

NOTICE AND AGENDA
Amended #2 12-01-09

Notice is hereby given that the City Council of the City of Santaquin will hold a City Council Meeting on Wednesday, December 02, 2009, 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. **CONSENT AGENDA**
 - a. Minutes
 1. November 05, 2009
 2. November 18, 2009
 - b. Bills
 1. \$153,106.63
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
6. **FORMAL PUBLIC HEARINGS**
7. **UNFINISHED BUSINESS**
8. **BUSINESS LICENSES**
9. **REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES**
10. **NEW BUSINESS**
 - a. Setting of the 2010 City Council Meeting Schedule
 - b. Discussion and Possible Action Regarding Final Approval of the Apple Hollow @ the Orchards Plat A-2 subdivision
 - c. Discussion and Possible Action Regarding Final Approval of the Orchards Subdivision Plat D-1
 - d. Discussion and Possible Action Regarding Interlocal Agreement with Utah County for Snow Plowing Services.
 - e. Discussion and possible action with regard to money in lieu of water for Oak Summit Plats "G, H, I and J" ®
 - f. Authorization for Mayor to sign the City Managers Contract ®
11. **INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS (Roll Call Vote)**
 - a. Resolution 12-01-2009 Authorizing the Mayor to enter into an interlocal agreement with Utah County with regards to snow plowing services.
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 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 2, 2009**

At 7:00 pm Mayor James E. DeGraffenried called the meeting to order. Council Members attending: Filip Askerlund, Martin Green, Connie Hansen, and Brent Vincent. James Linford was excused.

Other present: City Manager Ben Reeves, City Planner Dennis Marker, Legal Counsel Brett Rich, Director of Public Safety Dennis Howard, Rick Steele, Mike Carter, Dennis Brandon, Troop 1585 Day Ray, Cody York, Trent Kearl, Jake Smith, Joe Mattson, Trevor Rogers, and Preston Lund, Allison Lindsay and other unidentified individuals.

PLEDGE OF ALLEGIANCE

Trevor Rogers Led the Pledge of Allegiance.

INVOCATION/INSPIRATIONAL THOUGHT

Mr. Ray Offered an Invocation.

CONSENT AGENDA

Minutes

November 05, 2009

November 18, 2009

Bills

\$153,106.63

Council Member Askerlund moved to approve the Consent Agenda. Council Member Green seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative.

FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS

Nothing

FORMAL PUBLIC HEARINGS

Nothing

BUSINESS LICENSES

Council Member Green reviewed the following Business Licenses. He reported all inspections have been completed as well as all City codes followed:

- Mike Jenkins DBA Papa Kelsey's Pizza & Subs
- Amy Johnson DBA Amy's Bright Beginnings Preschool
- Lorenzo D. Young DBA Deadly Precision – Gunsmithing

Council Member Green moved to approve the new Business License for Mike Jenkins DBA Papa Kelsey's Pizza & Subs, Amy Johnson DBA Amy's Bright Beginnings Preschool, and Lorenzo Young DBA Deadly Precision-Gunsmithing. Council Member Hansen seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative.

REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES

Nothing

NEW BUSINESS

Setting of the 2010 City Council Meeting Schedule

Council Member Vincent moved to set the 2010 City Council Meeting Schedule. Meetings will be held on the 1st and 3rd Wednesday of each month beginning at 7:00 pm with Special Meetings being called as deemed necessary. Council Member Askerlund seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative.

Discussion and Possible Action Regarding Final Approval of the Apple Hollow @ the Orchards Plat A-2 subdivision

Council Member Green moved to table final approval of the Apple Hollow @ the Orchards Plat A-2 Subdivision and the Orchards Subdivision Plat D-1. Council Member Vincent seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative.

Discussion and Possible Action Regarding Final Approval of the Orchards Subdivision Plat D-1

See above

Discussion and Possible Action Regarding Interlocal Agreement with Utah County for Snow Plowing Services

Council Member Askerlund moved to authorize Mayor DeGraffenried to sign the Interlocal Agreement with Utah County for Snow Plowing Services. Council Member Green seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative.

Discussion and possible action with regard to money in lieu of water for Oak Summit Plats "G, H, I and J"

Council Member Askerlund moved to approve money in lieu of water for Oak Summit Plats "G, H, I and J" with the possibility of submitting actual water shares instead of money if he is able to obtain any water shares. Council Member Green seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative. See attachment "A" for Memorandum.

Authorization for Mayor to sign the City Managers Contract

Council Member Green moved to authorize Mayor DeGraffenried to sign the City Manager's Contract. Council Member Vincent seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative.

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

Resolution 12-01-2009 Authorizing the Mayor to enter into an Interlocal Agreement with Utah County with regards to Snow Plowing Services

Council Member Green moved to approve Resolution 12-01-2009, Authorizing the Mayor to execute an Interlocal Agreement with Utah County with regards to Snow Plowing Services. Council Member Askerlund seconded the motion. Council Member Askerlund was told the contract would automatically renew unless terminated. After the discussion, Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative by roll call vote.

PETITIONS AND COMMUNICATIONS

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)
At 7:35 pm Council Member Green moved to enter into an Executive Session. Council Member Hansen seconded the motion. Council Members Askerlund, Green, Hansen and Vincent voted in the affirmative.

Those attending: Mayor DeGraffenried, Council Members Askerlund, Green, Hansen, and Vincent, City Manager Reeves, City Planner Marker, Legal Counsel Rich, City Recorder Farnsworth and Council Elect Rick Steele.

At 8:10 pm the Regular Council Meeting resumed.

REPORTS BY MAYOR AND COUNCIL MEMBERS

Mayor DeGraffenried

Nothing

Council Members

Council Member Vincent reported he along with Keith Broadhead met with Payson City Officials with regards to sewer issues. He was told by the Payson Representatives the sewer base rate for each resident of Payson is currently \$16.00 with an additional fee of \$1.00 per thousand gallons used. Council Member Vincent added the City uses a 24" line which runs through their business park. Also discussed was the installation and connection with Elk Ridge residents. Council Member Vincent indicated the Representatives were very interested in having Santaquin connect to their treatment plant. Mayor DeGraffenried reported Elk Ridge Residents currently pay a monthly fee of approximately \$47.00 per month. If Santaquin were to "join" the Payson treatment plant, the sewer rates would be controlled by Payson as well as the reuse water would not be available to Santaquin for use. Mayor DeGraffenried reminded those in attendance the existing loans on our existing sewer system would need to be paid out of the monthly resident charge plus the debt cost of connecting to Payson along with adding whatever fee Payson would establish. The potential for a very high monthly rate is a reality.

Council Member Askerlund reported he is currently working on the ATV Ordinance. A meeting will be scheduled with the committee to discuss the proposed ordinance.

Council Member Askerlund was told to begin the process of the stock pen expansion.

Council Member Green welcomed Ben Reeves as the new City Manager.

He also reported the Light Parade was a great success with a number of families wanting to be involved next year.


City Manager Reeves indicated he was happy to be here and thanked the Mayor and Council Members for the opportunity.

ADJOURNMENT

At 8:24 pm Council Member Green moved to adjourn. Council Member Vincent seconded the motion. Council Members Askerlund, Green, Hansen, Linford and Vincent voted in the affirmative.

Approved on December 19, 2009.


James E. DeGraffenried, Mayor


Susan B. Farnsworth, City Recorder



**A Community Prospering
in Country Living**
(Agriculture, Equestrian, Recreation)

Memorandum

To: Mayor DeGraffenried and Santaquin City Council
From: Dennis L. Marker, City Planner
Date: October 26, 2009
Re: Oak Summit Request to Pay Money in Lieu of Providing Water

Santaquin City Code, §8-1-12(B) Annexations, states, "Acceptance Of Cash Equivalent Of Water Rights: The city may, at its discretion, accept the cash equivalent in value of the cost of water rights and/or shares required to be dedicated. The equivalent consideration will be based upon the most recent information of similar water sales available to the city. The number of water rights, shares or the amount of the cash equivalent shall be determined by the expected water needs of the annexation area based in part on the total number of acres located within the annexation area and the portion owned by the person making application."

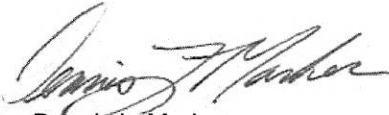
Santaquin City has contracted with Sunrise Engineering to monitor the City's water rights and market sales which may affect the value of City's rights. Mr. Ken Tuttle, who works for Sunrise Engineering, has stated that within the Santaquin area, water currently costs approximately \$3,500 per acre foot. This information was provided to me on November 23, 2009.

Mr. Michael Carter, who is the developer of the Oak Summit Development, has requested the Santaquin City Council authorize him to pay money in lieu of providing water for the remainder of his development. Mr. Carter is still trying to purchase Summit Creek shares and desires that the City would accept those if available and that the required amount of money be reduced accordingly. His remaining development area consists of the following:

Plats	Lots	Lot Acres	Open Space acres	Plat Acres	Required Acre Feet.	Cost @ \$3,500 per acre foot
Oak Summit Plat G	29	9.14	10.79	22.85	68.55	\$239,925.00
Oak Summit Plat H	5	6.88	0.54	7.97	23.91	\$83,685.00
Oak Summit Plat I	19	16.75	1.14	19.66	58.98	\$206,430.00
Oak Summit Plat J	28	8.47	0.0	10.38	31.14	\$108,990.00
Total	81	41.24	12.47	60.86	182.58	\$639,030.00

Mr. Carter was also informed that a request has been made to alter the City's requirement for water . This request was made by the developers of the Northeast area and would reduce the amount of water required based on hillside areas and non-irrigable lands in a plat. Mr. Carter has asked that if the City's requirements change before he plats these lots that the new requirement be applied to his lands.

The subject plats are still in the DRC review process for preliminary plat approvals. Final plat review and Planning Commission review must take place before they are brought to the City Council for Final Plat approval. The subject plats will not be recorded until full dedication of water or payment in lieu thereof is provided as well as bonds being placed with the City.

A handwritten signature in dark ink, appearing to read "Dennis L. Marker", is positioned above the printed name.

Dennis L. Marker
Santaquin City Planner



CLOSED EXECUTIVE SESSION AFFIDAVIT

I, James E. DeGraffenried, Mayor of Santaquin City, do hereby certify that the Executive Session held on December 02, 2009 was called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property.

James E. DeGraffenried
James DeGraffenried, Mayor

12/2/09
Date