

**MINUTES OF A REGULAR COUNCIL MEETING
HELD IN THE COUNCIL CHAMBERS
FEBRUARY 7, 2001**

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

Others present: City Manager Tom Austin, City Engineer Shon Fullmer, Building Inspector Randy Spadafora, Legal Counsel Brett Rich, Byron Bastian, Jerry Mutz,, Martin Thompson, Dalayn Bing, Zaloma Goodall, Odell Miner, Farrell Craig, Neal Caines, Tucker Bing, Wes Morgan, Nell Morgan, and Kenyon Farley.

PLEDGE OF ALLEGIANCE

Council member Greenhalgh led the Pledge of Allegiance.

PRAYER

Council member Staheli offered a word of Prayer.

APPROVAL OF THE MINUTES

Council member Durrant moved to approve the minutes of January 17, 2001, with one change. Council member Greenhalgh seconded the motion with an unanimous vote.

PUBLIC HEARINGS

None

PUBLIC FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS

Wes Morgan questioned when the East-West roads would be repaved? Those in attendance were told that when monies were available the ~~roads~~ project will continue.
Roads

INTRODUCTION AND ADOPTION OF RESOLUTION AND ORDINANCES

A. Ordinance 2-1-2001 Annexation of NAC Addition

- 1. Approval of amendments to the Articles of Incorporation to reflect the area annexed by Ordinance 2-1-2001.**
- 2. Certification of the Legal requirements relating to Ordinance 2-1-2001**

Council member Clayson moved to approve Ordinance 2-01-2001 along with the Amendments to the Articles of Incorporation and the Certification of the Legal Requirements. Council member Callaway seconded the motion with an unanimous vote.

B. Ordinance 2-2-2001 Excavation Ordinance (including revisions of flowable backfill)

Council member Callaway moved to approve Ordinance 2-02-2001 with a second from Council member Staheli and an unanimous vote.

C. Resolution 1-1-2001 Adjusting Natural Gas Rates

Council member Durrant moved to approve Resolution 2-01-2001. Council member Greenhalgh

seconded the motion. During a discussion Council member Staheli indicated he was in favor of raising the rates for Natural Gas but would like to pass a larger savings on to the Citizens that are currently connected to the system. Council members Greenhalgh, Durrant, Clayson, and Callaway voted in favor of the motion. Council member Staheli voted against the motion.

~~Callaway seconded the motion to approve the motion~~

D. Resolution 2-2-2001 In Support of the Boy Scouts of America

Council member Staheli moved to approve Resolution 2-02-2001. Council member Durrant seconded the motion with an unanimous vote.

PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

A. FARRELL CRAIG

Council member Callaway moved to approve the contract with Clegg Rodeo Contractors in the amount of \$5300.00 to supply stock for the City's Celebration Rodeo. Council member Clayson seconded the motion with an unanimous vote.

REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES

A. Planning and Zoning

None

B. City Attorney

Legal Counsel Rich indicated he is involved in a number of Court cases. He Reported that the Police Officers and Court Officials are being very helpful with his learning process.

C. City Engineer

City Engineer Fullmer indicated the County is now ready to offer an Inter-local Agreement with the City to share GIS Information. Legal Counsel Rich had some additions that needed to be made to the agreement. Council member Staheli moved to table signing of the Inter-local Agreement. Council member Clayson seconded the motion with an unanimous vote.

City Engineer Fullmer reported the well drillers bit got caught in the well. After approximately one week, the driller was able to free the bit ^{Not} but ^{and} left approximately 125 feet of pipe in the hole. The choice was made to case the hole with a 8" casing to test pump the hole.

Also reported, by the Engineer, was that UDOT has a "Shot Gun Appraisal" in the works for the property associated with SR198 realignment. Engineer Fullmer was told by an UDOT Representative to submit a letter to UDOT outlining the City's concerns and support relating with the project.

Council member Durrant questioned if the PRV for the Orchard Cove Subdivision is ready to be ordered. Engineer Fuller indicated action will be taken to finish the project.

D. Chief of Police

1. Training request

Council member Greenhalgh moved to approve training for the Chief Howard and Sgt. Hurst. Council member Callaway seconded the motion with an unanimous vote.

NEW BUSINESS

A. Final approval of Alpine View Subdivision

Council member Staheli moved to give Final approval for the Alpine View Subdivision. Council member Clayson seconded the motion. Council member Staheli amended the motion to include recommendations of the Development Review Committee. Council member Clayson seconded the amended motion. Council members Greenhalgh, Durrant, Clayson, and Staheli voted in favor of the motion with Council member Callaway voting against.

Zaloma Goodall reported she was told, by a Juab County Commissioner, that Juab County would receive all property taxes collected on the South County Annexation. Juab County will receive only the taxes associated with the property within the Juab County lines.

UNFINISHED BUSINESS

A. Discussion and Decision on Cottonwood Estates Park

Council member Callaway indicated the residents of the Cottonwood Estates Subdivision will not except the liability associated with the proposed park.

Mayor Scovill indicated he felt the City has met their obligation with trying to assist in getting the park developed. He felt if the tenants of the twin homes are not interested in the responsibility, the City should walk away from the issue.

Legal Counsel Rich doesn't feel the City would be setting a precedence by having the property owners dedicated ~~the~~ the property to the City and take responsibility for the park.

Council member Callaway moved to respond to the request of the property owners, enter into an agreement for the developers to develop the park and have the property deeded to the City. Council member Staheli seconded the motion with an unanimous vote.

B. Discussion and Decision on Renting City Center Building Facilities including the Seniors Center

Legal Counsel Rich recommended Senior's Director Nell Morgan provide a copy of the property deed, for the Seniors Building, and a copy of their Charter to ~~his~~ ^{him} for review.

Council member Staheli moved to table further discussion and decision on item "B" until the needed documents are provided and reviewed. Council member Callaway seconded the motion with an unanimous vote.

AT 9:40 P.M. COUNCIL MEMBER CALLAWAY MOVED TO TAKE A 10 MINUTE BREAK. COUNCIL MEMBER STAHeli SECONDED THE MOTION WITH AN UNANIMOUS VOTE.

MAYOR SCOVILL CALLED THE MEETING TO ORDER AT 9:50 P.M.

BILLS

Council member Staheli moved to approve payment of the bills in the amount of \$229,144.92. Council member Clayson seconded the motion with an unanimous vote.

BUSINESS LICENSES

Council member Clayson moved to approve a new Business License for Josi Bedolla D.B.A. J.B.C. Land care and for Kenneth W. Huff D.B.A. Medical Professional Assistance. Council member Callaway seconded the motion with an unanimous vote.

REPORTS BY MAYOR AND COUNCIL

A. Report From Council member Staheli Regarding the Envision Utah Toolbox

Council member Staheli reported he attended the Envision Utah work shop. He indicated that those who didn't attend should take an opportunity to attend the next work shop offered.

EXECUTIVE SESSION

At 10:05 P.M. Council member Clayson moved to enter into an Executive Session with regard to Personnel Issues. Council member Callaway seconded the motion with an unanimous vote. Those attending the Executive Session: Mayor and all Council members along with the City Manager.

At 11:12 P.M. the Mayor and Council members returned to the regular meeting.

ADJOURNMENT

At 11:15 P.M. Council member Durrant moved to adjourn with a second from Council member Greenhalgh and an unanimous vote.

Approved on February 21, 2001.



A. LaDue Scovill, Mayor



Susan B. Farnsworth, Recorder