

**MINUTES OF A REGULAR COUNCIL MEETING  
HELD IN THE COUNCIL CHAMBERS  
MARCH 16, 1999**

The meeting was called to order by Mayor Keith Broadhead at 7:00 P.M. Council members present: Kirk Greenhalgh, Marianne Stevenson, and Frank Staheli. Council member Dennis Howard arrived at 7:05 P.M. Council member Lynn Adams arrived at 8:30 P.M.

Others in attendance: City Manager/Police Chief Tom Austin, City Engineer Dave Lund, Planning Commission Chairperson Filip Askerlund, City Celebration Chairperson Chantel Craig, Fire Chief Shayne Bott, City Inspector Randy Spadafora, Brian Stevenson, Lee Savage, Brent Young, Justin Armstrong, Doug Rowley, Janice Memmott, Ronnie Memmott, Ron Holt, Neal Caines, Jim DeGraffenried, Daily Herald Representative Steve Tanner, Jimmy DeGraffenried, and Liberty Kirk.

**PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance was led by Council member Stevenson.

**PRAYER:** The prayer was offered by Doug Rowley.

**PUBLIC FORUM, BID OPENINGS AND AWARDS:** Brian Stevenson presented the Mayor and Council with a Recreation Proposal (see attachment "A"). The Council members were in favor of raising the registration fees for baseball and softball by \$5.00 per registration, to enable the Recreation Department to offer a paid position of Recreation Director. Mr. Stevenson will present to the Mayor and Council a Job description and names of individuals interested in the position by the next council meeting.

Jim DeGraffenried, representing Pole Canyon LLC, and so referred to hence, presented the Mayor and Council with the map of a parcel of land which adjoins the city that he would like to annex. The land is now known as the Ahlin property.

Jody Burnett, who is the attorney acting on behalf of the City of Santaquin in several land use issues, supplied a recommendation (see attachment "B") that the parcel could be annexed, and to avoid creating a peninsula he must annex at least two other property owners. Pole Canyon LLC holds enough property and value to include the other property owners into the annexation without them signing the petition, and proposes to do so. Mayor Broadhead indicated that the Council had not previously forced people into the City by annexation, and would probably be reluctant to do so in this instance unless the non-signing property owners were willing and approved of the annexation of their property with Pole Canyon LLC's holdings.

Mr. DeGraffenried also suggested that such fees as might be

required on the property of the non-signers be deferred by contract until which time the non-signing property owners began to develop their properties. The Mayor told both the Council and Mr. DeGraffenried that the issue of fees etc. would be a political decision, to be made by the council, and would be addressed at the appropriate time.

Mayor Broadhead suggested that Pole Canyon LLC contact the non-signing property owners, gain their approval, and submit the petition for the annexation to the City Recorder. The Mayor also indicated to Mr. DeGraffenried that Mr. DeGraffenried would be responsible for all the fees concerning Pole Canyon LLC's property and the legal fees incurred on their behalf.

Chantel Craig requested permission to purchase a tent to be used by the Celebration Committee, in the amount of \$3,864.80 which reflects \$900.00 that was not budgeted for. The Mayor and Council were in agreement with the request.

Lee Savage requested permission to purchase new CPR training Mannequins in the amount of \$895.00. Mr. Savage will meet with Council member Howard to discuss the availability of funds.

**REPORT OF OFFICERS, STAFF, BOARD AND COMMITTEES:** Planning Commission Chairperson Askerlund reported the committee has been working with Planner Richard Bradford with regard to changes to the Subdivision Ordinance.

Chairperson Askerlund indicated he had received 2 letters of interest with regard to serving on the Planning Commission. Mayor Broadhead will review the letters for approval at the April 6th Council meeting.

Also reported by Chairperson Askerlund contact has been made with LEI in regards to issues not addressed on the Eastside Development construction drawings. Subdivision maps will not be recorded until all recommendation have been met.

Fire Chief Bott reported the painting bid, for the Fire Station awarded to Lance-A-Lot Painting, at the last Council meeting, was not complete as per the owner of the painting business. The Fire Department will do the actual painting if the City will buy the paint. The Mayor and Council were in agreement with this arrangement.

**NEW BUSINESS:** Shayne Bott reported the fee for cleaning and refinishing the Gym floor will be \$408.00. The Mayor and Council were in agreement with the bid and the project will be scheduled as soon as possible.

City Engineer Lund reported the bid notification for the Roads project along 100 East and 300 East is scheduled for the middle of April or first part of May.

Reported also was the bids for the Natural Gas expansion will be opened on March 26th at 2:00 P.M. here in the Council Chambers.

Mayor Broadhead and Neal Caines have a letter, for review, with regard to 100 connections to the Santaquin Natural Gas line, in the Orchard Cove East Subdivision.

Eastside Development has requested a reduction in the bond amount of the Plats "A", "B", and "C". Mayor Broadhead requested City Engineer Lund review the bond estimate with regard to this project.

Also reported was the sewer bore under the Freeway, in relation to the development on the East side of I-15, is in process. The City Engineer and City Inspector will coordinate inspection of the project.

Council member Howard moved to authorize Mayor Broadhead to take necessary action with regard to the County Fire Contract. Council member Stevenson seconded the motion with an unanimous vote.

Council member Staheli moved to declare the Ford Taurus, old Ambulance, and old Sewer manholes as surplus Property. Council member Howard seconded the motion with an unanimous vote.

**UNFINISHED BUSINESS:** Waste Connection Representative Houston Chambliss reported he met with Merelda Davis with regard to cement damage caused by Country Garbage. Mr. Chambliss has a copy of the bid to repair the cement and indicated Waste Connection will assume responsibility of the repair.

Legal Counsel will prepare needed documents for the assumption of the sanitation contract by Waste Connection. Jay Mecham, Representative of Country Garbage, has been unresponsive to all attempts of contact, for arranging signing of the contracts.

Mayor Broadhead relinquished control of the meeting to Mayor Pro-tem Howard at 8:50 P.M. for the next item of business. Mayor Broadhead declared a conflict of interest with the next item of business.

Council member Adams moved to hire Alan Hansen as a Full Time Police Officer with full time status beginning March 14<sup>th</sup>. Council member Greenhalgh seconded the motion with an unanimous

vote.

Mayor Pro-tem Howard returned control of the meeting to Mayor Broadhead at 8:54 P.M.

**BILLS**: Council member Howard moved to approve the bills in the amount of \$23,547.19 with a second from Council member Stevenson and an unanimous vote.

**BUSINESS LICENSES**: Council member Stevenson moved to approve a new business license for Kent Barlow. Council member Adams seconded the motion with an unanimous vote.

**APPROVAL OF MINUTES**: Council member Adams moved to approve the minutes of March 2, 1999 with a second from Council member Howard and an unanimous vote.

**MISCELLANEOUS**: Council member Howard moved to approve training expenses for Sgt. Rodney Hurst to attend police training in St. George. Council member Stevenson seconded the motion with an unanimous vote.

Council member Stevenson moved to approve attendance to the Police Chiefs convention for Chief Austin with a second from Council member Howard and unanimous vote.

Recorder Farnsworth questioned who would be responsible for pulling the float to the parades. City manager Austin will question the City Employees to see if any are interested in helping out. Council member Howard will contact Tischner Ford with regard to leasing or renting a vehicle to use. Council members Staheli, Adams and Howard is willing to volunteer a day.

Council member Greenhalgh questioned if any thing has been done with regard to a pile of cement located on 200 North and 300 West. City Manager Austin will address the issue.

Council member Howard reported he had 3 applications for the Ambulance Association. He will be in contact with Lee Savage with regard to the applicants.

Council member Adams reported the Cable Company has dug into the road on 550 East. City Manager Austin will contact the Management of the Company and issue a notice to stop work. A sign off from every property owner involved in the upgrade will be needed before the project is considered complete.

Council member Adams questioned if the City had an Ordinance that precluded moving homes in to the city limits on the foundations. The issue is address in the Zoning Ordinance. Parties with questions are able to purchase or review the Ordinance.

Council member Staheli reported the Friends of the Library will hold the next meeting on March 25th.

Council member Staheli reported the Planning Commission intends to recommend striking the 350' rule with regard to multiple dwellings. The rule is currently located in the Zoning Ordinance.

April work session will involve working on a Business License Ordinance.

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

Approved April 6, 1999.

  
\_\_\_\_\_  
Mayor Keith Broadhead

  
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Susan B. Farnsworth, Recorder

# SANTAQUIN BASEBALL

WE WOULD LIKE TO PROPOSE TO THE MAYOR AND CITY COUNCIL  
**OPTION 1**

HIRE A RECREATION DIRECTOR TO ADMINISTER BASEBALL :  
FOR A 6 MONTH TIME FRAME AT \$325 PER MONTH (MARCH TO AUGUST)  
HIS/HER RESPONSABILTYS WOULD BE TO:

1. TAKE CARE OF SIGN UPS
2. TAKE RESPONSABILT Y FOR ALL MONEY COLLECTION
3. CREATE THE BUDGET
4. GET THE SNACK SHACK SET UP
5. TAKE CARE OF THE DRAFTING OF TEAMS
6. ATTEND ALL BASEBALL AND SOFTBALL MEETINGS
7. BUY ALL EQUIPMENT AND ORDER UNIFORMS
8. MAKE ALL SCHEDULES FOR EACH LEAGUE
9. GET UMPIRES FOR ALL GAMES
10. DEPOSIT ALL MONEYS FROM SNACK SHACK TO BANK
11. MAKE SURE WORKERS ARE AT THE SNACK SHACK
12. OVERSEE PAYMENT OF ALL UMPIRES
13. SET UP TORNAMENTS (ICE BREAKER, FALL TORNAMENT, STATE TORNAMENTS)
14. ADMINISTER OVER ALL PROBLEMS OVER SEASON
15. BE THE UBBA AND UGSA REP
16. COLLECTION OF ALL UNIFORMS
17. GETTING COACHES FOR ALL TEAMS
18. OVERSEE ALL FIELD PREPERATIONS (DRAGING FIELDS, SPRINKLERS, CHALKING LINES.)

TOTAL COST FOR THIS POSTION WOULD BE \$1950  
MONEY FOR THIS POSTION COULD BE GENERATED THRU SIGN-UPS  
IN THE PAST THERE HAS BEEN APROXX. 420 KIDS SIGN UP FOR BASEBALL  
AND SOFTBALL IF WE INCREASE FEES BY \$5 PER CHILD THIS WOULD  
GENERATE APROXX. \$2100

## **OPTION 2**

THIS PERSON WOULD BE RESPONSABLE FOR BASEBALL, SOCCER, JR. JAZZ BASKETBALL.

THE POSTION WOULD BE YEAR ROUND BEING PAID THRU MONEYS  
GENERATED THRU SIGN-UPS OF THESE SPORTS

5116199 unincorporated  
Pg 1 City Council

LAW OFFICES OF  
**WILLIAMS & HUNT**  
A PROFESSIONAL CORPORATION

257 EAST 200 SOUTH, SUITE 500  
P.O. BOX 45678  
SALT LAKE CITY, UTAH 84145-5678

JODY K BURNETT

TELEPHONE (801) 521-5678  
FAX (801) 364-4500  
E-MAIL jburnett@wilhunt.com

March 19, 1999

Tom Austin  
Santaquin City Manager  
45 West 100 South  
Santaquin, UT 84655

Re: *Pole Canyon Development Annexation*  
Our File No. 1548.0003

Dear Tom:

This letter is intended to confirm our telephone conversation of March 16, 1999, regarding the proposed annexation of certain territory to Santaquin City to accommodate the proposed Pole Canyon Development.

Based on the information presented to me during my meeting with Jim DeGraffenried and Kirk Greenhalgh, I encouraged Mr. DeGraffenried to revise the proposed annexation plat to include additional property in order to eliminate the potential problem posed by having an unincorporated peninsula or island. Based on the information that Mr. DeGraffenried had obtained from Utah County, it appears that he could still meet the requirements of Utah Code Ann. § 10-2-403, in that the signatures supporting the petition for annexation would still be sufficient to cover a majority of the private land area within the area proposed for annexation and be equal to more than one-third of the value of the private real property within the area proposed for annexation.

However, the petition will include some additional parcels of property for which the owners are not signing the annexation petition. I would recommend that we evaluate any Santaquin City annexation requirements and approach these owners to enter into an agreement providing that Santaquin City will defer compliance with those requirements (e.g., annexation fees and water rights dedication requirements) until such time as these owners or their successors-in-interest make application for rezoning and/or development approvals from Santaquin City. That mechanism should protect the interests of Santaquin City while not subjecting the property owners to any immediate expense or other

Tom Austin

-2-

March 19, 1999

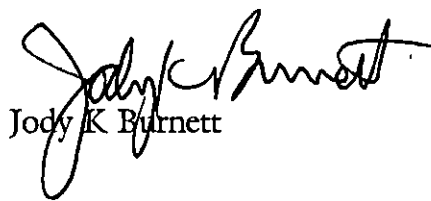
requirements until such time as they desire to develop their property. I have utilized this mechanism on prior occasions for other jurisdictions and can provide you with a recommended form for such an agreement when you reach that point in the process.

By way of explanation, I do not believe that the mechanism available in Utah Code Ann. § 10-2-418 for annexation without a petition is available under these circumstances because the area proposed for annexation does not currently receive municipal type services from Santaquin City and consists of undeveloped property, not existing residential or commercial development.

I hope this letter answers the questions posed to me by Santaquin City and will be helpful to the mayor and council in making a decision on acceptance of the annexation petition. Please let me know if there is anything further I can do to assist you with respect to this project.

Very truly yours,

WILLIAMS & HUNT



Jody K Burnett

JKB/bar

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