

**CITY COUNCIL MEETING
HELD IN THE COUNCIL CHAMBERS
JUNE 4, 2003**

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

Others attending: City Manager Roger Carter, City Planner Jim Bolser, City Engineer Shon Fullmer, Police Chief Dennis Howard, Legal Council Brett Rich, Planning Commission Chairperson Doug Rohbock, Blain Oberg, Rex Bean, Mike Carter, 8th Ward Scouts David Hales, Mike Hales, Daniel Hales, Jaramie Evans, and Scout Leaders Jason Ballard and Layne Dalton, Knell Architects Representative Roger Knell.

PLEDGE OF ALLEGIANCE

Council Member Clayson led the Pledge of Allegiance.

PRAYER

Council Member Clayson offered a word of Prayer.

Mayor Scovill welcomed those in attendance to the first Council Meeting held in the new Council Chambers.

CONSENT AGENDA

Approval of the minutes

Approval of the minutes of a Regular Meeting held on May 21, 2003

Approval of the minutes of a Special Meeting held on May 27, 2003

Bills - \$147,423.36

Council Member Morgan moved to approve the Consent Agenda with a second from Council Member Clayson and a unanimous vote.

PUBLIC FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS

Mrs. Utah Valley International (Mrs. Perry) Information with regard to the "Feed America" Thursday

Mayor Scovill reviewed the information pertaining to the "Feed America" Thursday. Mrs. Perry was not in attendance at this evening. Mayor Scovill directed the staff to draft a Resolution designating Thursday, November 20, 2003 as "Feed America" Thursday.

Appointment of a Planning Commission Member to complete a term ending 12/31/04

Mayor Scovill recommended to the Council appointment of Mr. Bean to complete the term of Allen Reed as a Planning Commissioner until December 31, 2004. Council Member Morgan moved to accept the recommendation of Mayor Scovill to appoint Mr. Bean to complete the Planning Commission term of Allen Reed which will end December 31, 2004. Council Member Reed seconded the motion with a unanimous vote.

FORMAL PUBLIC HEARINGS

Nothing

UNFINISHED BUSINESS

Discussion and possible action with regard to amendment of the Ordinance pertaining to animal control issues

Council Member Morgan reported he contacted Provo City, Spanish Fork City, and Payson City with regard to their Ordinances addressing Animal Control issues. All Cities indicated their City does have a leash law and the dogs are required to be restrained. Council Member Morgan indicated he would like to have the first offence fine decreased and to give one warning before tickets are issued. Chief Howard reported the officers were instructed to write tickets, which will hold the animal owners responsible for their pets. City Manager

Carter reported the fees associated with animal citations do not totally offset the fees associated with the cost of an Animal Control Officer. Council Member Callaway indicated he feels the Ordinance should not be changed but the animal owners should use common sense where their pets are concerned. Council Member Clayson reminded the Mayor and Council that this same issue was discussed at the time Officer Sandoval was hired as the Animal Control Officer. Mayor Scovill reported that the Daily Harold published an article with regard to this issue after the last Council Meeting. There were 25 comments published on the web site with 23 comments being in favor of not making any changes to the existing Ordinance.

Council Member Callaway moved to not make any changes to the existing Animal Control Ordinance. Council Member Reed seconded the motion. Council Members Clayson, Callaway, Morgan, and Reed voted in favor of the motion.

NEW BUSINESS

Discussion and possible action with regard to the proposed site plan for the LDS Church Stake Center

Council Member Morgan reported the property title is currently in a LDS Charitable Trust and he is the Trustee. He indicated he doesn't feel there is a conflict of interest and is planning to vote on the issue before the Council. Council Member Clayson moved to approve the Site Plan associated with the LDS Church Stake Center to be located at approximately 550 North and 200 East. Council Member Callaway seconded the motion with a unanimous vote.

Discussion and possible action with regard to the proposed site plan for the Willies Landing Commercial Site

Council Member Morgan moved to approve the Site Plan for the proposed Willies Landing Commercial Site. Council Member Clayson seconded the motion. Mr. Oberg reviewed the Site Plan with the Mayor and Council Members. Mr. Oberg indicated he would like to install the entire infrastructure and construct the storage sheds at this time. Mr. Oberg reported he would be responsible for widening of SR198. Council Members Clayson, Callaway, Morgan and Reed voted in favor of the motion.

Discussion and possible action with regard to Military Personnel

Council Member Callaway moved to abate 100% of the fee associated with the City's Utility Bills, for a period of 6 months, with an option of review after that time, retroactive to the date of activation, for the following Residents: Eric R. Dean, Jaramie L. Carter, Nels Beveridge, Kent G. Bradford, Brian T. Ward, and Frank Staheli. Council Member Reed seconded the motion. Council Members Clayson, Callaway, Morgan, and Reed voted in favor of the motion.

INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS

Ordinance 06-01-2003 "AN ORDINANCE ACCEPTING THE OLDHAM II ANNEXATION"

Council Member Clayson moved to approve Ordinance 06-01-2003. Council Member Morgan seconded the motion. Council Member Clayson amended the motion to include Zoning of R10 instead of R8. Council Member Morgan seconded the amended motion. Council Members Clayson, Callaway, Morgan, and Reed voted in favor of the motion.

PETITIONS AND COMMUNICATIONS

Acceptance or denial of the Carter IV Annexation Petitions

Council Member Callaway moved to accept the Carter IV Annexation Petitions. Council Member Morgan seconded the motion. Mr. Carter reported the proposed annexation would leave a peninsula. There was a discussion as to whether or not the Stringham's Hardware property is in the County or in the City. Council Member Callaway amended the motion to table the petitions until the issue of Stringham's Hardware is

resolved. Council Member Morgan seconded the amendment. Council Members Clayson, Callaway, Morgan, and Reed voted in favor of the motion. City Planner Bolser will research the issue.

REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES

City Manager

The Master Planning Committee is currently working on the Master Planning of roads and land uses within the Annexation Policy Plan

The Signage Master Plan Committee is reviewing citywide signage and will have recommendations for the Council's review within the coming months.

City Manager Carter reminded the Mayor and Council Members that a joint Work Session with the Planning Commission will be held next Wednesday beginning at 6:30 P.M., the following Wednesday beginning at 6:00 P.M. A Work Session will be held to discuss a concept associated with a Winter Park Facility and on Wednesday, June 25th beginning at 6:00 P.M. a Budget opening will be held to finalize the 2002/2003 Budget.

Planning Commission

Chairperson Rohbock thanked the Council for approving the new Commission Member. The Mayor thanked the Planning Commission for the job they are doing.

City Engineer

City Engineer Fullmer reported reseeding of the sewer lagoons will begin this week, the existing pond will be drained this Friday, and within the next 2 weeks tying together of the ponds will begin. The Reuse Plans have been submitted but have not been accepted as of yet.

City Engineer Fullmer reported the Cemetery well is currently producing 700 gallons per minute with the water table being at approximately 470 feet.

City Engineer Fullmer reviewed a preliminary Engineer's Estimate associated with the South Santaquin Sewer Extension Project. (See attached "A")

At 8:55 P.M. Council Member Morgan moved to take a 10-minute break. Council Member Clayson seconded the motion with a unanimous vote.

At 9:05 P.M. Mayor Scovill called the meeting to order.

REPORTS BY MAYOR AND COUNCIL MEMBERS

Mayor Scovill read a thank you letter sent to Officer Johnson from Principle Kettington of the Elementary School commending Officer Johnson on the D.A.R.E. Project.

Council Member Clayson reported she received an additional \$200 which will be donated to the Red Cross. This donation will bring the total collected to approximately \$1200.

Council Member Morgan reported there is a bench in the Main Street Park, which needs to be repaired. City Manager Carter will pass this message on to the Maintenance Department.

Council Member Reed reported 2 members of the Library Board are nearing the end of their terms. Anyone interested in serving on this board should contact either Council Member Reed or Librarian Oryall.

BUSINESS LICENSES

Council Member Callaway moved to approve a new Business License for Christy Johnson for a Day Care contingent to the approval of the Fire Chief and Building Inspector. Council Member Clayson seconded the motion with a unanimous vote.

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)

At 9:15 P.M. Council Member Callaway moved to enter into an Executive Session with regard to reasonable imminent litigation. Council Member Clayson seconded the motion with a unanimous vote.

At 10:09 P.M. they Mayor and Council Members returned to a regular Council Meeting.

ADJOURNMENT

Council Member Callaway moved to adjourn with a second from Council Member Clayson and a unanimous vote.

Approved on June 18, 2003.

A. LaDue Scovill, Mayor

Susan B. Farnsworth, City Recorder