

**MINUTES OF A COUNCIL MEETING
HELD IN THE COUNCIL CHAMBERS
MAY 5, 2004**

The meeting was called to order by Mayor Pro Tem Martin Green at 7:05 P.M. Council Members attending: Todd Starley, Dennis Brandon, Wesley Morgan, and Tracy Roberts. Mayor Scovill will be late due to attending the DARE Graduation.

Others attending: Legal Counsel Brett Rich, City Planner Jim Bolser, Planning Commission Member Rex Bean, City Engineer Shon Fullmer, Police Chief Dennis Howard, Caleb Warnick, Deon Wall, Rhea Cruz, Nichols McBee, Regan Outdoor Advertising Representative Guy Larson, Charles Evans, David Smith, Sandy Gurney and other unidentified individuals.

PLEDGE OF ALLEGIANCE

Council Member Morgan led the Pledge of Allegiance.

PRAYER

Council Member Roberts offered a word of Prayer.

CONSENT AGENDA

Approval of the minutes

Approval of the minutes of a Regular Meeting held on April 21, 2004

Bills - \$126,093.53

Council Member Brandon moved to approve the Items on the Consent Agenda. Council Member Starley seconded the motion. Council Member Morgan questioned the billing for Lantis Fireworks, and reimbursement for Librarian Lyn Oryall. Council Member Roberts questioned why there were two vehicle and insurance payments to City Engineer Fullmer. The payments represented May and June. After the discussion the vote was unanimous.

Mayor Scovill arrived at 7:15 P.M.

Mayor Scovill thanked Council Member Green for acting in his behalf. Mayor Scovill indicated he was attending the 5th grade DARE Graduation. He reported that Santaquin Police Officer Kris Johnson was the instructor of this program.

PUBLIC FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS

Mr. McBee indicated he was attending the City Council Meeting as part of his High School Debate Class. Mayor Scovill and the Council Members welcomed him.

Mr. Larson indicated he had drafted a proposed Ordinance pertaining to Signs that require permitting. He understands that a Public Hearing would be held with regard to a different Ordinance draft. He requested the Mayor and Council review his Ordinance Draft and incorporating some of his suggestions into the City's drafted Ordinance. Council Member Morgan asked Mr. Larson to highlight the priority points of his draft (see attachment "A" for Reagan's proposed Ordinance). Mayor Scovill thanked Mr. Larson for the presented information.

Discussion and possible action with regard to the Public Building Cleaning Contract

Council Member Roberts reported that Deon Wall was the low bidder on the Public Building Cleaning Contract. A bid of approximately \$30 more than Ms. Wall's was submitted by a Professional Cleaning Company out of the Salt Lake City.

Council Member Roberts moved to award the cleaning contract to Deon Wall. Council Member Starley seconded the motion. Council Member Morgan was told there were a total of 5 bids received with the contract having a 1-year duration. After the discussion the vote was unanimous.

FORMAL PUBLIC HEARINGS

Nothing

UNFINISHED BUSINESS

Discussion and possible action with regard to an amendment to the Olsen Greenhouse Natural Gas Reimbursement Contract

Mayor Scovill reviewed a change in the Reimbursement Contract. The change would increase the reimbursement time frame to an 18-month period.

Council Member Brandon moved to authorize Mayor Scovill to sign the agreement with Bart Olsen for the Olsen Greenhouse Natural Gas Reimbursement Contract with the recommended change. Council Member Green seconded the motion. The vote was unanimous.

NEW BUSINESS

Adoption of the FY2004/2005 Tentative Budget (Public Hearing is scheduled for May 19th)

Council Member Brandon moved to adopt the FY2004/2005 Tentative Budget as presented. Council Member Roberts seconded the motion. Council Member Morgan indicated he had a number of questions with regard to the Tentative Budget. Council Member Morgan met with City Recorder Farnsworth earlier in the day to discuss some of his questions. After the discussion the vote was unanimous.

Discussion and possible action with regard to the City Manager Position

Mayor Scovill indicated this discussion item was included on the agenda in the event the interviews had been completed. Mayor Scovill reported that the City had received approximately 30 applications for this position. The applicants ranged from Massachusetts to Arizona. The last interview will be held on Friday of this week. A final decision should be made by the May 19th, Council Meeting.

INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS

Resolution 05-01-2004 "Santaquin City Council Protocols"

Council Member Morgan moved to approve Resolution 05-01-2004. Council Member Roberts seconded the motion. Council Member Morgan indicated he was comfortable with the changes. Council Member Morgan amended the motion to include adding a "Prayer" Heading to follow the heading of "Pledge of Allegiance" along with moving the "Business License" heading to follow the "New Business". Council Member Roberts seconded the amendment. Council Members Morgan, Roberts, Starley, Green and Brandon voted in favor of the motion.

PETITIONS AND COMMUNICATIONS

Nothing

REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES

City Recorder

Discussion with regard to closing the City Office at Noon on June 11, 2004

Included in the Mayor and Council Members Council packets was a request to close the City Office early on June 11, 2004. The Office Staff made the request because the Staff would like to participate

in the American Cancer Society's "Relay for Life". City Recorder Farnsworth indicated there were 5 Staff Members who would like to participate in the "Relay" event. She reported that the goal of the team was to raise \$3000. She was happy to report that the goal amount has been surpassed. She indicated the Staff Members were not requesting compensation for the time away from the office. All of the Staff Members have leave time available, which they are willing to use. The invitation to attend the event was extended to the Mayor, Council, and those in attendance of the meeting.

Council Member Green moved to approve closing of the office at noon, on June 11th, so the Staff Members can participate in the "Relay". Council Member Brandon seconded the motion. A discussion was held as to whether the Staff members should receive compensation for the time away from the Office on this particular day. Council Member Green amended his motion to include the Staff Members being compensated for their time away from the office to participate in this event. Council Member Brandon seconded the motion. Council Member Roberts indicated philanthropy is a great thing but not with other people's money. He indicated he is in favor of allowing the office to be closed but is extremely against compensating the Employees while they are out of the office. Council Member Starley indicated he wasn't sure this was an appropriate use of Taxpayers money.

Council Member Green withdrew his Motions.

Council Member Roberts moved to accept the request of the Memorandum, as written, submitted by the City Recorder. Council Member Starley seconded the motion. Council Members Morgan, Roberts, and Starley voted in favor of the motion. Council Members Green and Brandon voted against the motion due to believing the Staff should receive compensation for the time away from the office associated with their time volunteering at this function.

Planning Commission

Planning Commission Member Bean reported that the Planning Commission has spent a number of hours reviewing and drafting the proposed Sign Ordinance. He recommended the Council adopt the proposed Ordinance as written and not accept any of Reagan Outdoor Sign Company's recommended changes.

Discussion of proposed Code Amendments regarding Signs

Council Member Morgan indicated he had a number of comments pertaining to the proposed Ordinance. Council Member Morgan reviewed those comments with those in attendance. The recommended changes could be incorporated into the Ordinance after the Public Hearing, which is scheduled for next Council Meeting.

Council Member Starley was told that if an owner of a sign removed the sign and didn't request a permit for a new sign, permits for installing a new sign would be reviewed on a first come first serve basis.

Council Member Green reported that he had been approached by Charles Evans ex parte to discuss the proposed Ordinance submitted by Regan Outdoor Signs. Council Member Brandon indicated he also was approached.

Setting of a Public Hearing for May 19, 2004

The Mayor and Council Members were told that the Public Hearing was scheduled for May 19, 2004. The required notices have been posted and faxed to the Payson Chronicle.

REPORTS BY MAYOR AND COUNCIL MEMBERS

Mayor Scovill reported Council Member Starley requested Civil Science review alternative options associated with the intersection of SR198 and Highland Drive. Additional information will be available at a later date.

Mayor Scovill also reported that he met with Representatives of Nebo School District. The indication was made that the School District would be breaking ground in March 2005 for a new Elementary School on the Property in the new Santaquin Meadows Subdivision. A discussion was held with regard to the City funding additional space within the proposed school to expand the gymnasium to accommodate events of the Recreation Department. A presentation will be made with regard to this issue at a future Council Meeting.

It was reported that Mountainland Apples failed to renew their Business License for the calendar year 2004. Due to the location of the business, they do not qualify for a new Business License under the current Zoning Code. Mayor Scovill recommended including on the next Council Meeting Agenda a discussion pertaining to an extension of the Business License until the appropriate step are taken to make this Business a conforming Business.

City Planner Bolser reported to Council Member Morgan that he is currently addressing the issue of the "Used Car Lot" at the business of A-1 Lube located on Main Street.

Council Member Starley commented that there are areas within the City where City property doesn't comply with the City Ordinances. Mayor Scovill indicated he would address this issue with the Public Works Department.

Council Member Starley indicated he has received the Lantis Fireworks Contract. This issue will be included on the next Council Agenda.

Council Member Starley questioned when the benefits package for the City Manager would be discussed. Mayor Scovill indicated the issue will be discussed on Friday after the last City Manager applicant is interviewed.

As an update on the Eastside Park, the drawings are being prepared for the bid process. Public Works Inspector Mark Stevenson is spearheading this project.

Council Member Brandon reported that Letters of Interest for the open Planning Commission seat are due on May 10th. After this date the letters will be reviewed and interviews will begin. Council Member Starley indicated he would like to be a part of the interviewing process. Mayor Scovill stated Council Member Starley may attend the interviews. However, Council Member Brandon who is the Council Representative of the Planning Commission would be conducting the interviews and making the Planning Commission Member appointment recommendation to the Mayor and Council Members.

BUSINESS LICENSES

Council Member Green- Report of issued Business Licenses

Council Member Green reviewed the Applications for a new Business License for Jessie Steiner DBA Steiner Painting, Joe Christensen DBA Christensen Auto Repair, Saul Herrea DBA Saul's

Remodeling & Home Repair, Cary Christiansen DBA C. Christiansen and Charles Inge DBA C.F. Inge Sub-Contractor.

Council Member Roberts moved to approve the new Business Licenses as read by Council Member Green. Council Member Green seconded the motion. The vote was unanimous.

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 9:50 P.M. Council Member Green moved to adjourn with a second from Council Member Roberts. The vote was unanimous.

Approved on May 19, 2004

A. Ladue Scovill, Mayor

Susan B. Farnsworth, City Recorder