

NOTICE AND AGENDA

Notice is hereby given that the City Council of the City of Santaquin will hold a City Council Meeting on Wednesday, January 21, 2015, in the Council Chambers, 45 West 100 South, at 6:00 p.m.

1. ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. INVOCATION/INSPIRATIONAL THOUGHT
4. CONSENT AGENDA
 - a. Minutes
 1. January 7, 2015 Work Session
 2. January 7, 2015 Council Meeting
 - b. Bills
 1. \$386,404.47
5. FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS

Public Forum is held to a 30-minute maximum with each speaker given no more than 5 minutes each. If more than 6 Speakers, time will be adjusted accordingly to meet the 30 minute requirement

 - a. Appointment of Planning Commission Members
6. FORMAL PUBLIC HEARING
7. UNFINISHED BUSINESS
8. BUSINESS LICENSES
9. NEW BUSINESS
 - a. Discussion and Possible Action with Regard to the Approval of Out of State Training Requests
10. INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS
 - a. Resolution 01-02-2015 – "A Resolution Authorizing the Rowley Annexation Development Agreement"
 - b. Resolution 01-03-2015 – "A Resolution Authorizing a Cooperation Agreement with UDOT Regarding the 400 West Main Street Drainage Improvements"
 - c. Resolution 01-04-2015 – "A Resolution Authorizing Amendments to the Library Board Bylaws to Allow Participation in Board Meeting by Electronic Means, etc."
 - d. Ordinance 01-02-2015 – "An Ordinance Approving the Rowley Annexation"
 - e. Ordinance 01-03-2015 – "An Ordinance Amending the Noise Ordinance to Repeal the Jake Brake Prohibition"
11. CONVENE OF THE COMMUNITY DEVELOPMENT BOARD
12. CONVENE OF THE SPECIAL SERVICE DISTRICT FOR ROADS MAINTENANCE
13. PETITIONS AND COMMUNICATIONS
14. REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES
 - a. City Manager Reeves
 - b. Assistant City Manager Marker
15. REPORTS BY MAYOR AND COUNCIL MEMBERS
 - a. Mayor Hunsaker
 - b. Council Members
16. EXECUTIVE SESSION (May be called to discuss the character, professional competence, or physical or mental health of an individual)
17. EXECUTIVE SESSION (May be called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property)
18. ADJOURNMENT

If you are planning to attend this Public Meeting and, due to a disability, need assistance in understanding or participating in the meeting, please notify the City ten or more hours in advance and we will, within reason, provide what assistance may be required.

CERTIFICATE OF MAILING/POSTING

The undersigned duly appointed City Recorder for the municipality of Santaquin City hereby certifies that a copy of the foregoing Notice and Agenda was e-mailed to the Payson Chronicle, Payson, UT, 84651, posted in 3 places; City Center, Post Office and Zions Bank as well as posted on the State of Utah's Public Website.

BY: Susan B. Farnsworth
Susan B. Farnsworth, City Recorder

® Amendment to the agenda

**MINTUES OF A COUNCIL MEETING
HELD IN THE COUNCIL CHAMBERS
JANUARY 21, 2015**

The meeting was called to order by Mayor Kirk Hunsaker at 6:01 p.m. Council Members attending: Keith Broadhead, Matthew Carr, David Hathaway, Mandy Jeffs, and Nick Miller.

Others attending: City Manager Ben Reeves, Assistant City Manager Dennis Marker, Legal Counsel Brett Rich, Chief Rod Hurst, Nannette Shepherd, Kylie Lance, Levi Martinez, Cindy Johnson, Catherine Holman, Deanna Hooper, Jace Rowley, Scott Rowley, Tod Rowley, and other unidentified individuals.

PLEDGE OF ALLEGIANCE

Recorder Farnsworth led the Pledge of Allegiance.

INVOCATION/INSPIRATIONAL THOUGHT

Mayor Hunsaker offered an Invocation.

CONSENT AGENDA

Minutes

January 7, 2015 Work Session

January 7, 2015 Council Meeting

Bills

\$386,404.47

Council Member Miller moved to approve the Consent Agenda. Council Member Carr seconded the motion. The vote to approve the Consent Agenda was unanimous.

FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS

Appointment of Planning Commission Members

Mr. Martinez addressed the Mayor and Council Members with regard to the recycling program. He indicated that during a past Council Meeting he addressed them with regard to being allowed to opt-out of the program. City Manager Reeves reiterated the discussion of the previous meeting, that Mr. Martinez would be allowed to opt-out during the opt-out period in March of 2016. A can will be delivered to his home for this year and picked up after he opted out of the program in 2016.

Ms. Hooper was told she would not be required to opt-out once she already had.

Mayor Hunsaker thanked Brian Alexander and Kaye Westwood for their service on the Planning Commission. He stated he had the opportunity to meet with Nannette Shephard and Kylie Lance who had voiced their willingness to serve on the Commission.

Mayor Hunsaker recommended the appointment of Kylie Lance as a Planning Commission Member and Nannette Shepherd as an alternate Commission Member. Council Member Broadhead moved to approve Mayor Hunsaker's recommendation. Council Member Hathaway seconded the motion. The vote to approve the motion was unanimous.

FORMAL PUBLIC HEARING

Nothing

UNFINISHED BUSINESS

Nothing

BUSINESS LICENSES

There has been one new Business License issued this month; Crouch Cleaning Services, Jordyn Crouch, 741 North 350 West.

NEW BUSINESS

Discussion and Possible Action with Regard to the Approval of Out of State Training Requests

Assistant City Manager Marker requested authorization for Randy Spadafora and Jared Shephard to attend the ICC Conference in Las Vegas, Nevada. Local trainings available to the CBO and Inspector do not provide enough CE credits to maintain licenses required for industry professionals. This conference provides training necessary to maintain credentials, learn about changes to residential and commercial building codes, and find ways to be more efficient and effective in conducting building inspections. The CBO and inspector do take advantage of local trainings in Utah County and are part of the Beehive chapter of building officials which provides monthly trainings. During their absence all inspections will be handled through a Mutual Aid Agreement with Payson's Inspector.

Council Member Miller moved to approve the out-of-state training for Randy Spadafora and Jared Shepherd. Council Member Carr seconded the motion. The vote was unanimous.

INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS

Resolution 01-03-2015 – "A Resolution Authorizing a Cooperation Agreement with UDOT Regarding the 400 West Main Street Drainage Improvements"

Council Member Carr moved to approve Resolution 01-03-2015, "A Resolution Authorizing a Cooperation Agreement with UDOT Regarding the 400 West Main Street Drainage Improvements". Council Member Miller seconded the motion. The vote was as follows:

Council Member Broadhead	Aye
Council Member Carr	Aye
Council Member Hathaway	Aye
Council Member Jeffs	Aye
Council Member Miller	Aye

Resolution 01-03-2015 passed by a unanimous vote.

Resolution 01-02-2015 – "A Resolution Authorizing the Rowley Annexation Development Agreement"

Assistant City Manager Marker reviewed the proposed Resolution with the Mayor and Council Members. The Rowley Annexation includes approximately 63 acres of property. Improvements in the area include two single family homes, a residence for seasonal farm workers, several barns and similar agriculture structures, and a building used for a cider mill. The following is a breakdown of anticipated financial impacts associated with the annexation (see attachment "A"). The applicants for the annexation were present to answer questions. Mr. Todd Rowley stated the thing their farm needs most is water. They have a need to maintain as much water as possible to grow their crops. The Rowley's are not opposed to "giving water" when the time is right. They would be willing to enter into an agreement to set aside water shares needed to be used at the time they developed the rest of their property.

Council Member Carr said he thought a "First Right of Refusal" to purchase the water shares was a good way to meet the needs of both parties. Council Member Miller voiced his support of accepting money in lieu of water for this particular development. City Manager Reeves reported every annexation is unique therefore the decisions made for this annexation would not set precedents for the future. Mr. Rowley reported they were not planning to change the use of the land. Mayor Hunsaker said he was in agreement with allowing them to pay money in lieu and sign a "First Right of Refusal".

Council Member Hathaway voiced his concern with allowing them to pay money in lieu. "At the time the gentleman on the North side of town requested paying money instead of being required to bring water to the city, he was told he needed to have water shares". He was told at that time the City was not sure where the City sat with regard to water needs and water they have on hand. Council Member Broadhead asked if "Kenyon Farley come in and offered to drop his lawsuit would we do the same thing for them as we are doing for them?" Council Member Carr believes the City is setting a precedent but in a good way. Council Member Broadhead stated they (the Rowley's) have property facing a hard surface roadway and questioned why they are not building on that property. Mr. Rowley indicated they may still build on that property, they are undecided. Council Member Broadhead requested discussing the issue at the Council Retreat instead of approving or rejecting the proposed annexation this evening. Mr. Rowley stated they would like to use city water for their Cider Mill. He stated it should be noted all the benefits of them being a positive instigator of the "things" that Summit Creek Irrigation is doing. Council Member Miller agreed with allowing the proposed annexation to move forward. Assistant City Manager Marker requested direction from the Council as to what they would like to have added to the proposed Development Agreement.

Council Member Carr moved to table Resolution 01-02-2015, "A Resolution Authorizing the Rowley Annexation Development Agreement". Council Member Hathaway seconded the motion. The vote was as follows:

Council Member Broadhead	Aye
Council Member Carr	Aye
Council Member Hathaway	Aye
Council Member Jeffs	Aye
Council Member Miller	Aye

The vote to table Resolution 01-01-2015 was unanimous.

Resolution 01-04-2015 – "A Resolution Authorizing Amendments to the Library Board Bylaws to Allow Participation in Board Meeting by Electronic Means, etc."

Council Member Carr moved to approve Resolution 01-04-2015, "A Resolution Authorizing Amendments to the Library Board Bylaws to Allow Participation in Board Meeting by Electronic Means, etc". Council Member Miller seconded the motion. The vote was as follows:

Council Member Broadhead	Aye
Council Member Carr	Aye
Council Member Hathaway	Aye
Council Member Jeffs	Aye
Council Member Miller	Aye

Ordinance 01-02-2015 – “An Ordinance Approving the Rowley Annexation”

Council Member Carr moved to table Ordinance 01-02-2015, “An Ordinance Approving the Rowley Annexation”. Council Member Miller seconded the motion. The vote was as follows:

Council Member Broadhead	Aye
Council Member Carr	Aye
Council Member Hathaway	Aye
Council Member Jeffs	Aye
Council Member Miller	Aye

Ordinance 01-03-2015 – “An Ordinance Amending the Noise Ordinance to Repeal the Jake Brake Prohibition”

Council Member Miller moved to approve Ordinance 01-03-2015, “An Ordinance Amending the Noise Ordinance to Repeal the Jake Brake Prohibition”. Council Member Jeffs seconded the motion. The vote was as follows:

Council Member Broadhead	Aye
Council Member Carr	Aye
Council Member Hathaway	Aye
Council Member Jeffs	Aye
Council Member Miller	Aye

CONVENE OF THE COMMUNITY DEVELOPMENT BOARD

Nothing

CONVENE OF THE SPECIAL SERVICE DISTRICT FOR ROADS MAINTENANCE

Nothing

PETITIONS AND COMMUNICATIONS

Nothing

REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES

City Manager Reeves

City Manager Reeves reported the Code Enforcement Officer stated people are parking on the planter strip which causes sight obstruction. It was requested that parking on the planter strip not be allowed and an Ordinance be drafted stating such.

City Manager Reeves requested anyone who would like to attend the Local Official's Day let him know by tomorrow.

City Manager Reeves reminded the Mayor and Council Members of the e-mail received from an upset resident with regard to recycling. He sent her an e-mail updating her with the decision of the Council to allow an opt-out period each year. The resident responded favorably to the decision of the Council.

City Manager Reeves updated the Mayor and Council Members on Public Works Building. Construction of the building is in jeopardy due to the time delays from our advertising

requirements for engineering and design work. The City Staff would like to pursue working to have a pool of preapproved engineers to allocate the work in an expedited fashion similar to the UDOT process. The Staff also needs the Council's prioritization of the projects and workload of our Community Development Staff.

Assistant City Manager Marker

Assistant City Manager Marker reported the Recreation Board met this past evening. They discussed the growth of the Valley Ball and Flag Football programs as well as the Base Ball program running in the red. They also talked about the proposed budget which will be presented to the Mayor and Council Members during the retreat.

He also reported Sunroc will be moving their scales from the North side of the road to the South side property. At this time they are mining on the North, transporting the aggregate to the scale on the South side then moving it "down the main roadway". This is causing the roadway to be muddy at all times. Assistant City Manager Marker will contact the representatives with regard to moving the scales and cleaning the roadway.

REPORTS BY MAYOR AND COUNCIL MEMBERS

Mayor Hunsaker

Nothing

Council Members

Council Member Miller reported the fire truck is scheduled to be delivered to Salt Lake City within the next month. We are expecting delivery sometime in March.

At 7:36 p.m. the Council Members took a break.

At 7:41 p.m. the meeting resumed.

City Manager Reeves asked when the Council Members would like to meet to discuss water rights. The date was tentatively set for February 11. Assistant City Manager Marker will talk to Engineer Beagley to see if he will have the information available for that date. Recorder Farnsworth reported she would not be available to attend a meeting that evening.

EXECUTIVE SESSION (May be called to discuss the character, professional competence, or physical or mental health of an individual)

Nothing

EXECUTIVE SESSION (May be called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property)

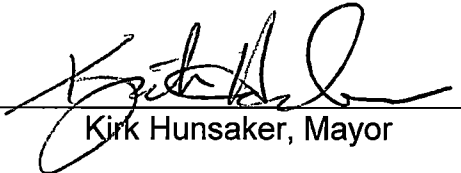
At 7:45 p.m. Council Member Carr moved to enter into an Executive Session with regard to pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property. Council Member Miller seconded the motion. The vote was unanimous. Those attending the Executive Session: Mayor Hunsaker, Council Members Broadhead, Carr, Hathaway, Jeffs and Miller, City Manager Reeves, Assistant City Manager Marker, Legal Counsel Rich and City Recorder Farnsworth.

At 8:10 pm the regular meeting resumed.


ADJOURNMENT

At 8:11 p.m. Council Member Miller moved to adjourn. Council Member Jeffs seconded the motion. The vote to adjourn was unanimous.

Approved on February 4, 2015.



Kirk Hunsaker, Mayor



Susan B. Farnsworth, City Recorder



CLOSED EXECUTIVE SESSION AFFIDAVIT

I, Kirk Hunsaker, Mayor of Santaquin City, do hereby certify that the Executive Session held on January 21st, 2015 was called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property.



Kirk Hunsaker, Mayor

1/21/2015

Date