

NOTICE AND AGENDA

Notice is hereby given that the City Council of the City of Santaquin will hold a City Council Meeting on Wednesday, August 16, 2006, in the Council Chambers, 45 West 100 South, at 7:00pm.

AGENDA

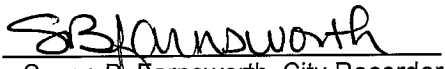
1. **ROLL CALL**
 2. **PLEDGE OF ALLEGIANCE**
 3. **INVOCATION/INSPIRATIONAL THOUGHT**
 4. **CONSENT AGENDA**
 - a. Minutes
 1. August 2, 2006
 2. August 9, 2006
 - b. Bills
 1. \$61,660.09
 5. **PUBLIC FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS**

Public Forum will be 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. Public Hearing with regard to the Home Occupation Ordinance
 7. **UNFINISHED BUSINESS**
 8. **NEW BUSINESS**
 - a. Discussion and possible action with regard to the Twin "D" Contract
 - b. Acceptance or denial of the Ekins Annexation
 9. **BUSINESS LICENSES**
 10. **INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS**
 - a. Ordinance 08-01-2006 "An Ordinance Amending the Santaquin City Code Pertaining To Home Occupation Regulations and Classifications"
 - b. Resolution 08-01-2006 "Santaquin Water Quality Assurance"
 11. **PETITIONS AND COMMUNICATIONS**
 12. **REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES**
 - a. City Manager
 1. General update
 - b. Planning Commission
 1. General update
 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:


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
AUGUST 16, 2006**

Mayor James DeGraffenried called the meeting to order at 7:01 pm. Council Members attending: Arthur Adcock, Tracy Roberts, Todd Starley, Martin Green, and James Linford.

Others attending: City Manager Stefan Chatwin, Legal Counsel Brett Rich, Public Works Department Representative Wade Eva, Daughter's of the Utah Pioneers Representatives Dawn Warenski, Janise Wheelock, and LaZawn Jarvis, Planning Commission Member Clara Goudy, Kae Bean, David Cleveland, Kelly Vinanti, Tag Miller, and other unidentified Individuals.

PLEDGE OF ALLEGIANCE

Council Member Green led the Pledge of Allegiance.

INVOCATION/INSPIRATIONAL THOUGHT

Mr. Cleveland offered a word of Prayer

CONSENT AGENDA

Minutes

August 2, 2006

August 9, 2006

Bills

\$61,660.09

Council Member Green moved to approve the Consent Agenda. Council Member Starley seconded the motion. The vote was unanimous.

PUBLIC FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS

Mrs. Warenski questioned if any additional information was available as to the ownership of the "rustic building". She received a copy of the Memo that the Mayor and Council Members had received. Council Member Roberts questioned if the intent of the Daughter of the Utah Pioneers ("DUP") was to turn the building into a Museum. Mrs. Warenski indicated that would be an option. She indicated the "DUP" would like to have the building moved to more secure and visible area. She indicated Squash Head Park would be an ideal place for the building's new home. Mr. Doug Rohbock offered to help move the building. Mayor DeGraffenried indicated there are number of structural issues that should be corrected before the building is moved. Mrs. Warenski indicated she would also like to see the cabin have a rock foundation as opposed to being placed on a slab of cement.

Mayor DeGraffenried requested the issue be addressed at the next Council Agenda as an action item.

MAYOR DEGRAFFENRIED REQUESTED MOVING TO ITEM 9

BUSINESS LICENSES

Council Member Starley reviewed the submitted Business Licenses. Those submitting licenses are as follows: Michael Collier D.B.A. Mike Collier Remodeling, Jennifer Yates D.B.A. Little Bear Daycare, and Daniel Hoschouer D.B.A. Hoschouer Rentals, LLC. Council Member Starley indicated all the required reviews and inspections have been completed.

Mr. Vinanti addressed the Mayor and Council with regard to receiving a conditional Business License for a Video Store, which would be located with in the Family Dollar Building. The Mayor

and Council Members were told that the building, as a whole, had not received a Certificate of Occupancy therefore the requested Business License could not be issued. Council Member Roberts questioned why the Family Dollar was able to operate while this individual was not allowed to conduct business within the same building. Indications were made that the Family Dollar had a temporary Occupancy Permit and the Contractor or Property Owner had agreed to complete the required construction on the building so the Certificate of Occupancy could be issued. The Staff Members will review Mr. Vinanti's Business License issue.

Council Member Starley moved to approve the above-mentioned Business Licenses. Council Member Roberts seconded the motion. The vote was unanimous.

FORMAL PUBLIC HEARINGS

Public Hearing with regard to the Home Occupation Ordinance

Council Member Starley moved to enter into a Public Hearing with regard to proposed changes to the Home Occupation Ordinance. Council Member Adcock seconded the motion. The vote was unanimous.

Mr. Cleveland questioned what a Home Occupation actually was. He was told that Home Occupation included a business, which is housed within your Residence. There were no additional comments or concerns.

Council Member Green moved to close the Public Hearing. Council Member Linford seconded the motion. The vote was unanimous.

UNFINISHED BUSINESS

Nothing

NEW BUSINESS

Discussion and possible action with regard to the Twin "D" Contract

Mr. Eva reviewed the proposed Twin "D" Contract with the Mayor and Council Members. Mr. Eva indicated the existing crew is "tapped out" with everyday maintenance needs of the City. He indicated that the insurance carrier requires the Sewer Lines be cleaned and maintained each year. If the City were to enter into a contract with Twin "D" to do this service, the City Crew would continue to be available for sewer emergencies. He noted that Twin "D" has state of the art equipment and the process would take them considerably less time than if the City Crew were to perform the maintenance (see attachment "A" for Staff recommendations).

Council Member Green moved to approve the Twin "D" Contract and authorize the Mayor to sign the contracts. Council Member Starley seconded the motion. The vote was unanimous.

Acceptance or denial of the Ekins Annexation

City Manager Chatwin reported the Staff has reviewed the proposed Annexation Petition and has concerns with the application (see attachment "B" for the Memo). Mayor DeGraffenried reported he has spoken with the Mayor of Genola who indicated their Council would be in favor of adjusting the Annexation Boundaries, which would allow Santaquin City to include this property in their Annexation Boundaries.

Council Member Green asked if the Council Members as a whole were in favor of this annexation. He indicated he was not in favor of the Petitioners spending additional monies if the City were to deny the petition at a future date.

Mayor DeGraffenried indicated he had walked the proposed annexation property and the annexation could benefit the City in a number of areas.

Council Member Roberts moved to deny the Ekins Annexation Petition. Council Member Starley seconded the motion. The vote was unanimous.

INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS

Ordinance 08-01-2006 "An Ordinance Amending the Santaquin City Code Pertaining To Home Occupation Regulations and Classifications"

Council Member Roberts questioned by why is there was a need to delineate and mention the words "Abortion Clinic". Council Member Roberts indicated he would not vote for anything that contained the wording "Abortion Clinic". City Manager Chatwin indicted the wording was included so this particular business would be regulated. Legal Counsel Rich also indicated the language is included for regulation protection. Council Member Roberts indicated he would not frequent a "Dr.'s Office" if it was located in a Residents home and believed the same for an "Abortion Clinic".

Council Member Starley questioned if the Major Home Occupation addressed the number of vehicles allowed. He was told the proposed Ordinance did address this issue as well as allowable businesses being required to follow the Home Occupation guidelines. If the business did not, the Business Owners would be required to locate the business with in a Commercial Building. Indication was made that the mentioned hours of business were in line with the Home Occupations guidelines.

Council Member Green moved to approve Ordinance 08-01-2006 as written. Council Member Adcock seconded the motion. Council Members Linford, Green, and Adcock voted in favor of the motion. Council Members Starley and Roberts voted against the motion.

Council Member Roberts indicated the sole reason he voted against the Ordinance because he felt the laundry list would cover the specifics and the wording "abortion clinic" did not need to be included.

Resolution 08-01-2006 "Santaquin Water Quality Assurance"

Council Member Starley indicated Legal Counsel Rich had reviewed the proposed Resolution. Legal Counsel Rich indicated he would like to change some of the wording of the proposed Resolution.

Council Member Green moved to table the Resolution due to not having the changes in writing. Council Member Linford seconded the motion. Council Member Roberts indicated he was in favor of tabling the Ordinance for the same reason. Council Member Starley indicated the Council had previously adopted "things" that need correcting or additional wording added. Council Member Starley was told there was a need for the Council Meeting to end by 8:30 so there was not adequate time to hold any further discussion. Council Members Adcock, Roberts, Green and Linford voted in favor of the motion. Council Member Starley voted against the motion.

PETITIONS AND COMMUNICATIONS

Nothing

REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES

City Manager

General update

City Manager Chatwin indicated he and Stuart Reid will be meeting with Senator Madsen as quickly as it could be arranged.

Council Member Green questioned when the Council would hold a Public Hearing with regard to rezoning along 400 East from Main Street to the North. This will be a Council discussion item at a future date.

City Manager Chatwin reported the Business Applicant who was heard earlier has met with Staff Members a number of times. Each time Mr. Vinanti has acted in a very unpleasing manner. He cautioned the Mayor and Council Members as to the direction they proceed when requesting a Certificated of Occupancy be issued for the Family Dollar building.

Council Member Green asked City Manager Chatwin to invite the new employee to the Work Session on Wednesday so she could be introduced to the Council Members.

Council Member Linford was told the 400 East 450 South Project is scheduled to begin the next week.

Council Member Adcock questioned City Manager Chatwin as to how the employee recruitment is progressing. City Manager Chatwin indicated he is talking with different individuals as to fulfillment of the Engineer's position.

Planning Commission

General update

Planning Commission Representative Mrs. Goudy indicated she appreciated the work of the Mayor and Council. She also reported the Planning Commission reviewed a Conditional Use permit for Jana Hathaway for a Day Care Business and discussed the request to vacate City Property at approximately 100 West 500 South.

Mrs. Goudy was told that the Employee who filled the Community Development position would begin attending Planning Commission Meetings on Thursday. Mrs. Goudy questioned how the Planning Commission could help the Mayor and Council. Mayor DeGraffenried indicated the Planning Commission Members would be assisting the Council with the future Economic Development Town Meeting.

Council Member Adcock was told a decision would be made at the Work Session as to whether there would be an additional Work Session on August 30.

Council Member Roberts reported that on August 29 there is a great training opportunity, which would be held at the Delta Center. He has had an opportunity to "attend this sort of thing", believes it is a great opportunity, and should be capitalized on. City Manager Chatwin will meet with the Mayor to decide who should attend.

Council Member Starley was told the Landscaping Ordinance is being worked on. The council will receive an update in September.

Council Member Starley voiced his appreciation to City Planner Marker for the 300 West Street presentation. He indicated he would be glad when the re-stripping is completed.

Council Member Starley questioned what changes the Council Members would like have included in the Proposed Water Resolution. He was told the Council would like to see Legal Counsel Riche's changes in writing.

Council Member Green expressed thanks to all who helped with Santaquin Days as well as the Employee Summer Party.

Council Member Green indicated he would request the Police Department add extra patrol along 300 West the first week or two of school.

Council Member Linford questioned if anyone would be attending the meeting of the Utah county Department of Substance Abuse. He was told there would not be anyone attending.

REPORTS BY MAYOR AND COUNCIL MEMBERS

Mayor DeGraffenried

Mayor DeGraffenried indicated the Master Plan would be the discussion topic at the next Work Session. Mayor said, "You have got to have a viable product or service and then you need to have a strategy". He indicated that is what the City is doing by redrafting the Master Plan.

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)

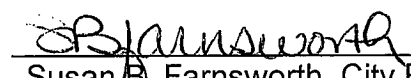
Nothing

ADJOURNMENT

At 8:30 pm, Council Member Green moved to adjourn. Council Member Starley seconded the motion. The vote was unanimous.

Approved on September 6, 2006.


James E. DeGraffenried, Mayor


Susan B. Farnsworth, City Recorder



**Susan B Farnsworth
City Recorder**

45 West 100 South
Santaquin, UT 84655
(801) 420-3001 cell
(801) 754-3211 ext 17
(801) 754-1620 fax

MEMO

TO: Mayor and Council Members
CC: City Manager Chatwin
FROM: Susan
DATE: August 8, 2006
RE: **Sanitary Sewer Rotational Maintenance Proposal**

Mayor and Council Members,

Santaquin City currently owns a Vac Truck which is used for the following:

- ♣ Curb-box maintenance
- ♣ Storm drain sumps
- ♣ Sewer main lines
- ♣ Man holes as well as
- ♣ General maintenance of approximately 220,000 feet of sewer main (growing daily) with a 2 man operation team

We are proposing to contract with Twin "D" Inc to maintain a quarter of the overall system per year in the amount of \$20,480. This would eliminate wear and tear on the "used" City Vac Truck. At the present time, this maintenance requires a two man team at the rate of 8 hours per day for 25 days to complete the same amount of maintenance that Twin "D" can perform in 12 days due to the quality of equipment Twin "D" has in comparison to the equipment of Santaquin City. At the rate of our equipment is used, the Vac truck would need to be replaced within the next two years at the cost of approximately \$250,000.

If you have any questions, please call Wade @ 420-3006 or Dennis @ 420-3005



Susan B Farnsworth
City Recorder
45 West 100 South
Santaquin, UT 84655
(801) 420-3001 cell
(801) 754-3211 ext 17
(801) 754-1620 fax

MEMO

TO: Mayor and Council Members
CC: City Manager Chatwin
FROM: Susan
DATE: August 14, 2006
RE: **Ekins Annexation Petition**

Mayor and Council Members,

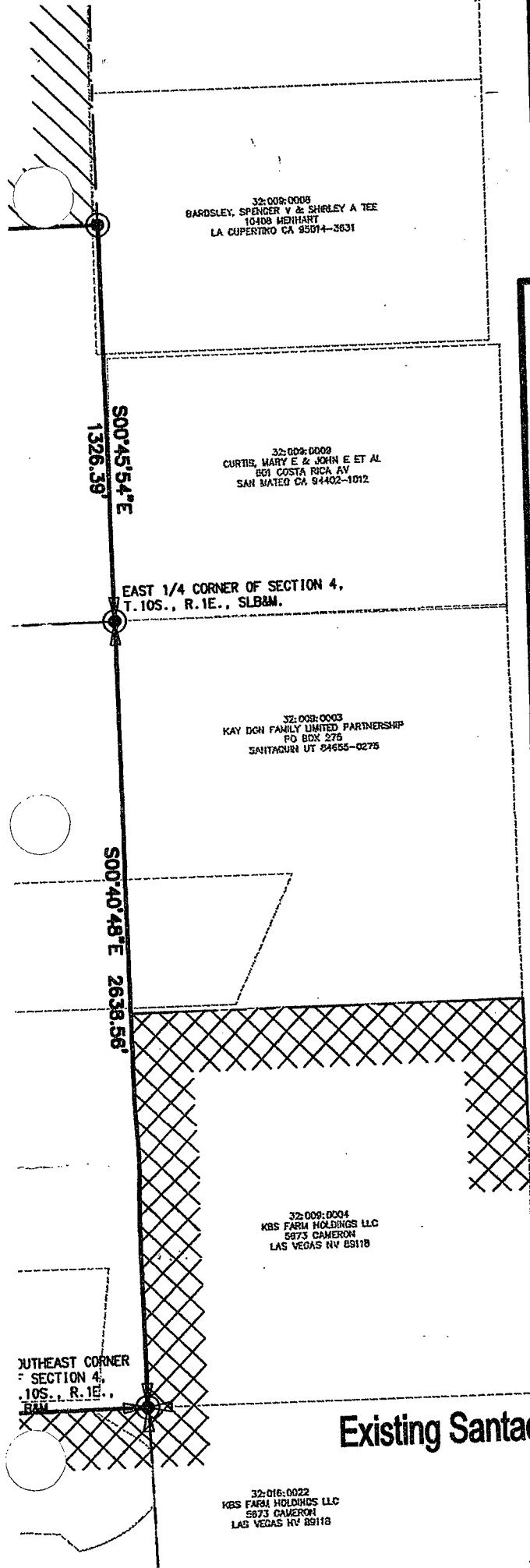
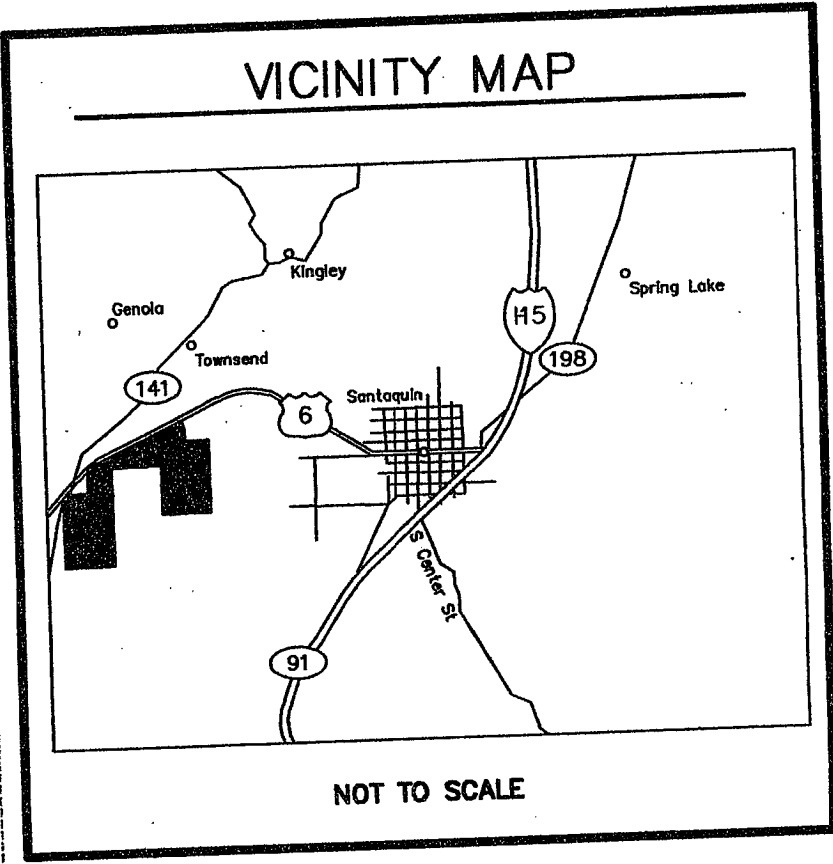
On the 4th day of August, 2006, Santaquin City received a petition for the Ekins Annexation. Upon review of the petition submitted, talking to the Engineer representing Mr. Ekins, the City Planner and the acting City Engineer I found the following to be of a Certification as well as general concern:

- ♠ the property owner's listed on the "Property Owner Information" Sheet is inconsistent with the actual property owners,
- ♠ the Annexation Map is not complete with the names of all property owners and parcel numbers,
- ♠ 5 copies of the petition and maps were not delivered to the County Records Office the same day as it was submitted to the City. This is mandated by State Law,
- ♠ the annexation description is inconsistent with the map boundaries, and last but not least,
- ♠ The proposed annexation is **NOT** within the Santaquin City Annexation Boundaries.

It is my recommendation that the Mayor and Council Members **DO NOT** accept the Ekins Annexation Petition until the due to the above stated reasons are resolved.

= PARCEL
 = ANNEX BOUNDARY LINE
 = SECTION LINE
 = PROPERTY CORNER
 = SECTION MON

CITY COUNCIL MEETING 8-16-06
ATTACHMENT "B-2"



Existing Santaquin City limits lines