

**MINUTES OF A REGULAR COUNCIL MEETING  
HELD IN THE COUNCIL CHAMBERS  
AUGUST 7, 2002**

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

Others attending: City Manager Roger Carter, Legal Counsel Brett Rich, City Planner Jim Bolser, City Engineer Shon Fullmer, Andrew Goudy, Keela Goudy, Dennis Brandon, Denise Windley, Janet Wall, Brian Monson, Betty Wall, Leon Wall, Kathy Brandon, Nanette Olson, Kellie Robbins, Clara Goudy, Holly Broadhead, Mark Stevenson, Kim Stevenson, Mitch Winegar, Todd Rowley, and other unidentified individuals.

**PLEDGE OF ALLEGIANCE**

Council member Callaway led the Pledge of Allegiance

**PRAYER**

Mayor Scovill offered a Word of Prayer.

**APPROVAL OF THE MINUTES**

*Approval of the minutes of a Regular Meeting held on July 17, 2002.*

Council member Staheli moved to approve the minutes of a Regular meeting held on July 17, 2002 with noted changes. Council member Clayson seconded the motion with a unanimous vote.

**BILLS**

After a brief review of the bills, Council member Durrant moved to approve payment of the bills in the amount of \$107,344.89. Council member Staheli seconded the motion with a unanimous vote.

**PUBLIC FORUM (limited to 3 minutes each), BID OPENINGS, AWARDS, AND APPOINTMENTS**

*Introduction of Stephanie Hardman/Director of Volunteer Services*

City Manager Carter reported Stephanie Hardman has accepted the City's Director of Volunteer Services position. The position is a volunteer position. Ms Hardman will be assisting the City Staff to coordinate any volunteer work the City may be in need of.

City Manager Carter introduced Mark Stevenson as the Public Works Inspector. Mr. Stevenson reported he was self-employed within the construction trade. He is happy to be a part of the City Staff.

*Award of the Contract associated with the Curb, Gutter, and Sump at the new library*

Council member Callaway moved to award the contract associated with the New Library's Curb, Gutter, Sidewalk to C.J. Concrete and Sump and Curb Box to Greenhalgh Construction. Council member Staheli seconded the motion. Council member Staheli questioned when the project would begin. City Engineer Fullmer indicated they would begin tomorrow. Council member Staheli indicated the grand opening is scheduled to be held on September 28th. After the discussion the vote was unanimous.

*Dennis Brandon- discussion with regard to Zoning of His property*

Mr. Brandon presented the Mayor and Council with a letter associated with zoning issues pertaining to his property. (See attachment "A" for letter) He indicated he bought his property in 1992 with the intent to use the property as a commercial property. Council members Callaway and Clayson feel the zone should be changed to accommodate the Brandon's at no cost to them. Council member Morgan indicated the zone should be restored to the former zone. Council member Staheli indicated he wasn't in favor of the deletion of allowing storage sheds within the Commercial Zone when the new Land Use Ordinance was adopted. City Manager

Carter recommended beginning a rezoning process. Council member Morgan recommended the City initiate the process to correct the zoning oversight and reevaluate the long-range plan. Legal Counsel recommended reviewing the ordinance pertaining to rezoning before a decision is made. Planning Commission will review this issue the 3<sup>rd</sup> week of August.

***Denise Windley-Citizen's concerns with regard to RV Parks within Santaquin City limits***

Ms. Windley addressed the Mayor and Council with regard to citizen's concerns pertaining to the proposed RV Park to be located behind the Wall Flower at approximately 350 East Main. (See attachment "B" for Council information) Ms. Peterson also addressed those in attendance. She indicated she would like to have an Ordinance in place before the Conditional Use Permit is issued to Ms. Wall. It was explained to Ms. Peterson that there is an Ordinance in place regulating RV Parks. If a new Ordinance is adopted, it would not pertain to this issue due to the date of application

***Introduction of Stephanie Hardman/Director of Volunteer Services***

City Manager Carter introduced Stephanie Hardman to the Mayor and Council. She will serve as the City's Director of Volunteer Services.

***City Planner Bolser-Presentation of a 21<sup>st</sup> Century Plaque***

City Planner Bolser presented the Mayor and Council members with a Plaque from the 21<sup>st</sup> Century Committee. The plaque will be displayed in the Community Development Office.

**FORMAL PUBLIC HEARINGS**

***Openshaw East (revised 5-13-02)***

Council member Durrant moved to open the Public Hearing with regard to the Openshaw East (revised 5-13-02) Annexation. Council member Clayson seconded the motion with a unanimous vote.

There were no Public questions or comments.

Council member Durrant moved to close the Public Hearing with regard to the Openshaw East (revised 5-13-02) Annexation. Council member Clayson seconded the motion with a unanimous vote.

**UNFINISHED BUSINESS**

***Andrew and Keela Goudy and Craig Call-discussion with regard to the sewer lagoons***

It was reported that Mayor Scovill, City Manager Carter, City Legal Counsel Brett Rich, City Engineer Fullmer, the Goudy's and Craig Call met earlier today. Mr. Goudy indicated his questions and concerns were addressed during this meeting therefore they would not need to address the Council this evening.

Council member Morgan requested a review of the meeting. Mayor Scovill indicated the discussion pertained to the concerns of the Goudy's with regard to the sewer lagoon expansion.

***Discussion and possible action with regard to the water connection associated with County Resident Phil Rowley***

Mr. Todd Rowley addressed the Mayor and Council members with regard to a water connection associated with Phil Rowley's home. Council member Callaway indicated the City would be happy to entertain an annexation petition associated with the property that the home is located on. Mr. Rowley indicated he would talk to his father with regard to annexing.

Council member Callaway indicated he didn't expect Phil Rowley to haul his water but would like for the City to receive the benefits from Mr. Rowley as a City Resident. Mr. Rowley indicated there is water being pumped, from the well, but it isn't drinkable.

Council members Staheli and Morgan agreed the issue should be researched further. Council member Morgan indicated in principle the County Residents should pay their own way if receiving City Utilities.

Council member Callaway moved to extend the previous agreement which allows Phil Rowley to access Mountainland Apple's water connection for 90 days upon inspection of the well lines by a City Official. Council Member Clayson seconded the motion with a unanimous vote.

Council member Morgan moved to direct staff to review the current water Ordinance to determine if it is beneficial to serve County Residents and the costs associated with this service. Council member Staheli seconded the motion. Council member Clayson asked City Manager Carter if this request was reasonable. City Manager Carter indicated the staff would do their best to fulfill the request. Council members Morgan and Staheli voted in favor of the motion with Council Members Clayson, Callaway, and Durrant voted against the motion.

**THE MOTION DOES NOT PASS.**

***Discussion and possible action with regard to the monies owed to the City by Pinecreek Construction***

Mayor Scovill reviewed with the Council members the issues pertaining to the monies owed to the City by Pinecreek Construction. Council member Durrant indicated it was not the City's responsibility that issues pertaining to the UBC Compliance have come to light. He, in good conscience, cannot forgive the debt. Council member Clayson indicated she felt small claims court was the proper way to address the issue. The consensus of the Council was to collect the debt if possible.

Council member Staheli moved to authorized City Recorder Farnsworth to proceed with Small Claims to attempt to collect the monies owed to the City by Pinecreek Construction. Council member Durrant seconded the motion with a unanimous vote.

***Update on the Cemetery Well***

Mitch Winegar, Utah Pump Representative, reported he has received confirmation that the necessary equipment is in route and should be here Thursday mid afternoon. At the time of arrival, Utah Pump Employees will begin getting the equipment ready for installation.

Mr. Winegar also reported that there may be State Guidelines regulating use of a well along with the City water system.

**INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS**

***Resolution 8-01-2002 "A RESOLUTION ESTABLISHING THE FEE SCHEDULE FOR SANTAQUIN CITY"***

Council member Callaway moved to approve Resolution 8-01-2002. Council member Staheli seconded the motion with a unanimous vote.

***Resolution 8-02-2002 "A RESOLUTION IDENTIFYING THE ENVIRONMENTAL CERTIFYING OFFICER ASSOCIATED WITH THE CDBG"***

Council member Clayson moved to approve Resolution 8-02-2002. Council member Callaway seconded the motion. Council member Morgan asked if the first line of the Resolution was correct. He pointed out that there were formatting inconsistencies in the text. City Manager Carter indicated the format was prescribed by the State Agency who requested the Resolution.

**PETITIONS AND COMMUNICATIONS**

Nothing

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

***City Manager***

***Setting of a Work Session for August 14<sup>th</sup>***

The Mayor and Council will hold a work session on August 21st, beginning at 6:00 P.M. to review the proposed Stratton Annexation development plans.

City Manager Carter indicated the City was awarded \$4000 (Grant Monies) to be used for constructing a trail. Council member Callaway will work with the City Staff to make the final decision as to where the trail should go.

***Planning Commission***

City Planner Bolser requested authorization to advertise for a Zone Change associated with the Dennis Brandon Highland Drive Property. The Zone change will reflect a Commercial zone.

***City Attorney***

Legal Counsel Rich asked if the Mayor and Council members had any questions for him. Council member Morgan requested a RDA update. City Manager Carter reported the Medical Clinic Representatives are looking at a number of land parcels. Also reported was that the Eye Doctor was making an offer on the property to the West of Dr. Chisholm's office.

***City Engineer***

***Update on the Road Project***

City Engineer Fullmer reported the road project is on schedule. H.E. Davis is continuing with the shoulder work along the newly asphalted roads.

**REPORTS BY MAYOR AND COUNCIL MEMBERS**

Council member Clayson indicated she went with the Veteran's Representative to the Springville Cemetery to view the Veteran's Memorial. She indicated plans need to be made to plant grass and install sprinkler lines within the land to be used as the City Cemetery expansion.

Mayor Scovill reported that he and Council member Callaway met with CUP Representatives earlier today. The Representatives updated those attending the meeting on the lawsuit with Strawberry Water Users as well as other issues.

**NEW BUSINESS**

***Authorization for the Mayor to sign the contracts associated with the additional study of the Sewer Lagoon Expansion Project***

Council member Callaway moved to authorize the Mayor to sign the contracts associated with the additional Sewer Lagoon Expansion Project Study in the amount of \$7500. Council member Staheli seconded the motion with a unanimous vote.

It was reported that Phil Rowley indicted to City Engineer Fullmer, that he has initiated a study associated with the sewer lagoons. Mr. Rowley will make the findings of this study available to City Engineer Fullmer.

**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 Durrant moved to adjourn with a second from Council member Staheli and a unanimous vote

Approved on August 21, 2002.

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