

NOTICE AND AGENDA

Notice is hereby given that the City Council of the City of Santaquin will hold a City Council Meeting on Wednesday, December 17, 2008, 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 3, 2008
 - b. Bills
 1. \$ 297,154.00
 5. **FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS**

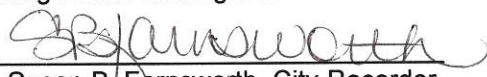
Public Forum is held to a 30-minute maximum with each speaker given no more than 5 minutes each. If more than 6 Speakers, time will be adjusted accordingly to meet the 30 minute requirement

 - a. Notice of Award for the Summit Creek Irrigation Booster Pump Station (400 N 200 W) and authorization for the Mayor to sign the required documents
 7. **FORMAL PUBLIC HEARINGS**
 8. **UNFINISHED BUSINESS**
 9. **BUSINESS LICENSES**
 10. **REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES**
 - a. Planning Commission
 11. **NEW BUSINESS**
 - a. Approval of the 2009 City Council Meeting Schedule
 - b. Approval or denial of Change Order #1, Pressurized Irrigation Schedule 4 in the amount of \$25,765.48
 12. **INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS (Roll Call Vote)**
 - a. Resolution 12-01-2008 "Interlocal Cooperation agreement for Ambulance Service"
 - b. Resolution 12-02-2008 "Declaration of Surplus Property"
 - c. Resolution 12-03-2008 "A Resolution of the Santaquin City Council Authorizing the Execution of An Amended Interlocal Cooperation Agreement Between Santaquin City and Genola Town Regarding Law Enforcement Services"
 - d. Resolution 12-04-2008 "A Resolution of the Santaquin City Council Authorizing the Mayor to Seek Federal Funding to Construct a Water Reclamation Demonstration Facility"
 - e. Resolution 12-05-2008 "A Resolution of the Santaquin City Council Authorizing the Execution of Nebo School District & Santaquin City Master Facility use Interlocal Cooperation Agreement"
 13. **PETITIONS AND COMMUNICATIONS**
 14. **REPORTS BY MAYOR AND COUNCIL MEMBERS**
 - a. Mayor DeGraffenried
 - b. Council Members
 15. **EXECUTIVE SESSION** (May be called to discuss the character, professional competence, or physical or mental health of an individual)
 16. **EXECUTIVE SESSION** (May be called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property)
 17. **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

**CITY COUNCIL MEETING
HELD IN THE COUNCIL CHAMBERS
DECEMBER 17, 2008**

Mayor James E. DeGraffenried called the meeting to order at 7:03 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, Director of Public Safety Dennis Howard, Mark Wells, Planning Commission Member George Mecham and other unidentified individuals.

PLEDGE OF ALLEGIANCE

Legal Counsel Rich Led the Pledge of Allegiance.

INVOCATION/INSPIRATIONAL THOUGHT

Council Member Green Offered an Invocation.

CONSENT AGENDA

Minutes

December 3, 2008

Bills

\$297,154.00

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

FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS

Notice of Award for the Summit Creek Irrigation Booster Pump Station (400 N 200 W) and authorization for the Mayor to sign the required documents

Council Member Linford moved to award the Summit Creek Irrigation Booster Station (400 N 200 W) and authorization for the Mayor to sign the required documents with Van Con Construction in the amount of \$272,000. Council Member Askerlund seconded the motion. Council Member Askerlund asked what the Council could do to make the Contractors adhere to the original contracts. He was told the contracts are reviewed by the City Engineer as well as by the Mayor. Council Member Hansen asked if any penalty could be assessed to the contracts. Mayor DeGraffenried indicated there are particular incidents there could be. After the discussion, Council Members Askerlund, Green, Hansen, Linford, and Vincent voted in the affirmative.

FORMAL PUBLIC HEARINGS

Nothing

UNFINISHED BUSINESS

Nothing

BUSINESS LICENSES

Council Member Green reviewed the following Business Licenses. He indicated Andrew Hathaway D.B.A. Hathaway Excavating, LLC and S. Taylor Smith D.B.A. Apex Storage have received all required inspections and the application meets all the City requirements. Apex Storage has posted the appropriate bonding to complete the landscaping requirements when weather permits. Legal Counsel Rich suggested not allowing the business license for the storage units extend past the length of the temporary occupancy time frame.

Council Member Green moved to approve the new Business License for Andrew Hathaway D.B.A. Hathaway Excavating. Council Member Askerlund 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 Apex Storage for a 6 month period coinciding with the 6 month certificate of occupancy. Council Member Askerlund seconded the motion. Council Members Askerlund, Green, Hansen, Linford, and Vincent voted in the affirmative.

REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES

Planning Commission

Mr. Mecham indicated the representatives of Apex Storage have withdrawn their application for rezoning.

The Planning Commission have reviewed the mixed use plans for the property at 300 West and Main Street as well as approval of the Gifford single lot split at approximately 200 West and 500 South.

It was reported that Layne Haacke has moved out of the area therefore cannot serve on the commission.

NEW BUSINESS

Approval of the 2009 City Council Meeting Schedule

Council Member Green moved to approve the 2009 City Council Meeting Schedule. Council Member Hansen seconded the motion. Council Members Askerlund, Green, Hansen, Linford, and Vincent voted in the affirmative.

Approval or denial of Change Order #1, Pressurized Irrigation Schedule 4 in the amount of \$25,765.48

Council Member Linford moved to approve Change Order #1, Pressurized Irrigation Schedule 4 in the amount of \$25,765.48. Council Member Askerlund seconded the motion. Council Member Linford and Hansen voiced their displeasure of the change order. After the discussion Council Members Askerlund, Green, Hansen, Linford, and Vincent voted in the affirmative.

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

Resolution 12-01-2008 "Interlocal Cooperation agreement for Ambulance Service"

Council Member Green moved to table Resolution 12-01-2008, Interlocal Cooperation Agreement for Ambulance Service. Council Member Linford seconded the motion. Council Members Askerlund, Green, Hansen, Linford, and Vincent voted in the affirmative.

Resolution 12-02-2008 "Declaration of Surplus Property"

Council Member Green moved to approve Resolution 12-02-2008, Declaration of Surplus Property. Council Member Hansen seconded the motion. By roll call vote, Council Members Askerlund, Green, Hansen, Linford, and Vincent voted in the affirmative.

Resolution 12-03-2008 "A Resolution of the Santaquin City Council Authorizing the Execution of An Amended Interlocal Cooperation Agreement Between Santaquin City and Genola Town Regarding Law Enforcement Services"

Council Member Green moved to approve Resolution 12-03-2008, A Resolution of the Santaquin City Council Authorizing the Execution of an Amended Interlocal Cooperation Agreement between Santaquin City and Genola Town Regarding Law Enforcement Services. Council Member Hansen seconded the motion. By roll call vote, Council Members Askerlund, Green, Hansen, Linford, and Vincent voted in the affirmative.

Resolution 12-04-2008 "A Resolution of the Santaquin City Council Authorizing the Mayor to Seek Federal Funding to Construct a Water Reclamation Demonstration Facility"

Council Member Askerlund was told requirements may be attached to any federal funding for this project. Council Member Vincent was told the resolution presents a unity of Mayor, Council and Staff as to requesting project funding.

Council Member Green moved to approve Resolution 12-04-2008, A Resolution of the Santaquin City Council Authorizing the Mayor to Seek Federal Funding to Construct a Water Reclamation Demonstration Facility. Council Member Hansen seconded the motion. By roll call vote, Council Members Askerlund, Green, Hansen, Linford, and Vincent voted in the affirmative.

Resolution 12-05-2008 "A Resolution of the Santaquin City Council Authorizing the Execution of Nebo School District & Santaquin City Master Facility use Interlocal Cooperation Agreement"

Legal Counsel Rich reviewed the proposed agreement. He indicated the agreement would allow Santaquin City and Nebo School to work together by using each other's facilities ie: parks, gymnasiums.

Council Member Green moved to approve Resolution 12-05-2008, A Resolution of the Santaquin City Council Authorizing the Execution of Nebo School District & Santaquin City Master Facility use Interlocal Cooperation Agreement. Council Member Linford seconded the motion. By roll call vote, Council Members Askerlund, Green, Hansen, Linford, and Vincent voted in the affirmative.

PETITIONS AND COMMUNICATIONS

Nothing

MOVE TO ITEM 15

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

At 7:50 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 Askerlund 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, as well as Legal Counsel Brett Rich.

At 8:25 pm the Executive Session ended and the open portion of the Council Meeting continued.

REPORTS BY MAYOR AND COUNCIL MEMBERS

Council Members

Council Member Green thanked all who participated in the City Party. City Planner reported there has not been any paper work submitted with regard to signage on the South interchange. Council Member Hansen was told the South Interchange property owners will contact the City when they are interested in holding a meeting.

Council Member Askerlund reported his neighbors were concerned with the asphalt job in Oak Summit Plats E and F. It was reported the asphalt will be replaced in the spring.

Council Member Askerlund was told the owners of the Sumsion Gravel Pit would like to schedule a work session with the Mayor and Council.

Council Member Hansen reported the City Party was very nice. She also reported the Light Parade was nice but the issue with Santa needs to be addressed.

Council Member Hansen requested the animal rights discussion be scheduled for a work session.

Council Member Vincent wondered if the City should place a moratorium on digging in the roadway through the winter months.

Council Member Linford was told the "Pole Canyon Road" is being kept compacted so the vehicles have a nice driving area. Condie Construction has agreed there will not be any open trenches through the holidays.

Council Member Linford voiced his concern with the contractor using a backhoe to dig for Pressurized Irrigation laterals along the 690 East roadways. Mayor DeGraffenried will hold a discussion with the contractor.

Mayor DeGraffenried reported State Representative Tom Harper reviewed the Building Department's Building Permit process. Mr. Harper praised the City for the manner in which the records were kept.

City Planner Marker reported he along with the Mayor met with the North Orchards Property Owners to discussion development issues. More information is forthcoming.

City Planner Marker reported the Hansen Annexation that was accepted in November will require Council denial. The action will be on the next Council Agenda.

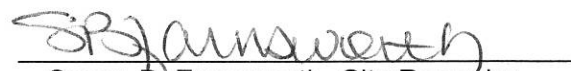
EXECUTIVE SESSION (May be called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property)

ADJOURNMENT

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

Approve on the 7th day of January, 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 December 17, 2008 was called to discuss the character, professional competence, or physical or mental health of an individual.


James DeGraffenried, Mayor

12/18/08
Date