

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

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

Others in attendance: City Manager Tom Austin, Fire Chief Shane Bott, City Engineer Dave Lund, Sunrise Representative Lyle Hansen, City Planner Andrew Jackson, Judge Tim Haveron, Legal Counsel Mitch Maughan, Brent Norton, Walter Callaway, Kay Burton, Darrell Allred, Marvin Allred, Hal Magleby, Greg Magleby, Jessie Conway, Kent Kunz, Bernard, Lloyd Knowles, Police Chief Dennis Howard, Marilyn Clayson, George Wallace, and other unidentified individuals.

PLEDGE OF ALLEGIANCE

Council member Greenhalgh led the Pledge of Allegiance.

PRAYER

Andrew Jackson offered a word of prayer.

APPOINTMENT OF NEW COUNCIL MEMBER

Council member Staheli moved to appoint LaDue Scovill as the interim Council Member filling the seat vacated by Dennis Howard. Council member Stevenson seconded the motion with an unanimous vote.

SWEARING IN OF NEW COUNCIL MEMBER

Judge Tim Haveron administered the Oath Of Office to LaDue Scovill.

PUBLIC FORUM

Dave Wilson indicated he had been serving on the Utah County Gravel Pit Committee. Mr. Wilson updated the Mayor and Council on the progress of the committee.

Walt Callaway presented the Mayor and Council with a Resolution recently passed by Payson City with regard to additional fees to be paid by any out of town residents wishing to participate in the Recreation program in their City.

INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES

Council member Adams moved to approve Resolution 9-2-99 (A RESOLUTION CONCERNING AND AUTHORIZING THE LEASE AGREEMENT FROM ZIONS BANK FOR THE PURCHASE OF A POLICE CAR IN THE AMOUNT OF \$21,462.00.) Council member Stevenson seconded the motion with an unanimous vote.

PETITIONS, REMONSTRANCES, COMMUNICATIONS

Summit Ridge at Santaquin Representative Thomas Bernard along with Jim Delay, reviewed with the Mayor, Council, and those present, the concept of development associated with the South County Development. Mr. Bernard requested acceptance of an Annexation Petition known as South County II Addition. The annexation will include approximately 1900 acres.

Council member Staheli moved to accept the Annexation Petition from Shirl Ekins, South County Development, LC., and the State of Utah knowing the State is not required to petition for annexation. Council member Adams seconded the motion with an unanimous vote.

Council member Adams moved for a break at 8:50 P.M. Council member Stevenson seconded the motion with an unanimous vote.

Mayor Broadhead called the meeting to order at 8:58 P.M.

REPORT OF OFFICERS, STAFF, BOARDS AND COMMITTEES

City Planner Jackson reported he has finalized the changes to the Zoning Ordinance. He will have the completed documents available for public review starting 9-23-99. A Public Hearing notice will be published. Council member Adams moved to set a Public Hearing for the changes to the Zoning Ordinance for next Council Meeting. Council member Scovill seconded the motion with an unanimous vote.

Legal Counsel Maughan indicated 10 acres of the Openshaw property is currently being purchased by Nebo School District. Mr. Maughan will contact a School District Representative with regard to the City purchasing 4 additional acres of adjacent property.

City Engineer Dave Lund reported he had secured a contract with Heritage Roofing, for a membrane roof in the amount of \$39,150.00.

The Natural Gas Brochure approval will be an item for the next Council Agenda.

Natural Gas power backup system-wheeler's quote is for a gas engine not a natural gas- Council member Scovill moved to approve ordering of a generator and a transfer switch for the Fire Station. Council member Adams seconded the motion with an unanimous vote.

Mr. Lund reviewed the Request For Proposal with regard to the Ground Water Study.

Council member Scovill moved to table the proposal for the Ground

Water Study and allow Sunrise Engineering to complete the Study. Council member Staheli seconded the motion. Council member Scovill amended his motion to abandoned the Request For Proposal with regard to the Ground Water Study. Council member Staheli seconded the amended motion with Council members Greenhalgh, Scovill, Stevenson, and Staheli voted for the motion with Council member Adams voting against.

Mr. Lund reviewed the Request For Proposal with regard to the Storm Drain Study. Council member Staheli moved to direct the City Engineer to request proposals for the Storm Drain Study. Council member Adams seconded the motion with an unanimous vote.

NEW BUSINESS

Council member Adams moved to approve the contract with Archos Design with regard to the New Library. Council member Staheli seconded the motion with an unanimous vote.

Mayor Broadhead reviewed with the Council the benefits of being a part of the National Association of Gas Users. Council member Staheli moved to approve joining the National Association of Gas Users. Council member Stevenson seconded the motion with an unanimous vote.

Council member Adams moved to authorize the Mayor to attend the National Association of Gas Users Seminar. Council member Staheli seconded the motion with an unanimous vote.

UNFINISHED BUSINESS

Chief Bott reported the bids for the new fire truck is over budget. Mr. Bott was instructed, by the Mayor and Council, to order the fire truck and arrangements will be made for the additional needed money.

Mayor Broadhead reported the City water rights are not as protected as the City officials are led to believe. He reported a Non Use of Water Rights Statement will need to be filed with the State every 5 years.

BILLS

Council member Adams moved to approve payment of the bills in the amount of \$30,267.54. Council member Staheli seconded the motion with an unanimous vote.

BUSINESS LICENSES

Police Chief Howard submitted a memo with regard to the Business License Application for Bonnie Hall. Chief Howard was not given permission to inspect the kennels as they were not being used at

this time. Ms. Hall's son indicated he would contact Chief Howard when the kennels were ready to be used and inspected.

Council member Stevenson moved to table the Business License for Bonnie Hall D.B.A. Serendipity VIP Kennels and approve a new Business Licenses for Mark Morgan D.B.A. Doc's B-B-Q, Kathy Losee D.B.A. Sunshine Pre School, and Heidi Hallett D.B.A. Cut and Polished. Council member Staheli seconded the motion with an unanimous vote.

APPROVAL OF MINUTES

Council member Adams moved to approve the minutes of September 7, 1999 with a second from Council member Stevenson and an unanimous vote.

MISCELLANEOUS

City Manager Austin reported Tom Peterson requested a work session with the Mayor and Council to discuss annexation of property. Mr. Peterson will be added to the City Council Agenda for October 5th.

Council member Greenhalgh questioned if the Flag Football Program would be directed through the Recreation Department. Council member Adams will contact Aaron Jones to finalize this issue.

Council member Scovill reported the street lights, to be installed in the new subdivisions, are on back order. He will contact Utah Power and Light with regard to having the correct number of lights ordered.

Council member Adams indicated the road patch on 450 South 490 East is breaking up. When a paving company is paving in town they will repave the patches.

Council member Staheli indicated he would like to have the issue of the fee schedule for park rentals on the Council Work Session Agenda. He also questioned if a construction issue was not spotted during the first inspection would the building party be responsible to correct the issue? Council member Staheli was told all building within the City is expected to be to the City Standards.

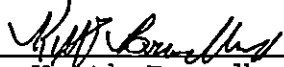
Mayor Broadhead indicated he had received a letter from Pacificorp (UTAH POWER & LIGHT) indicating a 9% rate increase is proposed.

Mayor Broadhead reminded the Council of the Meet the Candidates night to be held on September 29th at 7:00 P.M.

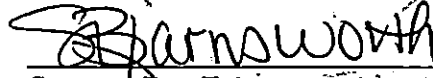
ADJOURNMENT

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

Approved October 5th, 1999.



Keith Broadhead, Mayor



Susan B. Farnsworth, Recorder

PHIL 109 →

JOHN 54

WALT 208 →

MARILYN 142 →

SHANE → 36

SANDY → 128 →

ROBOCK → 89 →

LADUE → 249 →

P STRONG 17

S SCOTT 16

BRENT 66