

**MINUTES OF A SPECIAL COUNCIL MEETING  
HELD IN THE COUNCIL CHAMBERS  
NOVEMBER 8, 2000**

The meeting was called to order by Mayor LaDue Scovill at 7:04. Council members attending: Kirk Greenhalgh, Shayne Durrant, Marilyn Clayson, Frank Staheli and Walter Callaway.

Others attending: City Manager Tom Austin, City Engineer Shon Fullmer, City Planner Andrew Jackson, Sunrise Representative Dave Lund, Legal Counsel Mitch Maughan, Brent Norton, Nell Morgan, Byron Bastian, Shane Morris, Doug Rowley, and other unidentified individuals.

**PLEDGE OF ALLEGIANCE**

Council member Callaway led the Pledge of Allegiance.

**PRAYER**

Andrew Jackson offered a word of Prayer.

**APPROVAL OF THE MINUTES**

Council member Staheli moved to approve the minutes of October 18, 2000 with the addition of all first names to the minutes. Council member Clayson seconded the motion with an unanimous vote.

**PUBLIC HEARING**

None

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

**INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES**

Council member Callaway moved to approve Resolution 11-1-2000 (A RESOLUTION PROVIDING FOR A \$25.00 FEE FOR DELINQUENT UTILITIES ACCOUNTS). Council member Durrant seconded the motion with an unanimous vote.

Council member Staheli moved to table Ordinance 11-1-2000 (ANNEXATION OF SOUTH COUNTY II ADDITION) until next meeting. Council member Clayson seconded the motion with an unanimous vote.

Upon discussion of Ordinance 11-2-2000, Council member Staheli indicated he would prefer to allow the Citizens connected to the City Natural Gas system a greater savings on their bill instead of keeping the billing 10% under Questar's rates.

Council member Callaway moved to approve Ordinance 11-2-2000 (AN ORDINANCE AMENDING MUNICIPAL GAS RATES). Council member Clayson seconded the motion. Council member Staheli indicated he doesn't see the justification of tying to Questar's billing rate. Council members Greenhalgh, Durrant, Clayson and Callaway seconded the motion with Council member Staheli voting against.

**ITEM 9A (Discussion and possible approval of funds for the Community Choir)**

Doug Rowley, Community Choir Representative presented the Mayor and Council with a list of music that will be needed in order to present this years Christmas Concert.

Council member Staheli moved to approve payment in the amount of \$350.00 to purchase the needed music. Council member Clayson seconded the motion with an unanimous vote.

**ITEM 8C (Acceptance of Well Bid)**

City Engineer Shon Fullmer and Sunrise Engineering Representative Dave Lund reported that bids were received for construction of the Eastside Well. The low bid was submitted by Armstrong Drilling in the amount of \$185,855.00.

Council member Greenhalgh moved to award the Production Well Bid to Armstrong Drilling, in the amount of \$185,855.00. Council member Staheli seconded the motion with an unanimous vote.

Engineer Fullmer reported that Section 3.5.2 "J" and "K", of the Subdivision Ordinance and 02.0614 of the Zoning Ordinance should be referred to the Planning Commission for clarification.

**ITEM 8A (Report from Planning Commission)**

Planner Jackson reported that the Planning Commission is currently working on revisions of the Zoning Ordinance.

Also reported was that a Nebo Community Vision Workshop will be held at the Payson High School on November 30 from 5:30 to 9:30 P.M.

**ITEM 8B (City Attorney)**

Mitch Maughan reported he is working with Mr. Lund with regard to title work associated with the new well.

**AT 8:40 P.M. COUNCIL MEMBER DURRANT MOVED TO TAKE A 5 MINUTE BREAK. COUNCIL MEMBER CALLAWAY SECONDED THE MOTION WITH AN UNANIMOUS VOTE.**

**AT 8:45 P.M. MAYOR SCOVILL CALLED THE MEETING TO ORDER.**

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

**ITEM 8D**

Police Chief Howard reported that the 92 Crown Victoria has a number of mechanical problems and is not useable.

Council member Staheli moved to authorize City Manager Austin to request lease documents from Zions Bank with regard to a new police vehicle in conjunction with a listing of leases currently outstanding with Zions Bank. Council member Callaway seconded the motion. After discussion the vote was unanimous.

Chief Howard presented the Mayor and Council with a proposed Police Policy and Procedure Manual with regard to Pursuit and Use of Force.

Council member Clayson moved to approve the Pursuit Policy and the Use of Force Policy. Council member Durrant seconded the motion with an unanimous vote.

#### **NEW BUSINESS**

See above.

#### **UNFINISHED BUSINESS**

##### **ITEM 10B (DISCUSSION AND POSSIBLE APPROVAL OF EASTSIDE SUBDIVISION PLAT "D")**

Engineer Fullmer presented the Mayor and Council with the Final Plat for the Eastside Subdivision Plat "D". Council member Durrant was told that the deceleration and acceleration lanes will be constructed next spring. Mr. Shane Morris reported that he has contacted the phone company with regard to relocating the phone guy wires on the project.

Council member Staheli moved to approve the Eastside Subdivision Plat "D" upon the final approval of the City Engineer and the acceleration and deceleration lanes being installed as soon as possible in the spring. Council member Greenhalgh seconded the motion with an unanimous vote.

Council member Callaway moved to vacate Section 7 of the Eastside Development Agreement. Council member Clayson seconded the motion with an unanimous vote.

City Manager Austin recommended having the Eastside Development Agreement, Section 2, Future Residential Phases clarified when the agreement is redrafted.

Council member Durrant moved to have City Manager Austin along with City Engineer Fullmer, redraft the Eastside Annexation Agreement for the next Council meeting. Council member Staheli seconded the motion with an unanimous vote.

##### **ITEM 10A (NORM TAYLOR SUBDIVISION, DISCUSSION AND POSSIBLE APPROVAL)**

Council member Clayson moved to approve the Final Plat for the Norm Taylor Subdivision. Council member Callaway seconded the motion. Council members Greenhalgh, Clayson,



Callaway and Staheli seconded the motion. Council member Durrant abstained from voting as he was not familiar with the subdivision.

**ITEM 10C (DISCUSSION ON CITY ATTORNEY POSITION)**

Mayor Scovill reviewed the applications received for filling the City Legal Counsel position. Interviews will be held on November 14, 2000 beginning at 6:30 P.M. An executive Session will be held at 6:00 P.M. that evening to discuss Personnel issues.

**BILLS**

None

**BUSINESS LICENSES**

A discussion was held with regard to increasing the fees of a Business License from \$25 to \$35 with a Beer License being an additional \$100. A resolution will be ready for next Council meeting.

**EXECUTIVE SESSION**

Held earlier.

**REPORTS BY THE MAYOR AND COUNCIL**


Mayor Scovill reported that the National Gas Convention he recently attended was very informative. Also reported was that conversations are being held with additional towns and City's with regard to expanding the City's Natural Gas System.

Council member Clayson reported that the Economic Development Committee is currently working on the Nuisance Ordinance. She also indicated the Economic Development Committee would like to spruce up the Main Street for the Christmas Season.

**ADJOURNMENT**

At 10:35 P.M. Council member Clayson moved to adjourn to a work session with a second from Council member Callaway and an unanimous vote.

Approved on November 18, 2000.

  
A. LaDue Scovill, Mayor

  
Susan B. Farnsworth, Recorder