

**MINUTES OF A REGULAR COUNCIL MEETING  
HELD IN THE COUNCIL CHAMBERS  
APRIL 7, 2004**

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

Others attending: Legal Counsel Brett Rich, City Engineer Shon Fullmer, Mike Carter, Bob McMullen, Shayne Downs, Stefan Chatwin, Sherl Robbins, Scout Aaron Dalton, Scout Wayne Robbins, Traci Smith, Doug Rohbock, Scout Brady Terry, Scout Kory Alexander, Scout Justin Westover, Chelsea Jensen, Scout Daniel Smith, Scout Danny Smith, Scout Brady Terry, Scout Kaleb Larsen, Sarah Snelson, Shannon Hoffman, Jane Swan, Drew Hoffman, Jody Thomas, Planning Commission Member Doug Rohbock, Roger Carter, Bill Ferguson, Kevin Farnsworth, Lavieve Roberts, Darlene Gray, David Gray, Jeremy Thomas, Sarah Snelson, and other identified individuals.

**PLEDGE OF ALLEGIANCE**

Scout Kory Alexander led the Pledge of Allegiance.

**PRAYER**

Mayor Scovill offered a word of Prayer.

**CONSENT AGENDA**

***Approval of the minutes***

Approval of the minutes of a Regular Meeting held on March 17, 2004

Approval of the minutes of a Special Meeting held on March 23, 2004

***Bills - \$340,112.44***

Council Member Green moved to approve the items on the Consent Agenda. Council Member Brandon seconded the motion. Council Member Morgan requested a change in the wording on page 3 last paragraph. Council Member Green requested the information be added to page 6 indicating donations would be solicited for the \$1000 needed for the Miss Utah Pageant and Franchise dues. After the discussion the vote was unanimous.

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

Ms. Snelson addressed the Mayor and Council with regard to the Orchard Cove Park. She indicated that because the park is not fenced on all sides, many motorcyclists are using the park as a roadway to get to the orchards so they may ride their motorcycles. She is concerned for the safety of the children playing in the park. She suggested having the jersey barriers installed along the open end of the park and posting a "No Motorized Vehicles Allowed" sign. Mayor Scovill will discuss the possibilities with the City Maintenance Department.

**FORMAL PUBLIC HEARINGS**

***Public Hearing with regard to a proposed Ordinance providing for an amendment to the processes by which various types of Development Projects are approved***

Council Member Brandon moved to enter into a Public Hearing with regard to a proposed Ordinance providing for an amendment to the processes by which various types of Development Projects are approved. Council Member Green seconded the motion. The vote was unanimous.

City Planner Bolser joined the meeting via telephone.

Mr. Carter indicated he has reviewed the proposed development flow chart. He was in agreement with the changes the Mayor and Council Members suggested during the Work Session. He indicated he believes there should be a Preliminary review by Planning Commission and by the City Council. Mr. Carter would like the

Ordinance changed so that the water requirements are due before recording the plat map instead of being required at the time of Preliminary approval. Mr. Carter indicated he thinks the bond requirements are too high along with the required 7% Inspection Fee. Mr. Carter stated that Infrastructure Inspector Mark Stevenson indicated to him, that approximately 3% of the required 7% is actually used.

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

## UNFINISHED BUSINESS

### *Authorization for Mayor to sign the Swimming Pool Money Contract*

Council Member Brandon moved to authorize Mayor Scovill to sign the Swimming Pool Money Contract. Council Member seconded the motion. The vote was unanimous.

## NEW BUSINESS

### *Discussion and possible Final approval of the Oak Summit Subdivision, Plat "A"*

Council Member Starley moved to give Final approval of the Oak Summit Subdivision Plat "A". Council Member Green seconded the motion. Mr. Carter reviewed the maps associated with the proposed subdivision with the Mayor and Council Members. After the review the vote was unanimous.

### *Discussion and possible Preliminary approval of the Black Hawk Ridge Subdivision, Plats "A", "B", and "C"*

Council Member Green moved to give Preliminary approval of the Black Hawk Ridge Subdivision Plats "A", "B", and "C". Council Member Roberts seconded the motion. Mr. Carter indicated that as part of the required open space associated with this development, a parking area would be paved at an entrance of the trail along with constructing the actual trail. Upon completion of the review, the voting was unanimous.

## ITEM 13

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

**AT 8:00 P.M. 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 MORGAN SECONDED THE MOTION. THE VOTE WAS UNANIMOUS.**

**AT 9:30 P.M. THE MAYOR AND COUNCIL RETURNED TO THE REGULAR MEETING. COUNCIL MEMBER ROBERTS EXCUSED HIMSELF DUE TO HIS ILLNESS.**

## INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS

### *Ordinance 04-01-2004 "An Ordinance Providing For An Amendment To The Processes By Which Various Types Of Development Projects Are Approved"*

Council Member Brandon moved to approve Ordinance 04-01-2004 with changes recommended in the Work Session (add to Exhibit "B" a review by the City Council before the review by the Development Review Committee). Motion dies for lack of a second.

Council Member Brandon moved to table the approval of the Ordinance until the changes are made and reviewed. Council Member Morgan seconded the motion. Council Members Brandon, Green, and Morgan voted in favor of the motion. Council Member Starley was out of the room.

***Ordinance 04-02-2004 "An Ordinance Approving the Stratton/Santaquin Annexation"***

Council Member Green moved to approve Ordinance 04-02-2004. Council Member Brandon seconded the motion. Council Members Starley, Brandon, Green, and Morgan voted in favor of the motion.

**MOVED TO ITEM 9A****PETITIONS AND COMMUNICATIONS*****Acceptance or denial of the Howlett Annexation Petition***

Council Member Brandon moved to accept the Howlett Annexation Petition. Council Member Starley seconded the motion. A discussion was held with regard to the proposed annexation creating a peninsula. At the time the Petition is certified, this issue will be addressed. After the discussion, Council Members Starley, Brandon, Green, and Morgan voted in favor of the motion.

**RETURNING TO ITEM 8C*****Resolution 04-01-2004 "A Resolution Establishing the Fee Schedule For Santaquin City"***

Council Member Green moved to approve Resolution 04-01-2004. Council Member Brandon seconded the motion. The proposed Fee Schedule was reviewed with those in attendance. Anyone interested in renting the Senior's Center, will be required to contact the Seniors Director for scheduling. Council Members Starley, Brandon, Green, and Morgan voted in favor of the motion.

***Resolution 04-03-2004 "An Interlocal Cooperation Agreement between Santaquin City and the Town Of Genola for Justice Court Services"***

Council Member Green moved to approve Resolution 04-03-2004. Council Member Morgan seconded the motion. Council Member Starley questioned who the administrator of the Agreements would be. He was told that the Legislative Body of the City of Santaquin would be the Administrator. After a brief discussion Council Members Brandon, Green, Morgan, and Starley voted in favor of the motion.

***Resolution 04-04-2004 "An Interlocal Cooperation Agreement between Santaquin City and the Town Of Genola for Judicial Administration"***

Council Member Green moved to approve Resolution 04-04-2004. Council Member Brandon seconded the motion. Council Member Morgan indicated the date was incorrect on page 2. Legal Council Rich will make the necessary correction. Council Members Starley, Brandon, Green, and Morgan voted in favor of the motion.

***Resolution 04-05-2004 "An Interlocal Cooperation Agreement between Santaquin City and the Town Of Goshen for Justice Court Services"***

Council Member Green moved to approve Resolution 04-05-2004. Council Member Brandon seconded the motion. Council Members Starley, Brandon, Green, and Morgan voted in favor of the motion.

***Resolution 04-06-2004 "An Interlocal Cooperation Agreement between Santaquin City and The Town Of Goshen For Judicial Administration"***

Council Member Green moved to approve Resolution 04-06-2004. Council Member Morgan seconded the motion. Council Members Starley, Brandon, Green, and Morgan voted in favor of the motion.

**REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES*****Police Chief Howard******Discussion and possible action with regard to the Project Child Safety***

Chief Howard reported that the Project Child Safe Program was developed by the National Shooting Sports Foundation. The Foundation will distribute millions of firearm safety kits throughout the country over the next year. The Police Department has received 500 free Firearm Safety Kits that will be distributed, while supplies

last, to any interested Santaquin/Genola Resident. Mayor Scovill along with Council Members Brandon, Green, Morgan, and Starley voiced their support of the Project Child Safety.

Chief Howard also reported that he had met with the Residents of Peach Street to discuss establishing a Neighborhood Watch Committee. The Residents voiced an interest in establishing this Committee and will continue meeting as a group.

### ***Planning Commission***

Planning Commissioner Rohbock reported that Planning Commissioner Zaloma Goodall has resigned her position on the Commission. In a previous meeting, Brent Vincent was recommended and approved to complete her term.

Also reported was that the Planning Commission is currently working on a revision to the proposed Ordinance pertaining to Billboard issues. Mayor Scovill reported that the height of the newly erected billboard signs along the I-15 corridor is out of Code compliance. The City Building Inspector has already "Red Tagged" the projects.

Council Member Starley indicated he would like to reopen the application process for the appointment of a Planning Commissioner. The minutes of December 17, 2003 addressing this issue were read to those in attendance. Mayor Scovill recommended Council Member Brandon meet with Brent Vincent to see if he is still interested in serving on the Commission. This appointment will be on the next Council Agenda. Council Member Starley indicated he isn't opposed to Mr. Vincent serving on the Commission but would like to give all other Residents the opportunity to serve.

Council Member Brandon moved to extend the City Council Meeting to complete the items of business on the Agenda. Council Member Starley seconded the motion. Council Members Brandon, Green, Morgan, and Starley voted in favor of the motion.

## **ITEM 12A**

### **BUSINESS LICENSES**

#### ***Council Member Green- Report of issued Business Licenses***

Council Member Brandon moved to approve the beer license for Narco West. Council Member Green seconded the motion. The vote was unanimous.

Council Member Green moved to approve a new Business License for Daniel D. Diaz, DBA as JMD Cleaning and Services. Council Member Starley seconded the motion. The vote was unanimous.

### ***City Engineer***

#### ***Discussion and possible action with regard to the 900 South 100 West Sewer Expansion Project***

City Engineer Fullmer reported that the previous Council approved the construction of this project. Due to the lateness of the season and funding issues, the project was put on hold. Mayor Scovill made the recommendation to install the sewer lines from Center Street to 100 West and rebuild the road. He also recommended that those affected by given the opportunity to connect to the new sewer by paying rates that were in effect when the City sewer was originally installed. This offer would be available for a limited time. Additional recommendation was a connection to the preinstalled sewer line into Pine View Subdivision along with offering the 1994 connection rates, without an impact fee, to the Residents who would like to take advantage of the offer. The same offer could be extended to the Residents along 100 West when the development on the West side of the road is started.

Council Member Brandon moved to accept the Mayor's suggestion to finish the road and the sewer system along 900 South, approach the Residents along 100 West as to their desire of connecting to the system and schedule an information meeting for the residents of that area. Information of the scheduled meeting will be sent to the Residents via mail. Council Member Green seconded the motion. The vote was unanimous.

***Discussion and possible action with regard to the 100 West and 400 to 600 South Water Pressure Zone Re-Alignment Project***

Council Member Green moved to approve the proposed project. Council Member Starley seconded the motion. City Engineer Fullmer reviewed the proposed project with the Mayor and Council Members. After the review the vote was unanimous.

**REPORTS BY MAYOR AND COUNCIL MEMBERS**

***Council Member Morgan***

***Discussion and possible action with regard to the relationship between the City Council and Planning Commission***

Council Member Morgan recommended working through Council Member Brandon when the Council Members had issues pertaining to the Planning Commission. Council Member Morgan indicated that when a Council Member attends a meeting, they are perceived as a Council Member not as City Residents. Council Member Starley indicated he at times will attend the Planning Commission meetings for informational purposes as a Resident not as a Council Member (see attachment "A" for Council Member Morgan's comments).

Council Member Starley invited the Mayor, Council Members and Spouses to a potluck dinner with the Miss Santaquin Contestants. The dinner will be held on Friday in the Seniors Center.

Council Member Starley also reported that the Junior Kester Family has contacted him with regard to construction of a pond on the property known as Kester's Grove. Additional information will be shared as it is available.

**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 11:50 P.M. Council Member Brandon moved to adjourn. Council Member Starley seconded the motion. The vote was unanimous.

Approved on April 21, 2004.

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A. LaDue Scovill, Mayor

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Susan B. Farnsworth, City Recorder