

## NOTICE AND AGENDA

Notice is hereby given that the City Council of the City of Santaquin will hold a City Council Meeting on Wednesday, June 18, 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. June 4, 2008
  - b. Bills
    1. \$151,983.86
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. FY 2007-2008 Budget Adjustments
  - b. Parks, Recreation, Trails and Open Space Master Plan
  - c. Well Improvements/upgrade at approximately 500 South
7. **UNFINISHED BUSINESS**
8. **BUSINESS LICENSES**
9. **REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES**
  - a. City Manager
  - b. Planning Commission
10. **NEW BUSINESS**
  - a. Formal denial of the Ekins Annexation
  - b. Authorization for the Mayor to sign the "Utah County Major Crimes Task Force" Contract
  - c. Discussion and possible action with regard to the Annexation and Development Agreement for the Jones Annexation (Lifetime Homes)
  - d. Discussion and possible action with regard to the Annexation and Development Agreement for the Jones Annexation (Fred H.C. Openshaw)
11. **INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS (Roll Call Vote)**
  - a. Resolution 06-01-2008 "Amended FY2007-2008 Budget"
  - b. Resolution 06-02-2008 "Fee Schedule"
  - c. Resolution 06-03-2008 "Santaquin Community Foundation"
12. **PETITIONS AND COMMUNICATIONS**
13. **REPORTS BY MAYOR AND COUNCIL MEMBERS**
  - a. Mayor DeGraffenried
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: S. B. Farnsworth

Susan B. Farnsworth, City Recorder

### **POSTED:**

CITY CENTER  
POST OFFICE

ZIONS BANK ® Amendment to Agenda

**MINUTES OF A CITY COUNCIL MEETING  
HELD IN THE COUNCIL CHAMBERS  
JUNE 18, 2008**

Mayor James E. DeGraffenried called the meeting to order at 7:07 pm. Council Member present: Arthur Adcock, Filip Askerlund, Martin Green, James Linford, and Brent Vincent.

Other attending: City Manager Stefan Chatwin, City Planner Dennis Marker, Legal Counsel Brett Rich, Planning Commission Member Kurt Stringham, Doug Rohbock, and Angela Lance.

**PLEDGE OF ALLEGIANCE**

Legal Counsel Rich led the Pledge of Allegiance.

**INVOCATION/INSPIRATIONAL THOUGHT**

Mayor DeGraffenried offered an Invocation.

**CONSENT AGENDA**

***Minutes***

**June 4, 2008**

***Bills***

**\$151,983.86**

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

**FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS**

Chamber of Commerce representative Ms. Lance reported Dominos Pizza will be holding their grand opening on Saturday noon. The Mayor and Council are invited.

Ms. Lance indicated she was not in favor of the Ordinance pertaining to the Main Street requirements. She questioned how the public views were incorporated into drafting the proposed ordinance. Council Member Askerlund told her the ordinance was drafted with a height requirement but has received requests from potential developers who would like the height requirements changed to a two-story requirement. Mayor DeGraffenried indicated the Main Street issue is addressed within the General Plan and after many public hearings and input from Citizens. City Planner Marker reported that the requirements do not pertain to any interior modifications. If an addition of more than 40% is proposed, then the Architectural Heights requirements would be required to be adhered too.

Mr. Rohbock reported he saw the television "Gephardt" program as well as being a part of the Planning Commission when the rules were implemented. He believes they were placed as a guideline only. With this in mind, he would request the City continue to be "business friendly".

**FORMAL PUBLIC HEARINGS**

***FY 2007-2008 Budget Adjustments***

Council Member Green moved to enter into a Public Hearing with regard to the FY 2007-2008 Budget Adjustments. Council Member Linford seconded the motion. Council Members Adcock Askerlund, Green, Linford and Vincent voted in the affirmative.

City Recorder Farnsworth reviewed the proposed budget adjustments (see attachment "A"). Council Member Vincent indicated previous year budget surplus was to be used for a "rainy day"

and felt it was now raining. He cautioned the use of additional surplus monies to balance the budget.

City Recorder Farnsworth indicated she had been discussing with Mayor DeGraffenried the possibility of requesting the Department Heads cut the department budgets by a certain percent. Additional discussions will be held with regard to this issue.

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

***Parks, Recreation, Trails and Open Space Master Plan***

Council Member Vincent moved to continue the Public Hearing with regard to Parks, Recreation, Trails and Open Space Master Plan until July 16, 2008. Council Member Askerlund seconded the motion. Council Members Adcock Askerlund, Green, Linford and Vincent voted in the affirmative.

***Well Improvements/upgrade at approximately 500 South***

Council Member Vincent moved to continue the Public Hearing with regard to Well Improvements/upgrade at approximately 500 South until July 16, 2008. Council Member Askerlund seconded the motion. Council Members Adcock Askerlund, Green, Linford and Vincent voted in the affirmative.

**UNFINISHED BUSINESS**

Nothing

**BUSINESS LICENSES**

Council Member Adcock reviewed the following Business Licenses Applications. The applicants have met all ordinance requirements as well as have received all required inspections.

- ❖ Benjamin Faber D.B.A. Faver Acoustical Services and Technologies
- ❖ Laura Oberg D.B.A. Amp'd Fastpitch
- ❖ Jennifer Spencer D.B.A. Mt. Nebo Thunder Clogging and Dance

A discussion was held with regard to public street parking issues. City Planner Marker indicated there wasn't a regulation in the Seasonal Business License pertaining to on-site parking nor the time frame of the license.

Council Member Adcock moved to approve the new Business Licenses. Council Member seconded the motion. Council Members Adcock Askerlund, Green, Linford and Vincent voted in the affirmative.

Council Member Linford requested the Planner review the ordinance pertaining to Seasonal Business Licenses and the requirements of obtaining a license. It was the consent of the Council Member to have this issue reviewed.

**REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES**

***City Manager***

City Manager Chatwin will address the Mayor and Council later in the agenda.

***Planning Commission***

Planning Commission Member Stringham reported the Planning Commission reviewed the proposed development of property included in the Jones annexation. Planning Commission recommendations were forward to the City Council. Council Member Green indicated he had not seen the recommendations. Planning Commission Member Stringham reported the Planning Commission recommended installation of a sidewalk within the project cul-de-sac. Mayor DeGraffenried thanked Mr. Stringham for his efforts as well as the other Commission Members dedication to Planning Commission.

**NEW BUSINESS*****Formal denial of the Ekins Annexation***

Council Member Green moved to deny the Ekins Annexation based on the submitted letter by Gerry Tully, Psomas Representative. Council Member Askerlund seconded the motion. Members Adcock Askerlund, Green, Linford and Vincent voted in the affirmative.

***Authorization for the Mayor to sign the "Utah County Major Crimes Task Force" Contract***

Council Member Green moved to authorize Mayor DeGraffenried to sign the Utah County Major Crimes Task Force Contract. Council Member Vincent seconded the motion. Members Adcock Askerlund, Green, Linford and Vincent voted in the affirmative.

***Discussion and possible action with regard to the Annexation and Development Agreement for the Jones Annexation (Lifetime Homes)***

Mayor DeGraffenried indicated the owner of Lifetime Homes is James E. DeGraffenried, Jr. who is his son. Mayor DeGraffenried indicated he does not have any vested interest in the annexation or development other than his son; Mr. DeGraffenried, Jr. would be living within the project.

Council Member Vincent questioned if the Mayor is authorized to sign the agreement, could the sidewalk issue be addressed? He was told that this issue could be addressed at any time. Council Member Vincent questioned if the City is setting precedence by allowing the development not to have a sidewalk within the cul-d-sac? He was told the issue would be addressed in the agreement and would not hold the City to allowing additional developments the same leniency. Council Member Askerlund indicated he understands the request to not install sidewalks due to the topography of the property. Requiring a sidewalk would require soil compaction and may potentially cause problems with the sidewalks.

Those in attendance were told the slope of the property ranged from 8% to 15% slope.

Council Member Vincent was told the current ordinance indicates that any development that has an average of 10% slope may not be required to install sidewalks. He questioned when the City would not grant variances.

Legal Counsel Rich indicated he would suggest the Annexation Agreement does not violate the City Codes. He suggests using avenues available for variances. Council Member Askerlund indicated in good conscious he could not vote against the City Code, but agrees installation of sidewalks would not necessarily work in this incident.

City Planner Marker requested permission to review the slope issue with City Engineer and recommend appropriate adjustments to the Construction Standards.

Council Member Adcock moved to table this issue and continue the discussion Annexation and Development Agreement for the Jones Annexation (Lifetime Homes). Council Member Askerlund seconded the motion. Members Adcock Askerlund, Green, Linford and Vincent voted in the affirmative.

***Discussion and possible action with regard to the Annexation and Development Agreement for the Jones Annexation (Fred H.C. Openshaw)***

Council Member Green moved to table the Annexation and Development Agreement for the Jones Annexation (Fred H.C. Openshaw) until Mr. Openshaw has an opportunity to review the agreement. Council Member seconded the motion. Members Adcock Askerlund, Green, Linford and Vincent voted in the affirmative.

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

***Resolution 06-01-2008 "Amended FY2007-2008 Budget"***

Council Member Green moved to approve Resolution 06-01-2008, "Amended FY2007-2008 Budget". Council Member Linford seconded the motion. Through a roll call vote, Council Members Adcock Askerlund, Green, Linford and Vincent voted in the affirmative.

***Resolution 06-02-2008 "Fee Schedule"***

Council Member Green moved to approve Resolution 06-02-2008 "Fee Schedule". Council Member Linford seconded the motion. Through a roll call vote, Council Members Adcock Askerlund, Green, Linford and Vincent voted in the affirmative.

***Resolution 06-03-2008 "Santaquin Community Foundation"***

Council Member Green moved to table Resolution 06-03-2008 "Santaquin Community Foundation". Council Member Vincent seconded the motion. Members Adcock Askerlund, Green, Linford and Vincent voted in the affirmative.

**PETITIONS AND COMMUNICATIONS**

Nothing

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

At 8:42 p.m. Council Member Askerlund moved to enter into an Executive Session with regards to pending or reasonable imminent litigation and/or purchase, exchange, or lease of real property. Those attending: Mayor DeGraffenried, Council Members Adcock, Adcock, Green, Linford and Vincent, City Planner Dennis Marker, City Manager Stefan Chatwin, Legal Counsel Brett Rich and City Recorder Susan Farnsworth. Council Member Vincent seconded the motion. Council Members Adcock, Askerlund, Green, Linford, and Vincent voted in favor of the motion.

At 9:50 p.m. the Mayor DeGraffenried and Council Members returned to the regular Council Meeting.

**REPORTS BY MAYOR AND COUNCIL MEMBERS**

***Mayor DeGraffenried***

Mayor DeGraffenried indicated he had received a "Letter of Resignation" submitted by Council Member Adcock. Council Member Adcock read his "Letter of Resignation" and received many thanks for all of his work and dedication.

Council Member Vincent invited the Mayor and Council to his home for a get together to express their appreciation. The date of Monday, June 30 beginning at 8:00 p.m. was selected.

Council Member Green indicated Miss Santaquin has been invited to participate in the opening ceremonies of the Utah County Fair. To do this, a City flag is required. A discussion was held as to having a flag constructed. Council Member Askerlund will contact Colonial Flag to request a price for a new design. The design which will be used is the Mountains with Santaquin City and the saying of "A Community Prospering in Country Living" (Agriculture, Equestrian, Recreation). It was also noted that this will be the official flag design of the City.

Council Member Green thanked Council Member Adcock for his work and dedication to the residents of the Santaquin City.

Council Member Vincent was told the City has certain roads dedicated for off-road vehicle travel as well as Utah County offers training for underage drivers.

Council Member Linford requested revisiting the Ordinance addressing outbuildings being allowed to be built in an easement area. Council Member Askerlund indicated he only had an easement along the front of his property line. City Manager Chatwin will request City Planner Marker review the ordinance and make a copy for Council Member Linford.

Council Member Askerlund was told the City has not participated in any discussion with Comcast with regard to high speed connections.

Council Member Askerlund reported the new soft/baseball uniforms have not been ordered due to a number of reasons; one being the uniforms would not be delivered until after the season is over.

Council Member Askerlund indicated he has spoken with a representative of a local radio station with regard to how to handle the "Gephardt" issue. Council Member Askerlund was told to address the issue through a "Letter to the Editor". If that does not "clean" the image of the City, he would discuss the issue on the air.

Council Member Askerlund reported Jim Norton has donated a print for the City to offer as a fund raiser. He requested suggestions as to how to use the print as the fund raiser.

Council Member Adcock reported he would make an appearance at the South Utah Valley Municipal Water Association tomorrow evening. While in attendance, he will report his resignation.

Council Member Adcock indicated the City is in need of a feline Ordinance.

Mayor DeGraffenried and Council Members settled on July 17, 2008 as the date for the State of the City address. At this time it is undetermined where it will be held.

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

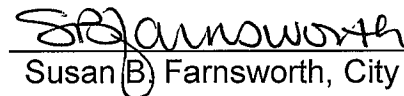
Nothing

**ADJOURNMENT**

At 9:56 pm Council Member Askerlund moved to adjourn. Council Member Green seconded the motion. Council Members Adcock Askerlund, Green, Linford and Vincent voted in the affirmative.

Approved on July 2, 2008.

  
James E. DeGraffenried, Mayor

  
Susan B. Farnsworth, City Recorder

DEPARTMENT	Current Projection from Budget			
	BUDGETED AMOUNT	2007/2008 ADJUSTED	FY 07/08 % OF PROJECTED EXPENSES VS BUDGET	DEPT. OVER BUDGET CURRENT YEAR
Legislative	\$ 55,177	\$ 52,892	95.9%	
Court	\$ 198,707	\$ 219,634	110.5%	-\$20,927
Administration	\$ 513,407	\$ 574,325	111.9%	-\$60,918
Engineering	\$ 165,000	\$ 213,646	129.5%	-\$48,646
Government Buildings	\$ 110,622	\$ 107,972	97.6%	
EMT	\$ 150,591	\$ 144,820	96.2%	
Police	\$ 1,016,706	\$ 994,446	97.8%	
Fire Protection	\$ 104,684	\$ 96,757	92.4%	
Streets	\$ 377,272	\$ 408,453	108.3%	-\$31,181
Sanitation	\$ 276,204	\$ 319,703	115.7%	-\$43,499
Building Inspections	\$ 268,140	\$ 299,212	111.6%	-\$31,072
Park	\$ 74,523	\$ 65,874	88.4%	
Emergency Management Services	\$ 1,400	\$ 1,229	87.8%	
Cemetery	\$ 62,097	\$ 51,884	83.6%	
Planning and Zoning	\$ 129,067	\$ 124,318	96.3%	
G.F. TRANSFERS	\$ 666,887	\$ 701,174	105.1%	-\$34,287
<b>GENERAL FUND TOTALS</b>	<b>\$ 4,170,484</b>	<b>\$ 4,376,339</b>	<b>104.9%</b>	<b>-\$270,530</b>

Recreation	\$ 111,748	\$ 146,842	131.4%	-\$35,094
Santaquin Days	\$ 24,100	\$ 44,454	184.5%	-\$20,354
Museum	\$ 2,973	\$ 1,766	59.4%	
Library	\$ 86,753	\$ 98,040	113.0%	-\$11,287
Seniors	\$ 33,214	\$ 37,588	113.2%	-\$4,374
<b>OTHER FUND TOTALS</b>	<b>\$ 258,788</b>	<b>\$ 328,690</b>	<b>127.0%</b>	<b>-\$69,902</b>

#### ENTERPRISE FUNDS-EXPENSE

Water	\$ 893,888	\$ 1,025,557	114.7%	-\$131,669
Sewer	\$ 568,039	\$ 556,250	97.9%	
<b>ENTERPRISE FUND TOTALS</b>	<b>\$ 1,461,927</b>	<b>\$ 1,581,807</b>	<b>108.2%</b>	<b>-\$131,669</b>

<b>CAPITAL EXPENDITURES</b>	<b>\$ 782,809</b>	<b>\$ 740,190</b>	<b>94.6%</b>	
-----------------------------	-------------------	-------------------	--------------	--

<b>GRAND TOTAL</b>	<b>\$ 6,415,220</b>	<b>\$ 6,698,336</b>	<b>104.4%</b>	<b>-\$402,199</b>
--------------------	---------------------	---------------------	---------------	-------------------

<b>GENERAL FUND REVENUE</b>	<b>\$ 4,140,491</b>	<b>\$ 4,292,463</b>	<b>103.7%</b>	<b>-\$151,972</b>
<b>ENTERPRISE FUND REVENUES</b>	<b>\$ 1,491,920</b>	<b>\$ 1,691,155</b>	<b>113.4%</b>	<b>-\$199,235</b>
<b>MISC FUND REVENUES</b>	<b>\$ 782,809</b>	<b>\$ 714,718</b>	<b>91.3%</b>	
<b>GRAND TOTAL - REVENUES</b>	<b>\$ 6,415,220</b>	<b>\$ 6,698,336</b>	<b>104.4%</b>	<b>-\$351,207</b>

<b>BUDGET SHORT FALL</b>	<b>\$ -</b>	<b>\$ -</b>		
--------------------------	-------------	-------------	--	--





## **CLOSED EXECUTIVE SESSION AFFIDAVIT**

I, James E. DeGraffenried, Mayor of Santaquin City, do hereby certify that the Executives Session held on June 18, 2008 was called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property.

  
James DeGraffenried, Mayor

6/19/08  
Date