

**MINUTES OF A REGULAR COUNCIL MEETING
HELD IN THE COUNCIL CHAMBERS
JANUARY 8, 2003**

Mayor 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, Legal Counsel Brett Rich, City Planner Jim Bolser, Jodi Evans, Fred Evans, Carolyn Kester, LeRoy Kester, Jerry Kester, Shelly Kester, Dave Wilson and Colleen Wilson.

PLEDGE OF ALLEGIANCE

Council Member Callaway led the Pledge of Allegiance.

PRAYER

Council Member Morgan offered a word of Prayer.

CONSENT AGENDA

Approval of the minutes

Approval of the minutes of a Special Meeting held on December 17, 2002

Approval of the minutes of a Regular Meeting held on December 18, 2002

Bills

Council Member Durrant moved to approve the Consent Agenda items. Council Member Callaway seconded the motion with a unanimous vote.

PUBLIC FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS

Presentation of the Christmas Lighting Awards

Council Member Clayson indicated that Bart Olson of Olsen's Greenhouses and an Anonymous Donor once again donated the prizes for the Yard Christmas Lighting Contest. The winners of 2001's Christmas Lighting Contest acted as Judges 2002's contest. Rules of the Contest include that winners must be first time winners. The awards were presented to: LeRoy and Shelly Kester - Grand Prize, Dave Wilson – Most Lights, Travis Wall – Most Creative, Fred Evans – Most Unique, and Martin Peterson – Most Beautiful. Council Member Clayson thanked all who participated in the contest.

FORMAL PUBLIC HEARINGS

Nothing

UNFINISHED BUSINESS

Discussion and possible action with regard to the Library Meeting Room

Council Member Staheli recommended allowing the City Department Heads to schedule the Library Meeting Room for City related meetings. Council Member Durrant indicated the new Library is a City show place and should be used.

Council Member Staheli moved to allow the Mayor, Council Members or City Department Heads to schedule the Meeting Room, through the Library Staff, for City related business meetings, with the terms as follows: The City provide all required meeting room furnishings which will include a moveable divider, a Library Staff Member will not be required to be on site during the scheduled meetings, and the Scheduler would be responsible for cleaning up after the meeting. Council Member Clayson seconded the motion with a unanimous vote.

NEW BUSINESS

Nothing

INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS

Resolution 01-01-2003 "A RESOLUTION APPROVING THE FORM OF THE EQUIPMENT LEASE AGREEMENT WITH ZIONS FIRST NATIONAL BANK WITH REGARD TO PURCHASE OF A 1993 VOLVO VAC TRUCK"

Council Member Durrant moved to approve Resolution 01-01-2003. Council Member Callaway seconded the motion. Council Member Morgan questioned when the Vac Truck would arrive. The truck is here and has already been used. Council Members Clayson, Durrant, Callaway, Staheli, and Morgan voted in favor of the motion.

Resolution 01-02-2003 "A RESOLUTION ACCEPTING THE 2001/2002 FY AUDIT"

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

PETITIONS AND COMMUNICATIONS

Nothing

REPORT OF OFFICERS, STAFF, BOARDS, AND COMMITTEES

City Manager

City Manager Carter reminded the Mayor and Council of the retreat that is scheduled for February 21st.

The Mayor and Council are scheduled to have pictures taken at 5:00 P.M. at the Memory Lane Studio.

City Manager Carter reported there would be a Work Session next Wednesday beginning at 6:00 P.M. to discuss budget issues.

Also reported was that the Q-west Cell Tower Contract has been approved and should be in the City Managers possession next week.

Planning Commission

Nothing

City Attorney

Legal Counsel Rich reported that Officer Johnson has served Mitch Winegar, Utah Pump Representative, with a Criminal Summons. More information will be forthcoming.

City Engineer

Discussion and possible action with regard to the Sewer Lagoon Expansion Project

City Engineer Fullmer reported the equipment is on site with some dirt being moved. The project site is approximately 60% grubbed. The contract allows the Contractor 120 days to complete the project. Precautions have been taken for the needed winter storage. The State Engineer will be performing periodical inspections as will a DEQ Representative. Council Member Morgan was asked to spearhead the re-vegetation process. Council Member Staheli indicated he would like to review the historical promises that were made by previous Councils. Legal Counsel Rich indicated that all discussions with regard to the Sewer Lagoon Expansion Project re-vegetation should be held in a Public Meeting. City Manager Carter indicated that the City has received

GRAMA Request with regard to the current cost associated with the pending or imminent litigation with regard to the Winter Storage Expansion Project. As to date, the approximate fee associated with this issue is \$160,000.

Update with regard to the Cemetery Well Project

City Engineer Fullmer indicated that Dewey Peterson has been on site. The well screen has been put in place with the well pump being delivered to Mr. Peterson's yard. Further information will be available next Council Meeting.

REPORTS BY MAYOR AND COUNCIL MEMBERS

Council Member Callaway indicated he would like to have a study completed with regard to water levels of each of the wells. City Engineer Fullmer indicated that this issue has been discussed and a comparison is being recorded. City Manager Carter suggested arranging a meeting with the School District to discuss various issues.

Council Member Morgan is concerned with the lack of Santaquin City's involvement with Nebo School District. He suggested having a representative attend the School District meetings.

Council Member Morgan questioned if Main Street Pizza has a Business License to rent videos. City Planner Bolser will check on this issue.

Council Member Morgan questioned when the tennis net would be installed on the tennis court at the Orchard Cove Park. City Engineer Fullmer indicated he is working on getting a longer net.

Council Member Morgan questioned if the City would be interested in adopting an Ag Protection Zone within the City limits. Mayor Scovill indicated the Ag Protection runs with the property even if the property is annexed into the City limits.

Council Member Morgan indicated he received a letter from the Nebo School District's CLEAR Representatives inviting him to attend a meeting with regard to this program which is currently being hosted at the Elementary School.

Council Member Morgan indicated he has read in the newspaper that there are a number of Mayors participating in drafting a County AVT Ordinance. He questioned if Mayor Scovill was involved in this process. Mayor Scovill indicated he is not directly involved however he has supplied a number of Cities a copy of Santaquin City's Ordinance pertaining to ATV's.

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 8:25 P.M. Council Member Durrant moved to adjourn with a second from Council Member Clayson and a unanimous vote.

Approved on January 15, 2002.

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