciation was ready to present to Mr. David Barton as a surprise token gift for his efforts in aiding the Blanding Police Department in solving a burglary. The Chief noted that Mr. Barton was unable to attend due to illness and he would deliver the plaque upon recovery.

March 27, 1996 - Continued

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B. Requested direction from the Council concerning animal control responsibilities regarding cats. The Chief noted that several euthanasia requests have been made from cat owners which accumulate animal control expenses. Council directed the Chief of Police to pass on the disposal fees to the cat (and all animal) owners upon request of pick-up. Council gave advice and consent for the Chief of Police to establish reasonable euthanasia fees.

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

A. Requested direction regarding the Council Meeting scheduled for April 10, 1996 during the Utah League of Cities and Towns Meetings. Council rescheduled the Council Meeting for April 17, 1996.

B. Informed the Council that final arrangements needed to be made for the Utah League of Cities and Towns Meetings in St. George. Those planning on attending are: Councilmembers Perkins, Benedict, Mueller, and Bayles. Mayor Slavens and Councilmember Northern will not be attending.

C. Presented to the Council the proposed FY97 Budget tentative schedule. Council gave advice and consent to continue with the schedule as outlined

D. Notified the Council of the State Auditor's Training Seminar at various locations and dates throughout the State.

E. Presented to Council the proposed job description for a City computer specialist. Following a discussion, Councilmember Benedict suggested that a work session be scheduled to define the responsibilities and confirm the need. Mayor Pro-Tempore Perkins recommended that Councilmembers direct any questions or concerns relating to the job to the City Administrator to clarify the description and requested the issue be placed on the next meeting's agenda.

F. Notified the Council of the Utah National Guard Armory Open House scheduled on April 13, 1996 at 2:00 p.m. Mr. Johnson noted that the Mayor's attendance was requested.

G. Requested direction from Council regarding a public relations sponsorship for a personalized book given to kindergartners at Blanding Elementary School. Each book features the child as the star and lists the sponsors inside the front cover. Council gave advice and consent to donate \$100 towards the project as a sponsor.

H. Requested direction from the Council about continuing the leased irrigation water shares contracts for this water year. The City Administrator explained that honoring the contracts would require contract signers to pay allocated charges regardless of whether or not water will be available. Mr. Johnson noted that due to the current water situation, some contract holders will likely request that the contracts be dissolved.

Council gave advice and consent to continue to the contracts as they are, but to not offer any new leases for the year.

I. Notified Council that a condensed transcript of the Joint Highway Committee Meeting is available and that a complete version can be obtained if desired.

Council took a five minute break at 9:05 p.m.

10. Chamber of Commerce President, Harold Lyman reported to and/or discussed with the Council the following items:

A. Notified the Council that Governor Michael O. Leavitt will be in Blanding on May 6, 1996 for a brief visit. Mr. Keele Johnson with the Four Corners Heritage Council will prepare the itinerary.

B. Invited Council and their spouses to attend the annual Rainbow Bridge boat ride hosted by ARA Leisure Services on April 27, 1996 at Lake Powell, Halls Crossing Marina and requested commitments as soon as possible as space is limited.

C. Requested City Council representation at the Governor's Conference of Tourism in Logan on May 15-17. Councilmember Perkins expressed a desire to attend, schedule permitting.

D. Notified the Council that a passenger bus commuter service to Salt Lake and back is now available and presented a schedule of the timetables and fees.

E. Informed the Council that a doll manufacturing business will be relocating in Blanding and will employ approximately 100 workers.

11. Mr. Ray Palmer requested the Council consider completing the road north of Kampark this summer. Mr. Palmer noted that he intends to build a Super 8 Motel on the adjoining property in the fall of 1996 and a finished street would be very beneficial.

Mayor Pro-Tempore Perkins explained the procedure to prioritize road work and invited Mr. Palmer to attend the FY97 budget public hearings.

March 27, 1996 - Continued

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12. Mrs. Karen Fleming expressed concerns with the CCC Monument and informed the Council that the majority of the neighborhood was not notified prior to construction and is opposed to the location. Safety concerns as well as property devaluations were addressed and Mrs. Fleming requested the Council halt the project temporarily until the issue could be addressed by the Planning and Zoning Commission.

Following considerable discussion, Mayor Pro-Tempore Perkins tabled the issue due to the fact the construction had begun that day.

13. Mayor Pro-Tempore Perkins tabled action on Personnel Policies and Procedures C-2 until additional information could be obtained from Utah Local Governments Trust to ensure the legality of the employee's recommendation discussed at the work session held earlier in the evening.

14. Following a discussion, Council denied advice and consent to donate to the Centennial Ball in Monticello.

15. Councilmember Bayles discussed with the Council the second draft of the farm tap resolution. A letter was read from Mr. Clisbee Lyman as listed below:

Blanding, Utah
March 27, 1996

Blanding City Council,

In a recent meeting which you held with those who have rights to taps on the Blue Mountain Pipe line, you asked for proposals from us, who have rights to taps. You suggested that we meet and agree on a proposal.

We have not met as a body to come up with a common proposal; but in talking with some of the others and considering what might be fair, I would like to make the following proposal.

First of all, when I was told that I would be given a tap on the line, I was also told that some time in the future, that there may be a change for this water.

When you made the suggestion that we would receive 10,000 gallons per month free, this seemed to be more than generous to me. Then I was told that the council had upped this to 20,000 per month in their meeting later that evening.

Some seasonal users had suggested an increase such as this and also that meters be read on a yearly basis. My suggestion is that meters be read monthly, that usages over 20,000 gals per month be charged for and that usage over 120,000 per year (12 months times your original proposal of 10,000 gals per month) also be charged for.

Yours Sincerely,
Clisbee N. Lyman

An extensive discussion ensued and no direction or conclusions were given.

March 27, 1996 - Continued

Page 7

16. A motion to extend the meeting by thirty minutes was made Councilmember Northern, seconded by Councilmember Bayles and voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Northern

Those voting 'NAY'

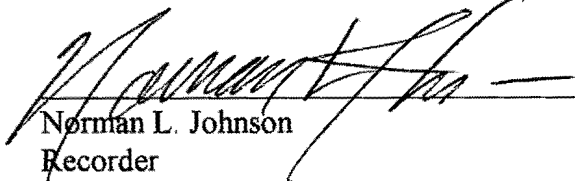
Councilmember Benedict

Councilmember Mueller

Mayor Pro-Tempore Perkins

constituting all members thereof, Mayor Pro-Tempore declared the motion defeated.

The meeting was adjourned at 10:02 p.m.



Norman L. Johnson
Recorder

MINUTES OF A REGULAR MEETING HELD OF THE
BLANDING CITY COUNCIL HELD ON
MARCH 13, 1996
AT 7:00 P.M. IN THE COUNCIL CHAMBERS

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Randee Bayles
		K.C. Benedict
		Lou Mueller
		Mike Northern
		Stan Perkins
	City Administrator:	Norman L. Johnson
	City Clerk:	Kylie Lewis
	City Engineer:	Philip L. Palmer
	City Planner:	Bret Hosler
	General Services Director:	Jeff Black
	Chief of Police:	Mike Halliday
Absent:	City Treasurer:	Rona Flannery

Also Present: Phil Mueller; Neil Joslin; Bo Montella; Jeroldene Bayles; Tammy Barton; Howard Randall; Arlan Henderson; Linda Lewis; Jackie Jeppson.

1. A prayer was offered by Philip Palmer, City Engineer.
2. The Pledge of Allegiance was recited.
3. A motion to accept the minutes of the previous meeting held on February 28, 1996 was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried with the following changes:
 - A. Add Councilmember Perkins to those present at last council meeting.
 - B. Note that Item #7 was a new motion.
4. City Engineer, Philip Palmer reported to and/or discussed with the Council the following items:
 - A. Informed the Council that Bayles Exploration was selected to repair Blanding City Well #1. Mr. Palmer felt that the business was well qualified and also pointed out that no other bids were placed on the project. The procedures taken to repair the well were discussed. After several failed attempts to repair the well, the final decision was to completely abandon the well and place a plug so as to recover the water from the Dakota formation which was approximately 25 gpm.
 - B. Encourage Council and citizens to seriously consider and strictly comply with the water conservation as the mountain water status is 30% of normal.

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

A. Informed the Council that the Planning Commission is in the process of reviewing and researching the subdivision ordinances.

B. Discussed with Council extended area service; local telephone calling vs. 1-800 phone lines. Mr. Hosler opposed inter-county local phone calling as the cost to Blanding customers would significantly increase. Mr. Hosler noted that a more viable alternative would include toll free telephone numbers be used throughout the School District and County operations.

6. General Services Director, Jeff Black reported to and/or discussed with the Council the following items:

A. Informed the Council that the Recapture pump station was activated for observation and performed very well and that he intends to continue inspection and operation on an annual basis.

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

A. Presented financial disbursement reports for February 1996.

B. Travel Requests

1) Utah Municipals Treasurers/April 17-19/St. George/Rona Flannery

2) Spring Conference/April 10-13/St. George/Judge Yoakam

Council gave advice and consent.

C. Reminded Council of the Employee Work Session on March 27, 1996 at 6:00 p.m. The purpose of the meeting will be to discuss a proposed revision of Personnel Policies and Procedures C-2 and to continue with the City step and grade discussions started last fall.

8. Mayor Slavens informed the Council that Councilmember Perkins would be acting as Mayor Pro-Tempore at the March 27, 1996 Council Meeting.

9. Council gave advice and consent for the City Administrator to proceed with the advertising for the sale of City surplus equipment and vehicles.

10. The City Administrator requested permission to purchase a laser printer for the front office and a computer set up with a color printer for the Administrator. Mr. Johnson noted that the current printer does not have the speed nor capability to print large quantities as needed for utility billing statements. The computer for the Administrator would ameliorate the FY97 budgeting process along with routine office functions and reports.

A motion was made by Councilmember Benedict to purchase the technology package as listed below from the Internet Computer Services:

P75	
1 GB HARD DRIVE	
1 6 MB RAM	
4X CD ROM	
28.8 FAX MODEM	
MOUSE AND KEYBOARD	
WINDOWS 95	\$1,875.00
HP 850 COLOR PRINTER	\$ 542.00
HP 5SI PRINTER	\$2,995.00
PERSONAL DESK SCANNER (Black and White Pg. Scanner)	\$ 155.00
2 YEAR WARRANTY	
PRICES ARE AS DELIVERED	

The motion was seconded by Councilmember Perkins and voting was as follows:

Those voting 'AYE'	Councilmember Benedict
	Councilmember Mueller
	Councilmember Perkins
Those voting 'NAY'	Councilmember Bayles
	Councilmember Northern

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

11. The City Planner notified the Council that a \$1,500 grant was approved at the San Juan County Economic Development Board Meeting to assist in funding the centennial activities planned for June 7, 1996.

12. Citizens concerns regarding the CCC Monument Project were discussed with the Council. Mr. Arlan Henderson noted that the location of the proposed project was very near his property and inquired as to who would assume responsibility for incurred damages. Mr. Bo Montella noted the Mr. Donald Evans expressed support for the project and suggested moving the monument adjacent to his property to eliminate any concerns. The Administrator recommended that a written approval be submitted from Mr. Evans prior to placement of the monument.

Council gave advice and consent.

13. Mrs. Linda Lewis, San Juan Centennial Celebration Chairperson invited all to attend the festivities to be held at Monticello High School on June 7, 1996. A donation was requested from the City to assist with the early century gal. The Council deferred the decision to the next Council agenda.

14. The City Administrator and Councilmember Northern informed the Council that the San Juan County School Board voted to deed Block 57 (little league field) to either the City or the Recreation District. Considerable discussion was held regarding the responsibility and of ownership and the possible liabilities on the uninsured property.

Several management options were discussed including the City hiring a Recreation Director to work under the General Services Director should the City assume the responsibility. Councilmember Benedict recommended that a work session be scheduled due to the complexity of the issue.

15. Chief of Police, Mike Halliday reported to and/or discussed with the Council the following items:

A. Discussed with the Council and the concerned citizens present, the request from Mrs. Tammy Barton representing the San Juan School District ADA Committee, suggesting that signs and flashing lights be placed between the Discovery Center and San High School.

Following a discussion regarding the financial responsibility of the signs and flashing lights, Council directed the Chief of Police to contact Mr. Kent Tibbitts to inquire as to the San Juan Schools District's intentions with the expenses. Council also directed Chief Halliday to review the American Disabilities Act so as to understand any obligations the City may have.

Council took a five (5) minute break.

B. Presented pictures of the semi-truck parking problem on North Highway 191 and recommended that red "No Parking" zones be extended in front of the Kenny Harvey trailer fifteen feet on the north side and ten feet on the south side. Chief Halliday noted that he felt it would not be in the best interest of the City to request a speed survey from the Department of Transportation. Council directed the Chief of Police send a letter to UDOT requesting permission for the City to paint the curb.

C. Notified the Council that MR. David Barton played a significant role in aiding the Police Department with recent burglaries at Albert R. Lyman Middle School. Mr. Barton spotted one juvenile running from the crime scene and obtained enough information to constitute an arrest which consequently led to other arrests.

D. Informed the Council that police dog, "Hammer" has been a productive addition to the force as several grams of illegal drugs were found last month, both at private residences and in vehicles.

16. The City Administrator requested direction from the Council regarding an amount owed to the Utah Department of Transportation for construction overages on Highway 191. Council directed the City Administrator to contact UDOT to negotiate a payment schedule without interest and a review of the project cost overruns.

17. Councilmember Northern updated the Council on the meeting held with Utah Associated Municipal Power Systems Representatives and Utah Power and Light Representative, Mr. Monty Mendenhall. He reported that 95 electrical meters are currently out of the City limits logical annexation area and noted that Utah Power and Light intends to present the City a purchase offer for these meters in the near future.

18. Councilmember Bayles reported that the raw water tap users needed additional time to draft a suitable proposal for Council's approval. Considerable discussion ensued including: policing the taps; changing the minimum usage amount; and securing a uniform agreement rather than individual agreements.

Councilmember Perkins proposed that the City set the minimum gallon usage for raw water tap users at 20,000 gallons and the overage charge at 75% of the culinary water rate. Councilmember Northern added that full price should be charged for any usage above the minimum amount for culinary water.

Council gave advice and consent to include the aforementioned changes in the agreement.

19. Councilmember Mueller motioned to retire to an executive session to discuss land exchanges and/or purchases. The motion was seconded by Councilmember Northern and voting unanimously carried.

Council retired to executive session at 9:55 p.m.

Council returned from executive session at 10:11 p.m.

20. A motion to extend the meeting was made by Councilmember Northern, seconded by Councilmember Benedict and unanimously carried.

21. Councilmember Perkins motioned for the City to declare the land trade between the City and Mr. Eugene Shumway using the BLM property between the Third and Forth Reservoirs, and the land adjacent to the golf course "Null and Void" due to the fact that the BLM deed restrictions on the land do not to allow the City to make that transfer. The motion was seconded by Councilmember Mueller and voting was as follows:

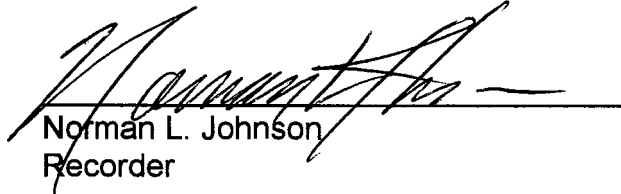
Those voting 'AYE'

Councilmember Bayles
Councilmember Benedict
Councilmember Mueller
Councilmember Perkins
Councilmember Northern

Those voting 'NAY'

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

The meeting was adjourned at 10:12 p.m.



Norman L. Johnson
Recorder

MINUTES OF A REGULAR MEETING HELD OF THE
BLANDING CITY COUNCIL
FEBRUARY 28, 1996
AT 7:00 P.M. IN THE COUNCIL CHAMBERS

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Randee Bayles K.C. Benedict Lou Mueller Mike Northern
	City Administrator:	Norman L. Johnson
	City Treasurer:	Rona Flannery
	City Engineer:	Philip L. Palmer
	City Planner:	Bret Hosler
	General Services Director:	Jeff Black
	Chief of Police:	Mike Halliday

Also Present: Phil Mueller; Harold Lyman; Truitt Purcell; Shane Shumway; Neil Joslin; Mark Huntsman; Robert King; Steven L Christensen; David Francom; Bruce Bushore; George Jones; Matthew Lyman; Travis Perkins; Elizabeth Lyman; L. Al Jones; Michael Lyman; Carla Lyman; Michele Lyman; Robert E. Hosler; Joan Hosler; Kenion Harvey; Heleana Harvey; Art Yoakam; Mike Burton; Craig Stanley; Mitch Bailey; James D. Redd; Neldon Holt; Jill Bayles; Mike Macdonald; Brent Schubert; Brent Alder; Gary Guymon; Donna Singer; Sandra Perkins; Letha Burtenshaw; Jennifer Francom; Dayne Shumway; John Lyman; Tammy Barton.

1. A prayer was offered by Councilmember Perkins.
2. The Pledge of Allegiance was recited.
3. A motion to accept the minutes of the Council Meeting held on February 14, 1996 was made by Councilmember Bayles, seconded by Councilmember Mueller, and voting was as follows:

Those voting 'AYE':	Councilmember Bayles
	Councilmember Benedict
	Councilmember Mueller
	Councilmember Northern

Those abstaining:	Councilmember Perkins
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constituting all members thereof, Mayor Slavens declared the motion carried.
Councilmember Perkins noted that his abstention was due to his absence.

4. Councilmember Benedict presented a memo to the Council suggesting a change in personnel travel approval.

Following a discussion, a motion was made by Councilmember Benedict to consider the staff and Council travel *that can be planned* annually during the budget process beginning with the upcoming fiscal year but not to be all inclusive as other items of travel may arise during the year needing Council's approval. The motion was seconded by Councilmember Mueller and voting was as follows:

Those voting 'AYE':

Councilmember Benedict
Councilmember Mueller
Councilmember Northern

Those voting 'NAY':

Councilmember Bayles

Those abstaining:

Councilmember Perkins

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

5. Councilmember Mueller recommended the Council purchase a full-page advertisement in the 1996 San Juan County Fair brochure.

Council gave advice and consent.

6. City Engineer, Philip Palmer reported to and/or discussed with the Council the following items:

A. Submitted to Council a water conservation plan entitled "Til the Well Runs Dry" for adoption and approval. Mr. Palmer explained that the plan informs, educates and solicits conservation practices year round; could have maximum long range benefits with the City's continuous paucity for water; and is necessary to have in place in the event that future water related funding is applied for.

A motion to accept and adopt the water conservation plan as outlined was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried.

B. Requested the Council purchase a theodolite, an essential surveying instrument used by the water, sewer, and electrical systems. Mr. Palmer noted the City's theodolite was damaged during regular maintenance and is so old it cannot be repaired or restored.

A motion was made by Councilmember Mueller to purchase a new theodolite for \$2,980 which is allowing us salvage plus \$200 on our old equipment.

The motion was seconded by Councilmember Bayles.

Councilmember Northern suggested that the Council wait until the budget process begins for approval as the City has had free rent on the instrument for one (1) year and likely would be continued.

Councilmember Mueller withdrew her motion and Councilmember Bayles withdrew his second to the motion. Mr. Palmer was directed to contact Monson Engineering and see if they would agree to this proposal.

C. Requested Council interest and support of an Enhancement Project with 80/20 reimbursement funding provided by the federal government. Mr. Palmer suggested that if the Council chooses to apply, a possible project could be sidewalk along the highway from cemetery hill to 200 North and also from the South park to the end of the curb and gutter. The project would cost around \$300,000 and the City would have to front the money.

A motion was made Councilmember Mueller, seconded by Councilmember Benedict to support the effort to obtain the funding for the suggested project. Mayor Slavens noted that as a member of the San Juan County Transportation Board he felt the City was at risk borrowing the money from the Roads and Transportation Fund for this type of a project and would be a conflict of interest. A vote was then called for by Mayor Slavens and was as follows:

Those voting 'AYE'

Councilmember Benedict

Councilmember Mueller

Those voting 'NAY'

Councilmember Bayles

Councilmember Northern

Councilmember Perkins

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

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

A. Reported on the Intermountain Conference of Building Officials and noted that the conference was very informative and beneficial. Mr. Hosler welcomed any interested citizens to review the new data received.

B. Turned the time over to Mark Huntsman of Sunrise Engineering for a brief oral review of the Geographical Information System and then read the following letter from Mr. Alden Robinson, President of Sunrise Engineering:

February 28, 1996

Mayor James Slavens
City of Blanding
50 West 100 South
Blanding, UT 84511

RE: Blanding Natural Gas Project

Dear Mayor Slavens and City Council:

On February 22, 1996, Sunrise Engineering Inc., received the Grand Award for Engineering Excellence for the work completed on the Blanding Natural Gas Project. This top award came from the Consulting Engineer's Council of Utah representing the American Society of Civil Engineers. Sunrise Engineering believes the award is a result of a unique partnership between Blanding City and Sunrise Engineering, which brought about the implementation of your natural gas project. Blanding City should take a well deserved bow for their ongoing commitment, innovation, and hard work which resulted in the natural gas system coming to reality in an award winning style.

The project included the following aspects which qualified it for the award:

- New application of existing techniques, originality and innovation
- The technical value to the engineering profession
- Social economic considerations
- Complexity
- Meeting or exceeding Blanding City's needs

In behalf of Sunrise Engineering staff, I wish to express our appreciation to Blanding City for the opportunity to provide the engineering services on this successful project.

Sincerely,

Alden C. Robinson, P.E.
Principal Engineer

ACR/ba

Mr. Hunstman presented the City with a photo display from Sunrise Engineering. The arrangement contains pictures and graphs displaying the development of the Natural Gas System. Mayor Slavens and the Council expressed their gratitude for the gift and the opportunity to have worked with Sunrise Engineering.

Sunrise Engineering Representatives, Mr. Bob King and Mr. Alan Frank introduced the Geographic Information System to the Council. An overhead projector was used to illustrate a myriad of the GIS capabilities available for the City's utilization. Some of the options include custom mapping, utility line locations, photo implementations, growth charting, planning and zoning, etc.

Council took a break at 8:10 p.m.

Council Meeting resumed at 8:17 p.m.

8. The Final Natural Gas Report was given by Mr. Mark Hunstman, Sunrise Engineering Representative. Mr. Huntsman noted that the project is basically complete but emphasized the following issues are still pending:

- Sunrise Engineering is withholding 5% of the contractual agreement from Sterling Construction on the Thirteen Mile Pipeline Project until all miscellaneous warranty items are finalized.
- Sterling Construction's warranty period began in December and will cover expenses related with any trenching and/or erosion that may have occurred. A walk-through will be scheduled for this spring to identify problem areas.

- Sunrise Engineering is withholding an additional 10% from the contractual amount from Sterling Construction on the original project until the pending law suit involving horses is resolved.
- Northwest Pipeline has approximately three miles of pipeline that will be transferred to them as part of their participation in the project and is aware that they are responsible to maintain the integrity of the pipeline.
- Sunrise Engineering is complete with the contractual obligations with the City but will return in March to assist the staff with preparation of the State annual gas report due on March 15, 1996.
- Sunrise Engineering will assist the City as needed or requested with any future concerns or questions.

9. Chief of Police, Mike Halliday informed the Council of safety concerns from Mr. & Mrs. Kenion Harvey regarding semi-truck parking along the Highway on both sides of their driveway. Although Chief Halliday noted that he could sympathize with the Harveys, a discussion with Mr. Dale Stapely from the Department of Transportation indicated that the current "No Parking" zone had been extended recently and had advised against any further changes.

Mr. Harvey indicated that accessing their parking is very difficult because of the obstructed view of oncoming traffic. Following a brief video presentation, Mr. Harvey requested the City Council write a letter of support to the Department of Transportation in behalf of the Harveys indicating the dangers and requesting a lower speed limit.

Chief of Police, Mike Halliday noted that the City can petition changing the speed limit from the DOT by written request. However, a final speed limit will be set by the State and is determined by studying the average speed. The City would take a risk by requesting a study because the speed limit could actually be raised upon completion of the survey.

Officer Jim Brandt noted that he had observed the situation and found it to be potentially dangerous. Officer Brandt pointed out that while the City cannot supersede the State's decision on the Highway, many efforts have been made by local businesses to discourage the parking.

Mayor Slavens directed Chief Halliday to draft a letter to Mr. Dale Stapely requesting an opinion and a recommendation.

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

A. Presented the financial disbursement reports.

B. Travel Requests:

- 1) Joint Hwy. Committee/March 21/St. George/Norman
- 2) UCMA/April 8-10/St. George/Norman
- 3) ULCT/April 11-12/St. George/Mayor/Council/Norman

Council gave advice and consent.

C. Presented the final pay requests for the Sunrise Engineering regarding the Natural Gas Project and requested a motion authorizing the Mayor's signature.

A motion was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried to authorize the Mayor's signature on the final pay request for Sunrise Engineering.

D. Reminded the Council of the Raw Water Taps Work Session on March 13, at 5:30 p.m. at the City Offices.

E. Requested the Council designate a proxy to act in behalf of the City at the Blanding Irrigation Company Meetings.

A motion was made by Councilmember Bayles, seconded by Councilmember Northern to assign the Water Superintendent to act in proxy in behalf of the City at the Blanding Irrigation Company Meetings. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Benedict
Councilmember Mueller
Councilmember Northern
Councilmember Perkins

Those voting 'NAY'

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

F. Informed the Council of the March 7, 1996 deposition in Salt Lake City regarding the Melvin Law's vs. Blanding City case and requested permission to attend at the recommendation of the City's Attorney in this case.

A motion was made by Councilmember Bayles to authorize Councilmember Perkins to represent the City in the Melvin Laws vs. Blanding City case at the deposition in Salt Lake City on March 7, 1996 rather than the Administrator. The motion was seconded by Councilmember Perkins and voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Mueller
Councilmember Northern
Councilmember Perkins
Councilmember Benedict

Those voting 'NAY'

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

G. Presented a letter from the San Juan School District regarding the school owned property across the street east of Blanding Elementary School and recommended the Council set up a small committee to deal with the issue. Following a discussion, Council advised that any concerns be directed to the Recreation District rather than set up a committee.

H. Informed the Council of a meeting with Utah Power and Light Representative at 4:30 on March 13, 1996 in the City Office. Councilmember Bayles requested a letter from UP&L stating their intentions and so forth. Councilmember Northern indicated he would follow-up on the matter.

10. Chamber of Commerce Director, Harold Lyman reported that a new Chairman of the Board would be selected next week.

11. Mr. Brent Alder, American Surgicare C.E.O. requested the Council reconsider some of the stipulations in the land agreement. Mr. Alder noted that American Surgicare intends to begin construction soon and simplifying the wording would accelerate the process.

Following considerable discussion, a motion was made by Councilmember Perkins and seconded by Councilmember Mueller to:

a) Change a section in the motion that passed on February 14, 1996 which states:

2) that the land revert back to the City if no construction has been done within one (1) year from date of closing;

by adding that upon commencement of construction, this clause becomes void.

b) The City would receive a copy of the bonding from the contractor and from the long-term lender to satisfy the City.

A brief discussion ensued and Councilmember Perkins amended the motion to include the following:

c) That the deed stipulates that the land be used for medical purposes only.

Mayor Slavens called for a vote on the motion and it was unanimously carried.

12. A motion to extend the meeting by 30 minutes was made by Councilmember Mueller, seconded by Councilmember Benedict, and voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Benedict

Councilmember Mueller

Councilmember Northern

Those voting 'NAY'

Councilmember Perkins

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

Council took a five minute break.

13. The City Council scheduled a work session with the employees to discuss Personnel Policies and Procedures C-2 on March 27, 1996 at 6:00 p.m.

14. A motion was made by Councilmember Mueller to accept Resolution No. 1996-2 "Annexation of the South Area". The motion was seconded by Councilmember Benedict and voting was as follows:

Those voting 'AYE'

Councilmember Benedict
Councilmember Mueller
Councilmember Northern

Those voting 'NAY'

Councilmember Bayles
Councilmember Perkins

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

Councilmember Perkins noted that he opposed the annexation as he felt the City should not force any landowner to annex against their will.

RESOLUTION NO. 1996-2

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 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 land surveyor certified by the same; and

WHEREAS, the petition and plant or map have been filed in the office at the City Recorder,

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

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

(To be attached according to the official annexation plat)

S/_____
James K. Slavens
Mayor

ATTEST:

Norman L. Johnson
City Recorder

15. Councilmember Northern motioned to retire to an executive session.

The motion died for lack of a second.

Councilmember requested that an executive session be placed on the agenda for the next meeting at 9:30 to discuss a land exchange and negotiation session.

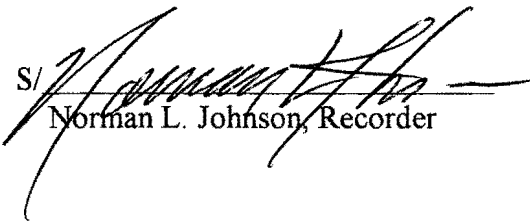
16. ADA Committee Representative, Mrs. Tammy Barton, requested that the Council consider placing flashing lights and installing "School Zone" signs as needed along on 100 East between the Discovery Center and the High School. Council directed the City Administrator to place it on the agenda for the next meeting under the Chief of Police.

17. Council gave advice and consent for Councilmember Bayles and the Water Superintendent to review the Consolidated Water Agreement prior to presenting to the Irrigation Company.

18. Council gave advice and consent for Councilmember Bayles to work with the City Engineer and the General Services Director pursue the necessary steps with the CIB on a water project.

The meeting was adjourned at 10:32 p.m.

S/


Norman L. Johnson, Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
FEBRUARY 14, 1996
AT 7:00 P.M. IN THE COUNCIL CHAMBERS

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Randee Bayles K.C. Benedict Lou Mueller Mike Northern
	City Administrator:	Norman L. Johnson
	City Treasurer:	Rona Flannery
	City Engineer:	Philip Palmer
	City Planner:	Bret Hosler
	General Services Director:	Jeff Black
Absent:	City Councilmember:	Stan Perkins

Also Present: Chief of Police, Mike Halliday; Kay Johnson; Monty Mendenhall; Harold Lyman; Christopher Flavel; Philip Palmer; Neil Joslin; Phil Acton; Nancy Dutcher; Tully Lameman; Nancy Lameman; Robert Hosler; Joan Hosler; Corey Boland; Trent Holliday; Farley Crofts; Dayne Shumway; Keith Campbell; Jeroldene Bayles; Carl Hunt; John Brake; Cleal Bradford.

1. A prayer was offered by Kay Johnson.
2. The Pledge of Allegiance was recited.
3. A motion to accept the minutes of the previous meeting held on January 24, 1996 was made by Councilmember Mueller, seconded by Councilmember Northern and unanimously carried with the following changes:

A. #11B Change to read:

The Community Leadership Conference will be held on January 27, 1996 at the Old Tymer Restaurant beginning at 8:00 p.m. Special Guest Speaker will be Mr. Bim Oliver and Dick Bradford from the Division of Community and Economic Development. The results of a community survey conducted by Utah State University will be presented. Mayor Slavens will address the state of the City and Commissioner Redd will address the state of the County.

B. #11C Last sentence to read:

Mr. Cleal Bradford is working in cooperation with the County Commission to establish an advisement team to determine how to best allocate the money.

C. #11D Change to read:

Bret Hosler, the City Planner has retired as the Chairperson of the Tourism and Economic Development Board.

4. The City Engineer, Philip Palmer reported and/or discussed with the Council the following items:

A. Informed the Council that the City's subdivision ordinance has not been implemented over the past years due a slow growth rate. The Engineer advised the Council that as growth and development are on the rise, serious considerations should be given to updating and revising the ordinance. After researching the issue, the City Engineer noted that it is in the City's best interest to implement the current restrictions gradually through a transitional period of four (4) years rather than immediately so as not to disrupt our ability to grow as a small community.

Following considerable discussion, Mayor Slavens directed the City Engineer and the City Planner to draft a proposal for review and approval by the Council.

B. Reminded Council of the annual meeting at on February 26, 1996 with the Utah Department of Transportation in the County Courthouse in Monticello at 2:00 p.m.

C. Notified the Council that the City of Blanding has received the Utah Drinking Water Board's *OPERATION AND MAINTENANCE ACHIEVEMENT AWARD* for 1996 and asked the City Water Superintendent, Danny Fleming to comment.

The Water Superintendent summarized his report submitted to the Water Board by noting that maintaining exceptional water quality is an ongoing team effort among the crew and staff as well as accurate report data.

Mayor Slavens and the Council thanked the Water Superintendent for the honor brought to the City by winning the award and commended him on his outstanding efforts.

D. Distributed a cost estimate for a plug and information regarding the condition of Blanding City Well #1 and recommended that the Council approve the project rather than completely abandon the well. It is now consistently leaking from upper levels to the lower water level. He considered the situation an emergency.

A motion was made by Councilmember Mueller to pull the pump and plug the well at 200' and repair as needed under the direction of the City Engineer. The motion was seconded by Councilmember Bayles and voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Benedict
Councilmember Mueller
Councilmember Northern
Councilmember Perkins

Those voting 'NAY'

Those absent

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

Councilmember Bayles, owner of Bayles Exploration informed the Council that he is a certified driller and would likely bid on the project.

E. Followed up on the Consolidated Water Agreement and requested direction.
Council gave advice and consent for the City Engineer, the City Water Superintendent and Councilmember Bayles to meet with the City Attorney to review the document.

F. Presented the draft proposed raw water taps resolution to Council for any changes or corrections and explained its contents.

Council directed the City Administrator to send certified letters to all raw water tap owners and users of record and include a copy of the draft resolution, a schedule 'A', along with a notification of the work session set for March 13, 1996 at 5:30 p.m. in the Council Chambers.

The Mayor directed Councilmember Bayles, the City Water Superintendent and the City Administrator to adjust the draft resolution document as needed.

G. Expressed his feelings of urgency for Council to adopt water restrictions so as to prevent a critical water situation if the drought continues this coming water year.

Council directed the City Engineer draft a water restriction proposal to be placed on next meeting's agenda for action.

5. The Public Hearing, annexation along south Highway 191 began at 8:00 p.m. The City Planner, Bret Hosler explained the proposed annexation and mapped the boundary line on an overhead projector. Comments in opposition were heard from Mr. Dayne Shumway and Mr. Keith Campbell, Amerigas Representative. Comments in favor of the annexation, but listing some concerns, were heard from Mrs. Nancy Dutcher and Mr. Robert Hosler. The following letters were received regarding the annexation:

2/14/96

Bret Hosler
City Planner
City of Blanding

I am not in favor of the annexation of my property on the south section of town.

I understand I have two (2) votes.

I use these two (2) votes against the annexation of my property.

Signed,

E. Gordon Adams

Dear Mayor and City Counsel,

As long standing citizens of Blanding, we desire to see the community grow, however we would like to have the following concerns addressed and made a part of the official city minutes of the February 14, 1996 counsel meeting of the annexation of the southern entrance to Blanding.

1. All land on both sides of Highway or mainstreet at the south entrance to Blanding, Utah that is owned by Thin Bear Indian Arts and Robert and Joan Hosler, has established animal rights.
2. A building has already been started with a county building permit. And I want this building and permit to be honored by the city of Blanding.
3. Help property owners with water for mainstreet beautification efforts to enhance south entrance of Blanding.
4. Please work toward upgrading street lights to be consistant with what is in the rest of the town.

Thank you for your concideration.

Sincerely,

Robert and Joan Hosler

The Public Hearing was closed at 8:30 p.m.

6. City Planner, Bret Hosler presented a letter from the Planning Commission expressing their support and enthusiasm for the medical facility providing all plannin and zoning requirements are adhered to.

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

A. Presented the financial disbursement reports.

B. Requested the Council update the signatures on the Municipal Building Authority Checking Account to include the City Administrator, the City Treasurer, the Councilmember over "finances", and the Mayor.

A motion was made by Councilmember Mueller, seconded by Councilmember Bayles and unanimously carried to change the signatures on the Municipal Building Authority Checking Account to include the City Administrator, the City Treasurer, the Councilmember over "finances", and the Mayor.

C. Reminded the Council that a GIS demonstration and a Natural Gas Final Report would be given by Sunrise Engineering during the next regular Council Meeting and encouraged all interested citizens to attend.

D. Notified the Council that the State has scheduled May 18, 1996 for *Take Pride in Utah Day* and has encouraged communities to participate in the State-wide clean-up.

E. Informed the Council that the Utah Department of Transportation Long-Range Planning Report is available at the City Offices for any interested citizens to review.

F. Introduced the new pager system for the after hours emergency service. The City Administrator noted that due to problems with the cellular phone, the pager will be more effective for receiving the message and the call would then be returned by using the cellular phone.

G. Informed the Council that the proposed "Personnel Policies and Procedures H-1, Employee Acknowledgment" had been reviewed and approved by the City Attorney and found legal. The motion to accept the policy had been made at the previous Council Meeting and was carried pending the City Attorney's approval.

8. Chamber of Commerce Director, Harold Lyman waived his report in consideration of time.

9. Concerned Citizen, Tully Lameman requested the Council review and revise the policy regarding late fees incurred by delinquent payments. Mr. Lameman felt that a hardship clause should be added to consider extenuating circumstances as a waiver of the late fee. Mayor Slavens directed Councilmember Northern to address the issue at the next Power Board Meeting and the City Administrator to send Mr. Lameman notification of the meeting date and time.

10. In an effort to clean up a "paper trail", Mr. Cleal Bradford requested that the City reverse a decision made by a previous Council which quit-claimed a street to the College of Eastern Utah. According to Mr. Bradford, the City did not own the land when it was deeded to the College but was owned by the San Juan Foundation. Questions were posed as to when and how the deed was recorded if the land was not owned by the City. Council felt that research on the matter needed to be done before any decisions for correcting the matter were made and directed the City Administrator contact Louise Jones, the County Recorder.

11. Council gave advice and consent for the Mayor to sign the San Juan County Strategic Heritage Plan.

12. As a result of conversation held in the 5:30 Power Board Meeting with Utah Power, a motion was made by Councilmember Northern, seconded by Councilmember Benedict and unanimously carried to define the boundary lines on a map, and to set real value numbers for electric customers, and to authorize Councilmembers Northern and Bayles, the City Administrator, and Mr. Kay Johnson to negotiate with Utah Power and Light in good faith towards a buy-sell agreement for the customers and related service lines outside the City limits.

13. Councilmember Bayles made a motion for the City Administrator to rewrite the San Juan County Drug Policy in the name of the City, and to accept and adopt it as policy. The motion was seconded by Councilmember Northern and voting was unanimous.

14. Councilmember Mueller informed the Council that an informal offer in the amount of \$35,000 plus one dollar (\$1) had been received from American SurgiCare for the purchase of the ten (10) acres of land set aside for health care; and requested a right of first refusal on the remainder of the land. An extensive discussion ensued.

Councilmember Mueller motioned to accept American SurgiCare's offer of \$35,000 plus \$1.00 for the purchase of 10 acres of the designated health care land with the following stipulations:

- 1) that it be used for health care purposed only;
- 2) that the land revert back to the City if no construction has been done within one (1) year from date of closing;
- 3) that the contract would come back to the Council for review before signing;
- 4) that Council is under no obligation to accept the formal offer unless all stipulations have been met.

The motion was seconded by Councilmember Bayles.

Councilmember Northern requested the minutes reflect his feelings that the City has taken a "whirlwind" decision approach with American SurgiCare possibly making some hasty decisions which could jeopardize the City in the long run with unexpected problems.

A discussion regarding the viability of American SurgiCare and the possible legal ramifications to the City ensued. Mr. Phil B. Acton, City C.P.A., suggested the City protect themselves by requesting lien releases.

Councilmember Mueller amended the original motion to include the following:

- 5) the City must receive lien releases from American SurgiCare each step of the way or as needed.

Mayor Slavens called for a vote and voting was as follows:

Those voting 'AYE'	Councilmember Mueller
Those voting 'NAY'	Councilmember Northern

Following further discussion, Mayor Slavens requested either an abstention or a vote from Councilmembers Benedict and Bayles to complete the voting. Voting continued as follows:

Those voting 'AYE'	Councilmember Benedict
Those voting 'NAY'	Councilmember Bayles
Those abstaining	None
Those absent	Councilmember Perkins

constituting all members thereof, Mayor Slavens declared the vote a tie. As the deciding vote, Mayor Slavens voted in favor of the motion and declared it carried.

The letter received from American SurgiCare is as follows:

AMERICAN SURGICARE

February 14, 1996

Mayor James Slavens
& City Council of Blanding City
50 East 100 South
Blanding, Utah 84511

VIA FAX

Dear Mayor,

After our most recent visit to Blanding and our written request of defining the up front costs for this project, and after meeting with Lou Mueller, Stan Perkins, and Randy Bayles we present the following for your consideration on the matter of the purchase of land that the City purchased near ruin road and 1600 South Highway 191.

Where the acreage is to be sold to American SurgiCare for the express purpose of building a Medical Facility on it, it limits the land to that use only, and as you are probably aware of, lenders do not typically like single use purposes. We have, however, spoke with our lender and we are confident now that this will work with them.

We therefore make the following proposal to the City of Blanding; that American SurgiCare purchase the land for \$35,000 plus \$1.00 for the Ten Acres and also request that we have first right of refusal on the remaining land in the rear, this is for our protection as well as yours.

We will await your final decision on this matter.

Best regards,

Brent C. Alder
CEO

VIA FAX
FAX number (801) 678-3312

15. A motion was made by Councilmember Mueller, seconded by Councilmember Benedict and unanimously carried to authorize the City Administrator to sign the work release #2 for the GIS System with Sunrise Engineering but to eliminate the overlay for the cemetery district from the work release.

16. A motion was made by Councilmember Benedict, seconded by Councilmember Northern and unanimously carried to extend the accounting contract of Phil B. Acton, C.P.A., P.C. for two (2) additional years for a total of four (4) years with a 2% annual increase.

17. Councilmember Benedict expressed concern over the sizable City Council Meeting Agendas and proposed the following suggestions to be a more productive Council:

A. Review and approve all travel annually during the budgeting process rather than at each Council Meeting. Council directed this item be placed on the next meeting's agenda for action.

B. More closely follow Parliamentary Procedure as contained in the *Robert's Rules of Order*. Councilmember Benedict noted that both Sidney Fannesbeck from the Utah League of Cities and Towns and City Attorney, Craig Halls would be willing to do some training.

C. Would like to see document items beforehand to allow sufficient time to study and review. Councilmember Benedict felt that preparation is essential to make an effective decision.

D. Agenda items that are left unfinished due to a lack of time be moved to the beginning of the next agenda, following approval of the minutes.

Council gave advice and consent to incorporate the foregoing recommendations.

18. Councilmember Bayles suggested that the Chief of Police and the General Services Director be placed on the agenda directly after the City Planner rather than under the "Mayor & Council" area.

Council gave advice and consent.

19. Councilmember Northern noted that a cutoff date for the agenda would be beneficial to allow the packet distribution enough in advance to adequately prepare and also pointed out that a timed agenda would ensure a productive and timely meeting. Councilmember Mueller added that a timed agenda would be courteous to those requesting time on the agenda and will also save the City extra expenses by reducing the attendance time from requested or required personnel.

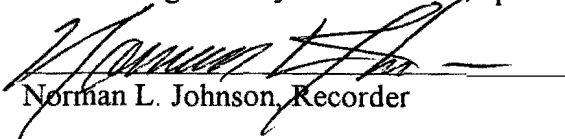
Council gave advice and consent.

20. A motion was made by Councilmember Mueller, seconded by Councilmember Bayles and unanimously carried to extend the meeting by thirty minutes to go into an executive session.

21. At 10:02 p.m. the Council retired to an executive session to discuss personnel matters.

22. Council returned from the executive session at 10:27 p.m.

The meeting was adjourned at 10:28 p.m.


Norman L. Johnson, Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
JANUARY 24, 1996
AT 7:00 P.M. AT THE CITY HALL**

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Randee Bayles K.C. Benedict Lou Mueller Mike Northern Stan Perkins
	City Planner:	Bret Hosler
	City Treasurer:	Rona Flannery
	General Services Director:	Jeff Black
Absent:	City Engineer:	Philip Palmer

Also Present: Harold Lyman; Neil Joslin; Daniel Francom; Phil Acton; Bob Hosler; Nate Dandy; Ryan Jelly; Cheyne Tom; Wilson Zohnnie; Phil B. Acton; Platte Nielson; Wayne White; Gary W. White; Stevenson Keith; Jered Tate; Edison Parrish; Tim Glass; Durk Knight; Andrew Bitsoie; Jared Spotted Elk; Quinn Keith; Jamin Bradford; Kyle Black; Jed Tate; J.T. Patterson; Jesse Holden; Byron Clarke; Andy Black; Trevor Stringham; Kent Hawkins; J. Dan Raisor; Steve Lovell; Jon Hughes; Andy Black; Durk Knight; Jessi Holden; Byron Clarke.

1. A prayer was offered by Mr. Harold Lyman.
2. The Pledge of Allegiance was recited.
3. The City Administrator, Norman L. Johnson requested time before the minutes of the previous meeting were approved to clarify any misconceptions generated by the motion to remove him from the City checking account. Mr. Johnson commented that he felt the change of having an elected official sign the checks along with the City Treasurer was positive move for the City and that he was in full support of the motion.
4. A motion to accept the minutes of the previous meeting held on January 10, 1996 was made by Councilmember Northern, seconded by Councilmember Mueller and unanimously carried with the following changes:
 - A. Item # 8D - Councilmember Perkins requested the minutes reflect his opposition to the proposed annexation.
 - B. Item # 22 - Change to read:

The City Administrator recommended he be removed from the City signature card as he prepared all checks, and that the City Treasurer be placed back on. Councilmember Mueller asked if a motion was needed and offered to move such. An informal vote was called for by the Mayor and was assumed approved by the Council as the Mayor declared the motion amended.

January 24, 1996

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5. A motion was made by Councilmember Bayles, seconded by Councilmember Northern with voting as follows to remove the City Administrator from the City signature card, and put on the City Treasurer, the Councilmember assigned to "finances", and the Mayor to assist if needed:

Those voting 'AYE'

Councilmember Bayles
Councilmember Mueller
Councilmember Northern
Councilmember Perkins

Those voting 'NAY'

Councilmember Benedict

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

6. The City Administrator notified the Council of the City Engineer's recent appointment as the President of the Utah City Engineer's Association and asked he be excused from the meeting as he was in St. George attending his State Association Meeting.

7. The City Administrator notified the Council of the annual meeting with UDOT on February 26th in Monticello and encouraged the elected officials to attend.

8. General Services Director, Jeff Black reported that while the tunnel liner project has been halted due to inclement weather, installation has progressed past the sinkhole area and to solid rock. A video was made of the entire tunnel and may be obtained from the City Engineer if anyone would like to see it.

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

A. The Planning Commission is moving forward with the development of the City Master Plan.

B. Reviewed the City of Blanding 1995 Annual Building Report.

Council discussed charging interest on delinquent connection and related fees and requested staff prepare a recommendation to be presented at the next Council meeting.

10. City Administrator, Norman L. Johnson reported to and or discussed with the Council the following items:

A. Presented Council with the current Financial and Disbursement Report and informed them that they would receive the statement at each Council Meeting.

B. Travel

1) ICBO Conference/Bret Hosler/St. George/February 20-23

Council gave advice and consent.

C. Requested Council set a work session for the Consolidated Water Agreement and to address other water issues. The session was set for January 31, 1996 at 7:00 p.m. in the Council Chambers.

D. Reminded Council that a Public Hearing is set for February 14, 1996 at 8:00 p.m. in the Council Chambers relative to the proposed annexation of property along Highway 191 on the south end of town.

January 24, 1996

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E. Proposed obtaining either a Visa or MasterCard from Zion's Bank in the name of the City for management personnel travel purposes, and to cancel the American Express card.

Council directed the City Administrator to proceed forward with the necessary applications for obtaining the card.

F. The Utah League of Cities and Towns' annual meeting will be held April 11-12 in St. George and asked the Council's interest in attending.

G. Advised the Council that the City Street and County Road School will be held on April 24-26 in St. George.

H. Presented to Council the Central San Juan Recreation District's FY96 budget. A discussion ensued regarding allotting monies to the District before the City receives an official audit from them. Mayor Slavens directed Councilmember Perkins to sign the checks until June 30, 1996 as previously committed with the stipulation that the City receives an audit from the District as soon as possible but no later than June 30, 1996.

11. Chamber of Commerce Director, Harold Lyman reported to and/or discussed with the Council the following items:

A. Mr. Rick Shelby has resigned from his position as Chamber of Commerce President and will be replaced shortly.

B. The Community Leadership Conference will be held on January 27, 1996 at the Old Tymer Restaurant beginning at 8:00 a.m. Special Guest Speaker, Mr. Bim Oliver from the Division of Community and Economic Development will review the results of a community survey conducted by Utah State University. Mayor Slavens will address the state of the City and Commissioner Redd will address the state of the County.

C. Mr. Dean Reeder, from the Utah Travel Council informed the Chamber that recreational funding for Southeastern Utah was denied by the "Destination Development" program but special funds were set aside for recreational development in our area. The Chamber has hired Mr. Cleal Bradford to work in cooperation with the County Commission to establish an advisement team to determine how to best allocate the money.

D. Bret Hosler, the City Planner has retired as the Chairperson of the Communities in Economic Transition. The new Chairperson is Miss Lee Bennett.

12. Mr. Jed Tate requested the Council keep the water filled in Dry Wash Reservoir until June 22, 1996 to accommodate the Boy Scouts of America annual summer camp. Council agreed to evaluate the water situation as the time nears and to accommodate the scouts if at all possible.

13. A motion to accept and adopt Resolution No. 1996-1, A Resolution Appointing Officers of the City of Blanding and to authorize the Mayor's signature was made by Councilmember Mueller, seconded by Councilmember Northern, and unanimously carried.

The Resolution is as follows:

RESOLUTION NO. 1996-1

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:

Ronalee Flannery	Treasurer	2/1/96 - 1/31/98
Melvin M. Halliday	City Marshall (ex-officio Chief of Police)	2/1/96 - 1/31/98
Gorden A. Hawkins	Fire Chief	2/1/96 - 1/31/98
Norman L. Johnson	City Administrator	2/1/96 - 1/31/98
	Recorder	
	Purchasing Agent	
	Budget Officer	
Philip L. Palmer	City Engineer	2/1/96 - 1/31/98
George Arthur Yoakam	Justice of the Peace	2/1/96 - 1/31/98

PASSED, ADOPTED, and APPROVED this 24th day of January, 1996.

James K. Slavens
Mayor

ATTEST:

Norman L. Johnson
Recorder

14. Following a discussion, a motion was made by Councilmember Bayles to close the City Dump on July 1, 1996. The motion was seconded by Councilmember Perkins and voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Mueller
	Councilmember Northern
	Councilmember Perkins
Those voting 'NAY'	Councilmember Benedict

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

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15. The City Administrator along with the General Services Director presented a preliminary FY97 City Street Program list and explained their recommendations. The General Services Director requested a letter to San Juan County requesting them to do our chip seal. The deadline to submit requests to the County is February 5, 1996 so we will also need to tentatively address the entire street program for 1996 which takes in part of our FY97 budget year.

Council gave advice and consent to request in writing to draft a letter to San Juan County.

16. A motion was made by Councilmember Mueller to accept the Interagency Cooperative Agreement with San Juan County, seconded by Councilmember Benedict and voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Benedict

Councilmember Mueller

Councilmember Northern

Those voting 'NAY'

Councilmember Perkins

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

17. A motion was made by Councilmember Perkins to authorize opening a special bank account for the purpose of depositing monies received from Utah Associated Municipal Power Systems to be held in reserve for future electric resources or the buy back of service lines. The motion was seconded by Councilmember Mueller and unanimously carried.

18. Councilmember Mueller requested permission on behalf of American Surgicare to grant a right-of-way easement to redirect the irrigation ditch on City-owned land which is designated for health care so as to facilitate the hospital construction plans.

Council gave advice and consent.

19. The City Administrator reported that the City Attorney is reviewing the legal proposal with American Surgicare regarding the purchase of land for the medical facility. The proposal has not been returned from American Surgicare for our final approval. Both the preliminary policy from the title company and the land appraisal are expected this week. Councilmember Mueller presented the City with a complete set of plans to be on display for interested public at the City Offices.

20. Councilmember Perkins motioned to accept and adopt as City Policy, H-1 Employee Acknowledgment Signature Page pending approval as to its legality from the City Attorney or the Utah League of Cities and Towns. The motion was seconded by Councilmember Bayles and voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Mueller

Councilmember Northern

Councilmember Perkins

Those voting 'NAY'

Councilmember Benedict

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

Council directed the Administrator to report at the next Council Meeting as to his findings.

January 24, 1996

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21. Councilmember Bayles recommended the Council take steps to adopt a drug and alcohol policy. Following considerable discussion, Council directed that a proposed policy be placed on next meeting's agenda. Councilmember Bayles said he will get a copy of the newly adopted County Policy.

22. Following considerable discussion regarding a proposed land trade with Eugene Shumway, a motion was made by Councilmember Perkins to discontinue any effort to trade the land, advise Mr. Shumway of the motion and remedy the situation as needed. The motion was seconded by Councilmember Bayles and voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Perkins

Those voting 'NAY'

Councilmember Benedict

Councilmember Mueller

Councilmember Northern

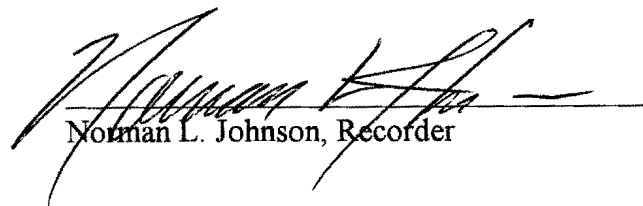
constituting all members thereof, Mayor Slavens declared the motion failed.

23. Councilmember Mueller requested direction and informed the Council that Utah League of Cities and Towns has offered to come down and do training in our area for elected officials if we are interested.

Council gave advice and consent for Councilmember Mueller to pursue the matter.

24. Mayor Slavens directed the City Administrator to place the items not covered at this Council Meeting (due to a lack of time) first on next meeting's agenda under the Mayor and Council area.

The meeting was adjourned at 10:01 p.m.



Norman L. Johnson, Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
JANUARY 10, 1996
AT 7:00 P.M. AT THE CITY HALL

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Randee Bayles
		K.C. Benedict
		Lou Mueller
		Mike Northern
		Stan Perkins
	City Engineer:	Philip Palmer
	City Planner:	Bret Hosler
	City Treasurer:	Rona Flannery

Also Present: Kim Acton; Wayne Palmer; Lillian Taylor; Ty Lewis; Ed Scherick; Jim Keyes; Jeff Black; Kyra Benedict; Amanda Hunt; Reed Palmer; Jane Palmer; Haylie Rochelle Palmer; Jessica Reed Palmer; Jeroldene Bayles; Neil Joslin; Phil Mueller; Bruce Shumway; Bob Hosler; Blaine Hunt; Jeremy Hunt; Bill Boyle; Danny Fleming; Mike Halliday; Jeff Black; Phil Acton; Gorden Hawkins.

1. A prayer was offered by Councilmember Mueller.
2. The Pledge of Allegiance was recited.
3. A motion was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried to accept the minutes of the Council Meeting held on December 13, 1995 with the following amendments:
 - Item #12 on page 4: Councilmember Perkins voted 'NAY'.
 - Resolution No. 1995-15 include the word "was" in between "word" and "received" .
4. The Oath of Office was administered to Randee Bayles, Kathleen C. Benedict, and Mary Lou Mueller.
5. A plaque of appreciation was presented to outgoing Councilmembers, Kim Acton and Wayne Palmer. Councilmembers Bayles, Benedict, and Mueller assumed their seats at the Council table.
6. San Juan County Planning Board Representative, Ed Scherick acquainted the Council of the Board's purpose and invited them to discuss any issues of concern. Mr. Ty Lewis notified the Council that a Town Meeting will be held on January 19, 1996 at 7:00 p.m. at the San Juan High School auditorium to continue discussion in an effort to eventually develop a County Master Plan.

7. Philip Palmer reported to and/or discussed with the Council the following items:

A. Proposed funding for installation of a six (6) inch water line and fire hydrant along 100 East between 300 and 400 South prior to placing road base. Mr. Palmer felt the City would be financially ahead to complete the project now rather than afterwards as it would need to be cut.

A motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried to allow the City Engineer and the General Services Director to install a six (6) inch water line and a fire hydrant along 100 East between 300 and 400 South and directed the City Administrator to adjust the water enterprise funding accordingly.

B. Third Reservoir construction project is underway and the City is in compliance with State regulations. The final outcome will enable the Irrigation Company and the City to use the total available water storage space and resolve safety concerns.

A motion was made by Councilmember Perkins, seconded by Councilmember Mueller, and unanimously carried to authorize the Mayor's signature as needed on the engineering contract.

C. Poor Boy Mining has been hired for installation of the tunnel liner on the mountain. The City Engineer and the General Services Director requested permission to hire additional consulting services from Vern Shumway of Poor Boy Mining to aid the City in identifying repair needs of the tunnel. Both the City Engineer and the General Services Director felt the assistance would be very beneficial in applying for CIB funding.

Council gave advice and consent.

D. The water supply is currently 16% of normal. Starvation Reservoir is down seven feet and the Fourth Reservoir is down four to five feet. Water is currently being transferred from Starvation to the Fourth. The City Engineer urged the Council to consider implementing water restrictions early.

E. Notified the Council that a City water conservation plan was being drafted and would include voluntary conservation suggestions as well as enforceable constraints during low water years. The plan will be presented to the Council for adoption when finalized.

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

A. The Planning Commission has determined a need to update the City Master Plan and will be pursuing that project. The City Planner estimated a year until completion which will coincide with the County Master Plan. Councilmember Perkins requested the City Planner keep the Council informed with the progress.

B. Invited the Council to attend the San Juan County Economic Development Board Annual Retreat on January 16 & 17, 1996 in Mexican Hat.

C. Presented a census which he had conducted including a four mile surrounding area. The count within the City limits showed a growth rate of 5.2% and an estimated current population of 3,229 as of January 1996. The surrounding area has grown substantially more percentage wise.

D. Requested Council's approval to begin the annexation process for the proposed area along Highway 191 as far south as Christensen Bulk Plant. It appears the necessary approvals are in place at this time but some continued contact will be necessary.

Council gave advice and consent and directed a public hearing date be set for February 14, 1996 at 8:00 p.m.

E. Notified the Council that due to some surveying difficulties incurred by Olympus Aerial Surveys, Inc., the final plats have not yet been received but were anticipated shortly.

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

A. Presented Certificates of Election to incoming Councilmembers: Randee Bayles; K.C. Benedict; and Lou Mueller.

B. Travel Requests
Danny Fleming/Jerry Bradford/Rural Water Conference/St. George/ Feb. 7-9
Council gave advice and consent.

C. Election expenses for 1995 were itemized and distributed to the Council for information purposes. The City Administrator noted that the budgeted amounts were exceeded due to a primary election.

D. Reminded the Council of a Power Board Meeting at 5:30 on January 24, 1996.

E. Requested Council set a preliminary work session date for a raw water taps discussion prior to meeting with raw water tap owners. A tentative date was scheduled for January 31 and it was requested by Councilmember Bayles to be put on the next Council Meeting Agenda to finalize the date.

F. Informed the Council of the *Local Officials Day at the Legislature* on Wednesday, January 17, 1996 in Salt Lake.

G. Notified the Council that the Owner/Landlord Rental Option Agreement concerning utility deposit requirements had been clarified and presented each with a copy.

H. Presented the annual dues request statement from Castleland RC&D. Council felt it was no longer necessary and requested our membership be discontinued and directed a letter be sent.

I. Informed the Council of a UDOT sponsored enhancement workshop, a very helpful requirement should the City apply for specific types of grant funding such as, jogging trails, etc.

Council gave advice and consent for the City Engineer to attend the workshop on January 16, 1996 in Salt Lake.

10. Chamber of Commerce spokesperson, Councilmember Mueller reported to and/or discussed with the Council the following items:

A. The Blanding Birthday Celebration planned festivities will include a Flintstone's car race, an arts and crafts fair and a City-wide barbeque.

B. The Chamber is working on adopting by-laws.

C. The Blanding Technology Planning and Oversight Committee is requesting City representation. The committee is an exploratory group interested in pursuing updated technology options for Blanding.

Councilmembers Northern, Benedict and Perkins expressed an interest in participating on the committee. Mayor Slavens assigned Councilmembers Benedict and Perkins to represent the City.

Council took a five minute break.

11. The City Administrator expressed appreciation to Mr. Rick Shelby and Mr. Bob Hayden for displaying the U.S. flags along Main Street for Utah Statehood Centennial Celebration on January 3, 1996.

12. The Administrator gave each Councilmember a copy of the latest draft of the proposed Interlocal Agency Agreement with San Juan County. The Mayor asked the Council to review the document and see what changes may be appropriate. Adoption of the agreement was postponed until next Council Meeting to allow sufficient time to discuss and change as needed.

13. Councilmember Mueller requested the City Attorney review the option agreement from American Surgicare regarding the land. A discussion pertaining to the land actually being purchased at fair market value ensued.

Council gave advice and consent for Councilmember Mueller and the Administrator to take the legal proposal to the City Attorney for review and advisement. Councilmember Northern noted that the review of the proposal was in no way binding to the City of Blanding.

14. Closure of the City Dump was extensively discussed. No firm decision was reached. Councilmember Perkins and Bayles both felt other information needed to be pursued.

15. Mayor Slavens noted the time was near 10:00 p.m. and requested motion to extend the meeting by thirty minutes.

A motion was made by Councilmember Mueller, seconded by Councilmember Bayles and voting was as follows to extend the meeting by thirty minutes:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Benedict
	Councilmember Mueller
	Councilmember Perkins

Those voting 'NAY'	Councilmember Northern
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constituting all members thereof, Mayor Slavens declared the motion carried.

16. Following further discussion concerning the dump closure, a motion was made by Councilmember Perkins, seconded by Councilmember Bayles and unanimously carried to table the City Dump closure issue until the next Council Meeting.

17. A discussion was held regarding the FY95 audit with Mr. Phil B. Acton, C.P.A. Specific questions were posed concerning the way petty cash is handled, the natural gas system, and the financial standing of the City.

18. Mr. Phil Acton requested the City extend his contract by two years as he was unable to personally audit the City for two years due to a conflict of interest as he was related to former Councilmember Acton. Council requested Mr. Acton prepare a cost proposal to be presented at the next Council Meeting prior to approval.

19. Mayor Slavens noted the time and requested a motion to extend the meeting an addition fifteen minutes.

A motion was made by Councilmember Perkins, seconded by Councilmember Bayles and voting was as follows to extend the meeting by fifteen minutes:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Mueller
	Councilmember Perkins
Those voting 'NAY'	Councilmember Benedict
	Councilmember Northern

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

20. Chief of Police, Mike Halliday presented and discussed a proposal to lease two police cars for three years.

Following a discussion, a motion was made by Councilmember Mueller, seconded by Councilmember Perkins and voting was unanimously approved and agreed upon by the Council to acquire the use of and finance through Garff Leasing and Finance, Inc., two 1996 Ford Crown Victoria Police Interceptors costing \$38,852.00 for a term of 3 years at 7.5% annual percentage rate; the first annual payment of \$13,897.73 will be paid on January 19, 1996, followed by 2 annual payments of \$13,897.73; and authorized Mayor Slavens signature on the necessary documents on behalf of the City of Blanding pending the City Attorney's review.

21. Following a discussion, a motion was made by Councilmember Bayles, seconded by Councilmember Mueller with voting as follows to take the City Treasurer off of the City checking account signature card, and put on the Councilmember assigned to "finances", along with the City Administrator and the Mayor:

Those voting 'AYE'

Councilmember Bayles
Councilmember Mueller
Councilmember Perkins

Those voting 'NAY'

Councilmember Northern

Those absent:

Councilmember Benedict

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

22. Pursuant to a continued discussion on Item #21, a motion was made by Councilmember Mueller to take the City Administrator off of the City checking account signature card rather than the Treasurer, and put on the Councilmember assigned to "finances", the City Treasurer and the Mayor on the signature card. An informal vote was called for by the Mayor and was assumed approved by the Council as the Mayor declared the motion amended.

23. Following presentation and discussion, a motion was made by Councilmember Mueller, seconded by Councilmember Bayles and unanimously carried to authorize the Mayor's signature as needed to amend the Northwest Pipeline Corporation Agreement pertaining to the Thirteen Mile Pipeline Gas Project.

24. Mayor Slavens reviewed with the Council the 1996 assignments and made the following changes:

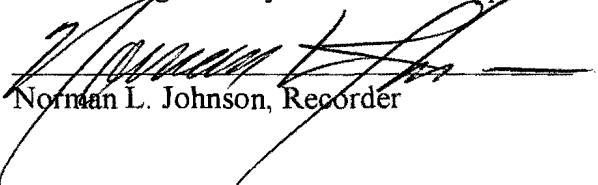
Councilmember Mueller was assigned to the Grand Circle Board.

Councilmember Bayles was removed from the SSAB-DOE.

25. Councilmember Northern posed a request from Mr. Merwin Shumway to trade approximately two acres of land by the Golf Course for six of the City owned acreage by the airport.

Council denied approval as the trade would not be in the best interest of the City.

The meeting was adjourned at 10:47 p.m.



Norman L. Johnson, Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
JANUARY 11, 1995
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 Engineer: Philip Palmer
City Planner: Bret Hosler
City Clerk: Rona Flannery

Also present: John Shumway; Sean Herring; Bryce Pedersen; Cole Pilling; Rick Shelby; Todd Hurst; Lynn Laws; Jerry Ray; Phil Mueller; Neil Hurst; Joe Hurst; Eric Acton; Spencer Bowring; Mike Halliday; Neil Joslin.

1. Prayer was offered by Councilmember Wayne Palmer.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried to accept the minutes of the City Council Meeting held December 14, 1994.

Mayor inquired if a replacement had been found for Mrs. Patsy Shumway on the Board of Adjustments. The City Planner informed the Mayor that as of yet there have been no suggested replacements.

b. Mr. Hosler reported on the Devil's Canyon Highway Project and what progress he has made in getting the State to realize the need and importance of that area to San Juan County as a priority project. The Administrator also mentioned there is a group in Monticello working on the improvement proposal. By advise and consent of the Council, Bret was directed to continue working on this Highway problem and to write a letter of support for those in Monticello working on it also.

c. Advised the Council that he had been re-elected as Chairperson on the County Economic Development Board, and feels that Blanding will be represented well. He presented to the Council several charts on statistics on tourism and recreation and growth in travel spending and travel indicators. He explained to the Council that we do not want to be totally dependant on tourism but that there should be a comfortable balance of all types of business, industry and services.

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

a. Travel

1. Danny Fleming/ RWA/ Feb. 22-24/ St. George.
2. Bret Hosler/ ICBO Testing/ Feb. 20-24/ St. George.
3. Philip Palmer/ UCEA/ Winter Workshop/ Jan. 26-27/ St. George.
4. Norman Johnson/ UCMA Conference/ Feb. 1/ SLC.

Council gave their advice and consent.

b. Reminded the Council of the Annual Chamber of Commerce Banquet January 14, at 7:00 p.m.

c. Informed the Council of the Economic Development Planning Workshop on January 14th.

d. Presented a CDBG close out packet to the Council and requested their acceptance. Motion was made by Councilmember Perkins, seconded by Councilmember Palmer and unanimously carried authorizing the CDBG Close-out and any necessary signatures.

e. Reminded Council of the Power Board Meeting and Work Session on January 25, at 5:30 p.m.

f. Presented to the Council a Staff Re-organization and Administrative update appointing Philip Palmer as the Assistant Administrator and Jeff Black as the General Services Director. The Administrator explained to the Council that Philip, as the Assistant Administrator, will be handling the paper work end as well as be over the City Planner, Building Inspector, Zoning and Building Permits. Also the Utility Systems Licensing and Reporting, Employee Safety, the Airport, the Public Works Library, G.I.S. and Blue Stakes. Jeff Black, as the General Services Director, will be over all Utility Departments and Utility Meter Reading. Also Streets, the Shop, the City Dump, Parks, Buildings and Grounds, and New Construction.

Motion was made by Councilmember Mueller, seconded by Councilmember Acton and unanimously carried to accept the Staff Re-organization as presented.

g. Informed the Council that the City is purchasing a cellular phone in order to create an after-hours emergency number where citizens can contact someone in case of a utility emergency. With this new plan, the staff will be cross-trained to be able to handle almost all emergencies so no new extra men will need to be hired.

h. Advised the Council that the City is committed to sponsor the hardwood floor at the Armory. The cost will be \$23,000 instead of the \$29,000 originally cited and at the present time we are looking for additional sponsors. A final inspection is scheduled for the 19th of January.

7. Councilman Acton requested a review of what had taken place at last Council Meeting concerning the Airport Hangar Rentals. Comments were expressed from Council and the public expressing frustration over the Airport Hangar Rentals and the purpose for which they are rented. It was stated by Councilman Acton and Mr. Keele Johnson that old rental agreements from San Juan County should have been honored. Following considerable discussion, it was agreed that the Airport Committee was to meet and make a recommendation to the Council. City Engineer, Philip Palmer will get the Committee together. The City Administrator was directed to collect any rent now past due at the airport and report it back to the Council.

Council took a 5 minute break.

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

ORDINANCE NO. 1995-1

An ordinance vacating 600 West Street between 100 and 150 South.

WHEREAS, 600 West Street was dedicated as part of the original Lyman addition to the Blanding Townsite Survey to access the surrounding private property; and

WHEREAS, the development plan for the college now provides that this area will better serve the needs of the campus and community by location of an institute 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 the Northeast corner of Block 4, Lyman Addition of the Blanding Townsite Survey; thence South 209.5 feet,

thence East 33 feet, thence North 209.5 feet, thence West 33 feet to the point of beginning. (0.16 acres)
(West half of 600 West Street from 100 South to 150 South)

Beginning at a point which is 33 feet East of the Northeast corner of Block 4, Lyman Addition of the Blanding Townsite Survey; thence South 209.5 feet, thence East 33 feet, thence North 209.5 feet, thence West 33 feet to the point of beginning. (0.16 acres)
(East half of 600 West Street from 100 South to 150 South)

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 600 West Street between 100 South and 150 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 rights-of-way 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

James K. Slavens
Mayor

ATTEST:

Norman L. Johnson
Recorder

9. Following the presentation of the PCIF Contract, a motion was made by Councilmember Perkins, seconded by Councilmember Northern and unanimously carried authorizing Mayor Slavens to sign any and all documents received with the PCIB Starvation Contract.

10. Councilmember Mike Northern suggested to the Council that emergency vehicles be made a top priority when considering snow removal by the City crew and equipment. He pointed out that in case of an emergency it could present a potential problem, and suggested that crews clear snow around emergency vehicles, the City Office, Fire Station, on some type of priority list. The administrator stated that such a list could be developed.

11. The Administrator reviewed the County Snow Removal Policy with the Council, and discussed the problem of parked cars and "permanent fixtures" on City Streets. Mr. Lynn Laws, Blanding Road Foreman, informed the Council that the County will not clear roads if a cars are parked on that road due to liability. Mr. Todd Hurst requested there be a time period when no cars may be parked on the street at all during good or bad weather. Councilmember Northern wanted to know who would be responsible for notifying the citizens that they could not park on the streets.

Following a discussion, it was agreed that the Administrator would place a notice in the local newspaper and have it printed on the next City utility bills.

12. The Administrator informed the Council that the PCIB grant for the Civic Arts Center was placed on the priority list. We feel it is a reasonable assumption that it will be funded as long as EDA funding is received also. The Administrator recommended that the City retain Mr. Cleal Bradford to continue working on the project funding. The Council gave advise and consent to retaining Mr. Bradford to work on the EDA Funding.

13. Motion was made by Councilmember Palmer, seconded by Councilmember Perkins and unanimously carried authorizing the City Attorney, Craig Halls, to proceed with the condemnations on 3 parcels of land on the 13 Mile Project.

14. The Administrator advised the Council that Mr. David Homedew has resigned from the position of Animal Control and requested direction from Council.

Following a lengthy discussion, it was suggested that the Administrator and the Chief of Police, Mike Halliday, present a plan at the next Council Meeting.

15. Councilmember Lou Mueller discussed with the Council the possibility of putting together a brochure with the Chamber of Commerce on the area instead of purchasing advertising in the County Brochure.

Council gave their advice and consent.

16. Mayor Slavens recommended to the Council that Council decisions and actions not be made the first night a proposal be heard, and suggested that each proposal and situation be studied before making any decisions or taking any actions.

Council gave their advice and consent to this being a general policy but recognized that at times urgent matters may need decisions.

17. Mayor Slavens suggested the Blanding Market Building Agreement be put on next Council Meeting Agenda so the owners can be present

to explain the situation. Following discussion, Council authorized the Mayor to give the owners until next Council Meeting to make their proposal.

18. Motion was made by Councilmember Northern and seconded by Councilmember Mueller to adjourn to Executive Session to discuss legal and personnel matters.

Voting was as follows:

Those voting 'AYE'

Councilmember Mueller

Councilmember Northern

Councilmember Perkins

Councilmember Palmer

Councilmember Acton

Those voting 'NAY'

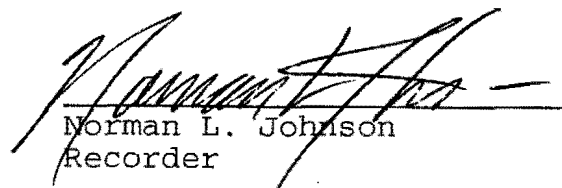
Those absent

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

Council adjourned to Executive Session at 9:45 P.M.

Council returned at 10:45 P.M.

Meeting adjourned at 10:46 P.M.


Norman L. Johnson
Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
JANUARY 25, 1995
AT 7:00 P.M. IN THE CITY HALL

Present:

Mayor Pro-tempore:
City Councilmembers:

Wayne Palmer
Kim Acton
Lou Mueller
Michael Northern
Stan Perkins
Norman L. Johnson
Bret Hosler
Rona Flannery

City Administrator:
City Planner:
City Clerk:

Also Present: Phil Mueller; Wayne White; Marshall Bellm; Tyler Singer; Mason Stevens; Kimo Brown; Rick Shelby; David Munson; Jon Tate; Curtis Nielson; Michael Nielson; Sylvia Nielson, Gail Northern; Guen L. Smith; Don E. Smith; Jeremy Raisor; Ryan Mellor; Harold J. Lyman; Cameron Lyman; Danny Flannery; Penny Burgess; LaRee S. Burgess; Josh Bradford; Anne Howell; Levi Howell; Robert Palmer; Derick W. Black; Wendi Simons; Tony Pellegrini, Tony Wojcik; Preston Nielson; Kathy Mellor; Bill Boyle; Gary Guymon; Kermit Blake; Keith Ivins; David Bradford; Ken Bradford.

1. Prayer was given by Lou Mueller.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried to accept the minutes of the City Council Meeting held January 11, 1995.
4. The City Planner, Bret Hosler, reported to and/or discussed with the Council the following items:
 - a. Presented a letter to the Council making recommendations for appointments to the Board of Adjustments and the Planning Commission for the next Council Meeting.
 - b. Reviewed with the Council the Annual Building Report and indicated that building construction was on the increase. The Council expressed appreciation for the report and his efforts.

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

- a. Notified the Council that he had been selected and would be attending the meetings with the D.O.E. in Washington, D.C. during the week of February 13 through 18, 1995 and indicated that the D.O.E. would be reimbursing most of the expenses. Council gave advice and consent.
- b. Informed the Council that a purchase order for the Armory Floor had been issued and it should arrive shortly. It will be necessary for the wood to age for two weeks to climatize prior to installation. Funds will be solicited from various entities, installation labor will be performed by the National Guard and the manufacturing company will complete the finishing and striping.
- c. Informed the Council of information received from Utah Local Governments Trust noting that the City's employee medical insurance premiums will decrease by 1% due in part to a reduced amount of usage by the employees.
- d. Reminded the Council that the U.D.O.T. meeting will be held February 6, 1995 in Monticello and informed them the new District 4 Director is Cleston Laws. All Councilmembers were encouraged to attend.
- e. Presented a letter to the Council expressing support to the City of Monticello regarding their efforts to create a Foundation to encourage the D.O.E. to allot funds for the betterment of the community. Council members expressed support and authorized the Mayor's signature.
- f. Indicated that San Juan County has offered to sell the City a dump truck for the price of \$20,000. Based on advice from the Administrator and the General Services Director, Jeff Black, the Council decided against the purchase.
- g. Informed the Council of the February 2, 1995 meeting with the Utah State District Director of the B.L.M. Pat Mullen from 8:00-9:00 a.m. in Monticello. Council suggested that Mayor Slavens attend to discuss the land fill issue, or Wayne Palmer if the Mayor is unable to.
- h. Pointed out the ad in the Blue Mountain Panorama regarding snow removal and expressed approval and appreciation for the layout the Joslins put together.

6. City Planner, Bret Hosler presented the draft application to the Council and briefed the public on the Highway Enhancement Project which involves restoring the "Old Settler," Albert R. Lyman's rock retreat withing a proposed four to six acre park, providing that the grant funding is obtained. Possible accommodations include: restrooms; landscaping; picnic tables and benches; fountain; tourist information; a restored granary; and an orchard. The finished project will have the appeal of a working farm.

Guen Smith brought to the attention of the Council that letters of support have been written by each of Albert R. Lyman's children. Gary Guymon said other groups of interest such as, the Blanding Chamber of Commerce, San Juan Foundation, San Juan Historical Commission, and College of Eastern Utah/San Juan Campus were in support of and interested in the project.

LaRee Burgess, who currently lives on the property, stated she was in support of the project but did express concern as to her possible displacement. Questions concerning funding of future R & M were discussed. The administrator indicated that many of the concerns would need to be answered between the time the grant is approved and a contract signed.

A motion was made by Councilman Perkins to authorize signatures and to present the application to the Highway Enhancement Grant Board, seconded by Councilwoman Mueller, and voting was unanimously carried.

7. Blanding Elementary School Principal, Dr. Tony Pellegrini, presented to the Council a list of safety suggestions from the San Juan School District Safety Committee pertaining to loading/unloading zones and children at street crossings. After review, the Council felt the necessity for further suggestions and alternatives, as well as the importance of adding to the Safety Committee a law enforcement representative, and Councilmember Wayne Palmer.

8. Wendi Simons delivered a petition to the Council, signed by her neighbors concerning the potential safety hazard and mud along 200 East where the CDBG curb and Gutter was placed this fall. She was advised that the situation would be corrected when the County is able to do the street base work.

Council took a five minute break.

9. Following an explanation by City Administrator, Norman Johnson regarding the new cellular phone system and on call time, motion was made by Councilmember Mueller, seconded by Councilmember Perkins, to approve and accept the following Resolution:

Voting was as follows:

Those voting 'AYE'

Councilmember Mueller

Councilmember Palmer

Councilmember Perkins

Those voting 'NAY'

Councilmember Northern

Those absent

Councilmember Acton

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

RESOLUTION 1995-1

A Resolution authorizing payment to employees for on call, emergency and extended weekend services as follows:

CELLULAR PHONE ON CALL/PRIMARY EMPLOYEE

Weekends: One (\$1) dollar per hour beginning Fridays at 5:00 p.m. and ending 8:00 a.m. Mondays.

Legal Holidays: Paid 24 hours on call at (\$1) one dollar per hour.

One hour of added personal leave for 24 hours of on call time - to be accounted for and under the restrictions of City Personnel Policy C-4.

AFTER HOURS - WEEKEND AND HOLIDAY CALL OUTS

Call Outs: Two hours minimum or actual time worked - can be used as personal leave or recorded and paid as hours worked within the pay period.

WATER TREATMENT PLANT OPERATION AND MAINTENANCE

Weekends: Four hours per day recorded as regular work hours.

Holidays: Four hours recorded as regular work hours.
Cellular Phone assignment.

PASSED, ADOPTED and APPROVED this 25 day of January 1995.

/s/

James K. Slavens

ATTEST:

Norman L. Johnson, Recorder

10. Following an explanation of the proposed Animal Control Program by City Administrator, Norman L. Johnson, and Asst. Chief, Mike Bradford motion was made by Councilmember Perkins to hire a new Animal Control Officer and accept the Animal Control Report Form as explained, seconded by Councilmember Northern and unanimously carried.

11. Council gave advice and consent to advertize for the position of Justice Court Judge.

12. Mr. Cleal Bradford and Councilman Northern presented the proposed PCIFB grant request for a combined water/golf course project around the Third Reservoir. The proposed project will expand the current golf course to 9 full holes and bring the reservoir into full Dam Safety Compliance. This project is a joint action of the City and the Blanding Irrigation Company.

Following discussion, a motion for approval and authorization of the Mayor's signature was made by Councilmember Northern and seconded by Councilmember Mueller. Voting was unanimous.

13. Council gave advise and consent to Councilmember Mueller to attend a luncheon in Moab on February 3, 1995 titled "Economic Development in Utah" in Moab where R.Thayne Robson, Executive Director of the Bureau of Economic and Business Research at the David Eccles School of Business of the University of Utah would be the guest speaker.

14. Councilmember Mueller reported that the Blanding Health Care Board has changed their name to *Blanding Health Care, Inc.* and that the new Chair will be Cleal Bradford. Other changes include voting powers given to the Secretary/Treasurer.

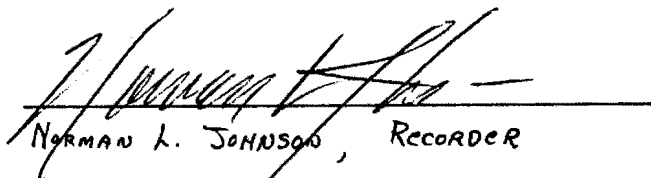
15. Motion was made by Councilmember Mueller, seconded by Councilmember Northern and unanimously carried to adjourn to Executive Session to discuss legal matters.

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

Council returned at 9:40 p.m.

Following a brief discussion, the City Council directed the Administrator to advise Kelly Pipe that the City denies its claim for additional freight on the Natural Gas Project.

Meeting adjourned at 9:43 p.m.


NORMAN L. JOHNSON, RECORDER

MINUTES OF A SPECIAL MEETING OF THE
BLANDING CITY COUNCIL
JANUARY 31, 1995
AT 5:30 P.M. IN THE CITY HALL

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Kim Acton
		Lou Mueller
		Wayne Palmer
		Michael Northern
		Stan Perkins
	Deputy City Recorder:	Laurie Francis

1. Prayer was offered by Mayor James Slavens.

2. A resolution was introduced in writing, fully discussed and pursuant to motion made by Councilmember Kim Acton and seconded by Councilmember Wayne Ellis Palmer, was adopted by the following vote:

YEA:	Kim Acton
	Mary Lou Mueller
	Wayne Ellis Palmer
	Michael Northern
	Stan Perkins

Nay:	None
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Upon the completion of the meeting, the resolution was signed by the Mayor, attested by the Deputy City Recorder and recorded in the official records of the Issuer, and is as follows:

RESOLUTION NO. 1995-2

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 1995 (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 TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION; AND RELATED MATTERS..

The entire text of Bond Resolution attached and made a part of the minutes.

There being no other business, Mayor Slavens declared the Special Meeting adjourned at 6:34 P.M.

Laurie Francis
Deputy City Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
FEBRUARY 8, 1995
AT 7:00 P.M. IN THE CITY HALL

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Kim Acton
		Lou Mueller
		Stan Perkins
	City Administrator:	Norman L. Johnson
	City Planner:	Bret Hosler
	City Clerk:	Rona Flannery
Absent:	City Councilmember:	Mike Northern

Also Present: Cathy Cosby; Paula Rogers; Dennis Cosby; Dr. Gene Key; Rick Shelby; Bufaye Reynolds; Rosalie Payne; Nancy Kimmerle; Phil Mueller; Harold J. Lyman; Philip Palmer; Neil Joslin; Brad Winder; Chad Moses; Scott Meyer; Jim Hughes; Eugene Shumway; Christopher Hadley; Chavez Buck; Amber Benally; Crystal Police; Shannon Cook; Valentina Benally; Darrick Warren; Al Clark; Tony Wojcik.

1. Prayer was given by Mayor Slavens.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried to accept the minutes of the City Council Meeting held January 25, 1995.
4. Motion was made by Councilmember Acton, seconded by Councilmember Mueller and unanimously carried to accept the minutes of the Special Meeting held on January 31, 1995.

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

- a. Informed the Council that the Soil Conservation Service reported water at Camp Jackson to be 215% of normal for January 1995 and the total water year to be 138% of normal.
- b. Informed Council on the meeting with U.D.O.T. held February 6, 1995 where several issues were discussed including the replacement of Blanding Road Foreman, Jamie Laws, sweeping Blanding Main Street, maintenance of the new culvert, as well as various construction projects.
- c. Updated Council on the Highway Enhancement Grant Fund Project stating that the application had been completed and returned. The final decision is expected on April 15, 1995.

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

- a. Presented a letter to the Mayor containing recommendations for appointments to the Board of Adjustments and the Planning Commission. Following considerable discussion, Mayor Slavens advised the Council of his decision to retain K.C. Benedict as a member of the Board of Adjustments, appoint Ken Bradford to the Board of Adjustments, and appoint Lloyd Bayles to the Planning Commission. Bret Hosler was directed by Mayor Slavens to send a letter to Mr. Bayles and Mr. Bradford inviting them to participate in the aforementioned capacities.
- b. Noted that several different people have expressed interest in pursuing various types of housing construction projects in Blanding.

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

- a. Reminded Council of scheduled travel to Washington, D.C. with the DOE during the week of February 13 through 18, 1995.

b. Presented the 1995 Council assignments as previously assigned by Mayor Slavens. Changes were made as follows:

1. Councilmember Acton was assigned *Interagency and Beautification*.
2. Councilmember Northern was assigned *Christmas Lights*.
- c. Scheduled a work session on March 8, 1995 at 5:30 p.m. for the purpose of discussing proposed annexations. Council gave advise and consent.
- d. Discussed an interview schedule and date for the hiring of the Justice Judge position after which Council recommended waiting until after the application deadline and having all the applicant's names available at the next Council Meeting prior to an interview schedule decision.
- e. Reminded Council of the U.L.C. & T mid-year convention scheduled for April 6 & 7, 1995 and encouraged all to attend, Mayor Slavens asked Councilmember Perkins and the City Administrator to address the Olympic Committee Chair Person during the conference.
- f. Reported that the Bonds for the Municipal Natural Gas System had been sold and the extension granted.

8. Nancy Kimmerle addressed Council regarding a mud problem on 100 East between 300 and 400 South and inquired of the priority status for asphalt. Although the Council realized that an asphalt list needs to be established for future planning, no funding is currently budgeted for FY95. Based on direction from Mayor Slavens, City Administrator, Norman Johnson, was asked assess the situation at the said location to determine whether the problem was caused by the Tempest Company during the installation of gas piping or the City while completing curb and gutter and make a recommendation.

9. Blanding Chamber of Commerce President, Rick Shelby, along with Director, Harold Lyman, informed the Council of several upcoming events scheduled for 1995. Among those were an annual bike race from Blanding to Monticello as part of the Fourth of July Celebration, a circus planned for late July, and a Utah Rock Art Convention involving 100-200 attendees.

10. Dennis Cosby expressed to the Council concerns regarding the road dust on 200 East and in Pioneer Estates indicating that it there is a severe problem. Putting calcium chloride on the gravel to maintain a certain level of safety could be a solution. City Administrator, Norman Johnson along with General Services Director, Jeff Black, agreed to investigate the feasibility of distributing calcium chloride or some other chemical as a temporary solution.

Mr. Cosby also inquired of the possibility of lowering the speed limit to 25 MPH, rather than the current 30 MPH. City Engineer, Philip Palmer pointed out that the City has adapted 30 MPH for

residential areas and 20 MPH for schools zones and because of the location that particular speed was appropriate, although he would confer with the Chief of Police concerning the area.

11. Chief of Police, Mike Halliday informed the Council that Gene Cressler had been hired February 8, 1995 as the Animal Control Officer.

12. A Public Hearing was set for February 22, 1995 at 8:00 p.m. for the purpose discussion of the P.C.I.B. Third Reservoir and Golf Project. Mayor Slavens added that he is in full support of the program as outlined and saw it as a workable solution for all concerned.

13. Following an extensive discussion with part owner, Eugene Shumway, regarding the status of the Blanding Mercantile Building, motion was made by Councilmember Perkins to allow the owners 120 days to obtain an engineering inspection indicating the building is structurally safe or demolish it. Motion died for lack of a second.

After further consideration, Council gave advice and consent to take no immediate action on the Blanding Mercantile building until information is received regarding a structural safety inspection of the building completed by an engineering firm at owner's expense. After which, Council will present a decision to the owners in writing.

14. Councilmember Palmer discussed with the Council various wilderness and land issues resulting from the meeting with the B.L.M. and encouraged all to attend the workshop to be held on February 16, 1995 at San Juan High School in the Arena Theater.

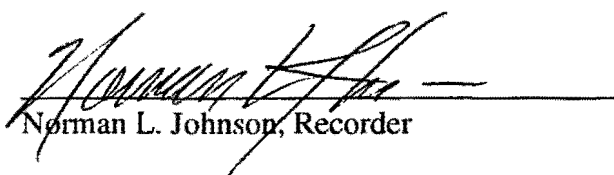
15. Councilmember Mueller reported on the "Economic Development in Utah" luncheon held on February 3, 1995 and indicated that guest speaker, R. Thayne Robson was very complimentary towards our area and the preparations the City has taken for future development.

It was also suggested Council look into the possibility of updating travel expenses at a future date to be more consistent with comparable entities. The Administrator was asked to report on this matter at the next Council Meeting.

16. Mayor Slavens informed the Council of the Utah State University meeting to be held February 15, 1995 in the County Courthouse between 5:30 and 7:00 regarding local concerns to be discussed with the legislature.

17. Councilmember Perkins requested the application for P.C.I.B. Road Funds be put on the next agenda to discuss our basic needs and infrastructure for future funding possibilities.

Meeting adjourned at 10:04 p.m.


Norman L. Johnson, Recorder

MINUTES OF THE REGULAR MEETING OF THE
BLANDING CITY COUNCIL
FEBRUARY 22, 1995
AT 7:00 P.M. IN THE CITY HALL

Present:

Mayor:
City Councilmember:

James K. Slavens
Kim Acton
Lou Mueller
Mike Northern
Wayne Palmer
Stan Perkins
Norman L. Johnson
Rona Flannery
Bret Hosler

City Administrator:
City Clerk:
City Planner:

Absent:

Also Present: Neil Joslin; Phil Mueller; Harold J. Lyman; Dan Hurst; Sumner Patterson; John Black; Bruce Royer; Cleal Bradford; Kay Shumway; Dawn Silver; Don E. Smith; Keith Ivins; Jim Shumway; Sam Lewis; Erlene Lewis; Craig Halls.

1. Prayer was given by Stan Perkins
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Mueller, seconded by Stan Perkins and voting was unanimously carried to accept the minutes of the meeting held February 8, 1995 with the following changes:
 - a. Item 10, second paragraph wording to be adopted rather than adapted.
 - b. Item 15, first paragraph Mr. Robson advised the City to get prepared for the future development on our area and was complimentary toward the work we had already undertaken.
4. City Engineer, Philip Palmer reported to and/or discussed with the Council the following items:
 - a. Presented to Council a copy of a letter from RB&G Engineering showing the cost proposal to prepare the Emergency Action Plan (EAP) and the Standard Operating Plan (SOP) for Blanding Reservoir No. 4 and requested authorization to proceed forward with the project. Council gave advice and consent.
 - b. Informed the Council that the Soil Conservation Service reported water at Camp Jackson to be 134 percent of normal for February, with the total water year being 132 percent of normal and indicated that the next few months would be critical in determining the stability of the water supply for the upcoming year.
 - c. Reported that the restructuring of City crews has had a positive impact on all involved and that the efficiency level has risen as well as employee morale.
5. City Administrator, Norman L. Johnson reported to and/or discussed with the Council the following items:

/s/ _____
James K. Slavens

Attest:

Norman L. Johnson
Recorder

6. Chamber of Commerce Director, Harold J. Lyman informed the Council that the Governor's Conference on Economic Development and Tourism will be held on April 26 and 28, 1995 and requested Council representation at the convention. Council gave advice and consent for Councilmember Mueller to attend and noted that if her circumstances depict otherwise, another Councilmember would be invited to attend.

Mr. Lyman briefed Council on the Blanding Birthday Celebration hosted by the Chamber of Commerce to be held March 31 and April 2, 1995 and noted that several activities have been planned to coincide with the festivities.

Mr. Lyman explained the Economic and Development Program to be implemented and pointed out that interested Blanding citizens have been asked to participate as volunteer team members for a two year commitment to help determine the future growth directions of the City. Applications are available at the City Office for those considering this appointment.

7. Dr. Kay Shumway, Dean of Education from the College of Eastern Utah/San Juan Campus, requested a letter of support from Mayor Slavens to Utah State University encouraging classes to be brought to the CEU/SJC campus. Council gave advice and consent for the Mayor to sign the letter of support.

8. Motion was made by Councilmember Perkins, seconded by Councilmember Acton and unanimously carried to accept Resolution 1995-4, regarding the Municipal Wastewater Planning Program as presented by City Engineer, Philip Palmer as follows:

/s/ _____
James K. Slavens

Attest:

Norman L. Johnson
Recorder

6. Chamber of Commerce Director, Harold J. Lyman informed the Council that the Governor's Conference on Economic Development and Tourism will be held on April 26 and 28, 1995 and requested Council representation at the convention. Council gave advise and consent for Councilmember Mueller to attend and noted that if her circumstances depict otherwise, another Councilmember would be invited to attend.

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7. Dr. Kay Shumway, Dean of Education from the College of Eastern Utah/San Juan Campus, requested a letter of support from Mayor Slavens to Utah State University encouraging classes to be brought to the CEU/SJC campus. Council gave advise and consent for the Mayor to sign the letter of support.

8. Motion was made by Councilmember Perkins, seconded by Councilmember Acton and unanimously carried to accept Resolution 1995-4, regarding the Municipal Wastewater Planning Program as presented by City Engineer, Philip Palmer as follows:

**RESOLUTION 1995-4
MUNICIPAL WASTEWATER PLANNING PROGRAM RESOLUTION**

RESOLVED that BLANDING CITY CORPORATION informs the Water Quality Board the following actions were taken by the City Council:

1. Reviewed the Municipal Wastewater Planning Program Report which is attached to this resolution.

2. Have taken all appropriate actions necessary to maintain effluent requirements contained in the UPDES Permit (if applicable).

PASSED by unanimous vote on February 22, 1995.

James K. Slavens, Mayor

Norman L. Johnson, Recorder

9. Councilmember Perkins proposed the City begin work on an application to present to the PCIFB for the purpose of obtaining grant monies for basic infrastructure, specifically street base and asphalt to be completed in a one (1) year time frame. City Engineer, Philip Palmer expressed concerns regarding possible complications involved in attempting to complete the project in one (1) year.

Discussion was postponed for the scheduled Public Hearing at 8:00 p.m.

Council took a five (5) minute break.

10. A Public Hearing regarding Third Reservoir Reconstruction, Water Pipeline, and Golf Course Expansion Project was held for the purpose of receiving public input. Mr. Cleal Bradford explained the project including how funds would be distributed. There were no questions or comments from

the floor. Mayor Slavens declared the Public Hearing closed at 8:10 p.m.

11. Mr. Sumner Patterson expressed to the Council concerns regarding the mud problem on Apple Lane as a direct result of gas pipe installation by the Tempest Company and requested support from the City Council. City Administrator, Norman Johnson pointed out that the Tempest Company is responsible to follow through with the contractual obligations to repair any damages. All repairs must have the property owner's approval and he stated that they will be back this spring to complete these repairs.

12. Kokopelli Bottling Company Representative, Jim Shumway presented to the Council a request to lease from the City, water rights held on the west water rim area and the old deep well at the treatment plant and in return, pay a commission of 1/4 cent per gallon of water produced by the Company. Mr. Shumway explained the project and what the Company's long term plans and objectives are. He explained they would like to return something back to the community and its residents and make them a participant of a successful operation.

Following a discussion, motion was made by Councilmember Mueller, Seconded by Councilmember Perkins and voting was unanimously carried to authorize the City Administrator, Norman Johnson, City Engineer, Philip Palmer, Mayor Slavens, City Attorney, Craig Halls, and Councilmember Acton to work with Mr. Shumway in developing a resolution to use 1/2 second foot of water while also protecting the City's long term interests.

13. The applicant list for the position of Justice Court Judge was reviewed. Mayor Slavens requested that all four applicants be interviewed and a schedule established for February 23, 1995 beginning at 10:00 a.m. involving those Councilmembers who elect to be in attendance. Council gave advice and consent.

14. Discussion resumed again concerning the proposed PCIFB application for street curb and gutter, preparation and asphalt. City Engineer, Philip Palmer expressed preference to complete the task "in house" to assure a quality job and possibly spread it out over the course of five (5) years.

a. Reminded Council of scheduled travel to Salt Lake involving Cleal Bradford, Michael Northern, and the City Administrator for the PCIFB meeting on March 2, 1995 and also the Joint Highway Committee meeting involving the City Administrator scheduled for March 23-24, 1995 with the location to be announced. Council gave advice and consent.

b. Informed the Council of the travel cost reimbursement survey results and although we are a little low recommended that the City remain with the current .25 cents per mile compensation. Council gave advice and consent.

c. Reported back on findings of the inspection on 100 East Street between 200 and 300 South and informed the Council that the mud problem was caused by the Tempest Company during installation of natural gas piping. He also noted that while the base of the curb is sufficient, the curb top is not and appears to be damaged by time rather than City crews or the Tempest Company.

d. Presented the revised Council "1995" Assignments list containing the changes as specified at the previous City Council Meeting. Council gave advice and consent.

e. Reminded Council of the following work sessions:

1. Annexation Review on March 8, 1995 at 5:30 p.m.

2. Power Board Meeting on March 22, 1995 at 6:00 p.m.

f. Reminded Council of the Utah League of Cities and Towns convention to be held on April 6 and 7, 1995 and encouraged all to attend. Councilmembers Perkins and Mueller along with the Administrator were authorized to attend.

g. Discussed with Council the advertisement for the 1995 San Juan County Fair Brochure. Council committed to purchase a full page ad, but recognized that some changes would need to be made in the layout to more adequately conform to the new theme. Councilmember Mueller will assist with the layout.

h. Reminded the Council of the Montezuma Creek open house on Thursday, February 23, 1995 and said all were invited to attend. Councilmember Mueller advised the Council she had ordered a flower arrangement with permission from the Mayor. Council gave advice and consent to the expenditure.

i. Informed Council of the invitation received from the Utah League of Cities and Towns requesting the City Administrator's presence to assist with the 1995 Road School to be held April 26, 27, and 28, 1995 at the Dixie Center in St. George. Mayor Slavens expressed a desire to attend the conference and the Council gave advice and consent for both City Administrator and Mayor to attend.

j. Requested that Council authorize a cellular phone service for the City Administrator's use. Council gave advice and consent.

k. Presented the Council a resolution officially authorizing the natural gas rate for the Blanding Municipal Gas Enterprise. After discussion, a motion was made by Councilmember Palmer, seconded by Councilmember Mueller and unanimously carried to accept the following resolution:

RESOLUTION 1995 - 3

A resolution setting the Blanding Municipal Natural Gas Enterprise Fuel Rate at 77.5 cents per therm. Said rate is retroactive to inception of Blanding City Ordinance 1994-1 dated November 9, 1994 establishing the Natural Gas Enterprise of the City of Blanding.

PASSED, ADOPTED and APPROVED this 22 day of February, 1995.

Concerns were voiced by the Council as to the availability of funds over a long time frame but gave approval for the concept but asked the Administrator and Engineer to prepare a rough draft for the March 22, 1995 Council Meeting.

15. Council discussed various concerns regarding the Blanding Municipal Airport and directed City Administrator, Norman Johnson to research hangar rental fees at comparable airports to be considered for FY96 budget. Council also indicated that the current hangar rental policy needs to be clarified in writing to prevent any future misunderstandings.

Following a discussion, a motion was made by Councilmember Palmer, seconded by Councilmember Northern to accept the suggestions as written from the Airport Committee by request from the City Council as presented by Councilmember Acton. Voting was as follows:

Those voting 'AYE':

Councilmember Mueller

Councilmember Perkins

Those abstaining:

Councilmember Acton

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

BLANDING BLANDING MUNICIPAL AIRPORT
PLANNING TECHNICAL COMMITTEE
FEBRUARY 10, 1995

RECOMMENDATION TO CITY COUNCIL AS REQUESTED

1. Hangars be managed as a business to maximize revenue. They should not remain vacant. Aviation users be given preference. Non-aviation users would be subject to a 30 day notice to vacate if an aviation user applied for hangar space. The non-aviation renters would be on a last to rent-first to vacate bump list.

2. All renters agree to not store corrosive, flammable or explosive materials. All encouraged to have portable fire extinguishers at the entrance of their hangar.

3. All non-aviation renters shall be screened in attempt to exclude those that would bring daily or regular ingress - egress activity which conflicts with moving aircraft and violates the security which should exist at the airport. Only authorized airport operations should enter the lockout area within the fenced perimeter.

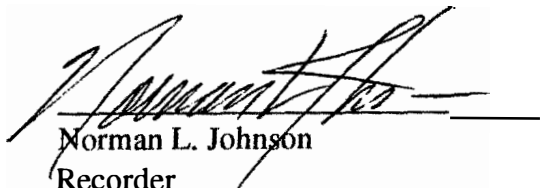
16. Councilmember Palmer requested an executive session to be held at the City Council Meeting March 8, 1995 for the purpose of discussing the City's legal rights under the nuisance ordinance.

17. Councilmember Mueller informed the Council that Mr. Cleal Bradford has been retained by the Blanding Health Care Board to initiate funding for a proposed medical facility in Blanding with the PCIFB

18. Councilmember Northern requested the minutes reflect gratitude to Mayor Slavens for his pledged support for the Reservoir/Golf Course project.

19. Mayor Slavens requested a positive letter be sent to Governor Leavitt expressing thanks for road projects in our area as well as his endeavors to lift federal mandates. Council gave advise and consent.

Meeting was adjourned at 9:39 p.m.


Norman L. Johnson
Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
MARCH 8, 1995
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: Neil Joslin; Dixie Barksdale; Todd Hurst; Bruce Hurst; John Brake; Rick Shelby; Eugene Orr; Curtiss Perkins; Liddell Roberts; Sam Pugh; Maurice Pugh; Truitt Purcell; Doug Austin; Clark Bayles; Sharla Bayles; Gorden Hawkins; Renae Laws; Jeff Black; Bob Frederic; Danny Shumway; Cleal Bradford; Bill Boyle; Craig Halls; Linda Smith; Bob Hosler; Lee Meyers; Dee Meyers; Debbie Christiansen; Phil Mueller; Geroldene Bayles; Dr. James Redd; Jed Tate; Gary Guymon; Mark Page; Rick Wild; Ray Palmer; Danny Fleming; Linda Shumway; Jim Shumway; Randee Bayles; Dan Hurst; Finley Bayles; Mike Halliday; John Black; Lloyd Kartchner.

1. Prayer was offered by the City Planner, Bret Hosler
 2. The Pledge of Allegiance was recited.
 3. Motion was made by Councilmember Lou Mueller, seconded by Councilmember Kim Acton and unanimously carried to accept the minutes of the City Council Meeting held February 22, 1995 with the following correction:
Page 2, Item H: 'Councilmember Mueller ordered a flower arrangement under direction of the Mayor.'
 4. The City Engineer, Philip Palmer, reported to and/or discussed with the Council the following item:
 - a. Gave an update on the current water status. Informed the Council that the 4th Reservoir is completely full, and the water from Starvation is being diverted to Recapture. The Soil Conservation District reported that Camp Jackson was 185% of normal as of Monday, March 6.
 5. The City Planner, Bret Hosler, reported to and/or discussed with the Council the following items:
 - a. Reported that the Planning Commission is ready to set up the Animal Ordinance Subcommittee. The first area of concern that the subcommittee will address is dog control as this was the number one concern on the survey the Planning Commission sent out last year.
 - b. Briefly mentioned the work session, held earlier this evening, on the Annexation Program for 1995. Councilmember Mueller commended Bret for being well prepared for the work session.
 6. The City Administrator, Norman Johnson, reported to and/or discussed with the Council the following items:
 - a. Travel
 1. Utah Fire Academy/ Four (4) Firemen/ Salt Lake City/ March 17 & 18.
 2. Technology Seminar/ Mark Shumway/ Salt Lake City/ March 24.
 3. Natural Gas Bond Closing with FrnHA/ Norman Johnson, Mayor Slavens, etc
 4. Inservice Training Seminar/ Mike Bradford/ St. George/ March 22-24.
 5. Chief of Police Association Meeting/ Mike Halliday/ Salt Lake City/ April 30 - May 3.
- Council gave their advice and consent.

b. Presented to the Council the FY96 Budget Schedule and requested Council input or approval.

Council gave their advice and consent to the schedule.

c. Requested the Council read and study the Special Notice on the amended Municipal Election Law and be prepared to act on it at the next Council Meeting on March 22, 1995.

d. Informed the Council that the Job Service Employer Committee Training will be March 15 and a staff member will attend.

e. Reported that Jerry Bradford will be attending the ULGT Training to be held in Monticello on March 9. Indicated that if any councilmembers were interested, they were welcome to attend also.

f. Advised the Council that the Blanding Irrigation Annual Meeting will be held March 14, 1995 in the Council Chambers.

Council gave their advice and consent that Councilmember Acton be authorized to vote the City Shares at their annual meeting.

7. Mr. Harold Lyman gave an update and report on the Blanding Chamber of Commerce. Mr. Lyman informed the Council that Friday, March 10 would be the last day to turn in applications to serve for two years on the Economic Development Planning Committee.

Advised the Council that the Economic Development Corporation of Utah, which is a leading advocate for promoting new business in Utah, is sending leadership throughout the State, and the Chamber has invited them to come to Blanding in April.

Informed the Council that the two new "Welcome to Blanding" signs are ready to be put up. One will be north of the redwood sign already standing at the north end of town. The other will be south and across from Petrolane on the south end of town.

Reported that they have received notice that Utah Public Service Commission is recommending a one time funding to help with the new telephone services at Natural Bridges. Since the City and Chamber are both supporting this, a public hearing will be held on that funding.

Mr. Rick Shelby, President of the Chamber of Commerce informed the Council that the City Birthday Celebration is coming along well and currently have four events scheduled. He also advised the Council that the Business Directory should be out within a week.

8. The City Administrator informed the Council that the National Guard under estimated the amount of wood needed for the Armory wood floor and we will have to order 1100 sq.ft. more. He also reported that response on contacts to help support the cost of the wood floor have been poor and asked direction from the Council.

Following a discussion, the Council agreed to order the floor using the remaining Recreation funds budgeted for FY95. The City will retain ownership of the floor and can work with the Guard to charge usage fees to assist in repaying the City funds.

9. Mr. Randee Bayles presented concerns to the Council and to the public regarding the Kokopelli Bottling Company and the affects it would have on the water in the Dakota Aquifer if the Company were to bottle the amount of water they are suggesting. He informed those present that he had nothing against those developing the Kokopelli Bottling Company, only that he had concerns for the citizens that they have water in their wells for their homes. He explained that bottling that much water could deplete the water table. He also explained that if Kokopelli Bottling Company were to interfere with another's water by pumping the amount of water they suggest, the other person would have the right to take legal action. Mr. Bayles suggested they drill to the Navajo Sandstone as it would have plenty of water to accomplish the goals of the Kokopelli Bottling Company. Mr. Jim Shumway explained that they had commitments and needed a readily available water supply.

Several citizens expressed concern that their wells retain water for their homes. Mr. Mark Page of the State Division of Water Resources explained the process for obtaining an application for water rights, but also informed the Council and public that Kokopelli Bottling Company has withdrawn their application.

Mr. Jim Shumway informed all present that they did not develop Kokopelli Bottling Company to create problems, rather it was set up to help the Community. He explained that they were withdrawing their application to rights to any water because they did not want to hurt nor fight the citizens.

Councilmember Northern requested that Kokopelli Bottling Company not move to another community right away as he felt there was a solution that would satisfy both parties. The Administrator, Mayor and Council all continued to express support of the concept developed by Mr. Shumway and feel something can be worked out.

10. Mrs. Dixie Barksdale of the SEAOG Business Incubation Program reported to the Council that one of our community businesses was faced with obtaining a larger building that would better fit their needs or moving to another community. Mrs. Barksdale presented to the Council two possible solutions to help Navtec stay in Blanding.

Following a lengthy discussion, Council agreed to set up a task force consisting of Stan Perkins, Lou Mueller, Kim Acton, Phil Acton, Bret Hosler, Dale Slade, Wayne Palmer, Lloyd Kartchner, Rick Shelby and Cleal Bradford as Chairman. Mrs. Barksdale informed the Council that she would be available to help. The task force would then come up with some options to work on a solution to assist Navtec.

11. Mrs. Dixie Barksdale and Mr. Cleal Bradford reported to the Council that they were ready to submit the formal grant application for the Blanding Community Center/Arts Complex. Mr. Bradford has met with the CIB and the Legislature and the necessary match is in place. All that is needed now is a resolution and letters of support. The Chamber of Commerce has agreed to conduct a business survey to find if the Arts Center is something the community wants, and the City needs to write a letter stating that the City has the capacity to handle the water and waste water from the possible growth caused by the Center. The City agreed to supply the postage for the Chamber survey.

Following a discussion, motion was made by Councilmember Palmer, seconded by Councilmember Perkins and unanimously carried to adopt the following resolution:

RESOLUTION 1995-5

A RESOLUTION OF THE BLANDING CITY COUNCIL AUTHORIZING THE MAYOR TO PURSUE THE ACQUISITION OF FEDERAL AND STATE FUNDS TO ESTABLISH AN ARTS ENTERPRISE AND CONFERENCE CENTER IN BLANDING, UTAH

WHEREAS, the United States Department of Commerce, Economic Development Administration invites applications for grant assistance from economically distressed rural communities, and

WHEREAS, the City of Blanding is located in a chronically distressed rural section of Utah, failing to keep pace with national and state economic growth trends over the last ten years, experiencing high under-employment and lower than state and national average personal income, and

WHEREAS, the Economic Development Administration will consider tourism and recreation proposals in fiscal year 1995-96, and

WHEREAS, the City of Blanding seeks to develop an Arts Enterprise and Conference Center on land contributed to the City by the Edge of the Seaters non-profit corporation for the purpose of creating the project, which will be a tourism and business attraction; and

WHEREAS, the City of Blanding has the staff expertise to administer and direct the grant activities and the staff will prepare a grant application on behalf of the City of Blanding.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Blanding, that the

City is authorized to apply to the Economic Development Administration for \$875,000 in grant assistance for the Arts Enterprise and Conference Center in Blanding, Utah; and

BE IT FURTHER RESOLVED that a copy of this Resolution be prepared and forwarded to the U.S. Economic Development Administration Denver Regional Office.

PASSED, APPROVED AND ADOPTED this 8th day of March, 1995 by the Blanding City Council in full assembly on this date.

James K. Slavens, Mayor

ATTEST:

Norman L. Johnson, Recorder

12. Following a discussion, motion was made by Councilmember Mueller and seconded by Councilmember Northern to hire Mr. Art Yoakam as Justice of the Peace at 1/3 time grade 12-17.

Voting was as follows:

Those voting "AYE"

Councilmember Acton
Councilmember Mueller
Councilmember Northern
Councilmember Palmer

Those voting "NAY"

none

Those abstaining

Councilmember Perkins

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

13. The Administrator requested the Council consider advertising the excess City Property for lease in the form of request for proposals. Excess City water could also be a part of the land leases. Council gave their advice and consent to the advertisement.

14. Councilmember Northern suggested that they look into holding Council Meeting weekly versus bi-weekly as the five hour session were becoming too much. Councilmember Mueller suggested they not hold all the meetings on Council night. Councilmember Acton suggested that they stay focused on the items on the agenda.

No conclusion was reached.

15. Councilmember Palmer informed the Council that he might resign his involvement in SSAB for the Monticello Tailings Project. He explained that he has seen some good bonding with the people in Monticello, but expressed concern over all the conflict and felt that his representation from the Council was no longer necessary. He explained that Norman Johnson was already attending and felt that he could keep the Council in touch with SSAB activity.

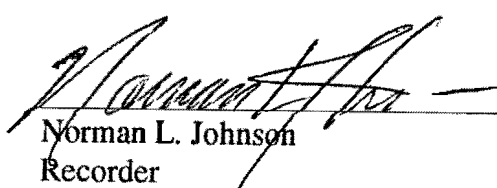
Council gave their advice and consent to have the City Administrator assume official status as the City Representative should Councilmember Palmer resign.

16. Motion was made by Councilmember Acton, seconded by Councilmember Palmer and unanimously carried to adjourn to Executive Session.

Council adjourned to Executive Session at 9:40 p.m.

Council returned from Executive Session at 10:55 p.m.

Meeting adjourned at 10:56 p.m.



Norman L. Johnson
Recorder

MINUTES OF A SPECIAL MEETING OF THE
BLANDING CITY COUNCIL
MARCH 14, 1995
AT 12:00 P.M. IN THE CITY HALL

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Kim Acton
		Michael Northern
		Wayne Palmer
		Stan Perkins
	City Administrator:	Norman L. Johnson
	City Treasurer:	Laurie Francis

1. Prayer was offered by the City Administrator, Norman Johnson.
2. Following a discussion, motion was made by Councilmember Wayne Palmer, seconded by Councilmember Kim Acton and unanimously carried to adopt the following Appointment Statement.
BEFORE THE MAYOR AND CITY COUNCIL
OF BLANDING CITY, SAN JUAN COUNTY,
STATE OF UTAH:

**APPOINTMENT OF TREASURER PRO TEMPORE
OF THE MAYOR AND CITY COUNCIL**

I, NORMAN L. JOHNSON, hereby certify that I am the duly appointed, qualified and acting City Recorder of Blanding City, State of Utah ("Governing Body");

I certify that on the 14th day of March, 1995, it was moved by Councilmember Wayne E. Palmer and seconded by Councilmember Kim Acton, and approved by the Mayor, James K. Slavens, that Stan Perkins be appointed and that he was at said meeting appointed Treasurer Pro Tempore of the City Council of Blanding City, State of Utah to act on March 15, 1995, in general and specifically for the purposes of acting as Treasurer of the Mayor and City Council of Blanding City and for execution of all documents and the said Stan Perkins was authorized and directed to execute and certify all documents, instruments, bonds and any further assurances incident to the negotiable \$3,390,000 Natural Gas Revenue Bond, Series 1994 sold to the United State of America.

WITNESS my hand and the official seal of said office this 14th day of March, 1995.

Norman L. Johnson

ATTEST:

James Slavens

3. Following a discussion, and a motion made by Councilmember Palmer, seconded by Councilmember Northern and unanimously carried, the Council restated their support for any supplements, revisions or re-enactments of Bond Resolutions or Bond Forms for the Natural Gas Revenue Bonds.
4. Motion was made by Councilmember Stan Perkins, seconded by Councilmember Mike Northern and unanimously carried to adopt the following resolution:

BLANDING CITY, SAN JUAN COUNTY, UTAH

RESOLUTION NO. 3-14-1995

At a special meeting of the City Council of Blanding City, San Juan County, State of Utah (the "Issuer") held on Tuesday, March 14, 1995, at 12:00 o'clock Noon pursuant to notice and waiver the following Resolution, clarifying terms of the Bond Resolution of July 27, 1994 affecting the repayment schedule of the Natural Gas Revenue Bond, Series 1994, was adopted upon motion duly made, seconded and unanimously carried:

Section 1. This Resolution does not amend either of the two resolutions or any other proceeding affecting the Natural Gas Revenue Bond, Series 1994 (the "Bond") but clarifies the repayment schedule. All other proceedings including the Parameters Resolution of August 11, 1993 and the Bond Resolution of July 27, 1994 (the "Resolutions") shall remain in full force and effect.

Section 2. The Governing Body of the Issuer finds and determines that under the Utah Municipal Bond Act terms, conditions and rates as well as times of repayment may be governed by resolution. In accordance with that statute and other provisions of law and the Resolutions heretofore approved, the Bond shall be repayable withing twenty-five (25) years from the date thereof with monthly payments amortized on the basis of a 30-year repayment with equal payments of principal and interest with the last installment payable in the twenty-fifth (25th) year of the life of the Bond to include full payment of the entire remaining balance of principal and interest, it any, so that, to conform to Utah law and the Parameters Resolution the Bond shall be repayable in its entirety within twenty-five years of the date of issuance.

Section 3. All other provisions of the Bond are reaffirmed and the Installment Payment Certificate in the form hereto annexed shall be attached to and made a part of the Bond.

Section 4. This Resolution shall take effect immediately upon adoption and without the necessity of either publication or posting.

ADOPTED AND APPROVED this 14th day of March, 1995.

BLANDING CITY

By _____
James K. Slavens
Mayor

ATTEST:

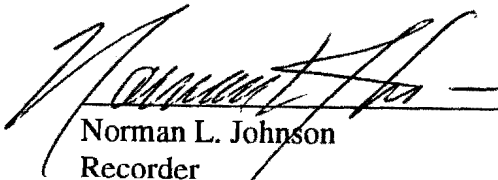
Norman L. Johnson
Recorder

[SEAL]

5. The City Administrator presented to the Council a proposal to enact City Code 3-929 and requested the Council study the job description for a Finance Director/Office Manager and come prepared to discuss it at City Council Meeting to be held March 22, 1995.

Mayor Slavens requested Councilmember Stan Perkins review the proposal and City needs.

Meeting was adjourned at 12:22 p.m.



Norman L. Johnson
Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
MARCH 22, 1995
AT 7:00 P.M. IN THE CITY HALL

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

Also Present: Danny Fleming; Jeffrey Black; Phil Mueller; Neil Joslin; Rick Shelby; Dick Neztosie; Mary Grisham; Cleal Bradford; Notah Tahy; Maryleen Tahy; Bob Fredere; Jed Tate; Lloyd Kartchner; Phil Acton; Gary Guymon.

1. Prayer was offered by Mayor Pro-tempore, Wayne Palmer.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Lou Mueller and seconded by Councilmember Mike Northern to accept the minutes of the City Council Meeting held March 8, 1995 with the following amendments:

Page 5, Item #14: Councilmember Mueller suggested they not "schedule additional" meetings on council night.

Page 5, Item #13: Excess City water could also be a part of the land leases. "All funds derived from the lease of excess lands and water and not directly necessary for operation and maintenance of the water system are to be placed in a Capitol Improvement account in favor of the future construction of a municipal eighteen hole golf course."

Voting was as follows:

Those voting "AYE"

Councilmember Acton
Councilmember Mueller
Councilmember Northern
Councilmember Palmer

Those voting "NAY"

none

Those Abstaining

Councilmember Perkins

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

4. Motion was made by Councilmember Kim Acton and seconded by Councilmember Northern to accept the minutes of the Special City Council Meeting held March 14, 1995.

Voting was as follows:

Those voting "AYE"

Councilmember Acton
Councilmember Mueller
Councilmember Northern
Councilmember Palmer

Those voting "NAY"

none

Those Abstaining

Councilmember Perkins

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

5. The City Water Superintendent, Danny Fleming, informed the Council that he has received several facsimiles concerning the Mexican Spotted Owl and proposed habitat covering our City Water Shed. He has been in touch with all the State and several Federal agencies. The Council requested he attempt to have officials from the State and or Federal groups come to Blanding and address the issue with the Mayor and Council.

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

- a. Reported to the Council that water content of snow and snowfall at Camp Jackson, as of Monday, March 20, was 173% of normal for a total of 139% of normal for the year. This is the beginning of the usual runoff period and it should be a good year.

- b. Requested the Council allow the administration to work with people desiring to lease water and work out the arrangements they have requested as there should be plenty of water.

Council gave their advice and consent.

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

- a. Reported to the Council that the Planning and Zoning Commission has established a subcommittee to work on the animal ordinance and will be meeting later this week.
- b. Gave an update on the GIS project. Informed the Council that the Administration felt they were ready to sign the overall contract and individual Work Releases. They will start with a Pilot Project working on just a six block area of town developing the information they want on the computer and working out bugs as they go. If they are still pleased with the consultant, they will go on to a full time collection of data this summer.

Motion was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried authorizing Mayor Slavens to sign the GIS Contract and the Administrator to sign the first work release.

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

- a. Travel
 1. Laurie Francis/ UMTA/ April 19-21/ St. George
 2. Truitt Purcell and Chad Perkins/ Gas Measurement/ May 3-5/ Salt Lake City
 3. PCIFB/ Various/ April 3/ Salt Lake City/Council gave their advice and consent.
- b. Requested authorization to withdraw the funding request from the PCIFB of \$25,000 for the golf site location study.

Council gave their advice and consent.

c. Advised the Council that he would not be sending any staff to the Risk Management and Safety for Public Works Seminar being put on by the trust next Wednesday.

d. Expressed congratulations to Mr. Bret Hosler on obtaining his electric inspection certificate, and informed the Council that Bret has been working on this for four plus years and he is extremely proud of him. Councilmember Palmer commented that this was not only a great accomplishment for Bret, but a great asset for the City. Councilmember Perkins stated that Blanding is one of very few cities that has a City Planner that is certified in all four areas.

e. Informed the Council that the City has received a letter from Utah Housing Finance Agency stating that they are considering financing the Blue Mountain Dine Housing Project and requested any input from the Council. There was none.

f. Mrs. Maryleen Tahy requested a letter of support from the Mayor to send to the Navajo Nation requesting they become an official Chapter of the Nation for off-reservation Navajos. Council agreed the Mayor could send the letter and requested Mrs. Tahy provide a draft of what wording they would like.

g. Informed the Council that the Albert R. Lyman Middle School has an opportunity to place an A.W.S. at their school and have requested assistance from the Council in hooking up the phone line to the statewide Weather Net 2 Program.

Following a discussion, Council gave their advice and consent to contribute \$200.00.

h. Reported to the Council that the FmHA Bond Closing took place on March 15, 1995 and is now complete for the first phase of the Gas Project.

i. Advised the Council that the Utah State Auditor's Office Annual Spring Seminars are taking place in several different locations around the State, and all elected officials are welcome to attend any of the sessions.

j. Presented to the Council the FY96 Budget Assistance Application form and asked for any corrections or changes. Councilmember Mueller suggested titling the Application 'Request for Financial Assistance'.

k. Reported to the Council that the ICPA - UAMPS 1995 annual meeting held in Springville went well. Also informed the Council that Mr. Kay Johnson, our UAMPS representative nominated Blanding as the location for the 1996 UAMPS annual meeting which will be held the middle of March, 1996 and it was accepted. More details will be forthcoming.

l. Advised the Council that the Recapture Recreation Agreement is getting close to completion on the final draft. He recommended the Mayor sign the agreement as soon as the financial commitments are received from the other agencies.

Council gave their advice and consent for the Mayor to sign the agreement.

9. The Administrator requested direction from the Council regarding the 1995 Municipal Elections. He advised the Council that after reviewing the options carefully, they might want to adopt Option No. 1 - leaving the City as non-partisan. He informed the Council that an ordinance must be

adopted by June 1, 1995.

Council set a public hearing for the 1995 Municipal Election ordinance for April 26, 1995 at 8:00 p.m.

10. Mr. Cleal Bradford gave an update on the Blanding Conference Center and Arts project. He informed the Council that things were still proceeding. Mrs Debbie Christiansen of the Edge of the Seaters has been doing a great deal of work in the Community. Mrs. Dixie Barksdale of the SEAOG has also been working on the project.

11. Mr. Cleal Bradford and Mr. Lloyd Kartchner gave a report and update on the committee set up to investigate and review options for the Navtec building needs. It appears the State may have the best and most immediate source of funds through the Industrial Assistance Fund but also the EDA 60/40 grant program #220PB may be of value, but would take at least six months. The Administrator was assigned to continue working on the project as Navtec requests we do so.

12. Mr. Rick Shelby thanked the City for the use of the bucket truck to help put up the two new 'Welcome to Blanding' signs located on either end of Blanding. He informed the Council that the City Business Directory is finished and will be delivered to the City tomorrow morning. He reported that the Blanding Birthday Celebration is moving ahead for the March 31, April 1 activities.

13. Councilmember Mueller acknowledged Mr. Gary Guymon for the excellent and beautiful job on the 'Welcome to Blanding' signs he painted.

14. Mrs, Carolyn Black has acquired and is anxious to restart construction on the home located on the Knoll. The 400 west to Knoll water and sewer project will have to be reauthorized by the Council before staff can install the water and sewer since it was discontinued last year.

Following a discussion, Council agreed that as soon as all fees are paid in full then construction of the water and sewer project may resume.

15. The Administrator informed the Council that an Intermountain Municipal Gas Association is being formed. Membership fees will be \$1.00 per home connection, and it is felt that it would be to our advantage to join. A draft copy of the Bylaws and Incorporation documents will be available for their review if they would like to look at them.

Following a discussion, motion was made by Councilmember Mueller, seconded by Councilmember Acton and unanimously carried to participate in the Intermountain Municipal Gas Association and the Administrator, Norman Johnson will be the official representative for Blanding in said Association.

16. The City Administrator presented to the Council a rough draft of a proposed application to the PCIFB for funding to complete all the remaining streets within the City. The proposal would be for curb and gutter, road construction and asphalt. The study showed a preliminary cost of over five million dollars. The Council suggested the scope of the project be reviewed as time permits to see if the distances involved or the type of work can be changed to bring the dollar amount into a more favorable range.

17. Motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried accept the 1995 Flower Bed and Main Street Cleanup Maintenance Contract from Blue Mountain Training.

18. The County Commission would like the Council to prepare a list of items which they would like to work with the Commission on in a Master Interagency agreement. Council requested this be put on the next agenda when the Mayor is present.

19. Council requested the PCIB Public Safety Grant Proposal, as requested by the Mayor, be put on the next agenda.

20. Councilmember Acton reported on the Blanding Irrigation Meeting. Informed the Council that they voted on regular issues and discussed and worked through one unprecedented issue concerning a request made to have shares moved from the upper ditch to the lower ditch.

21. Councilmember Mueller presented to the Council, for their information, a letter she had drafted to the Grand Circle informing them of her stand on allowing all Grand Circle members to vote, and requested Councilmembers to let her know if they had a different view on this matter. Councilmember Mueller requested that staff type the letter up on City letterhead.

22. Motion was made by Councilmember Acton and seconded by Councilmember Northern to adjourn to Executive Session.

Voting was as follows:

Those voting "AYE"

Councilmember Acton
Councilmember Mueller
Councilmember Northern
Councilmember Palmer
Councilmember Perkins

Those voting "NAY"

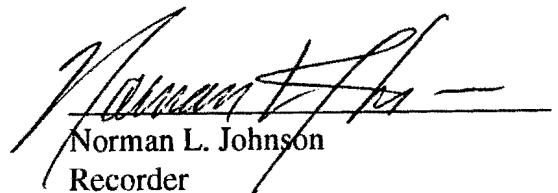
Constituting all the members thereof, Mayor Pro-tempore Palmer declared the motion carried.

Council adjourned at 9:00 p.m. to Executive Session.

Council returned from Executive Session at 10:40 p.m.

23. Upon a motion by Councilmember Northern, seconded by Councilmember Mueller, a written proposal presented by the Administrator for temporary overtime compensation dated 3-22-95 and related matters was approved by a 4 - 0 vote. Councilmember Perkins had left the meeting prior to voting.

Meeting adjourned at 10:45 p.m.


Norman L. Johnson
Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
APRIL 12, 1995
AT 7:00 P.M. IN THE CITY HALL

Present:

Mayor:
City Councilmembers:

James K. Slavens
Kim Acton
Lou Mueller
Michael Northern
Wayne Palmer
Stan Perkins
Norman L. Johnson
Laurie Francis
Philip Palmer
Bret Hosler

City Administrator:
City Treasurer:
City Engineer:
City Planner:

Also present: Daniel Francom; Glen Erickson and son; Neil Joslin; Gorden Hawkins; Ruby Bronson; Emily Woodard; Norma Madden; Mr. & Mrs. Paul Keith; Rose Keith; Phil Mueller; Rick Shelby; Harold Lyman; Ernest Johnson; Dan Hurst; Dolores Bayles; Sheila Sakizzie; Robert Hayden; Joe B. Lyman; David Lyman; Cleal Bradford; Dana Barnett; Guen Smith; Bruce Royer.

1. Prayer was offered by Councilmember Lou Mueller.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Palmer, seconded by Councilmember Acton and unanimously carried to accept the minutes of the City Council Meeting held March 22, 1995.
4. The City Engineer, Philip Palmer, reported to and/or discussed with the Council the following items:
 - a. Informed the Council that water content of snow at Camp Jackson is 243% of normal at the present time and 132% of normal for the year. The 3rd, 4th and Starvation Reservoirs are full and no water problems are anticipated.
 - b. Recommended the Council approve a culinary water connection for Carl Hunt's shop on South Highway 191. Mr. Hunt has agreed to sign the City's Annexation Policy.Motion was made by Councilmember Palmer, seconded by Councilmember Northern and unanimously carried to approve the culinary water connection for Mr. Hunt.

c. Advised the Council that the FAA would like to step up our Airport Project one (1) year, and he had accepted the offer on behalf of the City. The Council agreed to budget the matching funds of \$37,000 in FY96. Council expressed enthusiasm that our Apron Improvements Project was moving so rapidly.

d. Informed the Council that Mr. Ben Everett of the Department of Natural Resources responded to his letter requesting a study of the Dakota Aquifer and it will be approximately six months before the study can be done.

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

a. Reported that the Animal Ordinance subcommittee met this last week and Mrs. Leslie Sanders was voted in as chairman. When the committee has a draft, they will bring it to the Planning Commission. The Planning Commission will then review the draft, and as soon as they come to a consensus, they will bring it to the Council.

b. Gave an update on Annexation policy informing the Council that any property, which is nontaxable, is counted as a favorable vote for annexation but is not counted toward property value. He further informed the Council that he is doing research to put together a map of the northeast area for Annexation and will bring it in periodically to the Council for updates on those signing up.

c. Stated that the GIS Study project had been identified, and he would keep them posted on the progress.

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

a. Read the following letter from the San Juan Health Care Services dated April 4, 1995:

Mr. Jim Slavens, Mayor
Blanding City Council
50 West 100 South
Blanding, Utah 84511

Dear Mayor Slavens and Blanding City Council:

San Juan Health Care Services and the management and employees of the Montezuma Creek Health Center would like to express our deep appreciation for the beautiful vase presented to us at our recent dedication and Open House. This gift constantly reminds us of the support the City of Blanding has given in the past and continues to provide for the provision and development of health care services in San Juan County.

Please convey our appreciation to all involved. We plan to continue to provide quality health services and we recognize the value of your support in doing so.

Sincerely,

Donna Singer, Manager
Montezuma Creek Health Center
Blanding Medical Center

b. Travel

1. IMGA/ Norman Johnson, Stan Perkins/ April 21/ Salt Lake City
2. Fire Seminar/ 2 Fireman, 1 Police Officer/ May 15-19/ Grand Junction
3. Governors Economic Conference/ Bret Hosler, Lou Mueller/ April 27-28/ Salt

Lake City/ San Juan County Economic Development will cover the expenses of Bret.

Council gave their advice and consent.

c. Reminded the Council of the Road School in St. George on April 26-28. Norman Johnson or Philip Palmer, Jeff Black and Mike Dayzie will be attending.

Council gave their advice and consent to have three persons attend.

d. Informed the Council that he has received notice of the public comment period for the Natural Bridges Telephone Service being granted by the Public Utilities Commission and suggested that Council send written comment in favor of the telephone service. Mayor requested the Administrator follow up on it with a letter for his signature.

e. Pointed out to the Council that on the advice of Mayor Slavens and Councilmember Perkins, he placed an advertisement in the paper extending the Natural Gas sign-up to April 14, 1995. This has been a good opportunity as many citizens have signed up and he expected a few more.

f. Reminded the Council of the Public Hearing on April 26th at 8:00 p.m. concerning the Municipal Elections Ordinance.

g. Gave an update on the Olympic bid and proposed torch relay informing the Council that the Olympic Committee is very excited and feels very positive they will obtain the bid for the 2002 Olympics. He stated that there will be a torch run from the five corners of the State and suggested Blanding sign up to participate in the Olympic related activities. Councilmember Mueller pointed out to the Council that there will be a parade of flags from each of the cities in Utah and suggested that a flag be designed for Blanding to participate in the parade of flags. Mayor requested Councilmember Mueller work on the flag. Councilmember Palmer indicated that he was not in favor of a City flag.

h. Informed the Council that the JSEC Seminar has been rescheduled for Wednesday the 19th at 10:00 a.m. at the Library. They will cover several topics about employment and suggested each may want to attend both for the City and their private businesses.

i. Informed the Council of the Radiation and Health Seminar on April 24th at the Edge of the Cedars Museum.

j. Informed the Council of the USDA Listening Forum in Moab on April 13th at 1:00 p.m. and the Area Wilderness Hearing in Moab the same day at 5:00 p.m. Mayor requested the Administrator attend both meetings and represent the City.

7. At 8:00 p.m. Mayor Slavens turned the time over to Mr. Dana Barnett of the San Juan Health District for a public hearing. The public hearing concluded at 8:27 p.m.

8. Mr. Harold Lyman of the Blanding Chamber of Commerce gave a report and update on Chamber events and activities.

9. Mr. Cleal Bradford informed the Council that he attended the PCIB Conference in Salt Lake City regarding funding for the Community Arts Center. The Center was approved to receive \$110,166 on the condition that there is a local ten percent (10%) match toward the total project and the EDA Grant of 80% is also approved.

10. The following requests and presentations were made for the City FY96 budget:

a. Mrs. Ruby Bronson requested an amount be set aside to help the Senior Citizens build a storage shed to store excess materials. The shed would be approximately 12'x15'. City staff would need to figure out the exact dollar amount.

b. Mr. Rick Shelby of the Chamber of Commerce requested \$2,000 for the business brochure funding and \$5,000 for a general chamber budget.

c. Mrs. Sheila Sakizzie of the Nations of the Four Corners made a request for \$3,000, the same amount as requested last year, in order to continue their arts program.

11. Mr. Joe B. Lyman addressed the Council to clarify that, although approved, Cedar Mesa did not receive a loan backed by the City as indicated in an earlier Council meeting, and wanted the Council to be aware of this when considering any proposals there might be for Navtech.

12. Mr. Bruce Royer made an inquiry concerning the policy and minimum charge for natural gas if residents were not hooked up. The City Administrator informed Mr. Royer that the first billing of the minimum \$8.00 fee would begin on the June 1st billing.

13. The City Administrator informed the Council that at this point they had heard nothing further from Navtech concerning help from the City in obtaining a building for their company.

14. The City Administrator informed the Council that the City Engineer, Philip Palmer, has been in negotiation with Mr. John Solheim of Sego Development, and they have offered the City a one year option good until the 15th of April 1996 for \$5,000, of which only ½ or \$2,500 would apply to the purchase price when exercised. He stated that with the property being adjacent to the Electric Substation it would be appropriate for the electric system to own the property.

Following a discussion, motion was made by Councilmember Palmer and seconded by Councilmember Mueller to purchase the property commonly known as the old Ken Palmer home and more recently described as the Grayson Park area. The purchase price is \$50,000.

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.

15. The City Administrator requested direction from the Council concerning summer workers and recommended we retain Mr. Ernest Montano, for at least the same daily amount of hours as currently employed as a crossing guard, to work with Willie Begaye mowing lawns and such other work necessary.

The Administrator also informed the Council that Tri-Hurst has expressed interest in putting together a curb and gutter crew and the price would depend on their insurance cost but would be an extension of last years fall contract. He advised the Council we would not need to put a City crew together if we go ahead with Tri-Hurst or other contractors if Tri-Hurst were unable to do the work at an affordable price.

Council gave their advice and consent.

16. Mayor Slavens advised the Council of contact he had had with the County Commission and their desire to put together a new Interlocal Governmental Agreement.

Following a discussion, a committee made up of Philip Palmer, Bret Hosler, Wayne Palmer, Norman Johnson and Mayor Slavens was assigned to work with the County on this proposal.

17. Mayor Slavens informed the Council that Commissioner Bill Redd suggested the Council put together a Public Safety Proposal to be sent to the PCIB right away for Public Safety Equipment. Mayor suggested that he, Mr. Cleal Bradford, Chief of Police Mike Halliday and Fire Chief Gorden Hawkins will work together on determining the necessary items the City needs. Mayor requested permission from the Council to retain Mr. Bradford to put the proposal together. Council reminded Mayor Slavens that the Council had already retained Mr. Bradford for any proposals to the PCIB the City wants put together.

18. Mayor requested the City write a letter to the U.S. Department of Fish and Wildlife expressing our opposition to their proposal concerning the Mexican Spotted Owl. He requested that the letter include our appreciation to them for taking time to visit with us and inform us of their proposal. Mayor suggested a separate letter be typed for each Councilmember to sign. Council suggested possibly having staff type up a form letter for citizens to sign so as to have more voice in the matter.

19. The City Engineer, Philip Palmer, requested permission to travel to Orem for a State Engineer Association meeting on Wednesday, the 19th of April.

Council gave their advice and consent.

20. Motion was made by Councilmember Northern and seconded by Councilmember Mueller to adjourn to Executive Session.

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.

Council adjourned to Executive Session at 9:21 p.m.

Council returned from Executive Session at 10:25 p.m.

21. Mayor Slavens advised Mr. Bret Hosler that his proposal would be taken under advisement and that on May 10th there would be continued discussion and a resolution of the request.

22. Following a presentation, motion was made by Councilmember Northern and seconded by Councilmember Mueller authorizing staff to enact an exchange (trade) of land in and around the Third and Fourth Reservoirs for land North and East of the current golf course with Eugene Shumway. Staff was directed to review concerns over gravel, water pipelines and other existing road rights of

way.

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.

23. Motion was made by Councilmember Mueller and seconded by Councilmember Perkins authorizing the existing PCIB Application before the Board for assistance with the Third Reservoir and Golf Course be amended. Mr. Cleal Bradford was directed to remove the Golf Course portion and replace it with Public Safety Equipment needs of the Police and Fire Departments. Mayor Slavens stated that any funding used for Public Safety would be offset with funds going then to the golf course through the recreation budget.

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 Meeting adjourned at 10:35 p.m.


Norman L. Johnson

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
APRIL 26, 1995
AT 7:00 P.M. IN THE CITY HALL

Present:

Mayor:
City Councilmembers:

James K. Slavens
Kim Acton
Lou Mueller
Michael Northern
Wayne Palmer
Stan Perkins
Norman L. Johnson
Laurie Francis
Philip Palmer
Bret Hosler

City Administrator:
City Treasurer:
City Engineer:
City Planner:

Those absent:

Also present: Danny Fleming; Danny Flannery; Dennis Flannery; Phil Mueller; Neil Joslin; Becky Joslin; Rick Shelby; Helen Johnson; Helen Lake; Helena Lake; Valena Lake; Wanda Ketchum; Daniel Francom; Mike Halliday; Norman Begay; Karolyn Romero; Mark Maryboy; Sharon Guymon; Gail Northern; Sandra Perkins; Nieves Key.

1. Prayer was offered by Officer Danny O. Flannery.
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 April 12, 1995.
4. The City Waste Water Superintendent, Danny Fleming, informed the Council that our lagoon system won the outstanding lagoon award for 1994 and presented Mayor Slavens with a plaque. Mayor Slavens and Council congratulated Mr. Fleming on a job well done.

5. Councilmember Palmer informed the Council about the last Planning and Zoning Commission Meeting. He said they are looking at ways to enforce the existing ordinance regarding old automobiles, snow removal and weed abatement. He also received permission to update the Commission on the status of the Blanding Mercantile property.

6. Councilmember Perkins reported on a letter written to TCI regarding a franchise renewal. He said TCI has requested a 15 year extension but felt that was much too long and requested the Council present any items they feel should be in an agreement.

7. City Administrator, Norman L. Johnson stated that the State Parks Edge of the Cedars' property was ready for annexation and a Public Hearing needed to be scheduled. With advice and consent, the Mayor set the Public Hearing for May 10, 1995 at 8:00 p.m.

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

A. Travel to the PCIFB on May 4 for Cleal Bradford, Councilmember Mueller and Councilmember Northern was approved by advice and consent.

B. Reported on the April 18 meeting with the Recapture Reservoir Committee. The BLM and State Parks are still working on the agreement and there is only two (2) years funding available for the \$25,000 dollars-a-year contract. The next meeting is set for May 16, at 9:00 a.m. in the library of the Edge of the Cedars Museum.

C. Advised the Council that the annual Utah Local Governments Trust Meeting will be held May 19 in Salt Lake. Mayor Slavens indicated he would like to attend.

D. Reported on the wilderness hearings held April 13 in Moab and stated our County Commissioners were well prepared and represented us extremely well. The Commissioners have requested letters of support as a follow-up to the Public Hearings. The Administrator was asked to prepare a letter for the Council and a generic letter for the public.

E. Reported on the rural economic and Community Development Forum he attended with five (5) representatives of the U.S.D.A. He stated it was a positive occasion for the City as there were not any other agencies represented so he had a captive audience.

F. Reminded the Council that the preliminary proposed budget would be presented at the May 10 Council Meeting and asked if there were any comments or special directions from the Council. There were no special instructions or directions given.

G. Advised the Council that the Intermountain Municipal Gas Association has filed its Articles of Association with the State. He is one of the incorporators along with Golden Mangelson of Nephi and Carole Scott of Manila and was elected Secretary/Treasurer of the Corporation. The next meeting will be in Nephi May 12.

H. Asked the Council about City participation in the State Clean-Up Day. Councilmember Mueller said she was assigned to that area and that the Chamber of Commerce had agreed to be involved with her. Further information will be forthcoming and any special projects need to be communicated to the City Administrator and local service groups will be advised.

I. We have received a letter from the San Juan County Commission requesting someone be appointed to work on a County-wide Planning Commission. Following a discussion, Wayne Palmer and Bret Hosler were assigned to work with the County on this project.

9. A report on the Chamber of Commerce was given by President Rick Shelby. He said the *Great Raid* on the Monticello City Park would take place this Saturday and those interested were to meet at the Dinosaur Museum at 9:00 a.m. Trees and shrubs being abandoned in Monticello will be transplanted at the Museum.

10. City Administrator, Norman L. Johnson presented a request from the Special Olympics Program for support of the 1995 program in the amount of \$500. As the funding was a budgeted item, advice and consent was given.

11. Helen Johnson addressed the Council concerning a incident involving her son and Councilman Perkins. She indicated that the Councilman had hit her son and as such should not be allowed to continue on the Council. Mayor Slavens expressed appreciation for her attendance at the meeting but state this was not a matter for the City Council and that she would need to use another process to resolve the issue.

12. Norman Begay addressed the Council and expressed concern over the incident discussed by Mrs. Johnson and that he was here as support for her. The Mayor expressed appreciation for his attendance.

San Juan County Commissioner Mark Maryboy addressed the Council and said he was here at the request of Mrs. Johnson as a member of the Navajo Tribal Council and Civil Rights Commission to observe the proceedings and discussion. He expressed appreciation for being allowed to speak. Mayor Slavens expressed appreciation for his attendance and welcomed his visiting anytime.

13. The Administrator presented the PCIB contract for \$110,166 on the Arts and Conference Center and requested authorization for the Mayor to sign the contract while reminding the Council that it was a matching grant and the City would be responsible for budgeting \$57,500 in cash and utility services.

Upon a motion by Councilmember Mueller, seconded by Councilmember Northern and a unanimous vote, the Mayor was authorized to sign the contracts.

14. A brief discussion was held concerning the land exchange with Eugene Shumway for the Golf Course. The Administrator stated that concerns over future gravel availability, water line rights-of-way and road easements had been addressed. MR Shumway would be starting soon to construct some fences but that a complete survey of the exchange would not be started until at least May 15.

At 7:50, the Council took a ten (10) minute break.

15. At 8:00 p.m. the Mayor opened the floor for a Public Hearing concerning an ordinance adopting the primary election system for nominating and electing candidates for municipal offices.

The Administrator explained the options available to the City under the new election laws and that the primary election process would allow the City to remain non-partisan. A primary election would need to be held only if mor than two candidates filed for available Council or Mayoral slots.

Mr. Rick Shelby asked what effect a declared republican or democrat candidate would have on the election. He was advised the City election would be non-partisan regardless of the candidates political views.

There being no other comments, the Mayor closed the Public Hearing at 8:06 p.m.

16. The Administrator expressed appreciation to the two ladies who work for the City in a secretarial capacity and advised the Council it was National Secretary Week. The Mayor and Council likewise expressed appreciation to Laurie Francis and Rona Flannery.

17. Councilmember Northern expressed his being offended by a letter to the Editor, written by Councilmember Perkins in today's Blue Mountain Panorama. Councilmember Mueller expressed the opinion that Mr. Perkins had violated ethical standards concerning items discussed in an executive session. Councilmembers Northern, Mueller, and Palmer expressed offence at their being branded as liberal just because they did not agree with Mr. Perkins opinions. Following an additional warm discussion concerning the difference between the roll of Councilmember and that of a Mayor, Councilmember Perkins motioned to go into Executive Session seconded by Councilmember Acton.

The voting was as follows:

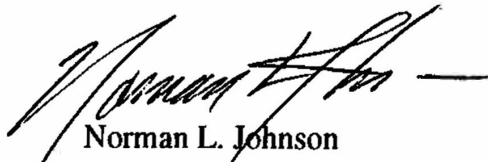
Those voting 'AYE'

Councilmember Acton
Councilmember Mueller
Councilmember Perkins
Councilmember Northern
Councilmember Palmer

Those voting 'NAY'

There not being a two-thirds (2/3) majority, Mayor Slavens declared the motion failed.

Meeting was adjourned at 8:32 p.m.


Norman L. Johnson
Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
~~FEBRUARY 8, 1995~~
AT 7:00 P.M. IN THE CITY HALL

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Kim Acton
		Lou Mueller
		Stan Perkins
	City Administrator:	Norman L. Johnson
	City Engineer:	Philip Palmer
	City Planner:	Bret Hosler
	City Clerk:	Rona Flannery

Also Present: Phil Mueller; Ron Theobald; Neil Joslin; Mike Halliday; Rick Shelby; Harold Lyman; Bruce Royer; Bill Boyle; Cleal Bradford; Dean Reeder; Don Palmer; Patti Palmer.

1. Prayer was given by Philip Palmer.
 2. The Pledge of Allegiance.
 3. Motion was made by Councilmember Acton, seconded by Councilmember Perkins and voting was as follows to accept the minutes of the City Council Meeting held April 26, 1995 with the following amendments:
 - Page 2, Item #8F: spelling changed from "budged" to "budget".
 - Page 2, Item #8I: Councilmember Palmer's name added replacing "We".
 - Those voting 'AYE'
 - Councilmember Acton
 - Councilmember Mueller
 - Councilmembers Perkins
 - Those voting 'NAY'
 - Councilmember Northern
 - Councilmember Palmer
- Constituting all members thereof, Mayor Slavens declared the motion carried.

Council took a five minute break.

4. With a special welcome and an invitation from Mayor Slavens, Mr. Dean Reeder of the Utah Travel Council expressed positive feelings to the Council, about the managed and measured growth in Blanding City. He stated that Blanding is an outstanding location for tourism and that type of growth was soon to come.
5. City Engineer, Philip Palmer reported to and/or discussed with the Council the following
 - a. Updated the Council on the Airport Committee Meeting held earlier in the evening and informed the Council that the monies available for the fog coat and runway repainting would likely be available in July of 1995. Mr. Ron Theobald of Creamer and Noble Engineering gave an account on the advancement of the apron project by one year from the FAA and the City should put in their FY97 budget.
 - b. Informed the Council that the Soil Conservation Service District reported water at Camp Jackson to be 530 percent of normal for April 1995 and the total water year to be 178 percent of normal. Mr. Palmer also reported that all reservoirs are currently full and over-flowing and that Recapture water would be released into the San Juan River on or around May 11, 1995.
5. City Planner, Bret Hosler reported to and/or discussed with the Council the following items:
 - a. Reminded Council of the Planning Commission Meeting to be held on May 11, 1995 and mentioned that Sam Williams from Blue Mountain Dine' would be in attendance to review the housing project tentatively scheduled for construction in July.
 - b. Informed Council of the upcoming meeting with Ron Cline, of T.C.I. Cablevision to discuss preliminary ideas regarding the Cable Franchise Agreement.

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

a. Travel

1. ULGIT/Mayor Slavens/May 19/Salt Lake

2. Governor's Planning Conference/Councilmember Mueller/June 8/Salt Lake

Council gave advice and consent.

b. Presented to the Council a suggested City flag motif depicting the City seal on a purple background and recommended that one original be produced- as well as several smaller silk-screened flags for appropriate holiday displays. Council gave advice and consent.

c. Reminded Council of the Power Board Meeting on May 24, 1995 with UAMPS at 6:00 p.m. directly before the regularly scheduled Council Meeting.

d. Presented to Council the preliminary FY96 Budget and letter of explanation for study and review prior to the Work Session scheduled for Wednesday, May 17, 1995 at 6:00 p.m. and noted that a copy would be placed at the front desk for public availability and review.

e. Briefed the Council on a letter received from the Lieutenant Governor regarding the City's obligation to hold a public election prior to increasing tax rates which would exceed the Certified Tax Rate for the City. Following discussion, the Council through advice and consent stated it was not their intention to exceed the Certified Tax Rate.

7. Chamber of Commerce President, Rick Shelby requested Council support of a "City-Wide Clean Up Week" in conjunction with the National Guard during the week of May 15-20.

Mr. Shelby invited the Mayor and Council to attend a boat trip destined for Rainbow Bridge on Lake Powell scheduled for Saturday, May 13 provided by ARA. He also mentioned the Chamber of Commerce luncheon on May 24, at 12:00 noon at the Old Tymer Restaurant with guest speaker and former resident Conrad Rowley and invited all to attend.

8. Councilmember Perkins inquired as to the possibility of the City selling American display flags to interested citizens. Council gave advice and consent providing it is not in conflict with any private merchants and asked the Administrator to check into it.

9. Mr. Cleal Bradford reported on the May 4 meeting with the CIB and noted that some technicalities had incurred affecting a board decision. Some strategic restructuring of the ensuing grant application will be necessary. Mr. Bradford was authorized to re-do the grant and respond to questions raised at the May 4 meeting.

10. At 8:00 p.m., a Public Hearing regarding the annexation of the Edge of the Cedars State Park was held. There was no input or comments from the public. A final decision will be made at the May 24, 1995 Council Meeting. Mayor declared the hearing closed at 8:06 p.m.

11. Motion was made by Councilmember Mueller, seconded by Councilmember Northern for adoption of the following Ordinance 1995-1 Municipal Elections and voting was as follows:

Those voting 'AYE'

Councilmember Acton

Councilmember Mueller

Councilmember Northern

Councilmember Palmer

Those voting 'NAY'

Councilmember Perkins

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

ORDINANCE NO. 1995-1

AN ORDINANCE ADOPTING THE PRIMARY ELECTION SYSTEM FOR NOMINATING AND ELECTING CANDIDATES FOR MUNICIPAL OFFICES

Be it ordained by the City of Blanding, Utah

Section 1. Election for Mayor and Councilmembers shall be conducted according to the municipal election section of the Utah Code, reference 20A-9-404(1) and (2).

Section 2. This ordinance provides for the candidates for Mayor and Councilmembers to be nominated at a primary election if required. A primary election will be held only when the number of candidates nominated at the primary election exceeds twice the number to be elected. The candidates nominated at the primary election plus candidates that were not required to run in the primary are to be placed on the November ballot.

Section 3. All ordinances of this City which are inconsistent with the provision of this ordinance are hereby repealed.

Section 5. Passed this 10th day of May, 1995.

Mayor James K. Slavens

ATTEST:

City Recorder, Norman L. Johnson

12. Chief of Police, Mike Halliday suggested the City sponsor a "dog clinic" for the purpose of having animals get their shots from a veterinarian and then issuing free City dog licenses on a one time basis to encourage owner responsibility and simplify stray dog locating efforts. Council gave advice and consent.

13. Mayor Slavens publicly apologized to Councilmember Palmer for his behavior at the previous Council Meeting.

14. Councilmember Wayne Palmer advised the Council that an interested party was pursuing the purchase the Blanding Market building and expressed the potential buyer's concerns regarding the previous problems and he is requesting a forehand assurance and knowledge of what is expected by the City prior to purchasing the property. Following a discussion, the Administrator was directed to contact the buyer and have him make a written request with an explanation of the intended use or plan for the property and the City could then respond.

Council took a five minute break.

15. A motion was made by Councilmember Mueller, seconded by Councilmember Palmer and voting was as follows to go into Executive Session:

Those voting 'AYE'

Councilmember Mueller
Councilmember Northern
Councilmember Palmer
Councilmember Acton
Councilmember Perkins

Those voting 'NAY'

There not being a two-thirds majority, Mayor Slavens declared the motion failed.

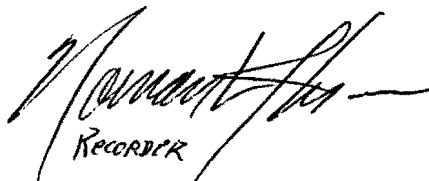
16. City Administrator, Norman L. Johnson informed the Council of the resignation of City Treasurer, Laurie Francis and recommended current City Clerk, Rona Flannery be immediately transferred to that position at Grade 13-9.

Motion was made by Councilmember Mueller, seconded by Councilmember Acton and unanimously carried to appoint Rona Flannery as City Treasurer.

17. Police Chief, Mike Halliday requested that a 1989 Chevy Blazer be purchased from State Surplus in the amount of \$2,100 for the Police Department for Officer Roy Taylor to better transport his police dog. Council gave advice and consent based on the viability to be reviewed by Shop Maintenance Supervisor, Jerry Bradford.

18. Mayor Slavens requested the City apply for two (2) deep well permits for future use if necessary and directed City Administrator, to check into the process for applying for the permits.

Meeting was adjourned at 9:21 p.m.



RECORDER

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
MAY 24, 1995
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:	Rona Flannery
	City Engineer:	Philip Palmer
	City Planner:	Bret Hosler

Also present: Phil Mueller; Harold Lyman; Cleal Bradford; Sherry Ray; Rick Shelby; Truitt Purcell; Steve Lovell; Henry Silentman; Mark Huntsman; Bob Hayden; Keele Johnson; Daniel Francom; Sheila Sakizzie.

1. Prayer was given by Councilmember Perkins.
2. The Pledge of Allegiance was recited.
3. Motion was made by Councilmember Mueller, seconded by Councilmember Perkins and voting unanimously carried to accept the minutes of the City Council Meeting held May 10, 1995 with the following amendments:

Reflect a second motion following Item #16, Page 4, to go into Executive Session exactly as Page 4, Item #15 with personnel matters being stated as the reason.

4. City Planner, Bret Hosler reported to and/or discussed with the Council the following items:
 - A. Updated Council on the proposed Planned Unit Development by Blue Mountain Dine' as discussed at the Planning Commission Meeting held on May 11, 1995. Mr. Hosler indicated that careful planning in the preliminary stages would be of utmost importance to ensure consistency with future unrelated projects.

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

A. Reminded Council of the Meeting to be held on June 1, 1995 in Salt Lake City with the PCIFB and encouraged all to attend. Council gave advice and consent for airplane travel in the essence of time. Councilmembers Acton and Mueller will attend along with Mr. Cleal Bradford. The City Administrator will go should anyone withdraw.

B. Informed Council of the City Flag production options and recommended that Modern Display Company proceed with the design. It was suggested that the founding year 1905 be added to the flag.

Council gave advice and consent.

C. Reminded Council of the FY96 Work Sessions on May 31 and June 7, 1995 at 6:00 p.m. and noted that Council requested employees attend the May 31 meeting at 8:00 p.m. for input, discussion, and decisions relating to FY96 payroll adjustments.

D. Informed Council that the Public Hearing on the FY96 Budget would be scheduled for June 14, 1995 at 8:00 p.m.

E. Discussed the selection process for the Clerk/Typist position and the Council gave advice and consent for the Administrator, Councilmember Perkins and Mayor Slavens to review the applications, and arrange an interview schedule for the applicants considered most qualified for the position on May 30, 1995 beginning at 12:00 noon if possible.

F. Requested direction from Council regarding the unpaid connection fees at the National Guard Armory noting that Western States Mechanical is petitioning the City to negate the fees. Following a discussion, Council advised Staff to enforce the payment of any unpaid connection fees and in the future, fees should be paid in advance of any construction or service connections.

6. Councilmember Mueller advised Council of a meeting with the UACIR scheduled for June 13, 1995 in Blanding for the purpose of discussing the federal mandate burdens on local communities and encouraged all to attend. The meeting will be at 7:00 p.m. in the Council Room of the City Office.

7. Chamber of Commerce Director, Harold Lyman reported on the meeting held earlier in the day with former Blanding resident and current State Budget Analyst for Public Education Director, Conrad Rowley. He acknowledged Mr. Rowley's influence in obtaining \$409,000 State funding for San Juan County Schools.

8. Henry Silentman, volunteer with Americor provided a written proposal to Council requesting deferred utility payments for one (1) year to aid in the establishment of a food bank in Blanding. Following an explanation and discussion, a motion was made by Councilmember Mueller to grant \$1,000 dollars to Americor for the establishment of a food bank in Blanding.

Motion died for lack of a second.

A motion was made by Councilmember Northern, seconded by Councilmember Mueller with voting as follows to match the San Juan County funding of \$500 to Americor for the establishment of a food bank in Blanding:

Those voting 'AYE'

Councilmember Mueller
Councilmember Northern
Councilmember Palmer

Those voting 'NAY'

Councilmember Acton
Councilmember Perkins

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

9. Chamber of Commerce Director, Harold Lyman appealed to the Council to reconsider granting the \$5,000 Chamber of Commerce request for the FY96 Budget and mentioned that the Chamber has assumed the role of economic development which he feels is essential as well as beneficial to the City.

State Representative, Keele Johnson added his support for the Chamber of Commerce's request and stated he was impressed with the progress they had made since he served on the City Council.

10. Representative of the Nations of the Four Corners Cultural Center, Sheila Sakizzie apprised the Council regarding the NFCCC's desire to reduce the amount of the FY96 grant request from \$3,000 to \$1,000 to aid in advertizing as well as a possible summer evening concert series. She indicated they had been successful in obtaining a grant to supplement their funding needs.

11. State Representative, Keele Johnson notified Council of several meetings on September 20 and 21, 1995 involving the entire State Legislature to be held at various locations in San Juan County and encouraged all to attend to express local concerns regarding rural Utah. The Council thanked Mr. Johnson for his efforts and indicated their willingness to assist with the upcoming tour by the Legislature.

12. Sunrise Engineering Representative, Mark Huntsman updated Council on the Natural Gas Project and explained options for obtaining financing for the Thirteen Mile Pipeline Project.

A motion was made by Councilmember Perkins and seconded by Councilmember Palmer with a unanimous vote to proceed with the Thirteen Mile Project and to self-fund the Thirteen Mile Project with the intention of analyzing the City's financial situation at the end of the construction to tp ascertain the need for additional revenue bonding; and to amend the RECD Grant application to request \$295,000 available from State allocated funds.

13. Following a discussion about last Council Meetings Public Hearing, a motion was made by Councilmember Northern, seconded by Councilmember Mueller and unanimously carried to annex the Edge of the Cedars State Park area into the City.

14. Motion was made by Councilmember Mueller, seconded by Councilmember Perkins with a unanimous vote to authorize the City Planner and Administrator to send a letter of response to Bryce Redd concerning the City's support for and requirements regarding the Blanding Market building.

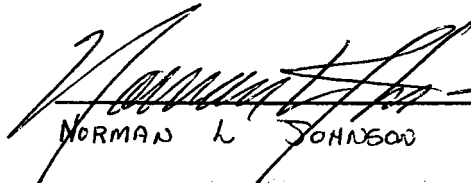
15. City Administrator, Norman L. Johnson familiarized the Council with the West Water Spring lease granted to Seth Shumway and family in 1960 for a time period of 99 years and informed Council of descendent Merwin Shumway's desire to have that lease written directly to him..

Following a discussion, the Council felt the existing lease was sufficient and advised he should work with the family.

16. City Administrator presented to Council for study and review at a later date. A draft ordinance establishing a procedure for the by the City which would address any constitutional taking issues. Council asked the item be placed on the June 28 agenda for further discussion.

17. Mr. Cleal Bradford updated Council on the grant application to the PFCIB for rehabilitation of the Third Reservoir and Public Safety building and equipment needs. It was determined that those attending could entertain alternative proposals from the Board, if made, but only to the extent of bringing them back for final answers or commitments from the City or Irrigation Company.

Meeting was adjourned at 9:37 p.m.


NORMAN L. JOHNSON RECORDER

RESOLUTION NO. 1995-8

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 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 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:

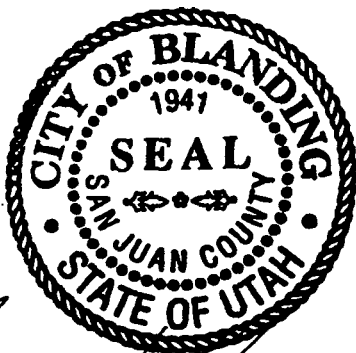
Beginning at a point which is 760 feet East and 775 feet North of the West 1/4 corner of section 27, township 36 South, Range 22 East, Salt Lake Base and Meridian; running thence North 932 feet, thence East 560 feet, thence south 932 feet, thence West 560 feet to the point of the beginning. (11.98 acres) Including both parcel No. 1 and parcel No.2

PASSED, ADOPTED, and APPROVED this 24th day of May, 1995.

Signed,


James K. Slavens
Mayor

ATTEST:




Norman L. Johnson

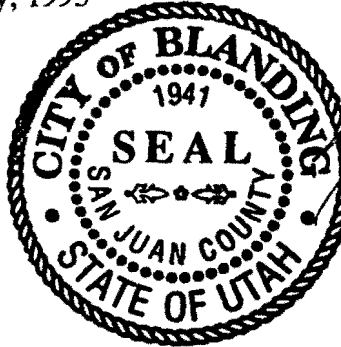
City Manager/Recorder

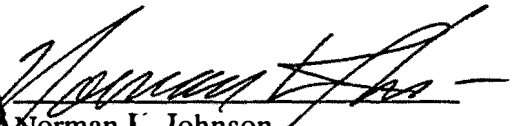
CERTIFICATE

STATE OF UTAH)
COUNTY OF SAN JUAN) SS.
STATE OF UTAH)

I, Norman L. Johnson, the duly appointed, qualified and acting City Recorder in and for the City of Blanding in the County of San Juan and State of Utah, do hereby certify the attached copy of Resolution No. 1995-8, is a true and correct copy of a resolution duly passed, adopted and approved by the City Council met in legal session at their regular meeting place within said City on the 24th day of May, 1995 as recorded in the official minutes of the proceedings of said Council meeting kept on my office.

IN WITNESS WHEREOF I have hereunto set my hand and the Seal of the City of Blanding this 21st day of January, 1995




Norman L. Johnson
Blanding City Recorder

NLJ/khl

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
JUNE 14, 1995
AT 7:00 P.M. AT THE CITY HALL

Present:	Mayor Pro-Tempore:	Wayne Palmer
	City Councilmembers:	Kim Acton Lou Mueller Mike Northern Stan Perkins
Absent Were:	City Administrator:	Norman L. Johnson
	City Planner:	Bret Hosler
	City Treasurer:	Rona Flannery
	Mayor:	James K. Slavens
	City Engineer:	Philip Palmer

Also Present: Dennis Gutke; Phil Mueller; Bruce Royer; Neil Joslin; Rick Shelby; Robert Hosler; Gorden Hawkins; Danny Fleming; Sheila Sakizzie; Craig Stanley; Monty Mendenhall.

1. The Prayer was offered by Councilmember Acton.
2. The Pledge of Allegiance was recited.
3. A Motion was made by Councilmember Mueller, seconded by Councilmember Northern and voting was unanimously carried to accept the minutes of the City Council Meeting held May 24, 1995.
4. City Planner, Bret Hosler updated the Council of the City's continuing growth and development stemming from various residential and commercial building projects.
5. City Administrator, Norman L. Johnson reported to and/or discussed with the Council the following items:
 - A. Reminded Council of the 2002 Olympic Bid Announcement on June 15, 1995 in Salt Lake City and informed them that he would be in attendance for the ceremonies as well as other scheduled meetings.

B. Requested a motion to set a Public Hearing to adjust the FY95 budget on June 28, 1995 as part of a necessary fiscal year-ending procedure.

Motion was made by Councilmember Mueller to set a Public Hearing date for June 28, 1995 at 8:00 p.m. for the purpose of adjusting the FY95 budget, seconded by Councilmember

C. Informed Council of a letter from the Department of Environmental Quality seeking volunteers to participate in a Radon study for our area and invited any interested citizens to contact him at the City Office for further information.

D. Notified Council that the City's request to the PCIFB for Police Station and the Fire Station repairs, as well as the water upgrade have been moved to the "pending" list according to a recent letter sent to the City Administrator.

E. Informed Council that a letter had been received from the owners of the Baus Butte Apartments declaring them to be low income housing.

F. Presented to the Council a draft letter to C.E.U. transferring the City's equity interest in the Armory wood floor and requesting a financial commitment towards the purchase of sports equipment for use on the floor at the National Guard Armory. Following a discussion regarding the usage priority between the citizens of Blanding and the college students, Council directed Councilmember Perkins and the City Administrator to redraft the letter pursuant to review and revision by the City Attorney. Council gave advise and consent.

6. Chamber of Commerce President, Rick Shelby informed Council of an upcoming circus scheduled for July 29, 1995 to be held at the San Juan High School practice field and indicated the Fourth of July Celebration was moving along well.

7. Councilmember Mueller mentioned that Jessica Cretia visited today with the Chamber of Commerce and offered to present a leadership workshop for any interested members of the City Council and Staff who wish to learn better communication skills and to help improve public relations.

8. Concerned citizen, Dennis Gutke discussed with the Council an agreement made in 1992 between him and the City regarding a right-of-way deeded to the City of Blanding with the intention of constructing 600 West Street, in exchange for fencing around his remaining property. Mr. Gutke requested an approximate commitment date for completion of the fencing project, or as a less preferred option, the City deed the property back to the Gutke's.

Following a brief video presentation of the property, Council agreed to pursue the project as previously agreed upon and directed the City Administrator, City Engineer, and the General Services Director to assess the situation and condition of the right-of-way street area and meet with Mr. Gutke as soon as possible work out some partial fencing to alleviate some of the concerns with the agreement.

Council also directed the City Administrator to determine the projected costs of the completed street and report back to the Council.

9. Mayor Pro-tempore Palmer opened the only sealed bid received for City gasoline purchases

A Motion was made by Councilmember Mueller, to accept Diamond "C" Fuels' bid of .6680 cents per gallon for the FY96 year, seconded by Councilmember Northern and voting was as follows:

Those voting 'AYE':

Councilmember Acton
Councilmember Mueller
Councilmember Northern
Councilmember Perkins

Those abstaining:

Constituting all members thereof, Mayor Pro-Tempore Palmer declared the motion carried.

10. Council took a three minute break.

11. At 8:00 p.m., Mayor Pro-Tempore Palmer opened the floor for a Public Hearing concerning the adoption of the FY96 General Fund and Utility Budget and adoption of the FY96 Employee Salary Schedule.

Comments and questions were made by the following citizens:

Sheila Sakizzie
Rick Shelby

Bruce Royer
Robert Hosler

Mayor Pro-Tempore Palmer closed the Public Hearing at 8:15 p.m.

12. A motion was made by Councilmember Mueller, seconded by Councilmember Northern and unanimously carried to accept Resolution No. 1995- 6, FY96 Employee Salary Schedule.

RESOLUTION NO. 1995 - 6

A Resolution adopting the FY96 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 FY96 Budget year as adopted in the Employee Policy and Procedures Policy D-3 Blanding City Salary Schedule:

SALARIED EMPLOYEES

GRADE/STEP

BEGAYE, WILLIE SR.	8 - 13
BLACK, JEFFREY	26 - 11
BRADFORD, JERALD	16 - 18
BRADFORD, MICHAEL	16 - 16
BRANDT, JAMES	14 - 12
DAYZIE, MICHAEL	13 - 18
FLANNERY, DANNY	14 - 12
FLANNERY, RONALEE	13 - 10
FLEMING, DANIEL	15 - 20
HALLIDAY, MELVIN	26 - 08
HOMEDEW, DAVID	11 - 19
HOSLER, BRET	28 - 07
JOHNSON, NORMAN	29 - 16
LEWIS, KYLIE	08 - 08
PALMER, PHILIP	28 - 16
PERKINS, CHAD	12 - 11
PURCELL, TRUITT	16 - 18
SHUMWAY, MARK	15 - 16
TAYLOR, DAVID ROY	12 - 09
YOAKAM, GEORGE ARTHUR	12 - 17 (1/3 Time)
POLICE SECRETARY	11 - 06

Hourly, Contract, Temporary, and Fixed Budget Totals

MAYOR AND COUNCIL	\$15,600
SUMMER TEMPORARY	\$ 2,128
FIRE CHIEF AND FIREMEN	\$12,600
SCHOOL CROSSING GUARDS	\$ 5,014
POWER REPRESENTATIVE	\$ 3,000

PASSED, ADOPTED and APPROVED this 14th day of June, 1995.

James K. Slavens
Mayor

ATTEST:

Norman L. Johnson
Recorder

13. A Motion was made by Councilmember Perkins, seconded by Councilmember Northern and unanimously carried to adopt Resolution No. 1995 - 7, FY96 General Fund and Utility Budget.

RESOLUTION NO. 1995 - 7

A Resolution adopting the FY96 General Fund and Utility Enterprise Budgets.

A Resolution adopting the FY96 General Fund and Utility Enterprise Budgets.

BE IT RESOLVED by the City Council of the City of Blanding, Utah that FY96 General Fund and Utility Enterprise Budgets are adopted as follows:

GENERAL FUND

Mayor & Council	\$ 24,200
JP Court	11,631
Administration	23,335
Non-Departmental	15,000
City Attorney	12,000
Planning & Zoning	39,978
Police Department	283,500
Fire Department	37,784
Streets and Roads	112,898
Class "C" Roads	235,000
Engineering	36,047
City Parks	69,901
Airport	<u>35,110</u>

TOTAL GENERAL FUND BUDGET \$936,384

UTILITY ENTERPRISE O & M

Water System	\$ 430,415
Sewer System	127,559
Electric System	1,095,630
Natural Gas	234,728
Building Authority	20,800
Golf Course	10,925
Solid Waste	<u>86,327</u>

TOTAL UTILITIES O & M BUDGET \$2,006,384

UTILITY EXPENSE CAPITOL OUTLAY

Water	\$ 77,450
Sewer	61,750
Electric	239,899
Natural Gas	13,360
Solid Waste	50,000

TOTAL UTILITIES CAPITOL OUTLAY \$ 442,459

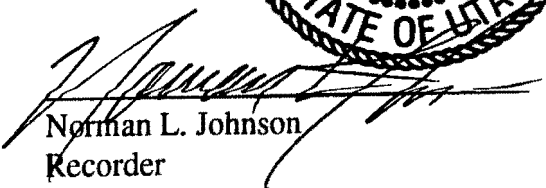
Natural Gas Project Completion \$1,800,000

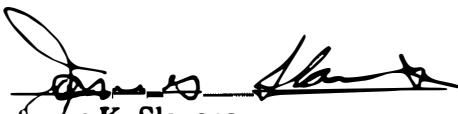
TOTAL FISCAL YEAR 1996 BUDGET \$5,185,227

PASSED, ADOPTED, and APPROVED this 14th day of June, 1995.



ATTEST:


Norman L. Johnson
Recorder


James K. Slavens
Mayor

BE IT RESOLVED by the City Council of the City of Blanding, Utah that FY96 General Fund and Utility Enterprise Budgets are as follows:

GENERAL FUND

Mayor & Council	\$ 24,200
JP Court	11,631
Administration	23,335
Non-Departmental	15,000
City Attorney	12,000
Planning & Zoning	39,978
Police Department	283,500
Fire Department	37,784
Streets and Roads	112,898
Class "C" Roads	235,000
Engineering	36,047
City Parks	69,901
Airport	<u>35,110</u>
TOTAL GENERAL FUND BUDGET	\$ <u>936,384</u>

UTILITY ENTERPRISE O & M

Water System	\$ 430,415
Sewer System	127,559
Electric System	1,095,630
Natural Gas	234,728
Building Authority	20,800
Golf Course	10,925
Solid Waste	<u>86,327</u>
TOTAL UTILITIES O & M BUDGET	\$ <u>2,006,384</u>

Error Items Left Out
of Minutes - See
Attached Signed
Resolution
1995-7

PASSED, ADOPTED and APPROVED this 14th day of June, 1995.

James K. Slavens

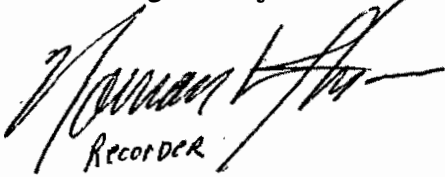
ATTEST:

Norman L. Johnson
City Administrator

13. Councilmember Northern discussed with the Council the possibility of creating a City Economic Development Council for the FY97 Budget and suggested that Council consider and examine the possibility of this type of entity during the next fiscal year.
14. Following a welcome from Mayor Pro-tempore Palmer, Utah Power and Light General Business Manager, Mr. Monty Mendenhall introduced himself and expressed a desire to work closely with the City.
15. A motion was made by Councilmember Perkins, seconded by Councilmember Northern and unanimously carried to accept a proposed annexation restrictive covenant for Rex Nielson's property south of town near Shirt Tail and granted permission to hook two homes up to the City water system through his meter on Freedom Way.
June 14, 1995 - Page 3 Cont'd.
16. Council gave advice and consent to advertise for the new Police Secretary/Court Clerk position as approved in the FY96 Budget.
17. Councilmember Mueller informed all in attendance of the possibility of rising laboratory costs, due in part to an oversight which caused the closure of the San Juan County Hospital lab. She also discussed the status of health care in general.
18. Councilmember Mueller informed the Council of the by-law changes made by Grand Circle noting that all members would now be voting members.

19. Mayor Pro-tempore Palmer invited and encouraged Council to attend an informal meeting on Thursday, June 22 at 7:30 a.m. at the Old Tymer Restaurant sponsored by Zions Bank to discuss banking needs in a rural community.

20. Meeting was adjourned at 8:00 p.m.



Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
JUNE 28, 1995
AT 7:00 P.M. AT THE CITY HALL

Present:	Mayor Pro-Tempore:	Wayne Palmer
	City Councilmembers:	Kim Acton
		Lou Mueller
		Mike Northern
		Stan Perkins
	City Administrator:	Norman L. Johnson
	City Engineer:	Philip Palmer
	City Planner:	Bret Hosler
	City Treasurer:	Rona Flannery
Absent was:	Mayor:	James K. Slavens

Also Present: Ron Kline; Steve Proper; Daniel H. Francom; Dan Shumway; Wayne Perkins; Neil Joslin; Phil Mueller; Rick Shelby, Jim Brandt.

1. The Prayer was offered by Mayor Pro-Tempore Palmer.
2. The Pledge of Allegiance was recited.
3. A motion was made by Councilmember Mueller to accept the minutes of the Council Meeting held on June 14, 1995 after changing the name of *Jessica Cretia* to *Kresha Eastman*. A second to the motion was made by Councilmember Northern and voting was unanimously carried.
4. City Engineer, Philip Palmer reported to and/or discussed the following items with the Council:
 - A. Updated the Council of the Dennis Gutke/600 West Street situation indicating that he, Jeff and Norman had met with Dennis Gutke for an overview assessment of the project and that sufficient grading had been done to allow a fence to be built.
 - B. Reminded Council of the Airport Committee meeting at 9:00 a.m. on July 13, 1995 to be held at the City Office and encourage all to attend.
 - C. Informed Council that the spring water-year conditions have been very excellent and reported that progress has been made on the new untreated water pipeline valves and meter at the cemetery.
5. City Planner, Bret Hosler reported to and/or discussed the following items with the Council:
 - A. Reported that the Planning Commission has been very active and is in the process of meeting with Rex Nielson concerning safety and other issues with the planters in front of the new Nielson's Food King.
 - B. Informed Council of the annexation progress in the north part of town as previously directed by the Council.Public comments opposing the annexation were made by Wayne Perkins and Dan Shumway.

C. Updated the Council of the headway being made with the City and TCI Cablevision regarding the Cable Franchise Agreement and noted that while more time would be needed for study and review, many issues and ideas were discussed at the meeting held earlier in the day.

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

A. Reminded Council of scheduled meetings regarding Natural Gas to be held in Salt Lake City on July 6th and 7th and informed them that he would be attendance and requested approval of the UAPA meetings held on August 2-4 in Park City for the City Planner.

Council gave advice and consent.

B. Reported back on the meeting held with Zions Bank noting that the new coalesce would be a positive influence in the community.

C. Presented to Council the following letter from Utah Power and Light:

June 21, 1995

City of Blanding
Mayor Jim Slavens
50 West 100 South
Blanding, Utah 84511

Mayor Slavens:

I am the General Business Manager representing Utah Power for Southeastern Utah. My responsibilities are for community development, legislative, and regulatory issues. My goals are to identify and build relationships with government, community, and business leaders. I look forward to meeting you in the near future and building on the relationship my predecessor, Loren Morse developed with the City of Blanding.

One of the tasks that I am charged with is the negotiation and purchase of the electrical system located outside of the city limits. This is an issue which has been under consideration with the city for the past six years. Our understanding was that if the areas were not annexed within a five year period the facilities would be sold to Utah Power. The proposal made to several members of the city council January 25, 1995 was done in an effort to resolve this issue as previously agreed.

At that meeting, several issues were raised by council members in regards to the purchase of facilities in place. City officials requested that they be given additional time to consider issues related to annexation and time to plan for future growth in the area.

Several months have passed since the meeting in January without any communication between parties. I would like to continue negotiations and secure a specific time frame with the City of Blanding in an effort to bring this issue to a conclusion.

Utah Power and the City of Blanding have had an excellent working relationship. We provide mutually beneficial services related to power supply, wheeling, and operations support. We value this relationship and wish to continue our partnership with the city.

Please contact me at your earliest convenience. I know there will be specific issues related to the sale we will need to discuss. Loren Morse and I are willing to contribute any information that would assist in bringing this issue to a conclusion.

Sincerely,

Monty Mendenhall
General Business Manager

Loren Morse
Strategic Account Representative

Council directed the City Administrator to invite Mr. Monty Mendenhall to attend the next Power Board Meeting to further discuss the issue.

D. Discussed the hiring and interview process for the new Police Secretary/Court Clerk noting that due to the remodeling project at the Police Department, immediate hiring was not critical. Council resolved to schedule a time convenient with the Mayor upon his return from vacation.

E. Gave the Council a press release regarding the IMGA which also mentioned Blanding and reported on the Organization's progress.

F. Informed Council of the County Commission's request to organize and have a City representative on a "Blue Ribbon Committee" to study the proposed County division along the reservation boundary.

Councilmembers Perkins and Northern both expressed an interest in serving on the committee.

4. At 8:00 p.m., Mayor Pro-Tempore Palmer conducted a Public Hearing for the purpose of opening and adjusting and the FY95 Budget.

The City Administrator briefly explained and discussed with the Council the proposed adjustments as presented in Resolution 1995-9.

There were no public comments offered and Mayor Pro-tempore Palmer declared the Public Hearing closed at 8:06 p.m.

5. A motion was made by Councilmember Perkins, seconded by Councilmember Acton and unanimously carried to suspend Council rules of a two-week waiting period and adopt Resolution 1995-9 as follows:

RESOLUTION 1995-9

A Resolution opening and adjusting the FY95 General Fund Budgets as follows:

	FY95 Budget	Adjustments	
Mayor/Council	25,533	5,800	31,333
Justice Court	11,382	4,000	15,382
Administration	42,642	-0-	42,642
City Attorney	15,000	(5,000)	10,000
Planning and Zoning	38,804	-0-	38,804
Police Department	234,189	-0-	234,189
Fire Department	37,254	-0-	37,254
Streets & Highways	364,001	(150,000)	214,001
Class C Road	75,000	-0-	75,000
City Engineer	48,230	2,000	50,230
Parks and Recreation	58,000	-0-	58,000
Airport	<u>12,000</u>	<u>14,500</u>	<u>26,500</u>
TOTAL	962,035	(128,700)	833,335

The City Administration in connection with the City Auditor is authorized to make line item transfers withing the FY95 Department approved budgets as necessary.

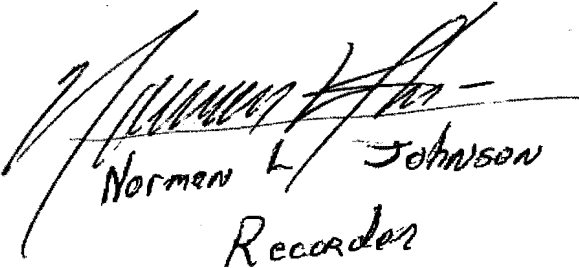
PASSED, ADOPTED and APPROVED this 28th day of June 1995.

James K. SLavens
Mayor

ATTEST:

Norman L. Johnson
Recorder

6. Chamber of Commerce President, Rick Shelby reported on the upcoming Fourth of July Celebration pointing out that the fireworks permits had been obtained and would be held providing certain safety and weather conditions were met. He also noted that other activities and plans were progressing well.
7. Following a discussion regarding the proposed Ordinance Establishing Constitutional Taking Issues, Council directed to have the City Attorney study and review the information provided and prepare a written recommendation for the Council prior to placement on a later agenda.
8. After a discussion and presentation, a motion was made by Councilmember Perkins, with a second by Councilmember Northern and a unanimous vote to consolidate municipal voting precincts and districts for the 1995 municipal elections.
9. Councilmember Mueller and Councilmember Perkins suggested that a set policy regarding future employee raises be adopted before the FY97 budget year and should be carefully planned and discussed over the course of the next fiscal year. Mrs. Mueller recommended that the subject be placed on the agenda frequently to adequately accommodate new concepts and opinions.
Council agreed to schedule work sessions as needed with employee representatives to assist in reaching an acceptable process.
10. At the request of Chamber of Commerce President, Rick Shelby, Councilmember Mueller invited all Councilmembers to ride on a float during the Fourth of July parade. Council graciously declined the invitation.
11. Meeting was adjourned at 8:35 p.m.


Norman L. Johnson
Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
JULY 12, 1995
AT 7:00 P.M. AT THE CITY HALL

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

Also Present: Glenna Black; Elouise Cross; Neil Joslin; Philip Palmer; Bret Hosler; Mike Lyman; Danny Fleming; Jeff Black; Daniel Francom; Wayne Perkins; Harold Lyman; Rex Nielson; Monty Mendenhall; Calvin Keele.

1. Minutes of the City Council Meeting held on June 28, 1995 were not approved at this time due to a lack of a quorum.

2. City Engineer, Philip L. Palmer reported to and/or discussed with the Council the following items:

A. Informed Council of an Irrigation Committee Meeting to be held on July 13, 1995 at 1:00 p.m. at the City Offices. Mr. Palmer along with City Water Superintendent, Danny Fleming mentioned that several topics of concern would be discussed including metering untreated farm taps to help account for water used.

B. Reminded Council of the Airport Committee Meeting to be held on July 13, 1995 at 9:00 a.m. at the City Offices and encouraged all to attend.

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

A. Displayed on an overhead projector a color coded map containing property owners, both opposed to and in favor of annexation of the northeast area of town along Highway 191 and explained the proposed boundaries as well as the necessary requirements.

B. Informed Council of a revised contract received from TCI Cablevision and indicated that a letter of continuance from the City may be necessary while a satisfactory agreement is being worked out.

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

A. Presented travel requests as follows:

1. Rona Flannery/Caselle Training/August 14, 1995
2. Cleal Bradford/PCIFB/Salt Lake City/ August 3, 1995

Council gave advice and consent.

B. Reminded Council of the proposed meeting with the Power Board to be held on July 26, 1995 at 6:00 p.m. and requested direction for Council meeting scheduling due to the Pioneer Day holiday earlier in the week.

Council directed the City Administrator to schedule a meeting with the Power Board on as they will meet on Wednesday, July 26, 1995.

C. Presented a compilation of the 1995 election dates and data and informed the Council that the filing deadline for the three (3) available City Council positions is on August 22, 1995.

5. Chamber of Commerce Executive Director, Harold Lyman expressed gratitude for those who contributed to the success of the Fourth of July celebration, particularly the Police and Fire Departments. The Council in turn thanked the Chamber with special appreciation to President, Rick Shelby for his efforts.

6. Nielson's Food King representative, Mike Lyman expressed concern regarding the planters located in front of the store adjoining the parking lot and voiced his opinion that they are unnecessary and a safety hazard had been created as a direct result. Mr. Lyman expressed a desire to change the prevailing ordinance to reflect more specific requirements and also requested the City aid in the removal of the planters. The Mayor thanked Mr. Lyman and indicated they would take it up at a latter date.

7. City Administrator, Norman L. Johnson requested Council examine the possibility of lowering the Natural Gas hook-up from \$1,000 to \$325 plus the actual cost of installation to encourage residents to use the Natural Gas.

Council directed the City Administrator to compile the necessary information to present to the Council for action at the next City Council meeting.

8. Councilmember Acton arrived at 7:55 p.m. following a prior family obligation thus constituting a quorum for the remainder of the meeting.

9. Following a presentation and discussion conducted by the City Administrator, a motion was made by Councilmember Palmer to adopt Resolution 1995-10 lowering the general property tax rate. It was seconded by Councilmember Northern and unanimously approved.

RESOLUTION 1995-10

A resolution of the City Council of the City of Blanding lowering the General Property Tax Rate from .004371 to .004320 for the 1995 tax year.

PASSED, ADOPTED and APPROVED this 12th day of July, 1995.

S/ _____

James K. Slavens
Mayor

ATTEST:

Norman L. Johnson
Recorder

10. A motion was made by Councilmember Northern, seconded by Councilmember Palmer and a unanimous vote to accept the minutes of the City Council meeting held on June 28, 1995 with the following changes:

A. Item #9/Second sentence changed to state:

Councilmember Mueller recommended that the subject remain on the agenda until a policy is adopted.

11. Motion was made by Councilmember Palmer, seconded by Councilmember Acton with a unanimous vote to schedule a Public Hearing on August 23, 1995 at 8:00 p.m. for the purpose of discussing the future annexation proposal on the northeastern out-skirts of the City limits.

12. City Water Superintendent, Danny Fleming updated Councilmember Acton on the untreated water tap situation and pointed out some of the additional problems needing to be addressed.

A motion was made by Councilmember Northern, seconded by Councilmember Acton with a unanimous vote to install meters on all untreated water taps for the purpose of monitoring the quantity of water used at this time. Staff was also instructed to put together a meeting with all raw water tap holders.

13. Council took a five minute break at 8:22 p.m.

14. City Council Meeting resumed at 8:29 p.m.

15. City Administrator, Norman L. Johnson informed the Council of the four applicants that had been selected for the interview process by the Police Department.

Mayor Slavens requested the interviews be set for Thursday, July 13, 1995 beginning at 12:00 noon and invited all interested Councilmembers to attend as well as the Chief of Police, the Assistant Chief of Police, and the Justice Court Judge. Council gave advice and consent to employment of the successful applicant following the interview process.

16. Mayor Slavens appointed Councilmember Northern to represent the City on the *San Juan County Division Study Committee*.

17. Councilmember Northern reported on the Education Strategic Planning meeting with the San Juan County School District and pointed out the importance of community involvement in education. The District's mission statement, "Unite, Educate, and Empower" was also defined by Councilmember Northern.

18. The meeting was adjourned at 8:38 p.m.

S/ _____

Norman L. Johnson
Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
JULY 26, 1995
AT 7:00 P.M. AT THE CITY HALL**

Present:

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

Also Present: Scott Meyer; Kelsey Meyer; Josh Winder; Joe Brown; Craig Pehrson; Neil Joslin; Phil Mueller; Neil Joslin; MariAnell Barton; Danny Fleming; Mike Lyman; Dan Hurst; Calvin Keele; Cleal Bradford; Letha Burtenhshaw; Craig Stanley; K.C. Benedict; Mike Halliday; Harold Lyman; Kay R. Johnson; Craig C. Halls; Arlene Lyman; Bill Redd.

1. A prayer was offered by Councilmember Acton.
2. A motion was made by Councilmember Palmer, seconded by Councilmember Northern and voting was as follows to accept the minutes of the City Council Meeting held on July 12, 1995:

Those voting 'AYE':	Councilmember Acton
	Councilmember Mueller
	Councilmember Northern
	Councilmember Palmer
Those abstaining:	Councilmember Perkins

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

3. At the request of City Engineer Philip Palmer, the City Water Superintendent Danny Fleming reported to and/or discussed with the Council the following items:

A. Informed the Council that the irrigation season is over and that the water is in excellent supply for the remainder of the year. Mr. Fleming noted that the Water Treatment Plant had ran an all-time high water usage of 1800 gallons per minute during the last few days and has the capacity to run 2100 gallons per minutes or three million gallons per day.

Mr. Fleming also explained that both the Fourth and Starvation Reservoirs are completely full and the water for culinary use will be switched from Johnson Creek to Starvation Reservoir on July 27, 1995.

4. Mayor Slavens requested the Water Superintendent and Councilmember Acton be in attendance at the Irrigation Company Meetings from this point on to keep communication lines open between the City and the Irrigation Company. Mayor Slavens assigned any voting or decision making powers on behalf of the City to Councilmember Acton with Danny Fleming serving in the alternate position.

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

A. Informed Council of the asphalt bid closing on August 4, 1995 and reminded Council that the \$90,000 set aside in the budget would be utilized as efficiently as possible.

B. Agreed to meet with Mayor Slavens and San Juan County Commissioner, Bill Redd to discuss the possibility of the County funding a portion of the asphalt project due to the fact that some of the residents have since been annexed into the City following the County's prior decision to pave the road on 200 East and approximately 700 South.

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

A. Updated the Council of the negotiation progress with T.C.I. Cablevision and noted that company representatives are desirous to explore the City boundaries to better determine the feasibility of bringing cable television to all City residents.

Mayor Slavens expressed a desire to accompany the brief tour when it occurs. Mr. Hosler encouraged all interested Councilmembers to attend as well.

B. Informed the Council that the U.S. Forest Service has completed the preliminary archaeology report on the Devils Canyon area.

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

A. Travel Requests

1. Administrator/Moab/August 8/Records Training

Council gave advice and consent.

B. Scheduling the Employee/City Council Work Session was postponed until the next regularly scheduled Council Meeting.

C. Reported to Council that Diane H. Bradford was selected as the new Police Secretary/Court Clerk and is scheduled to begin employment on August 1, 1995.

A motion was made by Councilmember Mueller to hire Diane H. Bradford as of August 1, 1995 as the Court Clerk/Police Secretary, with a pay scale step and grade of 11-4 to be increased one step following the three month probationary period. A second to the motion was made by Councilmember Acton with a unanimous vote.

D. Informed Council that on July 10, 1995 Justice Judge, George Arthur Yoakam was officially appointed to the Court and acting as the City Recorder, he administered the Oath of Office.

E. Apprised the Council of the need to sell water temporarily to Goulding's Hotel in Monument Valley due to an immediate emergency situation.

Council gave advice and consent.

8. Mr. Cleal Bradford enlightened the Council on the new grant funding procedure as presented by the PFCIB and that all municipalities will be required to follow. He explained that after October priorities are to be established, and that any non-emergency requests must be on that priority list. The Council requested the item be on the next agenda for discussion.

9. Chamber of Commerce Executive Director, Harold J. Lyman expressed optimism of the future of the uranium mill following a luncheon with guest speaker, Donald Sparling and reminded Council of the CET meeting tomorrow at 7:30 at the College of Easter Utah and encouraged all to attend.

10. Following a brief explanation regarding the Nielson's Food King landscaping protest, City Planner, Bret Hosler showed a video presentation to the Council and those in attendance. Comments and questions concerning the ordinance were made by interested citizen, Mike Lyman followed with comments from City Attorney, Craig Halls.

A motion was made by Councilmember Palmer, seconded by Councilmember Northern with a unanimous vote to allow Nielson's to take whatever course they choose providing it is within the confines of the City Ordinances as written making special note that the City assumes no responsibility for any expenses incurred.

Councilmember Palmer thanked Mr. Mike Lyman for his interest and involvement with the project.

11. A motion was made by Councilmember Palmer, seconded by Councilmember Northern, followed with a unanimous vote to proceed with the plans to install a Natural Gas line on Kiva Drive by way of the easement granted by San Juan County.

12. San Juan County Health Care Board Chairman, Cleal Bradford informed the Council of a proposal by private enterprise to possibly build a Medical Facility in Blanding that would include five phases of medical care including: surgical unit, emergency room, laboratory, birthing center, and a clinic. Mr. Bradford noted that all aspects of the project will be carefully studied and thoroughly researched to insure a profitable situation for all involved.

Some discussion was made regarding the City owned property, previously set aside for a medical facility at a future date and the feasibility of leasing, donating or selling the land. An opinion was given by City Attorney, Craig Halls that the City could not likely give the land to private enterprise.

13. Mr. Cleal Bradford requested direction from the Council regarding financial negotiations with the City/Irrigation Company PCIFB application and informed them that City Attorney, Craig C. Halls had clarified the City's ownership of the Third Reservoir. It is to be understood that this project must be supported financially by the Irrigation Company should any loan be accepted.

A motion was made by Councilmember Perkins to authorize Mr. Cleal Bradford to negotiate the best possible agreement with the PCIFB of up to a 50% loan. The motion was seconded by Councilmember Acton with a unanimously carried vote.

RESOLUTION NO. 1995-11

A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF THE UTAH ASSOCIATED MUNICIPAL POWER SYSTEMS AMENDED AND RESTATED AGREEMENT FOR JOINT AND COOPERATIVE ACTION; AND RELATED MATTERS.

WHEREAS, Blanding City, San Juan County, Utah (the "*Member*") is a member of Utah Associated Municipal Power Systems ("*UAMPS*") pursuant to the provisions of the Utah Associated Municipal Power Systems Amended and Restated Agreement for Joint and Co-operative Action, as amended and supplemented to the date of March 27, 1991 (the "*Organization Agreement*");

WHEREAS, it has been determined to be necessary, desirable and in the best interest of the Member and the other parties to the Organization Agreement to make certain revisions and changes to the Organization Agreement and to amend and restate the same; and

WHEREAS, the Member now desires to authorize the Utah Associated Municipal Power Systems Amended and Restated Agreement for Joint and Cooperative Action dated as of April 19, 1995 (the "*Joint Action Agreement*") and the taking of other necessary actions in connection therewith;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Blanding City, San Juan County, Utah, as follows:

Section 1. Execution, Delivery and Filing of the Joint Action Agreement. That the Joint Action Agreement, in substantially the form attached hereto, is hereby authorized and approved, and the Mayor is hereby authorized, empowered and directed to execute and deliver the Joint Action Agreement on behalf of the Member, and the City Recorder is hereby authorized, empowered and directed to attest, countersign and affix the corporate seal of the Member to the Joint Action Agreement, with such changes to the Joint Action Agreement from the form attached hereto as are approved by the Mayor, his execution thereof to constitute conclusive evidence of such approval. Promptly upon its execution, the Joint Action Agreement shall be filed in the official records of the Member as required by Section 11-13-10, Utah Code Annotated 1953, as amended.

Section 2. Other Actions with Respect to the Joint Action Agreement. (a) The appointment of Kay R. Johnson as the Member's Representative to UAMPS is hereby ratified and confirmed for all purposes of the Joint Action Agreement. Such appointment shall remain in effect until the resignation or removal of such individual as the Member's Representative to UAMPS.

(b) _____ is hereby authorized by the Member to review and approve the Joint Action Agreement pursuant to Section 11-13-9, Utah Code Annotated 1953, as amended.

(c) The Mayor, the City Recorder and other officers and employees of the Member 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 Joint Action Agreement and the performance thereof.


Section 3. Miscellaneous; Effective Date. (a) All previous acts and resolutions in conflict with this resolution or any part hereof are hereby repealed to the extent of such conflict.

(b) 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.

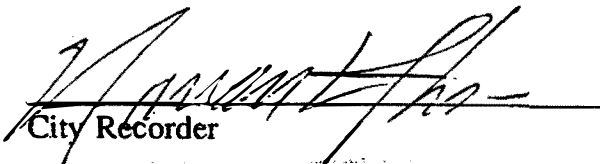
(c) This resolution shall take effect immediately upon its adoption and approval.

ADOPTED AND APPROVED this 26 day of July, 1995.

BLANDING CITY, SAN JUAN COUNTY, UTAH


Mayor

ATTEST AND COUNTERSIGN:


City Recorder

14. UAMPS Representative, Kay R. Johnson briefed the Council on the Joint and Cooperative Agreement stating that he felt that it was well written. *RESOLUTION 1995 -*

A motion was made by Councilmember Palmer, seconded by Councilmember Perkins and unanimously carried to authorize Mayor Slavens' signature for the Joint and Cooperative Agreement.

15. UAMPS Representative, Kay R. Johnson conducted a discussion pertaining to electric utility service outside the corporate City limits. Pacific Corp./Utah Power have requested the City serve only within the area we reasonably intend to annex and sell them the non-annexed service area system.

Following considerable discussion on the proposal and the various legal precedences, Mr. Kay Johnson was assigned to work with Utah Power on a favorable proposal. City Administrator, Norman L. Johnson was assigned to contact the Moab office of Utah Power and advise them of the discussion and plan of operation. It was felt that a one-year time frame would be adequate for the study and negotiations.

16. Council gave advice and consent to set a Public Hearing on August 23, 1995 at 7:45 p.m. for public comment on the "Constitutional Taking Issues" ordinance.

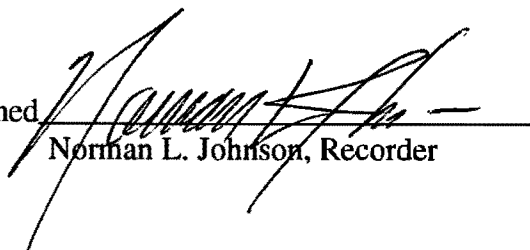
17. Chief of Police, Mike Halliday updated the Council on the Public Service Building remodeling project and requested an additional \$5,000 to bring the building to completion. Council gave advice and consent to using the PCIFB Grant as outlined in the grant proposal as they were confident of final approval on August 3, 1995.

18. City Administrator, Norman L. Johnson discussed with the Council the possibility of lowering the Natural Gas Connection Fees to encourage usage and advised them that a resolution would be prepared for adoption for the Council Meeting to be held on August 9, 1995. Council gave their advice and consent.

19. A motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried to authorize Mayor Slavens' signature for the Northwest Pipeline Amendment Agreement.

20. Council gave advice and consent to allow the County and City crews to chip seal as far as the funding would allow on the Pioneer Estates road, 200 West near the Dinosaur Museum and on the 200 North Alma Palmer Road.

21. The Meeting was adjourned at 9:32 p.m.

Signed 
Norman L. Johnson, Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
AUGUST 9, 1995
AT 7:00 P.M. AT THE CITY HALL

Present:	Mayor Pro-Tempore:	James K. Slavens
	City Councilmembers:	Kim Acton Lou Mueller Mike Northern Stan Perkins
	City Administrator:	Norman L. Johnson
	City Engineer:	Philip L. Palmer
	City Planner:	Bret Hosler
	City Treasurer:	Rona Flannery
Absent:	Mayor:	James K. Slavens

Also Present: Cleal Bradford; Neil Joslin; Monty Mendenhall; Daniel Francom;

1. A prayer was offered by Councilmember Mueller.
2. The Pledge of Allegiance was recited.
3. A motion was made by Councilmember Mueller, seconded by Councilmember Northern and unanimously carried to accept the minutes of the meeting held July 29, 1995.
4. City Engineer, Philip Palmer reported to and/or discussed with the Council the following items:
 - A. Informed the Council of a single bid received by Southern Paving Company for the asphaltting project and advocated signing the contract. Mr. Palmer indicated that the bid price of \$37.45 per ton was reasonable and within the estimated price range.

A motion was made by Councilmember Mueller, seconded by Councilmember Northern with a unanimous vote to accept the bid as submitted by Southern Paving and authorized the Mayor to sign the contract.
 - B. Advised Council of the necessity to formalize our membership with *Blue Stakes*. Several City signatures were needed to finalize the contract, including the Mayors.

A motion was made by Councilmember Northern, seconded by Councilmember Acton with a unanimous vote to authorize the necessary signatures to conclude the *Blue Stakes* contract.
5. City Planner, Bret Hosler reported to and/or discussed with the Council the following items:
 - A. Summarized the developments and findings while in attendance at the Western Planning Conference and noted that the entire State of Utah is experiencing phenomenal growth and productivity. Mr. Hosler recommended that the Planning Commission Chairperson attend next year's conference.
 - B. Reminded Council of the County-Wide Planning Board Meeting to be held on September 23, 1995 at the Monticello Courthouse. City Engineer, Philip Palmer will be representing the City and City Planner, Bret Hosler plans to be in attendance as well.
 - C. Informed the Council of a "wind-shield" survey with Councilmember Perkins and Ron Kline from TCI Cablevision to examine the possibility of servicing all City residents by utilizing the existing poles within the City boundaries. Mr. Hosler requested an extension of the franchise agreement to review further information obtained from TCI Cablevision plus add City suggestions and/or requirements.

A motion was made by Councilmember Perkins, seconded by Councilmember Acton with a unanimous vote to extend the TCI Cablevision Franchise agreement until October 1, 1995 and authorizing the City Administrator to issue such an extension.
5. Councilmember Perkins signified the need in our area to have foreign language (Spanish speaking) channel included in the TCI Cablevision Agreement.

Council gave advice and consent for City Planner, Bret Hosler to adjust the TCI Cablevision Agreement accordingly to include a foreign language (Spanish speaking) channel.

6. City Administrator, Norman L. Johnson reported to and/or discussed with the Council the following items:
- A. Reminded Council of the ULCT application deadline on August 24, 1995 and encouraged all to attend the meetings to be held September 13-15, 1995. Mr. Johnson also noted that in the event a full quorum is not constituted for the City Council Meeting on September 13, cancellation may be necessary.
 - B. Notified Council of the Power Board Meeting with UAMPS to be held on September 27, 1995 at 6:00 p.m. in the Blanding City Council Chambers.
 - C. Briefed Council on the election updates pointing out that at present, two candidates have filed for the open City Council seats. Mr. Johnson also reminded Council of the application deadline on August 22, 1995.
 - D. Informed Council of the two Public Hearings set for August 23, 1995 as follows:
 1. Constitutional Taking 7:45 p.m.
 2. Annexation/Northeast Area 8:00 p.m.
 - E. Received permission to schedule and notify Council and employee representatives of the informal work session to discuss payroll issues and procedures at a future time as is convenient.
7. Representing the Chamber of Commerce, Mayor Pro-Tempore Palmer informed Council a data-based private corporation located on the Wasatch front had expressed interest in our area.
8. Mr. Cleal Bradford updated Council on the results from the PFCIB meeting and presented a closing summary of the Comprehensive Service Plan noting the grants and loans obtained for the City of Blanding during the past four years. Applied for 1995 include the following:
- | | | | |
|--------------------|--------------|-------|------------|
| Water Conservation | \$200,000.00 | 75/25 | Grant/Loan |
| Fire Services | \$ 25,100.00 | | Grant |
| Cultural Resources | \$110,166.00 | | Grant |
8. Mr. Bradford also recommended a work session be scheduled with the Council to further study and review the Consolidated Water Agreement. This agreement is now in its ninth draft and needs to be adopted by all the water agencies. Councilmember Acton voiced a concern regarding the turn-over of the City Council and the need to keep abreast of the items listed in the agreement.
- Following a discussion, Mayor Pro-Tempore Palmer expressed the urgency to finalize the contract rather than burden the ensuing elected Councilmembers and suggested a work session be scheduled on the October 11, 1995 City Council Meeting with an adjustable time-frame as the date nears.
9. Utah Power and Light Representative, Monty Mendenhall indicated his staff was up on the capacity at the sub-station and they recognized the importance of a cooperative partnership between the City and UP&L.
10. Councilmember Perkins inquired as to weed control and abatement and maintained that the weeds along the City property adjacent to his property were a hindrance as well as an embarrassment. Following some discussion, Council requested "Weed Control" be placed on the next agenda and instructed City Planner, Bret Hosler to distribute copies of the weed control ordinance to the Council to review and reevaluate.
11. Council gave advice and consent to prepare an all-inclusive Capitol Needs List to present to the PFCIB before the October 15, 1995 deadline and schedule time on the agenda for a preliminary work session at the next City Council Meeting.
12. A motion was made by Councilmember Perkins, seconded by Councilmember Mueller with a unanimous vote to accept Resolution 1995-12, Natural Gas Utility Enterprise Service Connection Fees.

RESOLUTION 1995-12

A Resolution of the Blanding City Council setting the Natural Gas Utility Enterprise Service Connection Fee at \$325.00 plus the actual cost of installation. Labor, equipment, and material costs associated with the installation are referenced herein, but will be subject to change from time to time.

<u>DESCRIPTION</u>		<u>MATERIALS</u>	
	(Pipe)	(Dollar amounts per linear foot)	
Main	4"	\$	1.36
	2"	\$.41
	1"	\$.19

Service	2"	\$.41
	1"	\$.19
	½"	\$.07
(Other)		(Dollar amounts)
Risers	2"	\$ 98.81
	1"	\$ 26.84
	½"	\$ 20.19
Meters	2"	\$ 155.55
	1"	\$ 53.00
	½"	\$ 53.00
Regulators	2"	\$ 23.04
	1"	\$ 16.20
	½"	\$ 16.20
Trenching Machine		\$ 45.00/hr. with Operator
Labor		\$ 25.00/hr.

PASSED, ADOPTED, and APPROVED this 9th day of August, 1995.

S/_____
Wayne E. Palmer
Mayor Pro-Tempore

ATTEST:

Norman L. Johnson
Recorder

13. The City Administrator, Norman L. Johnson presented to the Council the following letter received from the San Juan County Commission declaring withdrawal of a previously granted Natural Gas Easement on Kiva Drive:

August 6, 1995

Mr. Norman Johnson
City Administrator
City of Blanding
50 West 100 South
Blanding, Utah 84511

Dear Mr. Johnson,

We have met this day with Mr. Dan Shumway and staff members from the Road Department regarding the issue of allowing a natural gas line to be placed within the right-of-way on property granted to the County. In reviewing the right-of-way, the language only allows for "an easement and right-of-way for the construction, improvement, operation, maintenance and use by the public". There are also some difficulties with the road placement being in line with the legal description of the right-of-way.

It is the opinion of Mr. Shumway and the County that this does not allow for placement of a utility line without further permission from Mr. Shumway. Mr. Shumway has indicated that Sunrise had provided him a copy of an alternate route, which is enclosed with this letter. Mr. Shumway has also indicated that he would be willing to sell an easement for the gas line, but would not grant a free easement through his property.

Please review this information to see if you agree with this position, but at this time it appears that the County does not have the option to grant a utility franchise along the County right-of-way.

Very Truly,

Ty Lewis, Chairman
San Juan County Commission

cc: Mr. Dan Shumway

Following a discussion, the Administrator was directed to contact the property owners who requested service, for their reaction or comments. Alternate recordable route could also be reviewed but must be the property owner's responsibility to provide the written right-of-way.

14. Councilmember Mueller encouraged all Councilmembers to attend the UACIR Summit Conference on October 18, 1995 at the State Capitol Building in Salt Lake where Governor Michael O. Leavitt will be the guest speaker. Councilmember Mueller also recognized the excellent opportunities for discussion of all aspects of government and the accessibility of State Officials.

Mayor Pro-Tempore Palmer suggested all available Councilmember who so desire be in attendance.

15. Councilmember Mueller questioned the Council concerning litter control and requested ideas or suggestions to address problem areas such as Main and Center Streets.

Council directed the City Administrator to review and evaluate the litter situation and further identify problem areas as well as current City garbage can locations.

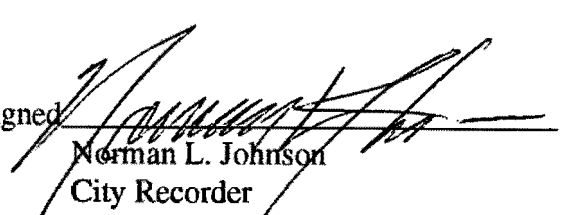
Council also instructed the City Planner to contact the Dale Stapely with the Utah Department of Transportation to check into signs and obtain a copy of the litter control ordinance.

16. City Administrator, Norman L. Johnson reminded Council of the dump closure on October 8, 1995 and suggested the City be prepared for possible repercussions due to a likely increase of garbage fees.

17. Councilmember Mueller expressed a concern regarding the appearance of the South Park lawn and suggested the City look into the viability of an automated night sprinkling system in the future, or increased man-power to maintain the grounds.

18. City Council Meeting was adjourned at 8:45 p.m.

Signed


Norman L. Johnson
City Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
AUGUST 23, 1995
AT 7:00 P.M. AT THE CITY HALL

Present:

Mayor:
City Councilmembers:

James K. Slavens

Kim Acton

Lou Mueller

Mike Northern

Wayne Palmer

Stan Perkins

City Administrator:

Norman L. Johnson

City Engineer:

Philip Palmer

City Planner:

Bret Hosler

City Treasurer:

Rona Flannery

Also Present: Harold Lyman; Rick Shelby; Becky Joslin; Otis B. Wright; Joe B. Lyman; Tim Schmitt; James Brandt; Daniel Francom; Phil Mueller; Jerry Holliday; Dan Shumway; Junior Cosby; Mavis Cosby; Eva Dawn Lameman; Kyle Adams; Mary Perkins; Wayne Perkins; Crystal Perkins; Craig Halls; Tara Dawn Olsen; Steve Olsen; Tony Wojcik; Wendy Johnstun; Becky Joslin.

1. A prayer was offered by Bret Hosler.
2. The Pledge of Allegiance was recited.
3. A motion was made by Councilmember Perkins, seconded by Councilmember Acton and unanimously carried to accept the minutes of the meeting held on August 9, 1995 with the following change:

A. Item #8 - "Fire Services" changed to "Public Safety".

4. City Engineer, Philip Palmer reminded Council of the Fourth and Starvation Reservoirs' inspection with the Utah State Division of Dam Safety on August 30, 1995 at 8:30 a.m.

5. City Planner, Bret Hosler reported to and/or discussed with the Council the following items:
 - A. Informed Council of an informal cook-out/meeting with Utah Department of Transportation Officials to be held on September 11, 1995 at Devil's Canyon Campground at 6:00 p.m.

City Engineer, Philip Palmer commended the City Planner stating the reason for the UDOT visit as well the prompt action for the Devil's Canyon Highway project was due primarily to Mr. Hosler's patience and persistence.

B. Updated Council on the status of TCI Cablevision Agreement and noted that the first draft had been completed and is ready for additional negotiations with TCI Cablevision.

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

A. Travel Requests

1. Councilmember Mueller/Utah Rural Economic Summit/September 6-8

The Council felt she should not attend this conference.

B. Recommended cancellation of City Council Meeting on September 13, 1995 due to the Utah League of Cities and Towns Convention and probable lack of a quorum.

Council directed the City Administrator cancel the regularly scheduled City Council Meeting for September 13, 1995.

C. Suggested scheduling a Work Session to begin preparing the Capitol Needs Expenditure List for the Community Impact Board as the lists are due in the next few weeks.

Council scheduled a Work Session on September 6, 1995 at 6:00 p.m. at the City Offices.

D. Reminded Council of the dump closure on October 8, 1995.

E. Informed Council of the Joint Highway Meeting to be held in Tooele on September 21-22 but he has scheduled vacation for this week and wanted to know if a member of the Council could attend.

Councilmember Palmer stated he would attend as the City representative, schedule permitting.

F. Updated Council on the current election status pointing out that eight interested citizens have applied for the three open City Council seats. A primary election will be held October 3, 1995 to narrow the field to six. Those who have filed are as follows:

Phil Acton
Dan Hurst

Randee Bayles
Mary Lou Mueller

K.C. Benedict
Rick Shelby

Steve Bradford
Dale Slade

Council directed the City Administrator select and arrange for the judges as needed from the four County/City precincts.

G. Notified Council of a planned pre-construction meeting with Northwest Pipeline on Monday, August 28 at 2:00 p.m. in the Council Chambers. Any member of Council will be welcome and encouraged to attend.

Council took a break at 7:30 p.m.

Council Meeting resumed at 7:35 p.m.

7. Chamber of Commerce Director, Harold Lyman presented the Council with the following items:

A. Notified Council that planning for the Christmas festivities are well underway.

B. Informed Council of anticipated plans for a hiking trail near West Water Canyon and noted that the Utah State Division of Parks and Recreation would be aiding the Chamber with the grant application.

C. Briefed Council of a hazardous materials training program which would qualify people in our area to work on the Monticello Tailings Project. The course was arranged for and in cooperation with Utah Job Service and the SSAB.

8. Mayor Slavens took the floor and instructed those in attendance of the correct procedure and current policy concerning a Public Hearing. He asked that anyone wishing to speak on the two Public Hearing issues sign the appropriate registers.

9. City Planner, Bret Hosler informed the Council that "No Littering" signs can be obtained through the Utah State Department of Transportation by written request from the City.

Council directed the City Planner to draft a letter to UDOT requesting the anti-littering signs.

10. A discussion was held regarding weed control. Comments were made by Jerry Holliday pertaining to the spraying of weeds at Camp Jackson and the effect it has on the area. Wayne Perkins also commented on the use of chemicals and the environmental concerns of such use. City Engineer, Philip Palmer advised that all the spraying was done by the County and paid for by the City.

11. At 7:45 p.m., Mayor Slavens opened the Public Hearing, "Constitutional Taking Issues". City Attorney, Craig Halls briefly explained the purpose of the proposed ordinance to those in attendance.

Comments were made by Joe B. Lyman and Otis B. Wright pertaining to the proposed ordinance.

At 8:00 p.m., Mayor Slavens tabled the Public Hearing until later in the meeting as another Public Hearing was scheduled for 8:00 p.m.

12. At 8:02 p.m., Mayor Slavens opened the Public Hearing, "Annexation of the Northeast Area". City Planner, Bret Hosler displayed a map of the proposed annexation area.

Comments were made by Jerry Holliday and Wayne Perkins pertaining to the annexation.

There were no property owners affected by the annexation present who wished to speak to the issue.

Mayor Slavens closed the Public Hearing at 8:10 p.m. and advised those present that the matter would be voted on in the September 27, 1995 Council Meeting.

13. At 8:10 p.m., Mayor Slavens returned to the Public Hearing, "Constitutional Taking Issues". Additional comments were made by the following:

Dan Shumway; Joe B. Lyman; Craig Halls; Kyle Adams; Jerry Holliday; Otis Wright.

Mr. Wright requested the Council defer any action until a citizens group could re-write or seek a legal opinion on the proposed ordinance.

Mayor Slavens declared the Public Hearing closed at 8:25 p.m.

14. Following a brief discussion, Council gave advice and consent to authorize Mayor Slavens' signature for the Designation of Voting Delegates at the Utah League of Cities and Towns Meetings on September 13-15. Any or all of the elected officials in attendance are authorized to vote the City's ballot.

Councilmembers Mueller, Northern, and Perkins noted they plan to attend to conference.

15. City Administrator, Norman L. Johnson presented a letter to the Council from the State Department of Environmental Quality, Southeast Utah Health District concerning non-culinary water taps and necessary requirements proposed to correct the situation.

Council gave advice and consent to send a copy of the letter received from the State along with an additional letter from the City notifying all raw water tap users of the intended use for untreated water. The letter from the State is as follows:

August 15, 1995

James K. Slavens, Blanding City Mayor

50 West 100 South

Blanding, UT 84511

Dear Mayor Slavens:

During a recent inspection of the Blanding water system, we became aware of possible culinary use of untreated surface water. Approximately 15 homes are served by connections to the Blanding raw water transmission pipeline. We were informed by the City Engineer, Waterworks Superintendent and the City Administrator these connections were granted explicitly for stock watering and garden irrigation use. The Utah Division of Drinking Water Rules and Regulations require all surface water be treated and disinfected for culinary use. Therefore we request you take the following actions:

1. Provide the Division of Drinking Water documentation which shows the users were aware at the time of connection, water supplied through these connections was for stock watering and garden irrigation only.
2. Provide the owner of every connection granted on the raw water pipeline written notification which clearly states water supplied through these connections is untreated and not intended for culinary use.
3. Include with each monthly water billing statement written notification which clearly states water supplies through these connections in untreated and not intended for culinary use.

If you have any questions concerning this matter, please contact David Ariotti at 637-3671.

Sincerely,
Utah Division of Drinking Water

David Ariotti, P.E., Southeast District Engineer

cc: Kevin Brown, Director, Division of Drinking Water
David Cunningham, Interim Director, SE Health Department

16. Discussion was held regarding the authorization of the PCIFB loan portion of the Third Reservoir water project and the need to obtain a written agreement from the Irrigation Company confirming their commitment to meet the required payment of \$2,500 over a twenty year period.

A motion was made by Councilmember Perkins, seconded by Councilmember Acton with a unanimous vote to authorize the necessary signatures on the documents as soon as a written agreement or formal resolution is received from the Irrigation Company.

17. Council discussed the employee relation committee concept but prolonged further discussion until next Council Meeting.

18. City Administrator, Norman L. Johnson summarized the events from the Edge of the Cedars State Park Intern Program Meeting held on August 15, 1995. He and the Mayor had attended and both felt it was a worthwhile program. Following discussion, the Council decided against financial involvement in the project.

19. City Administrator, Norman L. Johnson advised the Council that he had attended a meeting along with the City Planner and Councilmember Northern on August 15, 1995 at 7:00 p.m. in the Technology Center concerning the possibility of constructing a recreation and sports complex.

Council held a brief discussion regarding the feasibility of a land exchange or grant funding but did not arrive at any decisions concerning City involvement. The Administrator was authorized to discuss various scenarios with the College or other land owners in the area.

20. Councilmember Palmer requested direction from the Council concerning the Planning Commission's level of involvement in the need to re-do our weed ordinance.

Council directed the Planning Commission to review and restructure the weed control ordinance as needed and desired staff to enforce the current weed control ordinance as much as possible.

Councilmember Acton suggested the City hire a tractor operator temporarily to better manage weeds on City owned property. Following a continued discussion, the Council gave direction to have the City crews maintain weeds as time permits and allow staff to run the tractor on a contract basis (after hours) if they desired for \$8.00 per hour.

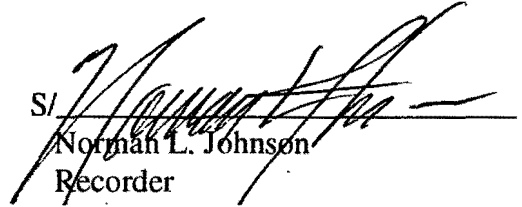
Council gave advice and consent to abide by the current policy of the City crews maintaining weeds as time permits.

21. Councilmember Mueller requested some type of reimbursement or small compensation for long distance phone calls made by Health Care Board Members in their effort to investigate prospective medical investors or personnel credentials.

Council declined any reimbursement.

22. Councilmember Acton invited all in attendance to a San Juan High School Football Fundraiser (tailgate party) to be held on Friday, September 1, 1995 at the east parking lot.

23. The meeting was adjourned at 9:15 p.m.


S/ Norman L. Johnson
Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
SEPTEMBER 27, 1995
AT 7:00 P.M. AT THE CITY HALL

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

Also Present: Phil Mueller; Dixie Barksdale; Ron Theobald; Lee Theobald; Chuck Davis; Gorden Hawkins; Rick Shelby; Harold J. Lyman; Neil A. Joslin; Otis J. Wright; Don Smith; Bob Hayden; Bruce Shumway; Danny Fleming; Debbie Christensen; Doug Austin; Dan Shumway; Daniel Francom; Jennifer Bradford.

1. A Prayer was offered by Mayor Slavens.
2. The Pledge of Allegiance was recited.
3. A motion to approve and accept the minutes of the meeting held on August 23, 1995 was made by Councilmember Palmer, seconded by Councilmember Northern and unanimously carried.
4. City Engineer, Philip Palmer reported to and/or discussed with the Council the following items:
 - A. Explained to the Council the long-term plans for airport improvements affirming the need to obtain future funding for apron repairs and the runway extension. Creamer and Noble Representative, Mr. Ron Theobald, displayed a chart of the proposed airport plans showing the "non-precision approach" and the "precision approach" alternative. The precision approach would require relocating the terminal building, hangars and apron, plus the purchase of land 500 feet on either side of the runway, including the Lyman land with the newly constructed hay barn. The City Council preferred the "precision approach" and agreed to commence taking progressive steps towards the purchase of the necessary acreage.
 - B. Informed the Council of the immediate needs of the airport, with a reminder that 90 percent of the funding for the seal coat and painting has been approved in the UDOT agreement and now requires the Mayor's signature before the necessary funding can be received. Council authorized Mayor Slavens' signature on the UDOT agreement and also directed the City Engineer to hire qualified contractors for the seal coat and the painting using his best judgement and experience while pardoning the normal bidding process.

C. Requested direction from the Council regarding the Olympus Aerial Survey indicating that the cost of the photographic image for the entire proposed area would be \$47,630 exceeding the budgeted amount of \$38,425.

Council agreed to hold to the budgeted \$38,425 for the aerial survey and begin at the golf course proceeding as far south as funding will allow.

4. AOG Representative, Dixie Barksdale presented to the Council a copy of the grant proposal sent to the Economic Development Administration in behalf of the Blanding Arts Enterprise and Conference Center. Mrs. Barksdale explained that the comprehensive application contains a wealth of information including community and business surveys with supporting data, tourism facts, infrastructure details and employment statistics. A colorful and enticing brochure was also displayed.

Mayor Slavens along with the Council complimented Mrs. Barksdale on the professional quality of the project and expressed sincere gratitude for the intensive research and personal time involved in preparing the proposal.

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

A. Mentioned that the Planning Commission briefly reviewed the proposed "Constitutional Taking Ordinance" but did not come forward with a recommendation.

B. Advised the Council of changes to the TCI Cablevision Franchise Agreement and mentioned the final draft is near completion but that another extension of the existing agreement may be necessary.

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

A. Travel Requests

1. Diane Bradford & Judge Yoakam/Court Clerk Training/Moab/TBA
Council gave advice and consent.

B. Reminded the Council of the upcoming primary election to be held on Tuesday, October 3, 1995. Mr. Johnson informed the Council that four judges have been appointed representing each of the four voting districts.

C. Rescheduled a Work Session to review the Consolidated Water Agreement for November 8, 1995.

D. Reminded Council of the Utah Department of Transportation Highway Needs Hearing on September 28, 1995 at 6:30 p.m. in Moab and encouraged all interested Councilmembers to attend.

E. Provided Council with a copy of a previously written memorandum dated July 7, 1992 as to the expectations concerning weed control and maintenance.

F. Informed the Council of a work session scheduled for October 16, 1995 at 1:00 p.m. with the San Juan County Commission at the County Courthouse. Monticello, and Blanding elected officials and staff are invited to attend to review current County and City inter-local agreements and discuss other items of concern and interest.

G. Recommended a revision in Personnel Policies and Procedures C-5 (Educational Assistance) and noted that the valuable effect of an employee's supplementary education for the City's benefit should be a consideration.

Mayor Slavens read a portion of a letter from Councilmember Perkins stating his opposition to any change of the current policy. The item was tabled to a future date.

H. Requested an amendment to Personnel Policies and Procedures D-1 (Pay Day). Mr. Johnson pointed out that Pay Day is currently on the last working day of the month, requiring hourly estimations and the necessary follow-up adjustments.

A motion was made by Councilmember Palmer, seconded by Councilmember Mueller with a unanimous vote to amend and adopt Personnel Policies and Procedures D-1 (Pay Day) as follows:

CITY OF BLANDING
PERSONNEL POLICIES AND PROCEDURES

POLICY NUMBER D - 1

TITLE: PAY PRACTICES

POLICY: PAY DAY

Pay Day for all employees is the second working day following the end of each month.

The City will not normally provide advance pay.

POLICY: ADVANCE ON WAGES

No provisions are available for advances against your wages. However, an exception to this policy may be made in cases of extreme emergency as determined by the City Manager. Financial delinquencies will not be considered a bona fide emergency.

POLICY: ASSIGNMENTS OR GARNISHMENTS

Normally, the City will not assist creditors in the collections of personal debts from employees. However, under certain legal procedures known as garnishments, levies, and judgements, the City is compelled by law to take action.

If your wages are attached, the office will notify you immediately so that you may have an opportunity to make settlement and effect a release. If you are unable to obtain a release, the City is required by law to withhold a specified amount of your earnings and, in some cases, transmit some or all of your earnings to a creditor or an agency of the government.

If you have any creditor problem or anticipate legal action resulting from an indebtedness, it is suggested that you consult with the City Manager without delay.

Do not make installment or credit purchases which may result in compulsory wage assignments or garnishments. In case of wage assignments, the employee will notify the City Administrator. Private arrangements for the satisfaction of the assignment must be made with the creditor.

POLICY: PAYROLL TAXES

Employees of the City are eligible for benefits that are derived from Federal Social Security. The City matches your contributions by an equal amount, according to the rates set up by the United States Government.

1. Withholding Tax - the amount deducted for Federal Income Tax withholding payments will vary depending upon your earnings and the number of exemptions claimed (State Income Tax is also withheld where applicable).
2. Social Security (FICA) - a percentage of your earnings is deducted until maximized and the City also contributes an equal amount to your Social Security Account.

POLICY: SPECIAL DEDUCTIONS

Voluntary deductions authorized by you may include U.S. Savings Bonds, safety equipment or other as agreed between you and the City. Unemployment Insurance Tax is paid entirely by the City and there is no deduction from your paycheck.

REVISED 9/27/95

7. Chamber of Commerce President, Rick Shelby suggested the Council comprise a written Resolution or some form of published document containing services or incentives the City would provide that could be used as a catalyst for recruiting new business.

City Administrator, Norman L. Johnson suggested to the Council that the Chamber of Commerce evaluate and ascertain new business incentives representing the current business community, then submit a recommendation to the Council. Advice and consent was given to that proposal and Mr. Shelby agreed to the assignment.

8. Blanding Irrigation Company President, Bruce Shumway requested the City's authorization to route Irrigation Company water into Starvation Reservoir for part of next year's irrigation season to allow completion of the Third Reservoir reconstruction as needed. Mr. Shumway pointed out that this would be a one-time basis, and that without a diversion the irrigation season could be seriously constrained.

Council gave advice and consent instructing Water Superintendent, Danny Fleming to oversee the agreement. Councilmember Palmer declared conflict of interest as he is an Irrigation Company Stockholder.

9. Mr. Don Smith, also representing the Irrigation Company requested the Council take immediate action and hire an engineering firm rather than delay project construction. The City Engineer informed the Council that contact had been made with Sunrise Engineering regarding the magnitude of the project as well as the financial aspects. Based on his findings, and previous involvement, Mr. Palmer recommended the City hire Sunrise Engineering to complete the Third Reservoir project.

A motion was made by Councilmember Mueller, seconded by Councilmember Palmer and unanimously carried to allow the City Administrator and the City Engineer to contact and employ Sunrise Engineering, and oversee the project throughout its entirety.

10. Mayor Slavens commended City Water Superintendent, Danny Fleming's knowledge, experience and involvement in dealing with all areas of water management.

11. City Fire Chief, Gordon Hawkins invited the Council to attend an open house at the Fire Station on October 12, at 5:00 p.m. in commemoration of "Fire Safety Week", October 9-13.

12. City Planner, Bret Hosler explained to the Council that no changes have occurred in the proposed Northeast Annexation Area and recommended that the Council accept and adopt the boundary change as presented at the September 13 Public Hearing.

A motion was made by Councilmember Mueller, seconded by Councilmember Northern with a unanimous vote to accept Resolution 1995-13 "Annexation of the Northeast Area".

RESOLUTION NO. 1995-13

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 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 land surveyor certified by the same; and

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

NOW, BE IT THEREFORE 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:

(To be attached according to the official annexation plat)

PASSED, ADOPTED, and APPROVED this 27th day of September, 1995.

S/_____
James K. Slavens

Mayor

ATTEST:

Norman L. Johnson
City Recorder

13. City Planner, Bret Hosler requested the Council's approval to proceed with annexation of the south part of town along Highway 191 and extending to Christensen Bulk Plant. Although plans are established to annex as far south as Shirt Tail Junction, Mr. Hosler recommended a more reticent approach, possibly a year from now.

Council gave advice and consent to set a Public Hearing to annex the south part of town as far south as Christensen Bulk Plant in November.

14. Concerned Citizen, Otis Wright related his findings regarding the Constitutional Taking Ordinance. Mr. Wright explained that there is no deadline for acceptance of the ordinance and that because many items in the ordinance were not clear, it may be in the best interest of the public to table the issue until absolutely necessary, thus allowing time to thoroughly research the issue.

Council agreed to table the issue indefinitely but listen to any new information pertaining to the Constitutional Taking Ordinance as it advances.

15. City Administrator, Norman Johnson presented to the Council the proposed list of projects to be presented to the PCIB for future long term needs to be submitted to San Juan County Administrative Assistant, Rick Bailey. Mr. Bailey will combine the list with San Juan County and Monticello for presentation to the PCIB.

Council gave advice and consent.

16. City Administrator, Norman L. Johnson informed the Council of the rate increase submitted by Baker Sanitation of \$1.50 per poly-cart due to ramifications of the dump closure on October 8, 1995.

Following a discussion, a motion was made by Councilmember Northern, seconded by Councilmember Mueller and voting was as follows to accept and adopt a Resolution No. 1995-14 "Increasing garbage rates from \$10.00 per month to \$11.50 per month, effective November 1, 1995":

Those voting 'AYE'

Councilmember Mueller

Councilmember Northern

Those voting 'NAY'

Councilmember Palmer

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

17. With a presentation of a restrictive covenant for annexation, a motion was made by Councilmember Mueller, seconded by Councilmember Palmer with a unanimous vote to allow David Ivins to tap the culinary water system as soon as all fees are paid.

18. Following a presentation and discussion, a motion was made by Councilmember Mueller, seconded by Councilmember Northern and unanimously carried to authorize the Mayor's signature on the PCIFB Grant Contract of \$25,100 for building improvements at the Police and Fire Station.

19. Following a presentation and discussion, a motion was made by Councilmember Mueller, seconded by Councilmember Palmer with a unanimous vote to authorize the necessary signatures on the Federal Surplus Property Application, thereby renewing our participation in the program.

20. As an action of presentations at the Power Board Meeting held at 6:00 p.m. this evening, the full text of three agreements between the City and UAMPS were presented for City Council Action.

A. Crisp Power Supply Project

B. Member Services Agreement

C. ICPA Political Action Project Agreement

Following a discussion, a motion was made by Councilmember Palmer and seconded by Councilmember Northern to accept the agreements and authorize the appropriate signatures. Voting was unanimous.

21. A Work Session involving the City Administrator, City Planner, Power Board Representative and the Council for discussion on the electric utility service area was scheduled for October 25, 1995 at 5:30 p.m. in the Council Chambers.

22. Councilmembers Mueller reported back to the Council on the Utah League of Cities and Towns Conference and remarked that the meetings were very beneficial and educational.

Councilmember Northern indicated that he found the Conference to be informative as well.


23. City Administrator notified the Council that the Electrical Superintendent, Mark Shumway has resigned employment with the City and a farewell party will be on September 29, 1995 at 8:00 a.m. for all who could attend.

24. Mayor Slavens requested Councilmember Mueller display the layout of the proposed Blanding Health Care Center and discussed the significance of a health care facility in our area.

Following a discussion, Councilmember Mueller motioned to donate the City owned land previously set aside for a medical facility to the Blanding Health Care Board contingent upon it being leased to a private company within one year after the signing of the agreement; to donate only the land needed to adequately accommodate the proposed facility by private enterprise; to provide electrical, water, natural gas, and sewer hookups to the property line and to waive the electrical, water, natural gas, and sewer connection fees. The motion was seconded by Councilmember Northern with a unanimous vote.

25. Mayor Slavens updated the Council on the positive effects of the Legislative visit and thanked the City Engineer and the City Planner for the excellent presentation of our area.

26. The meeting was adjourned at 10:04 p.m.

Signed 
Norman L. Johnson, Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
OCTOBER 11, 1995
AT 7:00 P.M. AT THE CITY HALL

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

Also Present: K.C. Benedict; Bo Montella; David Palmer; Harold Lyman; Neil Joslin; Dan Hurst; Jennifer Bradford; Daniel Francom; Jeff Black; Venyce Anderson; Nyla Orr; Elaine Montella; Phil Mueller.

1. A prayer was offered by Philip Palmer.
2. The Pledge of Allegiance was recited.
3. A motion was made by Councilmember Mueller to accept the minutes with the following change:
Item #3- Insert after the word 'south', "to the City's medical property and as far east and west (as funding will allow).
The motion was seconded by Councilmember Palmer and voting was as follows:
Those voting 'AYE': Councilmember Mueller
Councilmember Palmer
Those abstaining: Councilmember Perkins

4. City Engineer, Philip Palmer updated the Council on the Third Reservoir Project. Mr. Palmer noted that the Dam Safety Committee had studied the reports and requested a meeting on October 18, 1995 at 11:00 a.m. in the Council Chambers. Those available to attend were encouraged to do so.

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

A. Noted that some revision had been done on the aerial photo plans and now includes the golf course as well as the proposed medical facility.

B. Informed the Council that the TCI Cablevision Franchise Agreement was in its final draft and suggested all Councilmembers who would like to review the contract do so posthaste.

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

A. Notified the Council that the City Administrator, Norman L. Johnson had been invited to attend a Natural Gas Consumers Association Conference in Missouri on October 18-20, 1995 and requested direction from the Council. Council denied the trip as the City Administrator did not feel it was necessary and it was not previously budgeted.

B. Encouraged all to attend an Open House at the Fire Station on October 12, 1995 at 5:00 p.m.

C. Reminded Council of the meeting with the County Commission on October 16, 1995 and stressed the importance of the Council's attendance as well as the City Planner, City Engineer, Chief of Police, and Assistant Fire Chief.

D. Reviewed the current utility rate schedules recognizing the increase of monthly garbage rates from \$10.00 to 11.50 beginning on the November 25, 1995 billing.

E. Relayed the official results of the City Primary Election held on October 3, 1995 as listed below:

Phil B. Acton	88
Randee L. Bayles	191
Kathleen C. Benedict	247
Steven Bradford	128
Dan A. Hurst	120
Mary Lou Mueller	251
Rick Shelby	183
M. Dale Slade	205

The two candidates eliminated in primary election were Phil B. Acton and Dan A. Hurst. Six prevailing candidates will advance to the General Election on November 7, 1995.

F. Provided Council a copy of the completion and acceptance letter from the State of Utah regarding the CDBG Project.

7. Councilmember Mueller commended the Fire Department for their courage and dedication to the citizens of Blanding and credited the positive outcome of potentially tragic fires to a well-trained and prepared volunteer department.

8. Chamber of Commerce Director, Harold J. Lyman informed the Council that the Chamber was currently in the process of accepting bids to produce the the Blanding City brochure.

9. Mr. David Palmer petitioned the Council to reconsider lending the curb and gutter cement forms to private citizens due to the unavailability of such forms in our area. Mr. Palmer expressed a desire to have curb and gutter in place before winter because of a water drainage problem that has occurred at his residence.

Under advisement of General Services Director, Jeff Black and City Engineer, Philip Palmer, a motion was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried to lend out the City curb and gutter forms upon compliance of the following conditions:

October 11, 1995 Cont'd.

- 1) A \$200 cleaning deposit must be paid in advance and will be returned to the party if forms are found clean and damage free upon return inspection.
- 2) Only licensed contractors may use the forms and must be responsible for the care and maintenance while in their use.
- 3) Forms to be used only on City curb and gutter projects; no private use.
- 4) City projects take precedence over private projects; availability based on City needs and use first.
- 5) A reasonable time limit must be implemented on each project as determined by the General Services Director and the City Engineer.
- 6) The maximum measurement of forms to be lent out any one party is fifty linear feet.
- 7) Cement tools will be available for rent if needed and not in use by the City. Tool rental prices will be established by the City Engineer and the General Services Director based on market value.

8. Mr. Frank A. Montella requested the City acknowledge the Civilian Conservation Corps in the form of a permanent historical land marker of some type. Because of the positive impact the CCC Camp had on the community, Mr. Montella felt that the State Centennial year would be very timely in honoring those who were involved by placing a memorial marker at the former camp site.

Council agreed to Mr. Montella's proposal and directed City Planner, Bret Hosler follow up with the site location and prepare a plan noting the type of marker and including financial information to present to the Council for final approval.

9. Mrs. Venyce Anderson urged the Council to take action with speeding traffic causing a dangerous situation on 300 West between 400 and 500 South. Mrs. Anderson familiarize the Council with the area and noted that currently there are twenty-seven children under the age of ten increasing the risk of a serious accident.

Following a discussion with the General Services Director and City Engineer, Council gave advice and consent for the City to place a Stop Sign on 500 South and 300 West on the west and east sides of the street. Mayor Slavens agreed to notify the Police Department and increase enforcement of the area.

10. Mayor Slavens clarified the reasoning behind the decision made at the last City Council Meeting (Item #24) regarding the land donated to the Health Care Board and allowed comments from concerned citizens and the Council.

Councilmember Perkins expressed his offense to the Council for making a decision of great impact on an item that was not placed on the agenda, thus making it impossible for those Councilmembers who could not be in attendance to voice an opinion. Mr. Perkins felt the Council should have postponed making any decisions until the remaining Council and the public had been notified.

The meeting was adjourned at 8:20 p.m.

S/ _____
Rona Flannery, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
OCTOBER 25, 1995
AT 7:00 P.M. AT THE CITY HALL**

Present:

Mayor:
City Councilmembers:

James K. Slavens
Lou Mueller
Wayne Palmer
Stan Perkins
Philip Palmer
Bret Hosler
Rona Flannery
Kim Acton
Mike Northern

Absent:

City Engineer:
City Planner:
City Treasurer:
City Councilmembers:

Also Present: Phil Mueller; Rick Shelby; Cleal Bradford; Alden Robinson; Brett Burtenshaw; Kerry Bayles; Neil Joslin; Jennifer Bradford; Daniel Francom; Jeff Black.

1. A prayer was offered by Councilmember Perkins.
2. The Pledge of Allegiance was recited.
3. A motion to accept the Minutes of the Council Meeting held on October 11, 1995 was made by Councilmember Perkins, seconded by Councilmember Palmer and unanimously carried.

4. City Engineer, Philip Palmer reported to and/or discussed with the Council the following items:

A. Notified the Council that the proposed dollar amount requested from the County for the City Airport construction is due on October 30, 1995 and indicated that he was in the process of compiling the necessary financial information and would present it to the County authorities in compliance with the deadline.

B. Updated Council on the Third Reservoir Project and then turned the time to Sunrise Engineering Representative, Alden Robinson.

Who informed the Council that the airport project was scheduled for the Community Impact Board Agenda on November 2, 1995 and he would recommend a redistribution of the grant funding. Mr. Robinson noted that although he did not have specific details, he felt confident that the request would be approved.

Council gave advice and consent to charter a flight to the CIB meeting in Salt Lake City.

In other matters, Mr. Robinson discussed with the Council the Natural Gas Pipeline progress and informed them that the testing on the extension would be complete this week and ready for operation in November. Other details concerning the testing and the gas supplier were also reviewed.

C. Reported that the daily water consumption average is 650,000 gallons per day. Mr. Palmer also noted that Starvation Reservoir is down approximately eight feet and the Fourth Reservoir is down four and a half feet. Overall, the City is in a stable and sufficient water position.

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

A. Recommended Council approve and accept the TCI Cablevision Franchise Agreement. It has been reviewed and found to be sound by the City Attorney.

Following some discussion, a motion to accept the TCI Cablevision Agreement was made by Councilmember Palmer and seconded by Councilmember Mueller. Voting was as follows:

Those voting 'AYE'

Councilmember Mueller

Councilmember Palmer

Those voting 'NAY'

Councilmember Perkins

Constituting all members present, Mayor Slavens declared the motion failed. The issue was tabled until the next Council Meeting.

B. Presented to the Council a plan for the CCC Camp Monument and discussed the layout as well as the project financing. Discussion was postponed until later in the meeting as Councilmember Palmer would be leaving shortly and an action item needed to be handled.

6. A motion was made by Councilmember Mueller, seconded by Councilmember Perkins and unanimously carried to accept the Mutual Gas Transportation Agreement between Utah Gas Service and the City of Blanding and authorized the necessary signatures for completion.

Councilmember Palmer left the meeting at 8:01 p.m.

7. The discussion regarding the CCC Camp project was continued and then tabled the issue until next Council Meeting.

8. The aerial survey contract was discussed and Council suggested that Mr. Hosler bargain with the Company to cover the suggested area for the allotted price and confirmed the City Administrator's authority to discern any additional costs if necessary within existing guidelines.

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

A. Reminded Council of the Work Session on November 8, 1995 at 6:00 p.m. regarding the Water Agreements.

B. Reported on the DOE Ground breaking Ceremony in Monticello on October 17, 1995.

C. Reminded all of the General Election to be held on November 7, 1995. Mr. Johnson informed the Council that the voting location for all four precincts is at the City Offices from 7:00 a.m. until 8:00 p.m. a judge representing each of the districts. An official canvass will ensue on November 8, 1995.

D. Discussed the upcoming street sign purchases along with the costs of different sizes and colors. Council gave advice and consent to purchase in accordance with State mandated regulations as City funding will allow.

E. Notified the Council that the Swallow's Nest, Albert R. Lyman's Studio will be considered by the Utah Board of State History for nomination to the National Register of Historic Places. The meeting at which the nomination will be considered is on November 17, 1995 at 2:00 p.m. in Salt Lake.

F. Informed the Council that the staff is currently in the process of creating a new utility billing statement which would have more inclusive information capabilities and is anticipated to be in effect by the November 25th billing.

10. Concerned citizen, Mr. Cleal Bradford suggested the Council rescind the motion to lease the City owned land to the Blanding Health Care Board and to transfer the lease to the Building Authority thus enabling the possibility of CIB funding and leaving it under an arm of the City. Council agreed to review the matter at the next Council Meeting.

11. City Administrator, Norman L. Johnson recommended rescheduling the discussion on the Baker Sanitation franchise fee possibility until a full quorum is in attendance.

12. City Administrator, Norman L. Johnson reminded the Council that the dump has been reopened as there was a federal extension for up to two years. Council suggested placement of the matter on the next meeting's agenda.

13. Mayor Slavens reported on the meeting with the County Commission where County agreements and services were discussed. The Mayor said a meeting with County Commissioner, Bill Redd was planned to continue deliberation on the matter.

14. City Administrator, Norman L. Johnson mentioned that a traffic survey on 300 West and 500 South is accessible and included in the packet for the Council's information.

15. Councilmember Mueller briefed the Council on the most recent Health Care Board Meeting stating that much clarification as to how the Board had been operating had taken place with the County Commissioner.

The meeting was adjourned at 9:10 p.m.

SI

Norman L. Johnson

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
NOVEMBER 7, 1995
AT 7:00 P.M. AT THE CITY HALL

Present:

Mayor:	James K. Slavens
City Councilmembers:	Kim Acton
	Lou Mueller
	Mike Northern
	Wayne Palmer
	Stan Perkins
City Engineer:	Philip Palmer
City Planner:	Bret Hosler
City Treasurer:	Rona Flannery

Also Present: Neil Joslin; K.C. Benedict; Bret Hosler; Randee Bayles; Josh Raisor; Danny Fleming; Cleal Bradford; Harold Lyman; Jeff Black; Calvin Balch; Phil Mueller; Daniel Francom; Jennifer Bradford; Bruce Royer; Danny Flannery.

1. A prayer was offered by Councilmember Acton.
2. The Pledge of Allegiance was recited.
3. A motion to accept the minutes of the Council Meeting held on October 25, 1995 was made by Councilmember Mueller, seconded by Councilmember Palmer with the following change:

A. Item #15- Specify Commissioner "Bill Redd"

Voting was as follows:

Those voting 'AYE'

Councilmember Mueller
Councilmember Northern
Councilmember Palmer
Councilmember Perkins
Councilmember Acton

Those abstaining

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

4. City Planner, Bret Hosler informed the Council that Olympus Aerial Surveys, Inc. consented to photograph the requested area from the City for the budgeted amount of \$38,000. Mr. Hosler noted that area surveying and staking was currently underway to expedite the optimum photographic time period.

A discussion ensued regarding a complaint over the invasion of privacy entailed by the survey, Council directed the City Planner to notify a portion of the most affected residents of the purpose of the survey activity.

5. City Engineer, Philip Palmer reported on the condition of the tunnel following a tour with Councilmembers Acton and Mueller; Irrigation Company Representatives, Bruce Shumway and Shane Shumway; General Services Director, Jeff Black; City Employee, Chad Perkins; and City Planner, Bret Hosler.

A general consensus determined that the tunnel was clearly needing repair as. There is significant caving near the end of the metal tunnel liner. Mr. Palmer explained that a twenty-five foot extension of the liner into the mountain would resolve the immediate problem while other smaller improvements would need completion as time permits. The Irrigation Company has agreed to a 50/50 split of incurred expenses. Council gave advice and consent.

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

A. Travel Requests

1. Bond Closing/Richfield/11:00 a.m./November 27/City Administrator, Mayor Slavens and Councilmember Perkins
2. IMGA/Kanab/ November 17/City Administrator

Council gave advice and consent.

B. Requested direction regarding cancellation of the Council Meeting scheduled for November 22 (Thanksgiving Eve). Council gave advice and consent to cancel the meeting.

C. Presented for review the San Juan Water Conservancy District's tentative 1996 budget. Council authorized the City Administrator's signature of acknowledgment as needed.

D. Notified the Council that the Swallows Nest, Albert R. Lyman's Studio will be considered by the Utah Board of State History for nomination to the National Register of Historic Places. The meeting at which the nomination will be considered is on November 17, 1995 at 2:00 p.m. in Salt Lake. Councilmember Mueller expressed an interest in attending, weather permitting.

E. Informed the Council that a citizen's request had been made concerning removal of tree stumps on City sidewalks. Council directed the General Services Director and the City Administrator to analyze the situation and take what action seems necessary.

F. Inquired as to the Council's intentions regarding the traditional Christmas lighting program, historically held the day after Thanksgiving. Mayor Slavens requested the Chamber of Commerce's involvement and assigned Councilmember Mueller to oversee the project and form a committee if desired. Chamber of Commerce Director, Harold Lyman accepted the responsibility in conjunction with the Councilmember Mueller.

G. Requested direction from the Council regarding unpaid hangar rentals and airport office fees. Council directed staff to deal with the matter accordingly and to see that all matters are resolved by the end of month.

H. Apprised the Council of a truck parking problem in the recently annexed north-end of town along Highway 191. Council recommended the Administrator, Engineer, and Police evaluate the situation and make appropriate recommendations.

7. Chamber of Commerce Director, Harold Lyman reported to and/or discussed with the Council the following items:

A. Informed Council of a meeting on November 16 at 8:00 a.m in the CEU Cafeteria where Mr. Marion Bentley from Utah State University will discuss business retention and expansion.

B. Invited Council to attend the Annual Leadership Seminar hosted by the Chamber of Commerce on January 27, 1995 in the Comfort Inn Conference Room. Mr. Lyman mentioned that Mayor Slavens would address the state of the City followed by a luncheon at noon.

C. Familiarized the Council with the proposed West Water Trail Project with its scenic bicycle/walking path extending from the Edge of the Cedars Museum to the West Water Ruins. Mr. Lyman noted that a grant for 5,000 dollars had been applied for through the Utah State Travel Council with a promise from the County to match that amount.

8. Mr. Calvin Balch discussed with the Council some concerns regarding the City's electrical policy, particularly the deposit customer's responsibilities and obligations versus the landlord's. With a discussion ensuing, Council directed the City Administrator to clarify and strengthen the current policy and present a resolution for approval at the next Council meeting.

9. A motion was made by Councilmember Palmer, seconded by Councilmember Mueller and unanimously carried to authorize the necessary signatures on the "Letter of Intent to Meet Conditions" directed for the RECD Bond Closing.

10. A motion was made by Councilmember Palmer, seconded by Councilmember Mueller and unanimously carried to accept and adopt the Bond Resolution 1995-FMHA-1 authorizing the issuance of \$295,000 Parity Natural Gas Revenue Bond, Series 1995.

RESOLUTION NO. 1995-FMHA-1

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$295,000 PARITY NATURAL GAS REVENUE BOND, SERIES 1995 (THE "SERIES 1995 BOND"), OF BLANDING CITY, SAN JUAN COUNTY, STATE OF UTAH, PROVIDING FOR PAYMENT OF SAID SERIES 1995 BOND; RESOLVING THAT THERE BE ISSUED, SOLD AND DELIVERED A \$295,000 PARITY NATURAL GAS REVENUE BOND, SERIES 1995 AND ADOPTING CERTAIN COVENANTS AND REPRESENTATIONS IN ASSOCIATION WITH THE FOREGOING.

11. Following further discussion, it was moved by Councilmember Palmer and seconded by Councilmember Mueller, and approved by Mayor James K. Slavens, that Councilmember Perkins be appointed and that he was at said meeting appointed Treasurer Pro-Tempore of the City Council of Blanding City, State of Utah to act on November 27, 1995, in general and specifically for the purposed of acting as Treasurer of the Mayor and City Council of Blanding City and for execution of all documents and the said Councilmember Perkins was authorized and directed to execute and certify all documents, instruments, bonds and any further assurances incident to the negotiable \$295,000 Parity Natural Gas Revenue Bond, Series 1995 sold to the United States of America.

12. A motion was made by Councilmember Northern, and seconded by Councilmember Mueller to tape-record all City Council meetings.

A discussion resulted pertaining to the protection of Council as well as the invasion of privacy, Councilmember Northern rescinded the motion, following which Councilmember Mueller rescinded her second to the motion. Councilmember Northern asked that the issue be placed on next meeting's agenda. Councilmember Perkins requested the City Attorney's opinion regarding the legality of the matter. The Mayor directed the Administrator to acquire the legal opinion and place the item on the next Council Agenda.

13. City Planner, Bret Hosler reviewed with the Council some of the verbiage in the proposed TCI Cablevision Agreement and recommended a motion be made to accept the franchise agreement as is.

A motion was made by Councilmember Northern, seconded by Councilmember Mueller to accept the TCI Cablevision Franchise Agreement.

Considerable discussion ensued concerning the agreement contents and signing it at this time thus excluding other discussion for a more satisfactory agreement.

Councilmember Mueller rescinded her second to the motion.

Councilmember Northern rescinded the motion.

Council directed the City Planner to invite TCI Representatives as well as the public to attend a special meeting for the purpose of discussing a more definitive TCI Cablevision Agreement on December 13, 1995 at 6:00 p.m. in the Council Chambers. Council also directed the City Administrator to advertise the meeting.

14. City Planner, Bret Hosler reviewed with the Council the details of the CCC Camp Monument Project. Following a discussion, Councilmember Perkins motioned the City accept the proposal to fund the remainder of the project costs after the public raises \$3,000 to be applied towards it plus hires the contractor for the cement. Councilmember Northern seconded the motion and voting was as follows:

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

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

15. Councilmember Mueller recommended the City obtain a legal opinion about the possibly of retransferring the City owned medical land to the Building Authority as we need to answer questions regarding liability with the City, Health Care Board, and the Building Authority prior to any binding transfer.

16. A motion to transfer the property previously committed to the Health Care Board back to the City was made by Councilmember Perkins, seconded by Councilmember Acton and voting was as follows:

Those voting 'AYE'	Councilmember Acton
	Councilmember Perkins
Those voting 'NAY'	Councilmember Mueller
	Councilmember Northern
Those abstaining	Councilmember Palmer

Constituting all members thereof, Mayor Slavens declared the motion tied. At which point, Mayor Slavens voted in favor of the motion thus proclaiming the motion carried.

Despite his decision to return the land back to the City, Mayor Slavens explained that he is still very much in favor of the land being used for the original medical purpose intended based upon confirmed legal council.

17. Council discussed the dump re-opening and closure and the legal ramifications of both. The Council directed the Mayor and the City Administrator to meet with County officials to discuss the issue and have it placed on the next agenda for a final decision.

18. The City Administrator notified the Council that the Utah State Centennial Celebration will be held on January 4, 1996 at 9:13 a.m. in commemoration of the hundredth year of statehood and that all cities and towns were invited to sound sirens or other manner of observance. Mayor Slavens requested Councilmember Mueller draft and present a proclamation as well as arrange a brief commemorative program.

19. The City Administrator presented to the Council a request from the School District for two Councilmembers, a police representative and a fire representative to take part on a Safety Committee. The meeting will be held on December 6, 1995 at 1:30 p.m. Mayor assigned Councilmember's Palmer and Northern to represent the City.

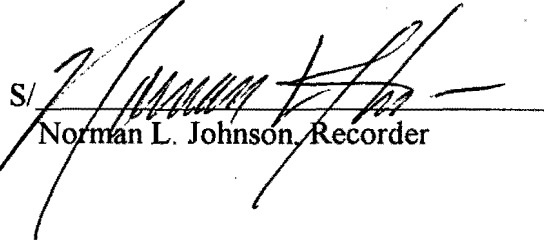
20. The City Engineer, Philip Palmer reported that the City's request for special consideration on the Third Reservoir Project CIB funding did not constitute an emergency and was therefore not placed on the November agenda. A meeting with the Director of Dam Safety is scheduled for November 20, 1995 in Salt Lake at 2:00 p.m. Mr. Palmer stressed the importance of the meeting and noted that the City's intentions are to persuade the State that a costly study is not necessary and would not be economically feasible. The Council was strongly encouraged to attend.

21. Councilmember Northern reported on the Blue Ribbon Committee meeting where the advantages and disadvantages of splitting the County are being reviewed and pointed out that he will keep the Council apprised on the committee's progress.

22. Councilmember Acton implored the Council to include in the yearly budget process a continuous plan to earmark funds towards the tunnel so as not to incur enormous periodic expenses for necessary upgrades.

23. The canvassing of the ballots took place, after which a motion to accept the final results as being accurate and that all ballots were appropriately accounted for was made by Councilmember Palmer, seconded by Councilmember Northern and unanimously carried.

The meeting was adjourned at 9:56 p.m.

S/ 
Norman L. Johnson, Recorder

MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL
DECEMBER 13, 1995
AT 7:00 P.M. AT THE CITY HALL

Present:	Mayor:	James K. Slavens
	City Councilmembers:	Lou Mueller
		Mike Northern
		Wayne Palmer
		Stan Perkins
	City Planner:	Bret Hosler
	City Treasurer:	Rona Flannery
Absent were:	City Councilmember:	Kim Acton
	City Administrator:	Norman Johnson
	City Engineer:	Philip Palmer

Also Present: Richard Hurst; Sean Hurst; Rick Shelby; Neil Joslin; LaRay Alexander; Doris Alexander; Sally Doshier; Lee Vanden Bosch; Jerry Ray; Ron Kline; Steve Proper; Phil Mueller; Randee Bayles; Paul Macdonald; Lisa Macdonald; Brent Alder; Bo Montella; Dr. James Redd; Dr. Val Jones; Jay Redd; Elaine Montella; George Jones; Letha Burtenshaw; Steve Burtenshaw; Jill Bayles; Craig Stanley; Jim Schubert; Mike Macdonald; Ron Kirk; Mitch Bailey; Bruce Bushore; Katie Turk; Phil Acton; Mike Halliday; Roy Taylor; Danny Flannery.

1. A prayer was offered by Bret Hosler.

2. The Pledge of Allegiance was recited.

3. Mayor Slavens excused the City Administrator as he was attending UAMPS Meetings in Salt Lake and the City Engineer who was ill.

4. A motion was made by Councilmember Mueller, seconded by Councilmember Palmer and unanimously carried to accept the minutes of the Council Meeting held on November 7, 1995.

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

A. Reported on the November 20, 1995 meeting with the State Water Engineer regarding the Third Reservoir Project and pointed out that the State has authorized the City to proceed with the plans and construction drawings then meet with the State Water Engineer for final approval prior to construction. Mr. Hosler noted that while a separate and costly survey will no longer be required, several aspects will be reviewed in conjunction with the breaching of the dam and the placement of a new outlet works.

B. Notified the Council that the twenty-five feet of metal tunnel liner to extend the North end of the tunnel is anticipated to arrive in late December.

Following a descriptive account of the inside of the tunnel, Council determined that much preparation needed to be done inside the tunnel before the liner could be properly installed and directed the City Administrator to hire a certified MSHA operator to perform the task.

C. Informed the Council that both the City Engineer and the Airport Committee recommends that the City does not select the precision approach in regards to the long-term planning of the Municipal Airport as it would be costly and superfluous for the needs of the City. Council gave advice and consent to begin purchasing the minimum land of 3.6 acres as needed to be in compliance with existing regulations.

A motion was made by Councilmember Mueller, seconded by Councilmember Palmer and unanimously carried to authorize the Mayor's signature on the Airport Runway Seal Coat Contract discussed at the previous Council Meetings.

D. Notified Council that the proofs of the Olympus Aerial Survey photograph of the Blanding area have been viewed by the City Engineer and Planner and found acceptable by them.

E. Informed the Council that the demonstration project of the Geographic Information System has been installed and although some technical issues still need to be resolved a portion is now operable. Mr. Hosler apprised the Council of the benefits of the GIS system and invited any interested Council and public to observe the capabilities.

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

A. Travel Requests:

1) UAMPS Annual Meeting/SLC/December 13/City Administrator
Council gave advice and consent.

2) Electric Utility System Operation Workshop/Salt Lake/January 17
City Administrator and General Services Director

Council directed Councilmember Northern to attend the meetings. In the event Councilmember Northern is unable to attend, Council gave advice and consent for the City Administrator or the General Services Director to attend the meetings.

3) Justice Judges Workshop/Dec 15/SLC
Council gave advice and consent.

7. A motion was made by Councilmember Mueller, seconded by Councilmember Palmer and unanimously carried to adopt and accept Resolution No. 1995-15, Utah Statehood Centennial as follows:

RESOLUTION NO. 1995-15

A Resolution in support of the State of Utah entering into a second century of Statehood.

WHEREAS, on January 4, 1896 at 9:13 a.m., the long awaited word received by telegraph that Utah had just become the 45th state of the Union; and

WHEREAS, gunshots were fired in the streets of Utah to herald the news; and

WHEREAS, the Utah Statehood Centennial Commission has encouraged communities across our great State to mark this grand occasion with local participation; and

WHEREAS, the City of Blanding fully supports, and wishes to participate by inviting citizens, schools, and organizations to join in the spirit of the occasion;

NOW THEREFORE, BE IT RESOLVED THAT:

On January 4, 1996 at 9:13 a.m., the Blanding City Fire Department will sound the station fire alarm, and Stan Hurst will fire a cannon in recognition of the Centennial Celebration.

KUTA Radio will have on-air coverage of the event, along with a brief centennial program, beginning at 9:00 a.m.

Blanding's Mayor and City Council encourage all citizens to take part in this momentous occasion.

PASSED, ADOPTED, and APPROVED this 13th day of December, 1995.

Signed _____
James K. Slavens, Mayor

Attest:

Norman L. Johnson, Recorder

8. Councilmember Mueller announced that the *Swallow's Nest*, has been approved by the Utah Board of State History for nomination to the National Register of Historic Places. A brief accounting of Albert R. Lyman's first night spent on the mesa was read by Councilmember Mueller.

9. Mayor Slavens reminded Council of the City Employee Christmas Social to be held on December 27, 1995 at the City shop at 6:30 p.m.

10. Mayor Slavens invited the newly elected officials to attend the Municipal Officials Workshops in Price on December 9, 1995. Council gave advice and consent for new Councilmembers, K.C. Benedict and Randee Bayles to attend if so desired. Mr. Bayles indicated that he would not be attending.

11. Mayor Slavens encouraged the Council to attend the Natural Gas final inspection on December 15, 1995 at 10:00 a.m. The tour will begin at the City Offices and end at the thirteen mile pipeline project.

12. Mr. Bo Montella proposed a revised funding request for the Civilian Conservation Corps project and explained that several expenses have been eliminated due to donations and volunteer labor.

Following a spirited review of the Civilian Conservation Corps' achievements by Mr. Montella, a motion was made by Councilmember Mueller, seconded by Councilmember Palmer and unanimously carried for the City to grant \$1,500 towards the CCC project. Any unused funds are to be returned. Council recognized Mr. Montella's efforts to decrease the dollar figure as originally estimated.

13. Chamber of Commerce President, Rick Shelby report to the Council that the Blanding City brochure will be in print shortly. Mr. Shelby also updated the Council of the Blanding Birthday Celebration to be held in March. Primarily the same activities as last year are planned with an addition of a "Flintstone Car Race", pending permission from Hannah Barbara Studios.

Council took a two minute break.

14. American Surgicare Representative, Mr. Brent Alder displayed a slide presentation regarding the proposed health care facility and requested the City's commitment in transferring the land so that development on the project could continue.

A motion was made by Councilmember Palmer directing the City Administrator with the assistance of the City Attorney to convey in writing the City's intentions of transferring a portion of the City owned land to a health care facility, and stipulate a one (1) year time frame from the day of transfer for the company to begin construction or the land be returned to the City. The motion was seconded by Councilmember Mueller and unanimously carried.

Mayor Slavens requested that American Surgicare have their attorneys draft a proposed transfer agreement for review at the City Council at the next meeting.

15. A motion was made by Councilmember Palmer, seconded by Councilmember Perkins and unanimously carried to adopt as part of the City policy the tape-recording of City Council Meetings and keep the tapes for three months. Mayor Slavens expressed his support of the motion.

16. A motion was made by Councilmember Palmer, seconded by Councilmember Mueller to accept a resolution of renewal of the TCI Franchise Agreement, Resolution No. 1995-16. Voting was as follows:

Those voting 'AYE':	Councilmember Mueller
	Councilmember Northern
	Councilmember Palmer
Those voting 'NAY':	Councilmember Perkins
Those abstaining:	none
Those absent:	Councilmember Acton

constituting all members thereof, Mayor Slavens declared the motion carried. Councilmember Perkins indicated that he felt a fifteen year contract was too binding and would sequester the City from future technology options.

RESOLUTION NO. 1995-16

BE IT RESOLVED by the Blanding City Council that a franchise agreement be and is entered into effective December 1, 1995 and that the Mayor and Recorder are authorized to sign said agreement dated this 13th day of December 1995. The entire text of which are to be made a part of those minutes.

17. A final closure of the City dump was extensively discussed as the new County landfill will open January 2, 1996. Mayor Slavens directed the issue be placed on the agenda for the next meeting and requested the aid of Mr. Randee Bayles in presenting information regarding a Class "4" Dump Licensing.

18. A motion was made by Councilmember Palmer to adopt a five percent (5%) franchise fee on all commercial accounts with instruction for Baker Sanitation to dump at the County land fill.

The motion was seconded by Councilmember Mueller and a discussion ensued. Councilmember Palmer withdrew the motion and a discussion continued regarding the possibility of increased garbage rates as a result of the franchise fee.

Councilmember Mueller motioned that the City adopt the five percent (5%) franchise fee to be paid to the City of Blanding on all commercial accounts collected.

Councilmember Northern seconded the motion and voting was as follows:

Those voting 'AYE':	Councilmember Mueller
	Councilmember Northern
	Councilmember Palmer
Those voting 'NAY':	Councilmember Perkins
Those abstaining:	none
Those absent:	Councilmember Acton

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

RESOLUTION NO. 1995-17

BE IT RESOLVED, by the Blanding City Council that there is adopted and assessed a 5% franchise fee on the commercial operations of Baker Sanitation within the City of Blanding, effective January 1, 1996 as authorized by the June 1, 1987 franchise agreement "Notice of Award".

19. A motion was made by Councilmember Mueller to extend the meeting by ten minutes. The motion failed for lack of a second.

20. A motion was made by Councilmember Perkins, seconded by Councilmember Palmer and unanimously carried to accept the grant and loan from the PCIB for the Third Reservoir as follows:

RESOLUTION NO. 1995-18

A RESOLUTION AUTHORIZING THE ISSUANCE AND CONFIRMING THE SALE OF A REVENUE BOND, SERIES 1995, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$50,000 (THE "BOND"), BY BLANDING CITY, SAN JUAN COUNTY, UTAH (THE "ISSUER").

WHEREAS, the Issuer considers it desirable and necessary and for the benefit of the Issuer to acquire and/or construct a Project (as hereinafter defined) to be owned by the Issuer, but does not have on hand money sufficient to pay for the Project; and

WHEREAS, the revenue to be derived by the Issuer from the operation of the Facility (as hereinafter defined) have not been pledged or hypothecated in any manner or for any purpose (except for payment on the Prior Lien Bonds, if any, as described herein), and the Issuer desires to issue its Bond (as hereinafter defined), payable from such revenue in the manner for which provision is hereinafter made in order to pay all or part of the cost of the Project; and

WHEREAS, it is now desired to confirm the sale of the Bond to the Utah Permanent Community Impact Fund Board (the "State"); and

WHEREAS, in association of this Bond, the Permanent Community Impact Board has also granted \$150,000 (the "Grant").

NOW, THEREFORE, BE IT RESOLVED that the City does accept the conditions of the Bond and the Grant and does authorize the Mayor and Recorder to sign said documents and make such a part of the minutes hereof.

PASSED, ADOPTED, and APPROVED this 13th day of December, 1995.

Signed _____
James K. Slavens
Mayor

ATTEST:

Norman L. Johnson
Recorder

21. Based on a request from Mayor Slavens, a motion to extend the meeting by ten minutes was made by Councilmember Palmer, seconded by Councilmember Northern with the condition that the Council proceeds directly to the FY95 Audit. Voting was as follows:

Those voting 'AYE':	Councilmember Mueller
	Councilmember Northern
	Councilmember Palmer
Those voting 'NAY':	Councilmember Perkins
Those abstaining:	none
Those absent:	Councilmember Acton

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

22. Mrs. Katie Turk, representing Phil B. Acton, C.P.A., P.C., reviewed with the Council the findings of the FY95 Audit.

A motion was made by Councilmember Perkins, seconded by Councilmember Mueller and unanimously carried to approve and accept the FY95 Audit.

23. Based on a recommendation from Mayor Slavens, a motion was made by Councilmember Palmer, seconded by Councilmember Mueller and unanimously carried for the City Administrator to draft a letter to the DOE for the Mayor's signature requesting and encouraging the clean-up of former mine sites to ensure safety.

24. Councilmember Palmer reported on a recent safety meeting he and the Administrator had attended of the San Juan School District. He encouraged the Council take an interest regarding the School District's intentions concerning the land directly west of Blanding Elementary School and their desire to have the City block off a portion of the road.

The meeting was adjourned at 10:13 p.m.

Signed _____
Rona Flannery
Deputy Recorder