

**MINUTES OF A REGULAR COUNCIL MEETING  
HELD IN THE COUNCIL CHAMBERS  
DECEMBER 4, 2002**

At 7:00 P.M. Mayor LaDue Scovill called the meeting to order. 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, Skyler Cox, Jeremy Cunningham, Daniel Contreras, Bronson Terry, Mike Rasare, Kyle Rowley, Todd Haws, Christopher Rasare, Justin Marian, George Contreras, Bill Boardman, Archie Alexander, Gary Anderson, and Lyn Oryall.

**PLEDGE OF ALLEGIANCE**

Council Member Morgan led the Pledge of Allegiance.

**PRAYER**

City Manager Carter offered a word of Prayer.

**CONSENT AGENDA**

*Approval of the minutes*

Approval of the minutes of a Regular Meeting held on November 20, 2002

*Bills*

*Ratification of the Nebo School District and Santaquin City Land Exchange*

Council Member Staheli moved to approve the items on the Consent Agenda. Council Member Clayson seconded the motion with a unanimous vote.

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

The question was asked if the City was going to build a skate park. Those in attendance were told the skate park is a possibility but there is no plan to build one soon.

City Librarian Oryall along with Bill Boardman presented the Mayor and Council Members with a proposal for the use of the Library Meeting Room (see attachment "A").

**FORMAL PUBLIC HEARINGS**

*Continuation of the West Santaquin Annexation Public Hearing*

Council Member Callaway moved to continue with the Public Hearing. Council Member Staheli seconded the motion with a unanimous vote.

There were no Public comments or questions.

Council Member Callaway moved to close the Public Hearing with a second from Council Member Durrant and a unanimous vote.

*Public Hearing with regard to the Amendment to the Code addressing the creation of a PF Public Facilities Zone*

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

There were no Public comments or questions.

Council Member Staheli moved to close the Public Hearing with a second from Council Member Clayson and a unanimous vote.

***Public Hearing with regard to the Amendment to the Code addressing Home Occupations***

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

There were no Public comments or questions.

Council Member Clayson moved to close the Public Hearing with a second from Council Member Durrant and a unanimous vote.

**UNFINISHED BUSINESS**

***Discussion and possible action with regard to the Amended Greaves Annexation***

City Recorder Farnsworth reported that she has spoken with Faith Greaves with regard to the Greaves Annexation. Ms. Greaves indicated she was not in the financial position to pay the fee associated with the water requirements of the annexation. City Manager Carter recommended addressing the fee in lieu of water issue in the Annexation Agreement. He indicated the City has the option of amending the proposed Annexation Agreement to reflect the terms of the current Ordinance regarding water requirements associated with annexations. Ms. Greaves will be informed of this option.

***Discussion and possible action with regard to the City Sign***

Council Member Durrant indicated he has spoken with a Department of Transportation Representative with regard to the proposed City Information Sign. He was told that a sign with advertising would be prohibited if installed within a State Right-of-Way. Mayor Scovill recommended having the Chamber of Commerce research the project and report to the Mayor and Council.

**NEW BUSINESS**

Nothing

**AT 8:00 P.M. COUNCIL MEMBER CALLAWAY WAS EXCUSED FROM THE MEETING.**

**INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS**

***12-01-2002 "AN ORDINANCE AMENDING THE SANTAQUIN CITY CODE PROVIDING FOR THE CREATION OF A PUBLIC FACILITIES ZONING CLASSIFICATION , CODIFICATION, INCLUSION IN THE CODE, CORRECTION OF SCRIVENER'S ERRORS, SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE"***

Council Member Durrant moved to approve Ordinance 12-01-2002. Council Member Clayson seconded the motion. Council Member Durrant amended the motion to include changes recommended by the City Planner. After a brief discussion Council Members Clayson, Durrant, Staheli, and Morgan voted in favor of the motion.

***12-02-2002 "AN ORDINANCE AMENDING THE SANTAQUIN CITY CODE PROVIDING FOR CLASSIFICATION OF HOME OCCUPATIONS, THE PERMITTING THEREOF, CODIFICATION, INCLUSION IN THE CODE, CORRECTION OF SCRIVENER'S ERRORS, SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE"***

Council Member Durrant moved to approve Ordinance 12-02-2002. Council Member Staheli seconded the motion. After a brief discussion Council Member Durrant amended the motion to revise 10-12-2-A-10 to read "The home occupation shall be contained within a dwelling for which a Certificate of Occupancy has been

issued, and shall maintain a current and valid Santaquin City Business License". Council Member Staheli seconded the amended motion with Council Members Clayson, Durrant, Staheli and Morgan voting in favor of the motion.

**PETITIONS AND COMMUNICATIONS**

Nothing

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

***City Manager***

Nothing

***Planning Commission***

Nothing

***City Attorney***

Legal Counsel Rich will discuss issues during a Closed Session.

***City Engineer***

City Engineer Fullmer reported Greenhalgh Construction indicated they would clean out the debris basin by the Eastside Subdivision for an hourly rate. The rate for a track-hoe would be \$100 per hour and \$50 per hour for a dump truck. Greenhalgh Construction will be contacted to begin the project.

City Engineer Fullmer also reported the Hydrant Project is on-going. The contractor will continue hanging notices on the doors of the Residents that will be affected by the water being shut off.

Also was reported that the Cemetery Well casing has been repaired. The repair of the 2' piece of sleeve has been completed. National Pump will be returning the repaired pump to Dewey Peterson. The company has not been paid for the pump in the amount of \$10,000 and also the repair bill in the amount of \$1,300. Mr. Peterson can get a new pump from a different supplier if the City chooses that option. If Mr. Peterson purchases a pump in behalf of the City, National Pump will need to be paid for the shaft and piping which they have supplied and which has been installed. Mayor Scovill reported he had sent a Certified Letter to Utah Pump, in care of Mitch Winegar, which was returned undelivered. The letter demands financial accounting by Mr. Winegar for the money provided by the City. Mayor Scovill left a message on Mr. Winegar's mobile phone indicating it was important that he return the Mayor Scovill's call.

Council Member Morgan questioned when 300 West would be striped. Bids have been submitted and painting has been scheduled for Sunday. He also questioned what the status of the striping associated with the widening of the lanes on SR198. City Engineer Fullmer will coordinate this matter with Mark Stevenson.

**REPORTS BY MAYOR AND COUNCIL MEMBERS**

Mayor Scovill reported Mrs. Haveron (mother of Judge Tim Haveron) currently has an unpaid balance on an Ambulance Billing. Mayor Scovill questioned if the Council Members would contribute to help pay off this debt or should the debt be forgiven. Council Member Staheli recommended collecting as much as possible to help pay the bill and have Judge Haveron agree to a payment plan to finish paying off the balance. Council Member Morgan recommended having anyone willing to contribute do so and then have the Mayor make the decision as to what the process will be after that point.

**BUSINESS LICENSES**

Nothing

**AT 9:10 P.M. COUNCIL MEMBER CLAYSON MOVED TO TAKE A 10 MINUTE BREAK. COUNCIL MEMBER DURRANT SECONDED THE MOTION WITH A UNANIMOUS VOTE.**

**AT 9:30 P.M. MAYOR SCOVILL CALLED THE MEETING TO ORDER.**

**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 9:31 P.M. Council Member Clayson moved to enter into an Executive Session with regard to pending or reasonably imminent litigation. Council Member Durrant seconded the motion with a unanimous vote.

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

**ADJOURNMENT**

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

Approved on December 18, 2002.

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