

NOTICE AND AGENDA

Notice is hereby given that the City Council of the City of Santaquin will hold a Special City Council Meeting on Wednesday, December 23, 2009, in the Council Chambers, 45 West 100 South, at 5:00 pm.

AGENDA

1. **ROLL CALL**
2. **PLEDGE OF ALLEGIANCE**
3. **INVOCATION/INSPIRATIONAL THOUGHT**
4. **INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS (Roll Call Vote)**
 - a. 12-03-2009 "A RESOLUTION OF THE SANTAQUIN CITY COUNCIL AUTHORIZING THE NOTICE OF AWARD AND CONTRACT TO ZENON ENVIRONMENTAL CORPORATION REGARDING SANTAQUIN CITY WATER RECLAMATION FACILITY MEMBRANE BIOREACTOR (MBR) EQUIPMENT PROCUREMENT"
5. **EXECUTIVE SESSION** (May be called to discuss the character, professional competence, or physical or mental health of an individual)
6. **EXECUTIVE SESSION** (May be called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property)
7. **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

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CITY CENTER
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ZIONS BANK

**MINUTES OF A SPECIAL COUNCIL MEETING
HELD IN THE COUNCIL CHAMBERS
DECEMBER 23, 2009**

Mayor James E. DeGraffenried called the meeting to order at 5:04 pm. Council Members attending: Filip Askerlund, Martin Green, Connie Hansen, James Linford, and Brent Vincent.

Others attending: City Manager Ben Reeves, Legal Counsel Brett Rich, Rick Steele, Keith Broadhead, Kim Broadhead, Shayne Ahlin, Dennis Brandon, Dennis Haskell, Glade Robbins, Aaron Vickery and other unidentified individuals.

PLEDGE OF ALLEGIANCE

Mr. Steele Led the Pledge of Allegiance.

INVOCATION/INSPIRATIONAL THOUGHT

Council Member Linford Offered an Invocation.

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

12-03-2009 "A RESOLUTION OF THE SANTAQUIN CITY COUNCIL AUTHORIZING THE NOTICE OF AWARD AND CONTRACT TO ZENON ENVIRONMENTAL CORPORATION REGARDING SANTAQUIN CITY WATER RECLAMATION FACILITY MEMBRANE BIOREACTOR (MBR) EQUIPMENT PROCUREMENT"

City Manager Reeves reported bids for the equipment associated with the "MBR" were solicited and received earlier in the summer. Time extensions have been granted to maintain the bid prices which are tied to the value of the fluctuating dollar. December 30, 2009 is the due date associated with the Notice of Award. It was intent of the Mayor and Council to hold a special meeting later in the month; however Legal Counsel Rich will not be available. City Manager Reeves requested one change to the resolution. He requested item #1's date be changed from December 23, 2009 to December 30, 2009. Council Member Hansen was told the original bid was dated August 20, 2009 and the "Notice of Award" is a part of that bid package. She was also told that all bids were reviewed and compared for completion and accuracy.

Council Member Askerlund moved to table Resolution" until it is determined if the City is going to receive the \$7 million USDA Loan/grant, which he believes the notification date is January 16. This would also allow Council Member elect Steele to participate in the voting of the issue and represent his constituents. Council Member Vincent seconded the motion. Council Members Askerlund, Vincent voted in the affirmative. Council Members Green and Linford voted against the motion. Council Member Hansen abstained. Mayor DeGraffenried voted against the motion as a tie breaking vote.

Council Member Green moved to approve Resolution 12-03-2009 "A Resolution of the Santaquin City Council Authorizing the Notice of Award and Contract to Zenon Environmental Corporation Regarding Santaquin City Water Reclamation Facility Membrane Bioreactor (MBR) Equipment Procurement" with the requested date change. Council Member Linford seconded the motion.

Council Member Hansen said she had given a great deal of thought to this meeting. Over the past week and a half there had been a number of things happen. She expressed her sorrow at what has happened to the Council. She stated people can't help but notice that the Council was divided into teams. She said that when the project first came before the Council, she voted in favor for it because she feels the MBR is in the long time/term best interest of the City and is the direction we need to move. Her understanding was that the progression of the project relied on funding being in place. She is not willing to vote for anything that would put a \$13 million dollar obligation on the backs of the Citizens. She expressed her concerns that Council Elect Steele is

beginning his term with a divided Council. Council Member Hansen indicated the Council Members claim to be men

and women of honor. She believes they are fooling themselves due to there being a Camp "A" and a Camp "B" except on Sunday. She questioned how long the division would go on. She questioned if this evenings meeting was completely necessary. She is wondering if the company who had the bid would not have been willing to extend the contract a few more days. She continued by saying she was disappointed by the way the citizens were being represented and that they felt the meeting this evening was held to "shove the issue down their throats". She reminded the Mayor and Council Members the division of leaders only hurt the Citizens and that the "camp" and "coffee shop" bullshit needs to stop. She is in full support of the MBR but feels all options should be explored. She doesn't believe in higher sewer rate is not the answer as well as feeling the requested vote is premature.

Council Member Vincent indicated he would be voting no because the "majority of citizens do not feel this is the right time for this type of sewer system". He thinks the City should continue to investigate other options. He said he received a number of phone calls throughout the short period of time the meeting was planned. He feels the meeting was "snuck" in on the Citizens just to try to pass something they don't want.

Council Member Green indicated he also received a number of phone calls with the callers voicing their support of the project. He also found it interesting that on the way in to the building he was told by a Citizen how "they got to him" as well as relaying how Council Member Green was going to vote. Council Member Green reminded those in attendance, that he has voted "yes" for everything associated with the MBR and its process, along with everyone who is sitting on the Council. It bothers him that the info is slighted in one way or another. Council Member Green once again indicated he also had received a number of calls in support of moving forward with the system instead of continuing with the "band-aid" approach.

Council Member Hansen suggested at the January Mayor/Council retreat, the sewer issue be the issue to be focused on. She as a Citizen demands that the Mayor and Council Members learn to communicate.

Council Member Linford indicated along with Council Member Green, he has voted for the system for several reasons. He believes this will be the "cheapest" for the Citizens. He indicated with any option, rates will increase. He knows it will cost additional money in a very short period of time. The contract was bid in midsummer when the value of a dollar was at much higher than it is now. Since the membrane is not produced in the United States, he believes a new contract will cost the resident more in the long run. Council Member Linford acknowledged there being definite "camps". The Mayor has always supported this system and was reelected; therefore there must be support within the community. After the discussion and Council Member comments, through a roll call vote, Council Members Green and Linford voted in the affirmative, Council Members Askerlund and Vincent voted against the motion, and Council Member Hansen abstained. Mayor DeGraffenried voted in the affirmative breaking the tied vote. The motion passes.

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

Nothing

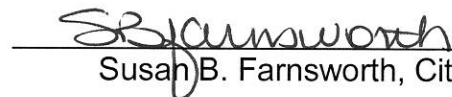
EXECUTIVE SESSION (May be called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property)
Nothing

ADJOURNMENT

At 5:26 pm Council Member Linford moved to adjourn. Council Member Vincent seconded the motion. Council Members Askerlund, Green, Hansen, Linford, and Vincent voted in the unanimous.

Approved on January 6, 2010.


James E. DeGraffenried, Mayor


Susan B. Farnsworth, City Recorder