

NOTICE AND AGENDA

amended

Notice is hereby given that the City Council of the City of Santaquin will hold a City Council Meeting on Wednesday, July 24, 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. June 24, 2009
 - b. Bills
 1. Nothing
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
 - a. Type and location of the proposed Wastewater Facility
7. UNFINISHED BUSINESS
8. BUSINESS LICENSES
9. REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES
10. NEW BUSINESS
 - a. Discussion and possible final approval of the Maverik Commercial Subdivision Plat
 - b. Discussion and possible action with regard to water for fire protection (Genola City)
11. INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS (Roll Call Vote)
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
JULY 1, 2009**

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

Others attending: City Planner Dennis Marker, Legal Counsel Brett Rich, J-U-B Engineering Representative David Thurgood, Keith Broadhead, Lance Wollebaek, Norm Taylor, Don Lilyquist, Debbie Hudson, Scott Hudson, Jeremy Spent, Amanda Burningham, Andy Burningham, Van Newby, George Baker, Dennis Brandon, Kurt Stringham, and other unidentified individuals.

PLEDGE OF ALLEGIANCE

Council Member Vincent led the Pledge of Allegiance.

INVOCATION/INSPIRATIONAL THOUGHT

Council Member Askerlund Offered an Invocation.

CONSENT AGENDA

Minutes

June 24, 2009

Bills

Nothing

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

FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS

Mr. Burningham reported he lives at 420 W 750 N (Applecove Subdivision) and during rain storms he and his neighbors have a streams running through their property. He has spoken with his neighbors with regard to this problem and has not been able to resolve the issue. He is requesting help from the City Representatives to resolve the water issue. Mayor DeGraffenried will be in contact with the building department for help to get the issue resolved and be in contact with Mr. Burningham.

FORMAL PUBLIC HEARINGS

Type and location of the proposed Wastewater Facility

Council Member Askerlund moved to enter into a Public Hearing with regard to the type and location of the proposed Wastewater Facility. Council Member Green seconded the motion. Council Members Askerlund, Green, Hansen, Linford and Vincent voted in the affirmative.

Legal Counsel Rich reported the purpose of the public hearing is to receive public input with regard to the proposed wastewater facility and possible location.

Mr. Newby addressed those in attendance with regard to the proposed wastewater facility. He indicated he is very impressed with the proposed MBR system. He would like to see the facility located at the site of the existing lagoons. He didn't feel it made sense to remove orchards to place the facility north of town. He would like all the arguments from previous meetings to be reviewed before a final decision is made.

Mr. Baker reported he questions why the current location is not an adequate location. He thinks the existing location makes perfect sense.

Mr. Brandon reported he has been a resident of the City for a number of years. He has a concern as to the particulars of placing the facility north of town. He wonders if the Mayor and City Council have all the facts. He doesn't want the residents to be absorbing additional costs in future years.

Mr. Newby addressed those in attendance a second time. He asked that the straw poll taken at the last public hearing also be taken into consideration.

Council Member Askerlund moved to close the Public Hearing. Council Member Hansen seconded the motion. Council Members Askerlund, Green, Hansen, Linford and Vincent voted in the affirmative.

UNFINISHED BUSINESS

Nothing

BUSINESS LICENSES

Council Member Green reviewed the following new Business License Applications. It was reported all applicants have paid the required fees and received all required inspections.

- Megan Vincent D.B.A. a cosmetologist at the Crazy Daisy Salon
- Glenn W. Pearmain D.B.A. Wyoming Saddle n' Cowboy Craft of UT

Council Member Vincent reported Megan Vincent is his daughter-in-law and would not be voting on her business license.

Council Member Green moved to approve the new Business License for Glenn W. Pearmain. Council Member Vincent seconded the motion. Council Members Askerlund, Green, Hansen, Linford and Vincent voted in the affirmative.

Council Member Green moved to approve the new Business License for Megan Vincent. Council Member Linford seconded the motion. Council Members Council Members Askerlund, Green, Hansen, and Linford voted in the affirmative.

REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES

Mr. Stringham reported the Planning Commission reviewed the Maverik subdivision plat as well as working on the Planning Commission By-laws.

NEW BUSINESS

Discussion and possible final approval of the Maverik Commercial Subdivision Plat

City Planner Marker reviewed the location of the proposed commercial subdivision. He indicated the location is close to the new SR198 re-alignment. The improvements along the highway and Main Street will happen as the development occurs. The Planning Commission has a concern with water that runs off of the property. It is anticipated the issue will be addressed at the time of development. The City Staff recommends the City Council approve the plat and allow the recording.

Council Member Vincent was told there has been a retaining wall constructed behind the Maverik which will be used to divert the run off water. He has a concern that the retaining wall will not be adequate to retain the water. Mr. Stringham indicated there has been some water run onto the hardware property but not enough to cause damage. Mr. Lilyquist said Maverik engineers will work with the City's engineers to resolve any potential issues.

Council Member Askerlund moved to approve the Maverik Commercial Subdivision Plat with the discussion that will take place between the two engineers to make sure there aren't any additional run off issues. Council Member Vincent seconded the motion. Council Members Askerlund, Green, Hansen, Linford and Vincent voted in the affirmative.

Discussion and possible action with regard to water for fire protection (Genola City)

Council Member Green moved to table this discussion. Council Member Linford seconded the motion. Council Members Askerlund, Green, Hansen, Linford, and Vincent voted in the affirmative.

INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS

Nothing

PETITIONS AND COMMUNICATIONS

Nothing

MOVED TO ITEM 15

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 Linford moved to enter into an Executive Session to discuss the pending or reasonably imminent litigation. Council Member Vincent seconded the motion. Council Members Askerlund, Green, Hansen, Linford and Vincent voted in the affirmative.

Those attending the Executive Session, Mayor DeGraffenried, Council Members Askerlund, Green, Hansen, Linford, and Vincent, City Planner Dennis Marker, J-U-B Representative Thurgood, Legal Counsel Rich and City Recorder Susan Farnsworth.

At 8:40 pm the regular Council Meeting resumed.

DISCUSSION AND POSSIBLE ACTION WITH REGARD TO PROPOSED WASTEWATER FACILITY

Council Member Askerlund moved to approve the North location (referred to as option "5A" in the Wastewater Treatment & Collection System Facilities Master Plan) as the location for the MBR Wastewater facility site based on the ability to obtain the property on satisfactory terms and in a timely fashion. Council member Linford seconded the motion. Council Members Askerlund, Green, Hansen, Linford and Vincent voted in the affirmative.

REPORTS BY MAYOR AND COUNCIL MEMBERS

Mayor DeGraffenried

Mayor DeGraffenried introduced Ed and Lisa from the Department of Water Quality. Ed indicated he was here to "get a feel" as to where the City is at on the wastewater issue.

Council Members

Council Member Hansen was told the proposed ordinance addressing Mobile Homes/Parks moratorium would be on the next Council Agenda.

Council Member Vincent requested a work session on the Main Street Overlay Ordinance. A work session will be scheduled for July 29th.

Council Member Askerlund reported the Planning Commission would like to hold a joint work session to discuss Mobile Homes/Parks requirements. The work session was scheduled for August 12th.

Council Member Askerlund also reported the announcers stand is 95% complete and invited everyone to go see it. He also reported the ball field on the west side of the Elementary School has been renovated. The renovation was a joint effort of Council Members, Parents and Coaches.

Council Member Green public thanked the Fire and EMS for the job they did handling the fire in the church located on the East side of the City.

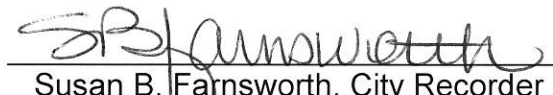
Mayor DeGraffenried indicated Legal Counsel Rich would be meeting with Shannon on Monday to review a proposed "Drug Testing Policy". The goal is to have the proposed policy ready for the Council review sometime next week.

ADJOURNMENT

At 8:55 Council Member Linford moved to adjourn. Council Member Hansen seconded the motion. Council Members Askerlund, Green, Hansen, Linford and Vincent voted in the affirmative.

Approved on July 15, 2009.


James E. DeGraffenried, Mayor


Susan B. Farnsworth, City Recorder



CLOSED EXECUTIVE SESSION AFFIDAVIT

I, James E. DeGraffenried, Mayor of Santaquin City, do hereby certify that the Executive Session held on July 01, 2009 was called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property.


James DeGraffenried, Mayor


Date