

**□ MINUTES OF A CITY COUNCIL MEETING
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HELD IN THE SENIORS CENTER
MAY 15, 2002.**

The meeting was called to order by Mayor LaDue Scovill at 7:05 P.M. Council member attending: Marilyn Clayson, Walter Callaway, Shayne Durrant, Frank Staheli, and Wesley Morgan.

Others present: City Manager Roger Carter, Legal Counsel Brett Rich, City Engineer Shon Fullmer, City Planner Jim Bolser, Blaine Oberg, Zaloma Goodall, Neal Caines, Maria Coffee, Doug Openshaw, Lucy Jensen, Ken Rowley, and Police Chief Dennis Howard.

PLEDGE OF ALLEGIANCE

Council member Clayson led the Pledge of Allegiance.

PRAYER

Council member Morgan offered a word of prayer.

APPROVAL OF THE MINUTES

Council member Durrant moved to approve the minutes of a Regular Meeting held on May 01, 2002. Council member Staheli seconded the motion with a unanimous vote.

CONVENE AS SANTAQUIN CITY REDEVELOPMENT AGENCY PUBLIC HEARING

Council member Clayson moved to convene as the Santaquin City Redevelopment Agency Meeting. Council member Durrant seconded the motion with Council members Durrant, Clayson, Staheli, and Morgan voted in favor of the motion. Council member Callaway did not vote due to having property in the Redevelopment Agency.

Public Hearing with regard to the proposed Plan and Budget associated with the Santaquin City Main Street Redevelopment Project

Council member Staheli moved to enter into a Public Hearing for the Santaquin City Redevelopment Agency. Council member Durrant seconded the motion with Council members Durrant, Clayson, Staheli, and Morgan voting in favor of the motion. Council member Callaway did not vote due to having property in the Redevelopment Agency.

It was reported that the Redevelopment Agency is waiting for additional information, such as new business participation or existing business expansion plans, submitted to complete the proposed plan and budget for the Redevelopment Project.

Council member Durrant moved to continue the Public Hearing to June 19th. Council member Clayson seconded the motion with Council members Durrant, Clayson, Staheli, and Morgan voting in favor of the motion. Council member Callaway did not vote due to having property in the Redevelopment Agency.

Close the Redevelopment Meeting

Council member Clayson moved to close the Public Hearing for the Redevelopment Agency. Council member Staheli seconded the motion with Council members Durrant, Clayson, Staheli, and Morgan voting in favor of the motion. Council member Callaway did not vote due to having property in the Redevelopment Agency.

BILLS

Council member Durrant moved to authorize payment of the bills in the amount of \$109,272.21. Council member Callaway seconded the motion with a unanimous vote.

PUBLIC FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS

Award of the Contract for the Wastewater Treatment Master Plan

Council member Staheli moved to award the Contract for the Wastewater Treatment Master Plan to Epic Engineering. Council member Clayson seconded the motion with a unanimous vote.

FORMAL PUBLIC HEARINGS

Public Hearing with regard to a proposed Ordinance Amending The Santaquin City Code Providing For Clarification of Provisions with Regard to Kennels and the Penalties for Violations of the Provisions, Codification, Inclusion in the Code, Correction of Scrivener's Errors, Severability, and Providing an Effective Date.

Council member Staheli moved to enter into a Public Hearing with regard to the proposed Ordinance Amending the Santaquin City Code Providing for Clarification of Provisions with regard to Kennels. Council member Durrant seconded the motion with a unanimous vote.

City Planner Jim Bolser indicated the proposed Ordinance will clarify any provisions in the City Codified Code associated with the Santaquin City Land Use and Development Management Code.

Council member Staheli moved to close the Public Hearing. Council member Durrant seconded the motion with a unanimous vote.

Public Hearing with regard to the Tentative 2002/2003 FY Budget

Council member Durrant moved to enter into a Public Hearing with regard to the proposed 2002/2003 FY Budget. Council member Staheli seconded the motion with a unanimous vote.

There was not Public comment or questions concerning the proposed budget.

Council member Durrant moved to close the Public Hearing. Council member Callaway seconded the motion. After a short discussion the vote was unanimous.

Public Hearing with regard to Building Permits

Council member Staheli moved to enter into a Public Hearing with regard to the proposed Ordinance Amending the Santaquin City Code Providing for Clarification of Provisions with regard to Building Permits. Council member Durrant seconded the motion with a unanimous vote.

City Planner Bolser reviewed the changes to the Ordinance pertaining to Building Permits. Mrs. Goodall indicated that there is a duplex currently being built at 100 South 400 East that does not meet the multi family unit requirements. City Manager indicated the existing multi family unit (Jack and Hal Hudson property) has individual property ownership but has a common existing wall. The City Staff is currently addressing the concerns of Mrs. Goodall.

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

Public Hearing with regard to the Excise Tax Road Bonds

Council member Durrant moved to enter into a Public Hearing with regard to the proposed Excise Tax Road Bonds. Council member Clayson seconded the motion with a unanimous vote.

Mayor Scovill reviewed the high lights of Resolution 4-04-2002 with those in attendance. The money received from the Excise Tax will be used to replace some of the East –West roads. There were not Public comments or questions.

Council member Staheli moved to close the Public Hearing. Council member Clayson seconded the motion with a unanimous vote.

INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS

Ordinance 5-01-2002 “An Ordinance Amending The Santaquin City Code Providing For Corrections And Clarification, Codification, Inclusion In The Code, Correction Of Scrivener’s Errors, Severability, And Providing An Effective Date”

Council member Durrant moved to approve Ordinance 5-01-2002. Council member Callaway seconded the motion. Council member Staheli thanked the City Planner and the Planning Commission for their hard work and effort. Council members Durrant, Clayson, Staheli, Morgan, and Callaway voted in favor of the motion.

Ordinance 5-02-2002 “An Ordinance Amending The Santaquin City Code Providing For Clarification Of Provisions With Regard To Kennels And The Penalties For Violations Of The Provisions, Codification, Inclusion In The Code, Correction Of Scrivener’s Errors, Severability, And Providing An Effective Date”

Council member Staheli moved to approve Ordinance 5-02-2002 with one word change 5-2-9 d2 and d3 change word of animals to dog or dogs. Council member Callaway seconded the motion. Council members Durrant, Clayson, Staheli, Morgan, and Callaway voted in favor of the motion.

Ordinance 5-03-2002 “An Ordinance Amending The Santaquin City Code Providing For Corrections Regarding Building Permits Clarification, Codification, Inclusion In The Code, Correction Of Scrivener’s Errors, Severability, And Providing An Effective Date”

Council member Durrant moved to approve Ordinance 5-02-2002. Council member Clayson seconded the motion. Council members Durrant, Clayson, Staheli, Morgan, and Callaway voted in favor of the motion.

Discussion and possible acceptance of the Oberg Annexation and Development Agreement.

Council member Staheli moved to approve the Oberg Annexation and Development Agreement. Council member Callaway seconded the motion with a unanimous vote.

Ordinance 5-04-2002 “An Ordinance Amending the Zoning Map of Santaquin City To Include The Oberg Annexation Area Located Adjacent To The Current Corporate Boundaries Of Santaquin City”

Council member Callaway moved to approve Ordinance 5-04-2002. Council member Durrant seconded the motion with a unanimous vote.

Discussion and possible action associate with the Amended Articles of Incorporation reflecting the Oberg Annexation

Council member Callaway moved to authorize the Mayor to sign the Amended Articles of Incorporation reflecting the Oberg Annexation. Council member Staheli seconded the motion with a unanimous vote.

PETITIONS AND COMMUNICATIONS

Acceptance or denial of the Petitions associated with the Stratton Annexation

Council member Staheli questioned if due to the current sewer issues should the Council choose to deny this annexation. City Manager Carter indicated the petitioners would participate in any required sewer line extension. Council member Morgan indicated he would like to have a notification sent to the property owners who are being forced to annexation. Legal Counsel Rich suggested have the Council members approve a Resolution setting the guidelines for this notification.

Council member Staheli moved to accept the Annexation Petitions associated with the Stratton Annexation. Council member Durrant seconded the motion with a unanimous vote.

**AT 8:45 P.M. COUNCIL MEMBER DURRANT MOVED TO TAKE A 10 MINUTE BREAK.
COUNCIL MEMBER CALLAWAY SECONDED THE MOTION WITH A UNANIMOUS VOTE.**

AT 8:55 P.M. MAYOR SCOVILL CALLED THE MEETING TO ORDER.

REPORT OF OFFICERS, STAFF, BOARDS, AND COMMITTEES

City Manager

City Manager Carter indicated he has contacted Utah Power and Light with regard to the Economic Development Training. The training time frame is approximately July. City Manager Carter will follow up to ensure the proposed training is received.

Planning Commission

Discussion and setting of a Public Hearing with regard to Accessory Buildings setbacks and location requirements

City Planner Bolser reviewed with the Mayor and Council the proposed Ordinance pertaining to the setback and locations of Accessory Buildings. A Public Hearing will be set for June 5, 2002.

Council member Morgan indicated he held a discussion with the Planning Commission with regard to the existing sewer issues. The question was asked if the Council members could deny Annexation Petitions for any reason. Council member Morgan will report to the Planning Commission that the Council members do have the authority to deny Petitions for annexations at their discretion.

City Attorney

Legal Counsel Rich requested having a work session to discuss the issues associated with proposed annexations. The Mayor and Council were in favor of this request. A Work Session will be held on Tuesday, May 21, 2002 beginning at 7:30 P.M.

City Engineer

Update on roads project bid

City Engineer Fullmer reviewed with the Mayor and Council members the roads proposed to be included in the roads project. The parking lot for the new library will be included in this project. Request for Proposals will be advertised beginning tomorrow with a pre bid tour being held on May 30th.

Update on the sewer line replacement project

Mayor Scovill indicated that with the proposed Stratton Annexation perhaps a Northern route would be the best option for sewer line replacement. Council member Morgan requested Engineer Fuller revisit the cost of the proposed projects and project the time involved with installation of the line along 700 North.

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Police Chief

Review and possible acceptance of the Santaquin City Police Policy on Racial Profiling

Council member Callaway moved to accept the Santaquin City Police Policy on Racial Profiling. Council member Durrant seconded the motion with a unanimous vote.

REPORTS BY MAYOR AND COUNCIL MEMBERS

Nothing

NEW BUSINESS

Discussion and possible award of a contract associated with the park within the Cottonwood Estates Subdivision

Council member Callaway moved to award the contract associated with the Cottonwood Estates Park to J & J Lawn Care in the amount of \$13,882.50 and spend an additional \$2000 other park accessories. Council member Clayson seconded the motion with a unanimous vote.

Discussion and possible approval of the Preliminary Plans associated with the Alpine View Subdivision Plat "A" & Plat "B"

Council member Callaway moved to give Preliminary approve for the Alpine View Subdivision Plat "B". Council member Clayson seconded the motion with a unanimous vote. (Plat "A" has been approved. Plat "C" will be approved at a later Council meeting)

Discussion and possible action associated with issues pertaining to the New Library Bid for the sidewalk

Council member Staheli questioned if there have been any bids pertaining to the replacement of the sidewalk at the new Library. It was reported that one bid has been received with a number of others on their way.

Date for clean up

June 8th has been determined for the clean up. An invitation will be extended to the City Residents to participate.

Date for Dedication

The Dedication of the Library will be held on August 3rd following the Celebration Parade.

Time Capsule

The suggestion was made to offer the chance to those interested, to include items in the Time Capsule. There may be a small fee associated with this opportunity.

Dedication Plaque

City Manager Carter indicated the City Staff is working on this issue.

Possible decision with regard to short term sewer issues

Council member Staheli indicated that at the time Epic Engineering made the initial short term sewer presentation, a 2 year time frame was established. At the time the study was completed the time frame of needing additional winter storage was established to be approximately February 2003.

Council member Callaway moved to begin expanding the existing sewer lagoons and winter storage ponds to accommodate the projected system capacity of 1 MGD. Council member Clayson seconded the motion. Council member Morgan reviewed the sewer options once again. Council member Callaway amended the motion to refer to alternative #4 of the

Waste Water Short Term Study. Council member Clayson seconded the amended motion. After the discussion the vote was unanimous.

UNFINISHED BUSINESS

Discussion and possible action with regard to the Openshaw East Annexation dated 11-14-01

Council member Staheli moved to deny the Openshaw East Annexation dated 11-14-01. Council member Clayson seconded the motion with a unanimous vote.

Acceptance or Denial of the Openshaw East Revised Annexation

Council member Clayson moved to accept the Openshaw East Annexation revised dated 05-14-02. Council member Staheli seconded the motion with a unanimous vote.

BUSINESS LICENSES

Council member Clayson moved to approve a new Business License for Gale Lim D.B.A. Gale Lim Construction, Inc and Jeff Smith D.B.A. One Man Band. Council member Staheli 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

A 10:35 P.M. Council member Staheli moved to adjourn with a second from Council member Durrant and a unanimous vote.

Approved on June 5, 2002,

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