

NOTICE AND AGENDA

Notice is hereby given that the City Council of the City of Santaquin will hold a SPECIAL City Council Meeting on Thursday, December 2, 2010, in the Council Chambers, 45 West 100 South, at 7:00 pm.

AGENDA


1. **ROLL CALL**
2. **PLEDGE OF ALLEGIANCE**
3. **INVOCATION/INSPIRATIONAL THOUGHT**
4. **UNFINISHED BUSINESS**
 - a. Discussion and possible action with regard to a settlement agreement regarding the pressurized irrigation pond property.
5. **INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS (Roll Call Vote)**
 - a. Resolution 12-03-2010, A Resolution Authorizing The Protest Of The Payson South Farms Annexation
 - b. Resolution 12-04-2010, A Resolution Authorizing Santaquin City To Sign A Settlement Agreement Regarding The Pressurized Irrigation Pond Property
 - c. Resolution 12-05-2010, A Resolution Authorizing The Issuance And Sale Of Not More Than \$1,500,000 Aggregate Principal Amount Of Sewer Revenue Bonds, Series 2010 (The "Bonds") Of Santaquin City, Utah; Fixing The Maximum Aggregate Principal Amount Of The Bonds, The Maximum Number Of Years Over Which The Bonds May Mature, The Maximum Interest Rate Which The Bonds May Bear, And The Maximum Discount From Par At Which The Bonds May Be Sold; Providing For The Publication Of A Public Hearing And Notice Of Bonds To Be Issued; Providing For The Running Of A Contest Period; And Related Matters
6. **PETITIONS AND COMMUNICATIONS**
7. **REPORTS BY MAYOR AND COUNCIL MEMBERS**
 - a. Mayor DeGraffenried
 - b. Council Members
8. **EXECUTIVE SESSION** (May be called to discuss the character, professional competence, or physical or mental health of an individual)
9. **EXECUTIVE SESSION** (May be called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property)
10. **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 faxed to the Payson Chronicle, Payson, UT, 84651.

BY:


Susan B. Farnsworth, City Recorder

POSTED:

CITY CENTER
POST OFFICE
ZIONS BANK

**MINUTES OF A CITY COUNCIL MEETING
HELD IN THE COUNCIL CHAMBERS
DECEMBER 02, 2010**

The meeting was called to order by Mayor James E. DeGraffenried. Council Members attending: Filip Askerlund, Martin Green, James Linford, Rick Steele and Brent Vincent.

Others attending: City Manager Ben Reeves, Legal Counsel Brett Rich, Community Development Director Dennis Marker, Kenyon Farley, Cheryl Linford and other unidentified individuals.

PLEDGE OF ALLEGIANCE

Council Member Linford led the Pledge of Allegiance.

INVOCATION/INSPIRATIONAL THOUGHT

City Manager Reeves offered an Invocation.

UNFINISHED BUSINESS

Discussion and possible action with regard to a settlement agreement regarding the pressurized irrigation pond property.

Legal Council Rich reviewed the issues involved with the Ahlin Property which houses the pressurization pond. He reviewed the proposed agreement which includes delivery of a Quit Claim Deed from the City, delivery of a Quit Claim Deed and Reconveyance for Irewood, transfer of water shares to Irewood, transfer of water shares to the City, water dedication obligation, recording of deeds, satisfaction of open space requirements, future access to property, possession of pond property, construction, and notices. Resolution 12-04-2010 contains the complete agreement.

Council Member Askerlund stated he had heartburn with trying to help Mr. Thompson with all of this when he cost the City money in the past.

Legal Counsel Rich reported he would like to see all the loose ends tied up with regard to this issue.

Item 5b

Resolution 12-04-2010, A Resolution Authorizing Santaquin City To Sign A Settlement Agreement Regarding The Pressurized Irrigation Pond Property

Council Member Askerlund moved to approve Resolution 12-04-2010, A Resolution Authorizing Santaquin City to sign a Settlement Agreement Regarding the Pressurized Irrigation Pond Property. Council Member Linford seconded the motion. Council Members Askerlund, Green, Linford, Steele, and Vincent voted unanimously to approve the resolution through a roll call vote.

INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS (Roll Call Vote)

Resolution 12-03-2010, A Resolution Authorizing The Protest Of The Payson South Farms Annexation

City Manager Reeves reviewed the issues associated with the proposed Payson South Farms Annexation. He reported the proposed annexation

would create a peninsula. City Manager Reeves indicated the proposed resolution would allow a Letter of Protest to be submitted on behalf of the City. Council Member Steele was told the City has had a number of discussions with Payson City representatives to discuss annexation issues.

Council Member Linford moved to approve Resolution 12-03-2010, A Resolution Authorizing the Protest of the Payson South Farms Annexation. Council Member Steele seconded the motion. Council Members Askerlund, Green, Linford, Steele, and Vincent voted unanimously to approve the resolution through a roll call vote.

Resolution 12-05-2010, A Resolution Authorizing The Issuance And Sale Of Not More Than \$1,500,000 Aggregate Principal Amount Of Sewer Revenue Bonds, Series 2010 (The "Bonds") Of Santaquin City, Utah; Fixing The Maximum Aggregate Principal Amount Of The Bonds, The Maximum Number Of Years Over Which The Bonds May Mature, The Maximum Interest Rate Which The Bonds May Bear, And The Maximum Discount From Par At Which The Bonds May Be Sold; Providing For The Publication Of A Public Hearing And Notice Of Bonds To Be Issued; Providing For The Running Of A Contest Period; And Related Matters

City Manager Reeves reported the petition for the interest decrease was presented to the Water Quality Board this morning during their meeting. The Board was in favor of reducing the interest rate by 2% and allowing the amount represented by the decrease to be issued as a grant to the City. In the end, this action would allow a higher equity in the project without any negative effect on the Citizens. A public hearing will be scheduled for December 22nd with action being taken at the 1st meeting in January.

Council Member Askerlund indicated he has intentions to vote for the project but has a concern with the possibility of cost overruns. He said he is not prepared to go beyond what was discussed in previous meetings and allow for change orders for the project. City Manager Reeves indicated there are not any additional funding sources so the project will need to stay on budget.

Council Member Green was told the project will have change orders but all orders will balance out each other.

Council Member Linford reported Ed McCauley said he wanted any cost difference to be added to the "contingency pot".

Council Member Steele voiced his concerns with the engineering fees increasing. City Manager Reeves indicated there may be some additional fees.

Council Member Vincent indicated he was against the project from the beginning but after the Council Members voted in December of last year to continue with the project he supported it. In his opinion the increase of \$900,000 is an additional burden to the citizens and he will not be supporting the project in the future.

Council Member Linford moved to approve Resolution 12-05-2010, A Resolution Authorizing The Issuance And Sale Of Not More Than \$1,500,000 Aggregate Principal Amount Of Sewer Revenue Bonds, Series 2010 (The "Bonds") Of Santaquin City, Utah; Fixing The Maximum Aggregate Principal Amount Of The Bonds, The Maximum Number Of Years Over Which The Bonds May Mature, The Maximum Interest Rate Which The Bonds May Bear, And The Maximum Discount From Par At Which The Bonds May Be Sold; Providing For The Publication Of A Public Hearing And Notice Of Bonds To Be Issued; Providing For The Running Of A Contest Period; And Related Matters. Council Member Green seconded the motion. Through a roll call vote, the vote was as follows:

Council Member Askerlund	Aye
Council Member Green	Aye
Council Member Linford	Aye
Council Member Steele	Aye
Council Member Vincent	Nay

The motion passed by majority vote.

PETITIONS AND COMMUNICATIONS

Nothing

REPORTS BY MAYOR AND COUNCIL MEMBERS

Mayor DeGraffenried

Nothing

Council Members

Nothing

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)

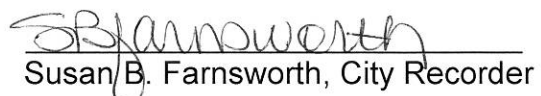
Nothing

ADJOURNMENT

At 8:05 p.m. Council Member Askerlund moved to adjourn. Council Member Linford seconded the motion. The vote to adjourn was unanimous.

Approved on December 15, 2010.


James E. DeGraffenried, Mayor


Susan B. Farnsworth, City Recorder