

**MINUTES OF A REGULAR COUNCIL MEETING  
HELD IN THE COUNCIL CHAMBERS  
AUGUST 20, 2003**

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

Others attending: City Manager Roger Carter, Legal Counsel Brett Rich, Tyson Hinton, Dianne Hinton, George Smith, Ben Wear, Laura Wear, Merrilee Wear, Glen Wear, Debbie Rowley, Dale Rowley, Derek Rowley, Kathy Kelly, Alex Kelley, Alex Kelly, Andrew Kelly, Tom Kelly, Genel Wright, Willie Wright, Tom Felt, Mike Mahoney, Tom Larsen, David Smith, Rex Bean, Steven Thomas, Dennis Brandon, Kathy Brandon, Todd Rowley and other unidentified individuals.

**PLEDGE OF ALLEGIANCE**

Council Member Callaway led the Pledge of Allegiance.

**PRAYER**

Dale Rowley offered a word of Prayer.

**CONSENT AGENDA**

***Approval of the minutes***

***Approval of the minutes of a Regular Meeting held on August 06, 2003***

***Approval of the minutes of a Special Meeting held on August 13, 2003***

***Bills - \$170,324.49***

Council Member Durrant moved to approve the items on the Consent Agenda. Council Member Callaway seconded the motion. Council Member Morgan questioned if the payment in the bills represented the total contract for Epic Engineering's Long Term Waste Water Study. The answer was not available. After the discussion the vote was unanimous.

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

***Council Member Callaway – Eagle Scout Presentation***

Council Member Callaway introduced Derek Rowley, Tyson Hinton, Ben Wear, Willie Wright, and Andrew Kelly as Eagle Scouts who have completed projects throughout the City which will help them their Eagle Scout Status. The Scouts were thanked for the completion of the various projects, which saved the City both money and time. Wes Alexander and David DeGraffenried were not present to receive their award.

Ms. Goodall reported she would like to have the rules changed with regard to rental of the West Park. She is in favor of allowing overnight camping on the side of the road only. Council Member Callaway will research the issue and report to the Mayor and Council at a later date.

**FORMAL PUBLIC HEARINGS**

***Public Hearing with regard to a proposed Ordinance Amending the Santaquin City Code providing for Regulations for the Assessment of Impact Fees for Accessory Apartments***

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

Mr. Bean questioned what the impact of an accessory apartment would have on the utility systems. Council Member Morgan reviewed portions of the Ordinance with those in attendance. It was reported that the proposed Ordinance would clarify as to when Impact Fees would be assessed.

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

***Public Hearing with regard to the proposed Carter IV Annexation***

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

There were no Public questions or comments.

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

**UNFINISHED BUSINESS*****Discussion and possible action with regard to the Openshaw East Annexation***

City Manager Carter indicated that the Exhibits associated with the Development Agreement have been received. Council Member Morgan reviewed the flood control issues within Exhibit "C". Council Member Morgan questioned if the issue of an additional road into the subdivision has been addressed. The issue will be addressed within the Development Documents.

Council Member Durrant moved to accept and authorize execution of the Openshaw East Annexation Development Agreement upon execution by the petitioners. Council Member Reed seconded the motion with Council Members Clayson, Durrant, Callaway, Morgan and Reed voted in favor of the motion.

***Adoption of Ordinance 08-02-2003 "AN ORDINANCE AMENDING THE ZONING MAP OF SANTAQUIN CITY TO INCLUDE THE OPENSHAW EAST ANNEXATION AREAS"***

Council Member Durrant moved to approve Ordinance 08-02-2003 effective August 25<sup>th</sup>, pending staff review. Council Member Callaway seconded the motion with Council Members Clayson, Durrant, Callaway, Morgan and Reed voted in favor of the motion.

**NEW BUSINESS*****Presentation of the 21<sup>st</sup> Century Communities Designation Award***

City Planner Bolser was out of town. This Presentation will be scheduled for the next Council Meeting.

***Authorization for the Mayor to execute the IMGA Gas Purchase Agreement***

Legal Counsel Rich indicated he would like to review the Agreement before it is signed. Council Member Callaway moved table executing the IMGA Gas Purchase Agreement. Council Member Durrant seconded the motion with a unanimous vote.

***Discussion and possible action with regard to a Memorandum of Understanding between the Central Utah Water Conservancy District and South Utah Valley Municipal Water Association***

There is approximately 10,200 acre-feet of SVP Irrigation Water, which has been scheduled to be delivered to 10 Cities within the South end of Utah Valley. It was reported that Santaquin City would not be allowed to apply annually for their portion of the SVP irrigation water until Santaquin has a Secondary Irrigation System design in place. The Utah Central Valley Conservancy District (CUWCD) is presently working with the 10 South Utah County Communities and Strawberry Water Users (SWUA) on a procedure to allow the Municipalities to acquire this water and portions of the "SWUA" water for use by the Municipalities. The Memorandum of Understanding is directed toward examining methods by which the transfers of these waters could be accomplished. The City Council is being asked to approve Santaquin City's participation in these proceedings.

Council Member Durrant moved to authorize the Mayor to sign the Memorandum of Understanding. Council Member Callaway seconded the motion. Council Members Clayson, Durrant, Callaway, Morgan, and Reed voted in favor of the motion.

***Discussion and possible action with regard to the sewer rates***

Mayor Scovill reported that at this time the sewer assessments are not offsetting the responsibilities within the department. As per the 2000 Municipal Audit, the Sewer Department was showing a deficit of \$13,500. Mayor Scovill recommended increasing the base rate by an additional dollar and performing an annual review of the Department. Council Member Durrant was in agreement with the Mayor. City Manager Carter reported that as the system ages, there will be additional maintenance expense along with the increase in Employee expense.

Council Member Durrant moved to increase the Sewer Base Rate from \$14.25 to \$15.25 (proposal #1) and conduct a review within the upcoming Fiscal Year. Council Member Callaway seconded the motion. Council Member Clayson questioned if proposal #2 would not be beneficial to those on a fixed income. After the discussion Council Members Durrant, Callaway, Reed voted for the motion. Council Members Clayson and Morgan voted against the motion.

**At 8:45 P.M. Council Member Reed moved to take a 5-minute break. Council Member Clayson seconded the motion with a unanimous vote.**

**At 9:50 P.M. Mayor Scovill called the meeting to order.**

**INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS**

***Adoption of Ordinance 08-01-2003 "AN ORDINANCE AMENDING THE SANTAQUIN CITY CODE PROVIDING FOR REGULATIONS FOR THE ASSESSMENT OF IMPACT FEES FOR ACCESSORY APARTMENTS"***

Council Member Morgan moved to approve Ordinance 08-01-2003. Council Member Reed seconded the motion with Council Members Clayson, Morgan and Reed voted in favor of the motion Council Members Durrant and Callaway voted against the motion.

**PETITIONS AND COMMUNICATIONS**

Nothing

**REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES**

***City Manager***

City Manager Carter reminded those in attendance of the Long Term Master Planning Open House which will be held in the Seniors Center next Wednesday from 6:00 P.M. to 8:00 P.M.

***Planning Commission***

**Letter of Recommendation with regard to the Carter IV Amended Annexation**

Ms. Goodall reported the Planning Commission reviewed the Carter IV Amended Annexation with the recommendations listed in the Letter of Recommendation submitted to the Council.

***Chamber of Commerce***

Mr. Rowley along with Ms. Brandon reviewed the accomplishments of the Chamber of Commerce. Included is the current construction of the Main Street Bowery. Mr. Rowley asked if the City would purchase tables for the bowery. It was mentioned that construction of tables could be an Eagle Scout Project.

Also reported by the Chamber of Commerce Representatives was that they are still in need of a meeting room. The room would need to accommodate a couple of desks and file cabinets. Council Member Durrant suggested using the meeting room in the new library. City Manager Carter recommended having the Chamber share the Witness Room on the second floor. Council Member Clayson will coordinate with City Manager Carter as to a resolution the office issue.

Chamber Representative Rowley indicated the Chamber of Commerce felt the Rodeo prices were too high. They felt the pricing of the tickets had an impact on the low revenue within the concession stand. Mayor Scovill reported that the cost of holding the rodeo had been increased which in turn required the admission fee to be increased. An audit of the complete Celebration will be held when all expenses have been paid. Mayor Scovill thanked the Chamber of Commerce for all of their work and dedication.

***City Recorder***

**Update on the Primary and General Elections**

Included in the Mayor and Council packets was a memo reporting the Candidates associated with the 2003 Election. It was reported that the Meet the Candidates Night is scheduled for September 23<sup>rd</sup> at 6:30 P.M. in the Seniors Center.

**REPORTS BY MAYOR AND COUNCIL MEMBERS**

Mayor Scovill reported Mountainland Association of Governments is currently gathering information with regard to the City statistics. All requested information will be gathered and reported to them.

Council Member Clayson read a letter she received from the owners of Grand-pa V's outlining their concerns associated with allowing individuals to sale produce on the side street (see attachment "A"). The Council was reminded the Seasonal Businesses were allowed by Ordinance, which the Council approved.

Council Member Clayson questioned why Seniors Director Idonna Crook hadn't received a \$50 per month increase in wage. It was determined that if Ms. Crook was appointed and a decision to increase the wage was made, within a Council Meeting, the discussion was not an agenda item nor was it apart of the minutes.

Council Member Durrant reported he would be out of town on September 3<sup>rd</sup>.

Council Member Callaway reported he attended a recent Summit Creek Irrigation Board Meeting. Copies will be available for the Legal Counsel review.

Council Member Reed reported the Library Board is in need of Members. Anyone interested in volunteering to serve on this Board should contact Council Member Reed or Librarian Oryall.

Mayor Scovill reported letters to the Property Owners associated with the proposed Sewer Line Expansion Project has been hand delivered. Additional information will be available shortly.

Reported also was that the City received 7 Proposals to provide a Secondary Irrigation Master Plan. A Board including the City Engineer will review these proposals. Additional information will be available soon.

The City received notification that the money NRCS has set aside for the use of Santaquin City no longer has to be spent by September 1<sup>st</sup>.

Council Member Morgan asked about the status of the potential Main Street Round-About Study. An Engineering Firm has been hired to complete the study. UDOT is funding the study with the results being available soon.

**BUSINESS LICENSES**

Nothing

**EXECUTIVE SESSION** (May be called to discuss the character, professional competence, or physical or mental health of a 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 10:30 P.M. Council Member moved to adjourn with a second from Council Member and a unanimous vote.

Approved September 3, 2003.

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A. LaDue Scovill, Mayor

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Susan B. Farnsworth, City Recorder