

Minutes of a Regular Council Meeting
Held at the City Center
March 15, 1994

The meeting was called to order at 7PM by Mayor Keith Broadhead. Councilmembers present: Calvin Wall, Hordt Carter, David Hathaway and Paul Bean. Max Holman was excused. Calvin led the Pledge of Allegiance.

Others present: Shane Bott, Janet Hathaway, Bonnie Craig, Ann Wall, Val Kofoed, Bruce Rickenback, Bob Reed, Gary Peay, Rodney Torgersen, Ronny Memmott, Janice Memmott, ElRay Davis, Merelda Davis, Susan Farnsworth and LaVaughn Johnson.

Approval of the Minutes of March 1, 1994: Hordt moved to approve the minutes, David seconded, passed 4-0.

Public Forum: LaVaughn Johnson of 187 North 200 East requested two large trees on city property at this address be removed or trimmed. He stated they were hollow and a hazard. It was suggested the trees may be removed with the sewer project. Calvin moved to table the decision until next meeting which would allow Council time to evaluate the situation. Hordt seconded, passed 4-0.

Mountain Fuel's Proposal for Gas Service: Representatives of Mountain Fuel, Bruce Rickenback, Bob Reed and Gary Peay presented the Council with a proposal to supply the sewer treatment facility air blowers with gas service. Mr. Rickenback stated he was aware the Council had already voted to use electric motors and he appreciated the opportunity to present their proposal. Mayor Broadhead stated if they go with the gas motors they would still need power at the facility. Rod Torgersen, of Utah Power & Light, gave revised figures on the contract with Utah Power & Light should the City use gas motors at the sewer facility. After discussion, David moved Val Kofoed, Sunrise Engineering, do an analysis of electric motors versus gas motors at the treatment facility, Paul seconded, passed 4-0. Mountain Fuel representatives and Mr. Torgersen were excused.

Don Kay - Farming of Sewer Property: Mr. Kay was absent and his son-in-law, Ronny Memmott explained their position. Mr. Memmott claimed when the ground was purchased from Mr. Kay they understood they could farm the ground. Val Kofoed, Sunrise Engineering, stated when he learned this at a past meeting he was shocked. Mr. Kofoed reviewed the history of the sewer project and the purchase of Don Kay's property. He stated Mr. Kay had said he was not interested in using the surplus water. They then approached Phil Rowley, a neighboring fruit grower to the lagoon site. Mr. Rowley was not opposed to the west lagoon site and was interested in the water and farming the ground. The fruit growers approved the west site location if Phil Rowley agreed. This was part of the resolution to approve the west site. Mr. Kofoed read a letter from the Attorney, Kay McIff, stating the projects position. Mr. Memmott stated Don Kay was very upset and wanted 6% interest on the sale of the property from the time of the agreement until it is finalized plus he instructed the Council to get the construction equipment off the property. Mr. Memmott reported Mr. Rowley was willing to share the land to be farmed or even walk away from the proposed agreement with the

City. After debate and compromise, it was agreed to set up a meeting with the involved parties.

Update on Sewer Project: Val Kofoed, Sunrise Engineering, presented an estimate of cost and returns if the City were to farm the property at the lagoon site. He stated at the Pre-construction conference it was felt a discharge permit would be issued in a few days. It was learned this was in error and it will take thirty days for the permit. The permit is required before a Notice to Proceed can be issued to the contractor. This information was given to Sumsion Construction. They are working without a contract at their own risk. HK Construction will be given their Notice to Proceed as soon as the discharge permit is received, their bonds are in order. Calvin asked if the work in the orchards will be done by May. Mr. Kofoed answered no, but permission to work in the orchards will be worked out with the individual property owners. Mr. Kofoed reported the railroad crossing permit was strickly under the track and did not include over the track access as requested. Sumsion Construction received a right-of-way to reroute the access to the lagoon site.

Mr. Kofoed read a letter from Mr. Hill, City County Health Department of Utah County, regarding requirements for abandon sewer systems. Mr. Kofoed read a response letter to be sent to the County. Hortt moved to approve the response letter, Paul seconded, passed 4-0.

Report form the Fire Department: Fire Chief Shane Bott reported they had requested Standard Operating Procedure manuals from the State and the will also review the Police Code of Conduct. The Santaquin Department hosted the Chiefs Meeting at the Fire Station and it was a success. Tom Wroe, County Fire Marshal, expressed a need for another pumper truck in Santaquin. He will write letters of support in their behalf. Elk Ridge is looking at 1977 pumpers from California. The trucks are very used and he felt they should by new rather than used. The open burn window will be from April 16th thru May 15th. Chief Bott discussed their updated ordinance and agreed to follow up on it. He reported a HazMat class April 26th & 27th in the Senior Center. Goshen and Genola E.M.T.s and Police Department will be invited to the class. A \$15 per person fee will be charged. The Fire Department and E.M.T.s will share the cost of a new lock on their meeting room door.

Report from the Ambulance Association: Bonnie Craig, President, reported the Association had received their new computer at a cost of \$2,165. A State matching grant will pay half of the cost. Paul Patrick, with the State Association, will send the needed software. A new desk was purchased from funds earned through the Association. E.M.T. week will be May 15th thru May 21st. Activities are planned thru the week plus they will host an open house Saturday the 21st. An Eagle Scout Project will coordinate a blood drive during this week. They have had 36 calls to date this year. The report will be given at the end of the quarter. Seven new first responders will join their team and this will require a budget increase. Council thanked Chief Bott and Mrs. Craig for the "Good Job" being done in their organizations.

Report on Santaquin Days: Susan Farnsworth, Santaquin Days

Committee Chairperson, reported committees have been appointed and have started preparations for the celebration. There will be a Car Show, Kids Derby and Boxing Matches. The fireworks contract has been signed. Hortt reported he ok'd the rodeo livestock. Susan reported they will expect a donation from the Fire Department for the Mud Digs and the E.M.T.s for their food booth. There will be an Ad Booklet again this year.

Water Service for Royal Apples: Bill Ferguson and Kenyon Farley requested a water service and fire hydrant at their fruit packing business in the County. They stated the water will not be used commercially, only for restrooms and drinking. Hortt read the ordinance regarding requirements for county water service. He stated he was not in favor of county water service if they are located within the Annexation Boundry Declaration and they do not annex. He compared the cost involved for the water line if it is through annexation or just a county service. Mr. Ferguson ask the Council to remember, and if they could not he will remind them, that fruit packing sheds are the biggest single employer in Santaquin and hopefully the City Fathers will continue to support them. He stated they will not annex due to the 6% franchise tax charged by the utility companies. Hortt, Paul and David agreed they would like to see Royal Apples annex. Mr. Ferguson discussed the need for a fire hydrant and the jeopardy a fire would place firemen in. He asked if they bare the cost of the six inch water line what did the City have to lose. Hortt asked if the point of conection was 200 feet off the City line or on the City line. Mayor Broadhead replied on 400 North. Mayor Broadhead further stated the City would bare no cost. They only approve Royal Apples the right to tie into the water system. Hortt moved they do not dis-allow a County resident to connect to Santaquin City's water system as long as they abide by the rules and regulation of the ordinance (including giving two shares of water and installing the 6" pipe line), Paul seconded the motion, David voted "aye", Calvin abstained, motion passed 3-0. Mr. Farley asked if the City wanted install the water line. Mayor Broadhead replied the crew was too busy now. Mayor Broadhead agreed to supply a set of standards when they were ready to install the line.

Water Service for Craig Evans: Mr. Evans ask for water service to a home he wished to build in the County. Hortt stated the same agreement would apply to everyone as applied to Royal Apples. Hortt moved to not disallow Mr. Evans a water connection in the County as long as they abide by the rules and regulations of the ordinance, Paul seconded, passed 4-0. Mr. Evans ask if the City would write a letter stating they refused them water so they could apply for a well permit. Hortt replied no, as they did not deny them water. Hortt ask why they did not follow through on their annexation. Jim DeGraffenried answered because of road surfacing requirements. Annexation and subdivision requirements were discussed. It was the consensus of the Council to consider the Evans' annexation at a Public Hearing on April 5th if the Evans agree to sign a special Improvement District Agreement.

ElRay Davis / Petition for Zone Change: Mr. Davis ask the Council to reconsider rezoning his property located between 400 South and 500 South along Main Street through to 100 North. He stated part of his property is already zoned Commercial and he

would like all to be Commercial which would allow him to extend his Mobile Home Park. He stated the property was land locked and he agreed to put in a road. David stated he was not in favor of more trailer courts but agreed if it complies with the ordinance it would be acceptable. Paul read the Mobile Home Ordinance listing the requirements. Mr. Davis agreed to comply with the ordinance. He stated the extension would increase his court by seventeen units. He also agreed to bring his existing court to code. David stated a court can be nice, it is up to the owner to enforce maintenance. Mr. Davis said he has to comply with State Inspections. Paul suggested a limit on size and age of trailers. Mr. Davis replied he would have strict requirements. Hortt moved they rescind their previous denial for this zone change for ElRay Davis (blocking the possibility to extend his Mobile Park), Paul seconded, passed 4-0. Paul moved to set a Public Hearing April 5th for citizen input on allowing the zone change, Hortt seconded, passed 4-0.

Spring Cleanup: Calvin moved to approve a Spring Cleanup for a week in April, to be set by Dennis Barnes, Maintenance Supervisor. Hortt seconded the motion, motion carried 4-0.

Resolution to Sign Railroad Permit: Mayor Broadhead read resolution 1994-3-3, a resolution authorizing the Mayor to sign an agreement with Union Pacific Railroad allowing three easements for the sewer project along with a \$600 fee for each easement. Hortt moved to approve Resolution 1994-3-3, David seconded, passed 4-0.

Adoption of Police Policies 1,2,3: Hortt moved to approve Police Policies No. 1,2 & 3, Calvin seconded, passed 4-0.

Bills: Hortt moved to approved the warrants in the amount of \$2,399.66, Paul seconded, passed 4-0.

Business Licenses: Hortt moved to approve a business license for Mexico Lindo Restuarant, Kroebers' Repair Service, Ferral's Market, David Smith, Kim Beaver and Alan Steele, Calvin seconded, passed 4-0.

Miscellaneous: Paul reported the County Fair was progressing. Ken Kirkman agreed to be chairman over the taxidermy. They will have fly tying demonstrations. Mayor Broadhead ask if a booth fee would be required. Paul agreed to check this out.

David moved to approve Jason Callaway as a fireman, (pre-approved by the Fire Department), Hortt seconded, passed 4-0.

David reported the E.M.T.s had purchased a computer and it was set up. They now need some training. Council approved an outside telephone line for the computer system.

Hortt moved to approve a sewer connection at a vacant lot at 155 South 300 East for DaLaine Bing, Paul seconded, passed 4-0.

Hortt proposed Santaquin City farm the land at the lagoon site. He discussed bonding and stated the City would be responsible for any damage from the discharge water. David stated he could not remember promising anyone lease of the property and he favored the City farming the land. He ask Council to consider it. Mike

Olson, Payson Chronicle, noted Heber City farms their lagoon property.

Mayor Broadhead reported the telephone system in the building was not working good. It is an old system purchased from Orem City. He stated a seven phone system is needed at a cost of approximately \$200 per phone. Hortt moved authorize Mayor Broadhead to contract a new phone system for not more than \$1500, David seconded, passed 4-0.

Mayor Broadhead reported a full Council will attend the League of Cities Convention in April.


Mayor Broadhead reported CDBG had approved \$53,625 for sewer connection fee assistance for LMI residents. The money is to go into an escrow account at Smith Capital Markets as part of Santaquin's \$280,000 contribution to the sewer project. A payment can not be made into this account for one year. Smith Capital is setting up a special account to receive this money as you are not allowed to earn interest on CDBG funds.

Mayor Broadhead reported one applications was received for summer help. Eldon Greenhalgh offered to run the landfill for \$8 per hour plus any fees he takes in at the landfill. Decision postponed. Hortt suggested the landfill not open on Thursdays thru the summer.

Mike Olson, Payson Chronicle, asked if Payson's Boundry Growth Declaration would effect Santaquin. Mayor Broadhead read a letter from the attorney indicating entities can overlap with their Declarations plus there are other requirements before annexation. Mayor Broadhead stated the Kay McIff, Attorney, would draft a letter to present to Payson City tomorrow.

Adjournment: At 10:30PM Hortt moved to adjourn, Calvin seconded, passed 4-0.

Approved this 5th day of April, 1994.



Mayor Keith Broadhead



Elaine Tasker, Recorder

