

**MINUTES OF A REGULAR COUNCIL MEETING
HELD IN THE COUNCIL CHAMBERS
NOVEMBER 5, 2003**

Mayor A. LaDue Scovill called the meeting to order at 7:00 P.M. Council Members attending: Walter Callaway, Allen Reed, Wesley Morgan, Shayne Durrant, and Marilyn Clayson.

Others attending: City Manager Roger Carter, City Planner Jim Bolser, Legal Counsel Brett Rich, Director of the Santaquin City Ambulance Service Paul Terry, Norman Smith, Brad Jones, Lavon Johnson, George Anderson, Martin Green, Dennis Brandon, Todd Starley, Farrell Bott, Jeff Jepperson, Mitch Coombs, Patty Coombs, Danny Smith, Justin Parker, Keith Marvin, Annette Marvin, Clint Christensen, Tracy Roberts, and other unidentified individuals.

PLEDGE OF ALLEGIANCE

Council Member Reed led the Pledge Of Allegiance.

PRAYER

Mr. Starley offered a word of Prayer.

CONSENT AGENDA

Approval of the minutes

Approval of the minutes of a Regular Meeting held on October 15, 2003

Bills - \$170,697.07

Council Member Reed moved to approve the items on the Consent Agenda. Council Member Clayson seconded the motion. Council Members Morgan and Clayson asked questions with regard to the bills. After a brief discussion the vote was unanimous.

PUBLIC FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS

Norman Smith- report of the Seniors Volunteer's hours for 2002-2003

Mr. Smith did not attend.

FORMAL PUBLIC HEARINGS

Public Hearing with regard to a proposed Code Amendment pertaining to Animal Rights

Council Member Durrant moved to enter into a Public Hearing. Council Member Reed seconded the motion with a unanimous vote.

City Planner Bolser addressed those in attendance with regard to the proposed changes to the code pertaining to Animal Rights. Mr. Bolser indicated that the reason for the code change is because of a conflict in wording in the current code. Those in attendance were told that a property that has a minimum of 12,500 square feet would continue to have animal rights. Those properties that are smaller than 12,500 who currently have animals on the location will continue to have animal rights until the animals have been removed from the property for a term of one year. These legally non-conforming rights continue with the land and not do not cease with ownership changes. Mr. Terry Smith indicated he would like to continue enjoying the rural living of Santaquin City. Mr. Christensen reported he was the instigator of this issue. He reported they had purchased a piece of property, which they were told had animal rights. They constructed their home and built corrals then were told the property didn't have the rights. He thanked the City Staff for researching and resolving this issue. He indicated he appreciated the Staff and their professionalism while working to resolve the problem.

Council Member Reed moved to close the Public Hearing. Council Member Callaway seconded the motion with a unanimous vote.

Public Hearing with regard to a proposed Code Amendment pertaining to Notification of Adjacent Property Owners Associated with certain Development Proposals

Council Member Durrant moved to enter into a Public Hearing. Council Member Clayson seconded the motion with a unanimous vote.

Council Member Callaway indicated he would like the notification distance increased from 300' to 500'. Council Member Morgan indicated he would like to have the property associated with the development issue posted also. City Planner was instructed to revise the amendments to include the distance increase.

Council Member Callaway moved to close the Public Hearing. Council Member Reed seconded the motion with a unanimous vote.

UNFINISHED BUSINESS

Nothing

NEW BUSINESS

Certification of the M. Jensen Annexation

Council Member Durrant moved to accept the Certification for the M. Jensen Annexation. Council Member Morgan seconded the motion. Council Members Clayson, Durrant, Morgan and Reed voted in favor of the motion with Council Member Callaway voting against the motion.

Approval of the Main Street Enhancement Project Concept Plan

City Manager Carter explained that as part of the Federal Grant process, a Council approval of the Concept Plan associated with the Main Street Enhancement Project was needed. An open house was held for the Residents of the Community to attend and review the proposed concept. This open house allowed the Residents to ask questions and review the proposed concept with the Mayor and Council Members. Utah Power and Light has agreed to help install the lighting for the project at a minimal or no cost to the City. City Manager Carter indicated the City could know if they are successful in receiving the grant by March or April of 2004.

Council Member Clayson moved to approve the submitted concept for the Main Street Enhancement Project. Council Member Durrant seconded the motion with a unanimous vote.

Council Member Callaway indicated Utah Power and Light saved the City approximately \$30,000 by volunteering their equipment and manpower for the Park Lighting Project.

INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS

Ordinance 11-01-2003 "AN ORDINANCE AMENDING THE ZONING MAP OF SANTAQUIN CITY TO INCLUDE THE NORTHEAST ISLAND ANNEXATION AREAS LOCATED ADJACENT TO THE CURRENT CORPORATE BOUNDARIES OF SANTAQUIN CITY"

Council Member Callaway moved to approve Ordinance 11-01-2003. Council Member Reed seconded the motion. After a short discussion Council Members Clayson, Durrant, Morgan, Reed, and Callaway voted in favor of the motion.

Resolution 11-01-2003 "A RESOLUTION ADJUSTING THE AMBULANCE BOUNDARIES FOR THE SANTAQUIN CITY AMBULANCE SERVICE"

Mr. Terry reviewed the current and proposed Ambulance Service Boundaries. The proposed boundaries would change the geographic boundaries and would maximize the emergency service offered to the surrounding area of Santaquin City. Mr. Green was told the fire department would only accompany the ambulance to an accident location when there was a need for extrication.

Council Member Callaway moved to approve Resolution 11-01-2003. Council Member Reed seconded the motion. Council Members Clayson, Durrant, Morgan, Reed, and Callaway voted in favor of the motion.

PETITIONS AND COMMUNICATIONS

Nothing

REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES

City Recorder

Setting a date for the Employee Christmas Party (Thursday, December 4th)

It was reported that the Employee Christmas Party has been set for December 4th. The Administration Office will oversee the party with the help of the Maintenance Department.

Update with regard to the Light Parade and scheduling of a Santa visit

It was reported that Amy Jackson has been in contact with the Representatives of Young Living Farms. They will be supplying Santa and Mrs. Claus for the Light Parade. The Clauses will also be meeting with Children at the bowery after the parade. Susan Farnsworth will be responsible for purchasing 2000 candy canes for the Mayor and Council to hand out during the parade. She will also be responsible for purchasing the goodies for 250 Santa Bags and Council Member Callaway will be responsible getting the goodies to the bowery and staying with the Clauses until they are finished meeting with the Children.

Setting of date and time to canvas the Election votes

It was decided that the canvassing of the votes would like place on Monday, November 10th beginning at 5:30 P.M.

City Manager

City Manager Carter reported Questar is continuing to evaluate Natural Gas issues raised by the City. He will update the Mayor and Council Members, as information is available.

Planning Commission

Planning Commission Member Goodall reported the Planning Commission renewed the Conditional Use Permit for Gale Lim. The permit was issued without a time restraint. The Planning Commission will review the permit if and when there are reported problems at the site. Also reported was that the Planning Commission will hold a joint Work Session with the Mayor and Council Members on Saturday, November 8th to discuss content of the proposed Long Range Master Plan. A light lunch will be served.

REPORTS BY MAYOR AND COUNCIL MEMBERS

Council Member Clayson read a thank you card from the Chamber of Commerce thanking the City for their participation in the construction of the bowery in the Main Street Park. The Chamber Members indicated the bowery will be a great asset to the Main Street Park.

Council Member Morgan questioned if those individuals who constructed the 3 billboards along I-15 North bound had received adequate permits. City Manager Carter indicated that they completed all necessary paper work and process of the Planning Commission.

Council Member Reed reported that the committee pertaining to the construction of the Public Safety Building met again today. The Committee consisted of the Chief of Police, the Fire Chief, the Ambulance Director, Council Member Reed, City Manager Carter and Administrative Assistance Shannon Hoffman. The Committee is continuing to discuss and design a concept for the project.

City Manager Carter reported that Administrative Assistant Hoffman was successful in obtaining a Police Grant, in the amount of approximately \$7000. This money will be used to purchase equipment, which will allow the Police Department to have wireless computer communication. This equipment will allow the Administrative computer server to store the information from the Police Department without the purchase of a server strictly for them. This allows Officers to spend additional time on the street and complete the required paper work as they are out of the office.

BUSINESS LICENSES

Council Member Clayson moved to approve a new Business License for Saul Herra D.B.A. Saul's Remodeling & Home Repair, Alan Haycock D.B.A. Western Water Fowl, and Tanya Millward D.B.A. Tatianna's Kitchen and table the application for Jana Hathaway D.B.A. Jana's Tumblebugs Childcare, until it is determined if the all conditions of a Conditional Use Permit were met. Council Member Durrant seconded the motion. After a brief discussion the vote was unanimous.

Council Member Clayson moved to approve a new Business License for Jana Hathaway D.B.A. Jana's Tumblebugs Childcare upon meeting the terms of the Conditional Use and the restrictions of the Planning Commission. Council Member Durrant seconded the motion with a unanimous vote.

Mr. Green thanked the Mayor and Council for the job they have done and the accomplishments the past few years. He indicated he hoped there were no hard feelings because of the results of the elections.

AT 9:00 P.M. THE MAYOR AND COUNCIL TOOK A 10-MINUTE BREAK.

AT 9:10 PM THE MEETING WAS CALLED TO ORDER.

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

Council Member Callaway moved to enter into an Executive Session to discuss the character, professional competence, or physical or mental health of an individual. Council Member Reed seconded the motion with a unanimous vote.

At 10:15 P.M. the Mayor and Council Members returned to the Regular Meeting.

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

ADJOURNMENT

At 10:16 P.M. Council Member Callaway moved to adjourn with a second from Council Member Durrant and a unanimous vote.

Minutes approved on November 19, 2003.

Original minutes signed by A. LaDue Scovill, Mayor and attested to by Susan B. Farnsworth, City Recorder.