

NOTICE AND AGENDA

Notice is hereby given that the City Council of the City of Santaquin will hold a City Council Meeting on Wednesday, January 7, 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. December 17, 2008
 - b. Bills
 1. \$94,525.79
 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
 - a. Planning Commission
 10. NEW BUSINESS
 - a. Denial of the Hansen Annexation (submitted 11-06-2008)
 - b. Appointment of a Mayor Pro-tem
 - c. Discussion and decision with regard to sick leave payout
 11. INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS (Roll Call Vote)
 - a. Resolution 01-01-2009 "A Resolution of the Santaquin City Council Authorizing the Execution of an Interlocal Cooperation Agreement Between Santaquin City and Goshen Town regarding Ambulance Services"
 12. PETITIONS AND COMMUNICATIONS
 - a. Acceptance or denial of the Hansen Annexation (submitted 12-17-2008)
 - b. Certification of the of the Hansen Annexation
 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: SB Farnsworth
Susan B. Farnsworth, City Recorder

POSTED:

CITY CENTER
POST OFFICE
ZIONS BANK
® Amendment to Agenda

**MINUTES OF A REGULAR COUNCIL MEETING
HELD IN THE COUNCIL CHAMBERS
JANUARY 7, 2009**

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

Others attending: City Planner Dennis Marker, Director of Public Safety Dennis Howard, Legal Counsel Brett Rich, Julie Early, Doug Rohbock, Denise Rohbock, Carolyn Quigley, Dennis Haskell, Val Broadhead, Leslie Broadhead, and other unidentified individuals.

PLEDGE OF ALLEGIANCE

Council Member Hansen Led the Pledge of Allegiance.

INVOCATION/INSPIRATIONAL THOUGHT

Mayor DeGraffenried Offered an Invocation.

CONSENT AGENDA

Minutes

December 17, 2008

Bills

\$94,525.79

Council Member Askerlund moved to approve the Consent Agenda for December 17, 2008. Council Member Vincent seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative.

The date indicated was not correct therefore - Council Member Askerlund moved to approve the Consent Agenda for January 7, 2009. Council Member Vincent seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative.

FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS

Mr. Haskell addressed the Mayor and Council with regard to the Pressurized Irrigation installation along 800 East and 450 South. He has concerns with the maintenance of the roadways after they have been dug through. He indicated the contractors should not be allowed to pile dirt in the roadways as the residents are not allowed to do so. He also voiced his concern with the wintertime installation of the pressurized irrigation laterals into the private property. He said he would be willing to pay the pressurized irrigation base rate all through the winter if installation of the laterals could be postponed. Mayor DeGraffenried indicated he would meet with the contractor and discuss these issues.

Council Member Hansen indicated she too has received calls with regard to the road issue. She would like the Mayor to let them know what the resolution is so she can pass the answer on to those who contact her.

Council Member Askerlund was told the "Hansen" pond would service the "East" side of the City when it is completed. He questioned if the project could be postponed until the weather is better. Mayor DeGraffenried indicated there are two options associated with the pond issue that will be discussed later in the agenda.

Mr. Haskell requested the contractors be required to fill the holes as they continue the project.

Mr. Broadhead reported the snow storm that was received right after Christmas left them "buried" in snow. He contacted the Public Works Supervisor to have the snow removed from in front of the Family Tree. He indicated one of the supervisors had a grudge against him personally, therefore would not send anyone to help them out. Mr. Broadhead strongly suggested the City be more of a help to the businesses of the City. He also indicated he attended the meeting this evening by himself as a business owner instead of inviting others to attend.

Legal Counsel Rich indicated that the service of snow removal on the State Road should be addressed by UDOT. He also indicated the City may assume some liability if they perform snow removal. In addition, if the City decided to provide snow removal services, it should consider whether all of the similarly situated property owners in the City will receive similar services.

Mayor DeGraffenried indicated the Council would discuss this issue further and contact Mr. Broadhead.

Mrs. Quigley indicated she was the president of the Intermountain Healing Hearts organization who raises money for the Primary Children's Hospital. They as an organization would like to co-host along with the City, a Winter Carnival on February 7. She indicated she would like the City Building opened so those in attendance could use the restrooms. Mayor DeGraffenried will have someone work on particulars on Thursday and get back to her.

FORMAL PUBLIC HEARINGS

Nothing

UNFINISHED BUSINESS

Nothing

BUSINESS LICENSES

Nothing

REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES

Planning Commission

City Planner Marker reported the Planning Commission will be reviewing on Thursday night a Conditional Use Permit for a home occupation; they will be discussing the "Butler" Subdivision and the Ordinance pertaining to the C-1 and C-2 Zones.

NEW BUSINESS

Denial of the Hansen Annexation (submitted 11-06-2008)

Council Member Green moved to deny the Hansen Annexation petition submitted on 11-06-2008. Council Member Askerlund seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative.

Appointment of a Mayor Pro-tem

Council Member Green nominated Council Member Askerlund to serve as Mayor Pro-tem for a one year period. Council Member Vincent seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative.

Discussion and decision with regard to sick leave payout will be discussed after the Executive Session

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

Resolution 01-01-2009 "A Resolution of the Santaquin City Council Authorizing the Execution of an Interlocal Cooperation Agreement Between Santaquin City and Goshen Town regarding Ambulance Services"

Council Member Askerlund moved to approve Resolution 01-01-2009 "A Resolution of the Santaquin City Council Authorizing the Execution of an Interlocal Cooperation Agreement between Santaquin City and Goshen Town regarding Ambulance Services". Council Member Green seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative.

PETITIONS AND COMMUNICATIONS

Acceptance or denial of the Hansen Annexation Petition (submitted 12-17-2008)

Council Member Green moved to accept the Hansen Annexation petition submitted on 12-17-2008. Council Member Askerlund seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative.

Certification of the of the Hansen Annexation

Council Member Green moved to table the certification of the Hansen Annexation submitted 12-17-2008. Council Member Askerlund seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative.

**REPORTS BY MAYOR AND COUNCIL MEMBERS
MOVED UNTIL AFTER THE EXECUTIVE SESSION**

EXECUTIVE SESSION (May be called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property)

At 7:56 pm Council Member Green moved to enter into an Executive Session to discuss pending or reasonably imminent litigation, and/or purchase, exchange or lease of real property. Council Member Hansen seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative. Mayor DeGraffenried, Council Members Askerlund, Green, Hansen and Vincent, City Planner Marker, Legal Counsel Rich, City Recorder Farnsworth and Julie Early attending the Executive Session.

At 9:28 pm the Executive Session ended and the open portion of the Council Meeting continued.

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

At 9:30 pm Council Member Green moved to enter into an Executive session to discuss the character, professional competence, or physical or mental health of an individual. Council Member Hansen seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative. Mayor DeGraffenried, Council Members Askerlund, Green, Hansen and Vincent, Legal Counsel Rich and City Recorder Farnsworth were in attendance.

At 9:50 pm the Executive Session ended and the open portion of the Council Meeting continued.

Discussion and decision with regard to sick leave payout

Council Member Green moved to pay Mr. Jarrod Villar, who recently resigned his position with the Santaquin Police Department, his earned sick leave at ¼ value (see attachment "A"). Council Member Vincent seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative.

REPORTS BY MAYOR AND COUNCIL MEMBERS

Council Members

Council Member Hansen asked whether Mr. Barnes received a written reprimand with regard to his involvement in the Main Street snow removal. She was told that he had not. She also asked who the employee was who had the "personal vendetta" against Mr. Broadhead. She was told that such a discussion may be a topic for another time.

Council Member Vincent voiced his concerns with the pressurized irrigation installation mess on the Eastside.

Council Member Green reported he has not received any interest from anyone who would act as the Miss Santaquin Chairperson.

Council Member Askerlund asked if the winter pressurized irrigation project could be put on hold if the "Hansen Property" is not required to build a pond. He was told the project would need to continue as scheduled. Council Member Askerlund once again voiced his concern with the winter mess involved.

Council Member Askerlund was told the staff is reviewing minutes with regard to the Sumsion Pit. City Planner Marker suggested holding a work session with those involved to discuss any issues the Council Members may have.

Council Member Askerlund reported the Santaquin Stake Relief Society was looking for a service project. If any of the Council Members have project ideas, please present them to him.

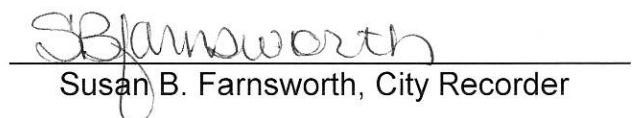
City Planner Marker reported he had met with UDOT Representatives to discuss the Main Street Improvement requirements. He will submit a copy of the plat to them.

ADJOURNMENT

At 10:26 pm Council Member Green moved to adjourn. Council Member Hansen seconded the motion. Council Members Askerlund, Green, Hansen, and Vincent voted in the affirmative.

Approved on January 21, 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 January 7, 2009 was called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property.


James DeGraffenried, Mayor

1-7-09
Date



CLOSED EXECUTIVE SESSION AFFIDAVIT

I, James E. DeGraffenried, Mayor of Santaquin City, do hereby certify that the Executive Session held on January 7, 2009 was called to discuss the character, professional competence, or physical or mental health of an individual.


James DeGraffenried, Mayor

1-7-09
Date

City Council meeting
January 7, 2009
Attachment "A"



SANTAQUIN CITY CORPORATION

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(801) 754-3526 fax
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MEMO

TO: Mayor & City Council

FROM: Shannon - Administration Office

DATE: 12/31/08

RE: Payout of Sick Leave

With the recent voluntary resignation of Officer Villar and pursuant to the current Santaquin City Personnel Policy a discussion will need to be held regarding payout of Mr. Villar's remaining sick time. This item will be on the City Council agenda for discussion and action on January 7, 2009.

Policy

Section XVIII 4F (Payout of accrued sick leave upon resignation or retirement) states the following:

"Accrued sick leave may be paid at a discounted rate of $\frac{1}{4}$ of the total accrued if the employee has a history of honorable service (without disciplinary action), has been with the city a minimum of five years, such payment is recommended by the employee's immediate supervisor, and funds are available to meet the demand. **Such requests will be reviewed by the Mayor and City Council on a case by case basis.**"

History

Mr. Villar currently has 348.30 hours of accrued sick leave remaining. Pay out of sick leave is made at the employee's current rate of pay. The cost to pay out remaining hours (discounted at $\frac{1}{4}$) would be as follows:

348.30 hours remaining X 25% = 87.08 hours

87.08 hours X \$20.21 (current rate of pay) = \$1,759.89.

If you have any other questions regarding this issue, please don't hesitate to contact me prior to the City Council Meeting.

Thanks