

**MINUTES OF A REGULAR COUNCIL MEETING
HELD IN THE COUNCIL CHAMBERS
DECEMBER 21, 1999**

The meeting was called to order by Mayor Keith Broadhead at 7:00 P.M. Council members attending: Kirk Greenhalgh, LaDue Scovill, Marianne Stevenson, and Frank Staheli. Council member Lynn Adams arrived at 9:05 P.M.

Others present: City Manager Tom Austin, City Engineer Dave Lund, Legal Counsel Mitch Maughan, Sunrise Representative Lyle Hansen, Council members Elect Marilyn Clayson and Walt Callaway, Nan Taylor, Police Chief Dennis Howard, Ked Black, and Kim Peterson.

PLEDGE OF ALLEGIANCE:

Council member Stevenson led the Pledge of Allegiance.

PRAYER:

Legal Counsel Maughan offered a word a Prayer.

PUBLIC HEARINGS:

None

PUBLIC FORUM, BID OPENINGS AND AWARDS:

Nan Taylor reviewed the Zions Bank merge with First Security Bank. The merge should be completed by May 1st.

INTRODUCTION AND ADOPTION OF RESOLUTION AND ORDINANCES:

None

PETITIONS, REMONSTRANCES, COMMUNICATIONS:

None

REPORTS OF OFFICERS, STAFF, BOARDS AND COMMITTEES:

Police Chief Howard reviewed the number of calls the Police Department has handled in the month of November (See attachment "A"). Also reported was the Animal Control Officer has resigned as of January 1, 2000.

Chief Howard reported Mike Carter has donated 4 complete first aid kits for the Officers to carry in their cars.

Legal Counsel Maughan indicated he is in the process of Incorporating the Santaquin Gun Club.

City Engineer Lund reported the bid requests for a test well has not been returned as of yet.

NEW BUSINESS:

Peterson and Associates Representative Peterson reviewed the 1998-1999 Audit with the Mayor

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and Council members. A copy of the audit will be available, at the City Office, for public review.

Council member Stevenson moved to accept the presented Audit with a second from Council member Staheli and an unanimous vote.

Council member Stevenson moved to take a 5 minute break at 8:45 P.M. Council member Scovill seconded the motion with an unanimous vote.

Mayor Broadhead called the meeting to order at 8:50 P.M.

UNFINISHED BUSINESS:

Council member Scovill moved to authorize Mayor Broadhead to sign an Engineering Service Agreement with Epic Engineering for the Storm Water Master Study and Plan not to exceed \$29,360.00 and the Park and Recreation Study not to exceed \$22,810.00. Council member Greenhalgh seconded the motion with an unanimous vote.

Legal Council Maughan reviewed with the Mayor and Council members his findings with regard to enforcing the policy on cutting into any new road (See Attachment "B"). Legal Counsel Maughan will draft an Ordinance, with regard to this issue, for review.

BILLS:

Council member Staheli moved to approve payment of the bills in the amount of \$248,594.80. Council member Adams seconded the motion with an unanimous vote.

BUSINESS LICENSES:

Council member Stevenson moved to approve a new business license for Lyndee DeGraw D.B.A. Lyn's Classy Cuts. Council member Greenhalgh seconded the motion with an unanimous vote.

APPROVAL OF MINUTES:

Council member Staheli moved to approve the minutes of December 7, 1999 with one change. Council member Adams seconded the motion with an unanimous vote.

Council member Adams moved to approve the minutes of December 15, 1999. Council member Stevenson seconded the motion with an unanimous vote.

EXECUTIVE SESSION:

Council member Staheli moved to enter into an Executive Session at 9:25 P.M. Council member Adams seconded the motion with an unanimous vote.

The Mayor and Council members returned to a Regular Council Meeting at 10:35 P.M. A discussion with regard to potential litigation was held.

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Council member Adams moved to hold a work session on January 12, 2000 with the Representatives of FAI Development, continue with the Red tag of the project, unless the required 7% of the Original Bond amount for Phase B is paid and the previous requirements of the Council meeting held on January 19, 1999 are met, make a final decision on any issues pertaining to Phase B of the Eastside Development, at the Council meeting scheduled to be held on January 18, 2000. Council member Staheli seconded the motion with an unanimous vote.

MISCELLANEOUS:

Inauguration of the newly elected officials will be held January 3, 2000 at 12:00.

City Manager Austin reported the Ambulance Association's computer isn't Y2 compatible. The suggestion was made that they should use the Fire Departments new computer.

Council member Greenhalgh gave the Mayor credit for understanding the Audit. He also indicated he enjoyed working with Marianne and Lynn.

Council member Scovill reported he would be representing the City's Natural Gas Company and attend future meetings associated with IMGA.

Council member Stevenson thanked those she has worked with the past 4 years.

Council member Adams also thanked those he has worked with.


Council member Staheli thanked Lynn and Marianne for their past dedication. He will also contact Filip Askerlund with regard to a price for carpeting in the hall and on the stairs in the City Center.

Mayor Broadhead thanked Marianne and Lynn for their work and their friendship.


ADJOURNMENT:

Council member Stevenson moved to adjourn with a second from Council member Adams and an unanimous vote.

Approved on January 4, 1999.



Keith Broadhead, Mayor



Susan B. Farnsworth, Recorder

Santaquin / Genola Police

Calls for service November 1999

Domestic/ Civil Dispute	16
Theft/Burglary	15
Suspicious Circumstances	19
Accidents	4
Juvenile Problems	15
Criminal Mischief/Vandalism	1
Ambulance Fire Assist	11
Motorist Assist	18
Alcohol Drug Related Offenses	22
Assist other Agency	15
Traffic Related offenses	20
Miscellaneous Details	47
Paper/Warrant Service	17
Encroachment letters	28
Animal Control/Police only	22
TOTAL	271, CALLS FOR SERVICE

12/21/99

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MITCHELL D. MAUGHAN, P.C.*

*ALSO ADMITTED IN TEXAS

December 9, 1999

Santaquin City
Attn: Mayor Keith Broadhead
45 West 100 South
Santaquin, Utah 84655

Dear Mayor:

I have spoken with David Church and Jody Burnett, both experienced attorneys in municipal law, relative to the issue of the enforcement of a no cut policy for new roads. After speaking with them, I am of the opinion that Santaquin's present policy of not allowing the cutting or impacting of new roads for a period of five years would be unenforceable.


While I believe it to be in Santaquin's best interest to minimize the cutting and damage made by developers, utility company's and others. I believe the best way is to create (and enforce) an ordinance prohibiting the above-referenced acts but allowing for certain exemptions for special situations.

Therefore, I would recommend that at the present time that the City work with Glen Way to protect the City's interest in maintaining the newly created road at the Garity Subdivision but allowing Glen to connect to the sewer system and restoring the road to the best possible condition.

If you have any questions or concerns, please contact me.

Very truly yours,

MITCHELL D. MAUGHAN, P.C.


Mitchell D. Maughan
Attorney at Law

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