

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

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

Others attending: City Manager Roger Carter, City Engineer Shon Fullmer, City Planner Jim Bolser, Legal Counsel Brett Rich, Val Robbins, Judy Robbins, Sam Maestas, Linda Maestas, Bill Ferguson, Ray Rowley, Jeff Rowley, Kenyon Farley, IMGA Representative John Newman, and Summit Energy Representatives David Lillywhite and Curtis Chisholm.

**PLEDGE OF ALLEGIANCE**

Council Member Clayson led the Pledge of Allegiance.

**PRAYER**

Mr. Robbins offered a word of Prayer.

**CONSENT AGENDA**

***Approval of the minutes***

Approval of the minutes of a Regular Meeting held on January 15, 2002

***Bills in the amount of \$294,290.31.***

Council Member Durrant moved to approve the items on the Consent Agenda. Council Member Clayson seconded the motion. Council Member Morgan asked three questions with regard to the bills. After the questions were answered, the vote was unanimous.

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

Nothing

**FORMAL PUBLIC HEARINGS**

***Public Hearing with regard to a proposed Ordinance amending the Santaquin City Code providing for the Creation of Provisions Regarding the Submission of Commercial and Industrial Site Development Plans***

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

There were no Public comments or questions.

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

***Public Hearing with regard to a proposed Ordinance pertaining to Code Amendments regarding Design and Implementation of Planned-Unit Developments***

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

There were no Public comments or questions.

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

***Public Hearing with regard to the 2<sup>nd</sup> Quarter 2002/2003 Budget Adjustments***

Council Member Durrant moved to open the Public Hearing. Council Member Staheli seconded the motion with a unanimous vote.

There were no Public comments or questions.

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

**UNFINISHED BUSINESS**

Nothing

**NEW BUSINESS**

***Discussion and possible action with regard to renewal of a Business License for "The Lucky One"***

Council Member Staheli moved to renew the Business License for The Lucky One Dollar Store contingent on a Site Improvement Plan being finalized within three months and the improvements being completed within nine months of this date. Council Member Clayson seconded the motion. Council Member Staheli recommended Mrs. Cameron draft a plan with the help of City Planner to help resolve the site issues. Council Member Callaway reported he understood the Code needs to be followed but he is not in agreement of the Cameron's losing their Business License if the Property Owners do not comply. After the discussion the vote was unanimous.

***Possible action with regard to Natural Gas issues***

Mayor Scovill recommended the Council authorize Himself and Council Member Staheli to work with the Intermountain Municipal Gas Association "IMGA" to negotiate a contract, for the purchase of Natural Gas, with Summit Energy.

Council Member Durrant moved to authorize Mayor Scovill and Council Member Staheli to work with IMGA to negotiate the contract with Summit Energy. Council Member Callaway seconded the motion. Mayor Scovill indicated that at the present time IMGA is assisting the different Cities as the need arises. After the brief discussion Council Members Clayson, Durrant, Callaway, Staheli, and Morgan voted in favor of the motion.

***Discussion and possible action with regard to the Goshen Court Contract***

Council Member Morgan moved to approve Santaquin City entering into an Inter Local Agreement with the Town of Goshen to provide Judge and Court services for a four month period, ending on June 30, 2003, and pursuant to the current Inter-Local Agreements. Council Member Staheli seconded the motion with Council Members Clayson, Durrant, Callaway, Staheli, and Morgan voted in favor of the motion.

**INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS**

***Ordinance 02-01-2003 "AN ORDINANCE AMENDING THE SANTAQUIN CITY CODE PROVIDING FOR THE CREATION OF PROVISIONS REGARDING THE SUBMISSION OF COMMERCIAL AND INDUSTRIAL SITE DEVELOPMENT PLANS"***

Council Member Durrant moved to approve Ordinance 02-01-2003. Council Member Clayson seconded the motion. Council Member Morgan indicated he felt all of the engineering issues should be removed and addressed in different documents. Council Member Staheli had a concern that the checklist is always current with the City's Specs and Standards. Council Member Durrant indicated he was in favor of trying to simplify the process for those who submit plans. Council Member Durrant amended the motion to change the wording in item "P" to reflect the wording in the Code Title 10, Chapter 7, Article F, and Subsection 8-G. Council

Member Clayson seconded the amendment. Council Members Clayson, Durrant, Callaway, Staheli, and Morgan voted in favor of the motion.

**AT 8:30 P.M. COUNCIL MEMBER CALLAWAY MOVED TO TAKE A 10-MINUTE BREAK. COUNCIL MEMBER DURRANT SECONDED THE MOTION WITH A UNANIMOUS VOTE.**

**AT 8:40 P.M. MAYOR SCOVILL CALLED THE MEETING TO ORDER.**

***Ordinance 02-02-2003 "ORDINANCE AMENDING THE SANTAQUIN CITY CODE PERTAINING TO CODE AMENDMENTS REGARDING DESIGN AND IMPLEMENTATION OF PLANNED-UNIT DEVELOPMENTS"***

Council Member Durrant moved to approve Ordinance 02-02-2003. Council Member Staheli seconded the motion. Council Member Morgan indicated there is wording in the current Ordinance that should be added to the proposed Ordinance along with rewording of 10-7-16-17-9 #1. Council Member Durrant amended the motion to include the changes. Council Member Staheli seconded the amended motion. After the discussion Council Members Clayson, Durrant, Callaway, Staheli, and Morgan voted in favor of the motion.

***Resolution 02-01-2003 "A RESOLUTION AUTHORIZING FY 2002/2003 2<sup>ND</sup> QUARTER BUDGET ADJUSTMENTS"***

Council Member Durrant moved to approve Resolution 02-01-2003. Council Member Clayson seconded the motion. Council Members Clayson, Durrant, Callaway, Staheli, and Morgan voted in favor of the motion.

**PETITIONS AND COMMUNICATIONS**

***Acceptance or denial of the Darwin Robbins Annexation Petition***

The Mayor and Council Members were informed that there was a problem with a bearing within the legal description on the annexation map. This problem has been corrected and Mr. Val Robbins delivered a corrected map to Utah County.

Council Member Staheli moved to accept the Darwin Robbins Annexation Petition. Council Member Durrant seconded the motion. Council Members Clayson, Durrant, Callaway, Staheli, and Morgan voted in favor of the motion.

***Acceptance or denial of the North Santaquin Orchards Amended Annexation Petition***

Mayor Scovill reported that the dates on the petitions were changed to reflect January 27, 2003. Council Member Morgan was told that Goodall's have drafted a letter to the Utah County Commission requesting a withdrawal of the Ag Protection associated with their property within the proposed annexation. Legal Counsel Rich indicated he preferred a new petition be submitted instead of the dates being changed. He also indicated the letter to Utah County needs to be sent by the Goodall's clarifying their intent and the proposed annexation would create an island or a peninsula until the Stratton Annexation is complete. Mr. Rowley indicated the Rowley's would like to continue to farm the land, they have concerns with burning issues and the Ag Protection. Mr. Rowley indicated he would be meeting with Legal Counsel Rich and Mayor Scovill on Thursday to have his concerns addressed. If the Rowley's choose to participate in the annexation the new petitions will need to be submitted.

Council Member Callaway moved to accept the North Santaquin Orchards Amended Annexation Petition. Council Member Durrant seconded the motion. Council Members Clayson, Durrant, Callaway, Staheli, and Morgan voted in favor of the motion.

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

***City Manager***

City Manager Carter reported that Santaquin City ranked 3<sup>rd</sup> out of 22 applications for CDBG future funding. Santaquin City was awarded \$126,000 towards a new Public Safety Building. The second Public Hearing will be held during the next Council Meeting.

City Manager Carter reminded the Mayor and Council of the retreat which will be held on February 21<sup>st</sup>.

***Planning Commission***

City Planner Bolser reminded the Mayor and Council of the joint Work Session with the Planning Commission on Wednesday, February 12<sup>th</sup>. The Subdivision Ordinance will be reviewed in its entirety. Council Member Durrant reported he would be out of town on this date.

***City Attorney***

Legal Counsel Rich reported Mitch Winegar failed to appear at the Court Hearing. A warrant has been issued for his arrest.

***City Engineer***

City Engineer Fullmer reported the Sewer Lagoon Expansion Project is under way. The weather is a small concern but the project is progressing.

He also reported the mud has been removed from the Eastside Retainage Basin.

City Engineer Fullmer indicated that the Eastside Subdivision punch list has been drafted. The list has been delivered to Stewart Worthington who is a Representative of the Developers of that Subdivision.

**REPORTS BY MAYOR AND COUNCIL MEMBERS**

Mayor Scovill reported that Mayor Carter of Goshen would like to discuss the possibility of Santaquin City contracting for Police Service. The Town of Genola is interested in discussing the possibility of Santaquin City contracting for Fire Service. Also Mapleton City and Santaquin City are discussing the possibility of a joint Legal Counsel. Additional information on these items will be forth coming.

***Council Member Staheli***

***Discussion and possible action with regard to the Library Landscaping***

Council Member Staheli reported that the Library Board is in favor of Buffalo Grass being planted at the Library. The landscaping details will be worked out with the Public Works Department.

Council Member Morgan reported he would be out of town for the Work Session. He will submit his comments and concerns to City Planner Bolser before he leaves town.

**BUSINESS LICENSES**

Council Member Clayson moved to table the new Business License for Laura Oberg DBA Crazy Daisy Floral /Salon LLC until the applicant is notified of required site improvements (additional hard surface parking, installation of a sump, and additional drainage issues) and the Site Plans to be submitted within 90 days. Council Member Durrant 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)

Nothing

**ADJOURNMENT**

At 10:15 P.M. Council Member Clayson moved to adjourn. Council Member Staheli seconded the motion with a unanimous vote.

Approved on February 19, 2003.

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