

## NOTICE AND AGENDA

Notice is hereby given that the City Council of the City of Santaquin will hold a Special City Council Meeting on Wednesday, September 22, 2004, in the Council Chambers, 45 West 100 South, at 7:00 P.M.

### AGENDA

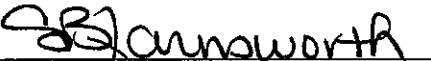
1. ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. INVOCATION/INSPIRATIONAL THOUGHT
4. NEW BUSINESS
  - a. Authorization for Mayor Scovill to sign the Petition of SOUTH UTAH VALLEY MUNICIPAL WATER ASSOCIATION TO THE CENTRAL UTAH WATER CONSERVANCY DISTRICT FOR THE ALLOTMENT OF WATER FOR MUNICIPAL AND INDUSTRIAL USE
5. INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS
  - a. Ordinance 09-03-2004 "AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF PETITION TO THE CENTRAL UTAH WATER CONSERVANCY DISTRICT FOR ALLOTMENT OF WATER FOR MUNICIPAL AND INDUSTRIAL USE"
6. EXECUTIVE SESSION (May be called to discuss the character, professional competence, or physical or mental health of an individual)
7. EXECUTIVE SESSION (May be called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property)
8. 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 going 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 SPECIAL COUNCIL MEETING  
HELD IN THE COUNCIL ROOM  
SEPTEMBER 22, 2004**

Mayor Scovill called the meeting to order at 7:00 P.M. Council Members attending: Martin Green, Tracy Roberts, Todd Starley, Wesley Morgan, and Dennis Brandon.

Others attending: City Manager Stefan Chatwin, City Attorney Brett Rich, City Engineer Shon Fullmer, Dale Wills of SUVMWA, and Mark Breitenbach with Central Utah Water Conservancy District.

**PLEDGE OF ALLEGIANCE**

Council Member Dennis Brandon led the Pledge of Allegiance.

**INVOCATION/INSPIRATIONAL THOUGHT**

Council Member Wes Morgan offered an invocation.

**NEW BUSINESS**

**Authorization for Mayor Scovill to sign the Petition of SOUTH UTAH VALLEY MUNICIPAL WATER ASSOCIATION TO THE CENTRAL UTAH WATER CONSERVANCY DISTRICT FOR THE ALLOTMENT OF WATER FOR MUNICIPAL AND INDUSTRIAL USE**

Mayor Scovill gave a summary of the Central Utah Project (CUP) and the petition before the Council. He gave a summary of past meetings with the Governor, mayors of participating communities and others. Mr. Breitenbach discussed the CUP and the importance of Santaquin's participation and Santaquin's population growth. By 2050, Santaquin could require as much as an additional 10,000 acre-feet of water to take care of its needs. Greatest need for water would be Payson Southward. If Santaquin doesn't participate in this project it may become ineligible for current or future grants for a pressurized irrigation system. This area (Santaquin) is not anticipated to receive a block notice until around 2015. Block notice is given when water from this project is available and ready for delivery to the participating city. Once block notice is given the repayment period begins. Deferment for 10 years is available but the repayment period does not change. Repayment period is 50 years and if a 10-year deferment is obtained the repayment period would be 40 years after the 10-year deferment. Council Member Morgan asked about SCADA systems and how the 10 participating cities would coordinate. Each city would have its own Water Master but much of the coordination would be worked out at a later time. The possibility of a treatment plant and how it would be used was discussed. Mr. Wills discussed the permitted use of the water from this (CUP) system. Petition document was reviewed page by page. City Attorney Rich indicated his questions were more foundational dealing with legal rights, history, etc. How do past and current taxes figure into the document and questions on assessments. Mr. Breitenbach reviewed the assessment percentage and reviewed a brief history of different acts and how the assessment percentages were determined. Santaquin's past assessments are not used to pay for this project. Past taxes were at least partly used in the districts general fund. Mr. Wills showed provisions in the agreement that try to take into account past assessments to Santaquin. Mr. Wills indicated that this entire project is about 493-million dollars and that Santaquin is being greatly subsidized for their participation. Council Member Morgan asked about conservation goals and annual reporting. Mr. Wills said that SUVMWA is already doing the reporting for this. SUVMWA will work out issues of equity when one city conserves water responsibly and another city does not. If a city does not have a conservation program it will not get any assistance. The issue of timing and the Council not being informed on this in a timely basis was discussed. Changes in SUVMWA administrative procedures were briefly

discussed with hope that communication will be timely between SUVMWA and participating cities.

**INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS**

Ordinance 09-03-2004 "AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF PETITION TO THE CENTRAL UTAH WATER CONSERVANCY DISTRICT FOR ALLOTMENT OF WATER FOR MUNICIPAL AND INDUSTRIAL USE"

Motion made by Council Member Brandon to adopt Ordinance 09-03-2004

Motion seconded by Council Member Morgan to adopt Ordinance 09-03-2004

Discussion. City Attorney Rich conveyed his concerns on not being able to have many of his questions and concerns resolved prior to the Council's vote on this ordinance. Concern expressed on the lack of time given to review. City Attorney Rich, Council and City Staff were not given ample time to review the ordinance. Ultimately, adoption of ordinance is the Council's decision. Mr. Wills said that many city and county attorneys have reviewed this ordinance. Mayor Scovill said he feels comfortable signing this document. Council Member Roberts indicated he will vote against this ordinance because of lack of time for him to review and make informed decision. Council Member Starley asked if the vote and adoption could be delayed until Council has had more time to review. The answer was no.

Roll call vote taken.

Council Members Green, Starley, Morgan, and Brandon voted for.

Council Member Roberts voted against.

Adoption of Ordinance 09-03-2004 passes 4 – 1.

**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**

Motion to adjourn made by Council Member Roberts

Motion to adjourn seconded by Council Member Morgan

Meeting adjourned at 9:00 PM

Approved on October 6, 2004.

  
A. LaDue Scovill, Mayor

  
Stefan Chatwin, City Manager