

Minutes of a Regular Council Meeting
Held at the City Center
July 6, 1993

The meeting was called to order by Mayor D. Lynn Crook at 7PM. Councilmembers present: David Hathaway, Hortt Carter, and Calvin Wall. Max Holman was excused for work and Keith Broadhead would be late. David led the Pledge of Allegiance.

Citizens present: Janet Hathaway, Lee & Brenda Leifson, Ron Peterzen, Sarah Petersen, & Vern & Pam Stratton.

Approval of the Minutes of June 15, 1993: David moved to approve the Minutes of June 15th, Hortt seconded, passed 3-0.

Report on Deeds to Roadways in Canyon / Ross's to the Pond: Hortt reported that due to annexations deeds were required from the property owners for the road. That Utah County and Summit Creek Irrigation Company would approve this action at their next meeting. Hortt stated most of the property owners had signed the deeds. But the State Power & Water Board had moved and that request was returned. That a new address was found for this office and their request is in the mail.

Attorney Bill Hansen and Councilman Broadhead arrived.

Decision on Ahlin Complaint: Mayor Crook read the attached letter prepared by the Attorney, Bill Hansen. Mr. Ron Petersen, complainant, agreed to the stipulations provided in this letter for the operation of Eddie Ahlin's home industry business. Hortt moved to accept the recommendations of Mr. Hansen and to notify Mr. Ahlin and his neighbors of the decision, Calvin seconded, passed 4-0.

Update on Sewer Project: Mayor Crook reported Don & Bonnie Kay, Delreese Kay and Dan Kay had signed the options, each with an addendum, for the purchase of their properties for the sewer lagoons. That one acre of Don Kay's property was deeded to Andrew Goudy and an agreement would guarantee Mr. Goudy good culinary water.

Vern Stratton, property owner North of town, ask the status of the sewer system. Mayor Crook reviewed the sewer project and brought Mr. Stratton up to date. Mr. Stratton stated an easement was needed through his property and he had never been contacted. Mayor Crook apologized and explained they had been trying to contact Wilbur Shaw as County records showed Mr. Shaw the owner of the property in question. That they just learned Mr. Stratton was the property owner and intended to contact him. Mr. Stratton indicated there may be a problem obtaining an easement through his property as he was in favor of the North site location for the sewer lagoons. Mayor Crook stated there was a workshop Saturday morning with the Attorneys, Engineers, State Agencies and Council and invited Mr. Stratton to attend.

Mayor Crook reported that the Attorney, Kay McIff, had advised him that the easement was ready for the DeVerl Peterson property and may be signed today.

Mayor Crook reported Randon Wilson, attorney for the fruit

growers, estimated the value of the fruit growers easements to be \$29,200. That the fruit growers had pledged \$21,780 and Reed Rowley made the largest contribution.

Clay & Kathy Jensen, Mr. & Mrs. LaVon Ross and the owner of the new Mexican Restaurant arrived. Mr. Petersen and Sarah Petersen were excused.

Keith reported the Baby Contest, Little Miss and Jr. Miss Contest would be held August 3rd, the same night as Council meeting. Council agreed to hold Council meeting the 10th and 24th of August.

Keith was excused to attend a meeting with C.U.P..

Neighborhood Watch: Sergeant Clay Jensen presented his Neighborhood Watch proposal. He stated the scouts would deliver information to every house in Santaquin. That this program in other cities had reduced the crime rate by 30%. After discussion, David moved to adopt the Neighborhood Watch Program and it would be supported through donations and the Police Department budget, Hortt seconded, passed 3-0. Mayor stated this was a good project and had his support.

Report on Fire Chiefs Meeting: David reported on zone changes in the fire districts and new procedure, enacted by Utah County, to fight County fires. Mayor Crook reported the Mayors of cities South of Provo will meet in the fall to discuss budgets and fire fund allotments. It was stated the small cities are not happy with the new policy which has been enacted. That local firemen have been trained to fight brush fires and brush trucks have been purchased.

Mayor Crook reported he had a discussion with Dennis, Public Works Superintendent, regarding the use of the shop and all equipment. That everyone needs to get Dennis's permission for after hours use.

Hortt discussed building permit complaints. After discussion, Council agreed an Officer issue warnings and give the offender one week to comply with the ordinance.

Hortt discussed the building permit for the Baum home, the "Red Tag" problem and complaints regarding the Building Inspector. Hortt stated there was a meeting the next morning with the Baum family to resolve the problem.

Business License: Hortt stated the owner of the new Mexican Restaurant had been in attendance but left without leaving his license application. Action postponed.

Designate Marvin J. Wilson Environmental Certifying Officer for CDBG Contract: Hortt reported Marvin J. Wilson was an employee of Sunrise Engineering Inc.. That he had access to information needed to comply with the CDBG Contract Environmental Study as Sunrise Engineers had completed this study for the water project. Hortt moved to designate Marvin J. Wilson as Environmental Certifying Officer for the CDBG Contract for 1993-94, David seconded, passed 3-0.

Bills: Hortt moved to approve the bills in the amount of \$76,632.09 and with the addition of \$1,000 to Don & Bonnie Kay and \$1,000 to Dan & Delreese Kay as per their option agreement, David seconded, passed 3-0.

Miscellaneous: Council approved a support agreement with Caselle Software for \$200 per month.

Council approved the Blackhawk Encampment at the park for the last week in June 1994.

Mayor Crook reported on debris blowing from the landfill on windy days. It was agreed the landfill be covered as used on windy days. Mayor Crook reported the Third Ward would be picking up the debris as a community project.

Calvin reported a fire hydrant had been requested for Royal Apple storage building. Mayor Crook suggested he discuss this with Keith.

Andrew Goudy arrived.

Calvin discussed the landfill closing and the options. Mayor Crook suggested he start working on a plan to dispose of limbs, yard trimmings, appliances and etc. Elaine reported the recorder for Goshen City wanted Santaquin City to know Goshen was anxious for Santaquin to contract with their new garbage compactor.

Andrew Goudy, resident near lagoon site option West of town, reported he recieved one acre of land from Don Kay and it was fenced off. He suggested it be put in writing that he receive culinary water from the City should the City locate the sewer lagoons West of town. Mayor Crook agreed.

David reported the ambulance service had four calls in Santaquin Canyon in two days. That there was a shortage of firemen at the rollover at Trumboldt and an E.M.T. drove a fire truck to the mouth of the canyon to block traffic. David ask for Council direction should this occasion re-occur. After discussion, Council agreed an emergency situation would dictate action to be taken. That driving a small fire truck was no different than driving the ambulance.

Adjournment: At 9:15PM Hortt moved to adjourn, Calvin seconded, passed 3-0.

Approved this 20th day of July, 1993.


D. Lynn Crook, Mayor


Elaine Tasker, Recorder

WILFORD N. HANSEN, JR.
Attorney
A Professional Corporation
Mountain View East Professional Plaza
1172 East Highway 6, Suite 7
Post Office Box 67
Payson, Utah 84651-0067
Telephone: (801) 465-9288
Facsimile: (801) 465-4884

July 6, 1993

Santaquin City Council
Santaquin, Utah 84655

Re: Recommendations regarding Edwin T. Ahlin home industry

Dear City Council:

This letter is provided to you pursuant to your request for a written opinion regarding the Edwin T. Ahlin home industry. I attended the public hearing on June 24, 1993, and have visited the premises in question. I also reviewed the zoning ordinances for home industries and find them to be adequate to resolve the present controversy.

It is my recommendation that Mr. Ahlin comply with requirement of storing all of the equipment, materials and products used in the business either within one of the production buildings on the premises or the storage facility north of the buildings. I would recommend that his work be performed within the buildings with the doors closed to reduce noise. This may require installation of air conditioning or insulation in at least one of the production buildings.

Mr. Ahlin should be commended for obtaining a paint booth and reducing the obnoxious painting odors and fumes. It is evident that his farming operation was at the location before any of the neighbors' homes and that some noise from repair of machinery and from moving equipment should be expected in the neighborhood.

However, Mr. Ahlin should be aware that his industry is limited to two workers beyond the members of his immediate family residing on the property and that the number of commercial vehicles is limited to one delivery truck.

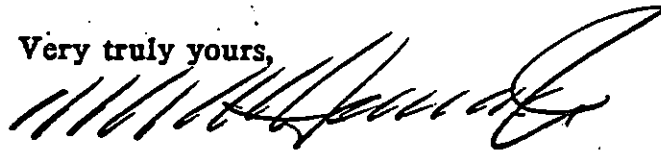
It should be noted that one of Mr. Ahlin's neighbors contacted me following the public hearing to express that they wished Mr. Ahlin success in his business and that they did not necessarily want to see his business shut down altogether.

I believe that despite the feelings which were expressed at the public hearing, Mr. Ahlin can eliminate a lot of his neighbors' concerns by adhering more closely to the ordinance. The few changes suggested will allow him to continue operations with minimal disturbance to the neighborhood.

page 2
Santaquin City
Edwin T. Ahlin home industry

I will be happy to respond to further questions.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Wilford N. Hansen, Jr.", written in a cursive style.

Wilford N. Hansen, Jr.
Attorney

BH/es
enclosures