

## NOTICE AND AGENDA

Notice is hereby given that the City Council of the City of Santaquin will hold a City Council Meeting on Wednesday, August 01, 2012, in the Council Chambers, 45 West 100 South, **immediately following the Work Session.**

1. ROLL CALL
  2. PLEDGE OF ALLEGIANCE
  3. INVOCATION/INSPIRATIONAL THOUGHT
  4. CONSENT AGENDA
    - a. Minutes
      1. July 18, 2012 Work Session
      2. July 18, 2012 Council Meeting
      3. July 25, 2012 Special Council Meeting
    - b. Bills
      1. \$133,292.92
  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. Presentation – Allen Hansen
  6. FORMAL PUBLIC HEARINGS
  7. UNFINISHED BUSINESS
  8. BUSINESS LICENSES
  9. REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES
  10. NEW BUSINESS
    - a. Discussion and possible action with regard to the approval of Change Order (3) of the Wastewater Reclamation Facility (WRF) Project.
    - b. Discussion and possible action with regard to the selection of a candidate to fill the impending vacancy on Santaquin City Council.
  11. INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS
    - a. Resolution 08-01-2012, "A Resolution Declaring Surplus Property of Santaquin City" (Vehicles)
    - b. Resolution 08-02-2012, "A Resolution Declaring Surplus Property of Santaquin City" (Duty Weapon)
    - c. Resolution 08-02-2012, "A Resolution Declaring Surplus Property of Santaquin City" (Misc items)
  12. PETITIONS AND COMMUNICATIONS
  13. REPORTS BY MAYOR AND COUNCIL MEMBERS
    - a. Mayor DeGraffenried
    - b. Council Members
  14. EXECUTIVE SESSION (May be called to discuss the character, professional competence, or physical or mental health of an individual)
  15. EXECUTIVE SESSION (May be called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property)
  16. 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

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.

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

## POSTED:

CITY CENTER  
POST OFFICE  
ZIONS BANK

® Amendment to the agenda

**MINUTES OF A COUNCIL MEETING  
HELD IN THE COUNCIL CHAMBERS  
AUGUST 1, 2012**

The meeting was called to order by Mayor James E. DeGraffenried at 7:21 p.m. Council Members attending: Keith Broadhead, Matthew Carr, James Linford, Richard Payne and Rick Steele.

Others attending: City Manager Ben Reeves, Community Development Director Dennis Marker, Kirk Hunsaker, Kim Hunsaker, Ed Bentley, Joe Anderson, Ryan Lind, David Hathaway, Lance Wollebaek, Kim Broadhead, Cindy Holman, Dixie Brunson, Neal Brunson, Martin Green, Brent Norton, J-U-B Engineers Representative Norm Beagley, Trevor Wood, Amy Hansen, Allen Hansen, Kary Larsen, Kirk Greenhalgh, and other unidentified individuals.

**PLEDGE OF ALLEGIANCE**

Director Marker led the Pledge of Allegiance.

**INVOCATION/INSPIRATIONAL THOUGHT**

Mr. Bentley offered an Invocation.

**CONSENT AGENDA**

***Minutes***

- July 18, 2012 Work Session
- July 18, 2012 Council Meeting
- July 25, 2012 Special Council Meeting

***Bills***

\$133,292.92

Council Member Payne moved to approve the Consent Agenda, with the exception of the minutes of the July 25 Special Council meeting. Council Member Payne seconded the motion. Council Members Broadhead, Carr, Linford, Payne and Steele voted unanimously to approve the Consent Agenda.

**FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS**

Mr. Green reported that as a past Council Member he had the opportunity to work with Mr. Hansen and wanted to publicly thank Mr. Hansen for his service to the City. Mr. Green thanked the Fire and EMS personnel for their dedication as well.

Mayor DeGraffenried indicated the Resolution declaring the duty weapon of Allen Hansen surplus property must be passed before the weapon can be presented to him.

***Resolution 08-02-2012, "A Resolution Declaring Surplus Property of Santaquin City" (Duty Weapon)***

Council Member Carr moved to approve Resolution 08-02-2012, "A Resolution Declaring Surplus Property of Santaquin City". Council Member Steele seconded the motion. Through a roll call vote, Council Members Broadhead, Carr, Linford, Payne, and Steele voted unanimously to approve Resolution 08-02-2012.

***Presentation – Allen Hansen***

Mayor DeGraffenried reported Mr. Hansen would no longer be serving the Citizens of Santaquin as a Police Officer. With Mr. Hansen leaving his position as Officer, his duty

weapon was presented to him. (See attachment "A" for the letter presented by Director Howard).

#### **FORMAL PUBLIC HEARINGS**

Nothing

#### **UNFINISHED BUSINESS**

Nothing

#### **BUSINESS LICENSES**

Nothing

#### **REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES**

Reports were deferred to the end of the meeting.

#### **NEW BUSINESS**

##### ***Discussion and possible action with regard to the approval of Change Order (3) of the Wastewater Reclamation Facility (WRF) Project.***

City Manager Reeves reported the Staff and Engineers have been working for some time on the consolidation of two projects, the Wastewater Reclamation Facility Project and the retirement of the lagoons. These efforts have included cost cutting within the WRF Project to free up funds to be used to install an 18" line that would extend from the lagoons down to the new facility and the old force main that carries the sewer water up would be disinfected and used to carry treated water up to the lagoons to be used for long term storage. Through reductions within the project the current Change Order restores approximately \$800,000 back to the project of which a portion would be used to install this line. The last time the Council met, they requested additional bids for installing of the pipe. It was reported there were three bids submitted with the low bidder being Greenhalgh Construction. Flatiron would be awarding the bid as they are the contractor for the project. The Council will hold a discussion this evening with regard to the merits of bedding the pipe with either sand or gravel. City Manager Reeves reported there is approximately \$70,000 difference in the use of sand verses the use of gravel. It was also reported the Mayor and Staff have been working with area farmers to acquire easements for the project. The Staff is seeking approval from the Council Members to continue working towards and purchase of the needed easements that will be of the least impact to the farmers' operations.

Council Member Carr thanked Mr. Beagley for his patience and for providing the information to the Council for review. He asked if Mr. Beagley, representing Santaquin City as an Engineering Firm, was comfortable with gravel being used for the bedding of the pipe.

Mr. Beagley indicated all the issues have been reviewed and concerns discussed amongst those involved in the project. RBG Engineers, the Geotechnical firm on the WRF Project, after review of the soils within the project, discouraged the use of "free draining gravel" (3/4" minus rock) within the proposed project. Mr. Beagley said "one of the concerns with a free draining material, if you have water introduced to the soils above the pipe zone or the trench above where this gravel would be backfilled, you can get migration of fines. You can get really fine materials like clays, silts, that kind of thing that can migrate into this free



draining material and it can actually cause settlement above the pipe." If free drain material is used, clay dams would need to be placed at certain intervals. Mr. Beagley indicated they did not feel as comfortable with the gravel in comparison to the sand but it definitely is not out of the question. There are two types of bedding material the pipe manufacturer recommends using.  $\frac{3}{4}$ " minus gravel is one of those products but it is not the first choice. Mr. Beagley indicated he understands there is a significant difference in cost, and considering the gravel wouldn't be used under a major roadway or near structures, and keeping in mind this is through the orchards basically, it is not unreasonable for the Council to consider using that. But if you do consider using that, he would recommend the installation of clay dams where needed.

Council Member Payne was told the use of the clay dams would offset the use of gravel by \$15 to \$20,000 if they were installed where needed. He also was told "fines" could migrate if there was ever introduction of water from a line break.

Council Member Broadhead reported he had a discussion with Mr. Beagley with regard to the issue. Council Member Broadhead said, "What you're saying can happen." The current sewer system was installed using gravel. He asked if a geo-grid fabric would work just as well as clay dams. Mr. Beagley indicated a geo-grid would work, but in his estimation, the full \$70,000 savings would be eaten up using that method. Council Member Broadhead indicated he was talking about fabric in general since the fabric ranges from one spectrum to another. Mr. Beagley indicated it was estimated the full savings would be needed to install the fabric.

Council Member Broadhead was told the clay dams referred to have yet to be determined. Mr. Beagley added they could be a natural or bentonite clay. Essentially they are trying to stop the migration of fines. Council Member Broadhead added when the existing lagoons were built there was enough natural clay on site that additional was not needed. There are clay sources in town that could be used.

Mayor DeGraffenried commented in the areas of the trenches he wasn't opposed to the use of clay dams and gravel for bedding.

Mr. Beagley indicated that compaction tests would be required with the use of any of the products.

Council Member Linford was told the pipe would be a gravity flow. He also was told the existing piping has native bedding. Concern for a pipe failure was discussed. It was reported the existing pipe had a failure this past year with only 2 within the past 20 years.

Council Member Broadhead wanted to discuss the issue of the easements. City Manager Reeves reported the existing easement is 16  $\frac{1}{2}$ " wide. The City is looking to acquire a full 25' easement which is approximately 53,700 square feet. The rough estimate of the easement cost is between .25 and .50 per square foot with a refined cost being requested of an Appraiser. Mr. Reeves said "It is important to note there is a significant benefit of this easement to the farmers by putting this line in. Number one, you can retire the lagoons, of course, so that is benefited with the birds flying in and out of the lagoon, it is a benefit to the Global Gap and their standards for selling fruit and there is benefit by the fact that there is

an 18" line going through their property for which if someday they want to develop their property, that sewer main is now installed. There is question with regard to the value of a tree. We need to determine this value through negotiations. We had our Staff count the number of trees and while they were out there they talked to the farmers about the estimated values. Some of the trees are young, within 3 years, and could be relocated and have a very minimal cost. Taking into account the easements and estimated costs for trees the estimated amount required is \$120,000 for acquiring the easements." City Manager Reeves was seeking the Council Members support in working with the farmers in acquiring the easements as soon as fruit production is completed. This would allow the project to move forward this fall which is the best time of the year for farming to be interrupted.

Council Member Broadhead said "No one is arguing the fact that we need this trunk line. I think that we are all in favor of the trunk line. I just don't like hidden surprises. We have not sat down with the fruit growers. I've heard from you and the Mayor, I haven't heard from the fruit growers. I haven't seen the written easement to put this thing down through there. I cannot figure out why we would want to do Change Order 3 if we have no place to put this pipeline. We are assuming that we can get it for so many cents a square foot, we are assuming that so many trees can be moved, we are assuming the cost of a tree. I've been down this road before and there are some of those guys that we had a hard time dealing with. You may have to reroute this thing. Then what do we do? Do we come back and have to amend Change Order #3?"

City Manager Reeves indicated the City is bending over backwards to make sure this is a good situation for the farmers. "We are even going through and having local contractors that they trust for that very purpose. It is important to recognize that as much as we are trying to make it a win/win situation, the City does have the right of eminent domain if we have to use it. We are going to do everything in our power to not have to use it, but if we were to have to use it we would not exceed the \$120,000 amount. That is how we know that there isn't going to be a hidden surprise. If authorized by the Council the Staff can work within that dollar amount."

Council Member Broadhead said, "So you want us to authorize an amount of money that you can go negotiate with these folks with?" City Manager Reeves indicated that was correct. Council Member Broadhead was told the negotiations would be handled under the direction of the Mayor.

Council Member Steele would like to "cross some T's and dot some I's before we go jump in there with a dollar amount and get some communication going with some land owners. We fell in a position with Spring Lake that I don't want to put myself in again. I think we need to be upfront with them and I'd like to meet with them and I'm sure the rest of the Council would the same. I just think that we need to make sure that everything is done properly before we go throwing a dollar amount out there."

City Manager Reeves stated that we do recognize that. "The only reason we put a dollar amount out there is because the Council wanted to know a number. You wanted to have those numbers refined. We have been working quite steadily with our Contractor to cut all these costs out with the anticipation that we would be putting them back into this project and we also have to recognize that pipe costs do change in time and if this is approved

they can go out and purchase the pipe at the cost that has been bid out now. We wouldn't want an escalation of cost by delay. Those are some of the reasons why we are requesting the approval of Change Order #3. If you don't want to authorize the easement acquisition amount or dollar amount, and just have us go and bring each one of those back to you, that would be fine. We only brought that to you because the request of the Council. We strongly recommend that you approve Change Order #3 at this time."

Council Member Broadhead asked if they approved Change Order #3, when would they expect that they could go to work. "Are they willing to wait for us to get right-of-ways?" It is anticipated through discussion with the Contractor that the best time to move forward would be the fall. "It wasn't based on the timing of the project but on the completion of harvest of the fruit. It was reported that the Contractor has said they will work with the City's time frame in getting the projects complete.

Council Member Broadhead said he wished that he was at all these meetings. "I hear from you guys but I've never heard from those guys". Council Member Broadhead was invited to attend the sewer meeting which is held on Tuesday mornings at 9 a.m. He also requested updates on the meetings the Staff are attending. City Manager Reeves stated he was behind because of his computer being stolen. Council Member Broadhead requested he "crank it up".

Council Member Linford moved to approve Change Order #3 using utilizing Greenhalgh Construction as Flatiron Construction's subcontractor and utilizing the option of gravel for bedding material at a cost of \$770,661.00 also with the direction to our Engineers to look at the clay dam. He added he would like to consolidate Change Order #3 with Change Order #2 when submitted to the City's funding partners for consideration, so they only have to deal with one Change Order. He said unless he heard objections, he would also like to approve having the Staff, under the direction of the Mayor, obtain the easements on the installation of the 18" pipe at a cost not to exceed \$120,000 to the parties involved.

Mayor DeGraffenried indicated under State Law he could offer a second so he would second the motion. Council Member Broadhead stated "I would like to see the State Law. Could you quote it to us?" Mayor DeGraffenried indicated he read it in Attorney David Church's book. Council Member Broadhead indicated he was looking for the chapter in the code that allows this kind of Mayoral action. Mayor DeGraffenried said "If you don't want to accept my second then we will wait to see if someone else makes a second". Council Member Broadhead stated he wasn't saying he wouldn't accept it he just wanted to see the law. "This is the first I've ever heard of it."

Council Member Broadhead requested the Council Members be involved in the easement negotiations. He would like to see them and have them approved by the Council after there is a dollar figure established instead of by the Mayor and Staff. "That's our job."

Council Member Carr indicated he was fine "awarding Greenhalgh and Flat Iron...giving them that direction but I'm in agreement with Mr. Broadhead. I think the Council needs to be involved with the easement process."

Council Member Linford amended the motion to remove the section regarding the easement. Council Member Carr seconded the amendment. Council Member Linford encouraged "the Staff to move on the easement as quickly as possible because that could also delay this. Without the easement, I guess they could purchase the pipe but I doubt that they will."

Through a roll call vote Council Members Broadhead, Carr, Linford, Payne and Steele voted in the affirmative.

***Discussion and possible action with regard to the selection of a candidate to fill the impending vacancy on Santaquin City Council.***

Council Member Carr indicated he would like to present the name of Mr. Hunsaker to fill the vacancy. Council Member Linford requested a minute to ponder. Council Member Steele presented Mr. Hunsaker. Council Member Payne presented Mr. Hunsaker as well.

Council Member Carr moved to approve the Mr. Hunsaker as the selection for the candidacy to fill the impending vacancy on the council. Council Member Steele seconded the motion. Council Member Linford indicated any of the individuals interested in the Council position would do a good job and he would support any of them. Where Mr. Hunsaker has received verbal support from the other 4 Council Members, he also will voice his support and thanked the current Council Members for being united and working together. Mayor DeGraffenried also voiced this thanks to the applicants and indicated he would have been comfortable working with any of them. After the discussion, the vote to approve Mr. Hunsaker was unanimous.

Mayor DeGraffenried welcomed Mr. Hunsaker aboard and asked him to stay after the meeting to receive the Oath of Office.

**INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS**

***Resolution 08-01-2012, "A Resolution Declaring Surplus Property of Santaquin City" (Vehicles)***

Council Member Steele moved to approve Resolution 08-01-2012, "A Resolution Declaring Surplus Property of Santaquin City". Council Member Carr seconded the motion. Through a roll call vote, Council Members Broadhead, Carr, Linford, Payne and Steele voted unanimously to approve Resolution 08-01-2012.

***Resolution 08-03-2012, "A Resolution Declaring Surplus Property of Santaquin City" (Miscellaneous items)***

Council Member Payne moved to approve Resolution 08-02-2012, "A Resolution Declaring Surplus Property of Santaquin City". Council Member Broadhead seconded the motion. Through a roll call vote, Council Members Broadhead, Carr, Linford, Payne and Steele voted unanimously to approve Resolution 08-03-2012.

**PETITIONS AND COMMUNICATIONS**

Nothing

**REPORTS BY MAYOR AND COUNCIL MEMBERS**

***Mayor DeGraffenried***



Nothing

**Council Members**

Council Member Carr thanked the Planning Commission for holding all the Neighborhood Meetings.

Council Member Linford reported the Library Board Yard Sale went very well. They raised approximately \$4,500.00. He also reported SUVMWA and Utah Lake Commission have cancelled all the summer meetings. He also suggested visiting the WRF Project sight but to make sure to check in at the Construction Office.

Mayor DeGraffenried reminded everyone of the parade this Saturday. Participants will meet at 9:15 a.m. at the Public Safety Building. The Council will also be issuing awards for different categories of parade entries.

Council Member Broadhead requested receiving reports on meetings held as well as copies of the Monthly Financials. He was told there haven't been any financials since the close of last fiscal year.

Council Member Payne asked and was granted permission to continue working on the City Website. He also thanked all the Council Members and reported he has sincerely enjoyed his time working with them. He thanked those who applied for the position and said he was impressed with each one of them.

Director Marker reported Neighborhood Meetings are being held. The next one will be held next Thursday at 7 p.m. in the Seniors Center.

Council Member Reeves reported the City is close to a resolution of the re-rocking of the planter boxes. It is estimated the project will be completed by the end of August.

**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)

Nothing

**ADJOURNMENT**

At 8:19 p.m. Council Member Linford moved to adjourn. Council Member Carr seconded the motion. Council Members Broadhead, Carr, Linford, Payne and Steele voted unanimously to adjourn.

Approved on August 15, 2012.

  
James E. DeGraffenried, Mayor

  
Susan B. Farnsworth, City Recorder





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# SANTAQUIN/GENOLA POLICE DEPARTMENT

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**Chief Dennis Howard**

**Sergeant Rodney Hurst**

**Sergeant Kris Johnson**

Phone 754-1070

Fax 754-1697

May 17, 2012

Mayor  
City Council

Sirs:

Throughout law enforcement there is a tradition that when an officer retires his service weapon is awarded to him as a token of appreciation of his service. The weapon is engraved with his department logo and his dates of service.

As you are aware, Officer Allen Hansen has been on medical leave and as of July, 2012 he will be on long term disability. His service is short the 20 year mark to qualify for state retirement, however, he has 14 years of dedicated service to this city.

I am requesting the council declare his sidearm as surplus and after engraving, be presented to him by the Mayor at City Council.

Your consideration in this matter is appreciated.

Sincerely,

A handwritten signature in black ink that reads "Chief Dennis Howard".

Chief Dennis Howard