

MINUTES OF A REGULAR COUNCIL MEETING  
HELD AT THE CITY CENTER  
JANUARY 7, 1991

The meeting was called to order by Mayor Lynn Crook at 6:30 PM. Councilmembers present: Keith Broadhead and Gerald Fowkes. Newly elected Councilmembers present: Max Holman and Hortht Carter. Councilman elect, David Hathaway arrived at 6:45 PM.

Citizens present: Mike Olson, Suzann Carter, Norma Holman, Chief Allen, Kim Broadhead, Leon & Betty Wall, Ann Wall, Janet Hathaway, Ned Deuel, Harriet Hallett, JoAnn Candalaria and her friend (did not get his name).

Santaquin City Judge, Ned Deuel gave the Oath of Office to David Hathaway, Hortht Carter and Max Holman.

Ned Deuel, Leon Wall and Betty Wall were excused.

Borrowing Money for Sewer: As Attorney Ken Chamberlain and his son Richard had traveled from Richfield, Mayor Crook suggested addressing this issue first. Mayor Crook reviewed the bids, for interim financing for the sewer project, from First Security Bank and Zions Bank. Ken Chamberlain explained the Banks responsibility on such a loan. He further stated he would write an opinion - "The Bond was Legal". Richard Chamberlain explained the bid costs.

Mr. Chamberlain discussed a sewer ordinance, rate resolution and the enforcement of local ordinances. He stated everyone must connect to the sewer in order to receive promised funding. He further stated the City has the power to force hookups.

Mr. Chamberlain reported he had examined the letter of protest from the farmers regarding the sewer lagoon site. He stated he had contacted the farmers attorney, Bill Thurman, and a meeting of all concerned was suggested. Council approved and Mr. Chamberlain agreed to represent Santaquin and set up this meeting.

Keith made the motion to accept Smith Capitol Markets', Zions Bank, conditions for interim financing for the sewer project, Max seconded, passed 5-0.

Approval of Minutes for December 17, 1991: Keith made the motion to approve the minutes as corrected, Max seconded, motion passed 5-0.

Council Assignments: Mayor Crook made the following assignments for the new council:

Gerald - Streets, Landfill, Rentals and Equipment.

Max - Parks, Cemetery, City Center Building, Trailer Parks and

Rodeo.

Keith - Water, Sewer, Co-Chairman of Planning & Zoning and Cherry Days.

Hortt - Library, Business Licenses, Museum, Building Inspector, Planning & Zoning, U-VEDA, Recreation and Canyons.

David - Fire Department, EMTs, Crossing Guard, Co-Chair Cherry Days, Flood Control, Gun Club and Animal Control.

Mayor Crook - Police Department, Senior Citizens, and Budget.

Ex-Councilwoman, Marilyn Clayson agreed to complete the Donor Board at Trumboldt and remain on the Utah Economic Development Committee.

Keith agreed to be over the Gun Club until the zoning changes with the County are finalized.

Hortt agreed to determine correct addresses on the Santaquin City Map.

Councilman over the office and animal control procedures to be determined at later date.

Mayor Crook reported Max had been elected by the Water Board to represent Santaquin City and vote on behalf of the City Shares.

Correct Addresses for Mail Delivery: Mayor Crook reported there were several addresses throughout town that were not correct. He said part of this was due to corner homes remodeling and changing their front door. Hortt agreed to determine correct addresses on the city map.

Mayor Crook reported some citizens were preferring "Neighborhood Boxes" on their applications, to the Postal Service, for mail delivery. The City had reported to the Postal Service the citizens preferred Federal Rural Delivery. A final decision will be made after all applications are received.

Janitor Service for City Center and Building Inspector: Mayor Crook reported the Council had interviewed applicants for custodian of City Center and building inspector. He said it was the consensus of the council to appoint John Deuel as custodian and Lee Leifson as building inspector. Gerald made the motion to appoint John Deuel custodian and Lee Leifson as building inspector, Max seconded, motion passed 5-0.

Report on Tank Site: Keith reported Wildlife Resources wants \$400 a year to rent one acre for tank site. He stated due to this and other problems, the Engineers were designing the project for site #4, which is on private property. Keith stated letters had been sent to property owners stating the city wished to buy

their ground. Keith also stated there may not be an easement fee for the water line as the line had been in existence for eighty years. Wildlife Resources wants \$1300 for this easement.

Mayor Crook reviewed letters sent to Eldon Money and Bill Wright. He said both had been helpful with this problem.

Hortt introduced John Dudley, maker of sand blasted signs. Mr. Dudley described signs and prices for signs to be placed at city entrances identify the city. Council said they would consider this and there was a sign committee on the Economic Development Committee which Hortt was a member.

Report on Well: Keith reported the well casing had bent, the drillers had to start over and they were down 250 feet. Keith stated this change order would cost about \$2,500. Council agreed Sunrise Engineers should explain this change order before it was paid. Keith further stated Weber Drilling had requested an extension of time and suggested decision be postponed two weeks.

Decision on Ercanbrack Water: Keith explained that a past Council had given Morris Ercanbrack permission to run water from Randall Ercanbrack's home in the city to his packing shed in the county as he promised to annex the packing shed. As this annexation never occurred, Attorney Bill Hansen sent Morris Ercanbrack notice a meter would be placed to monitor the water he used in the county. Keith read the attached letter from Mr. Ercanbrack's attorney and made the motion to approve the letter to resolve this problem, Max seconded, motion passed 5-0.

Business Licenses: Hortt made the motion to approval license renewals for: George Finch, Bonnie Hall, Jim Gause, Douglas Robock, Linda Gee, Greg Fowkes, Kenneth Kroeber, Jesse Smith, Wasatch Bank, Fred Holladay, Edwin Ahlin, LaVon Sparks, Kathle Tischner, Maureen Clements, Joe Pust, Sherman Jones, Forrest Smith, Mac Steele, Edwin Westover, Richard Greenhalgh, Patricia Openshaw, Val Broadhead, Dorine Wall, Carolyn Kester, Richard Stephens, ElRay Davis, Robert Mecham, Kathy Williams, Rees Nelson, Rees & Fern Nelson and Neils Wright. Included in the motion were new licenses for Jack Stickney (computer sales) and JoAnn Candaleria (power cleaning). Max seconded, motion passed 5-0.

CDBG Survey: Max reported he had not received a good return on the survey. He said he had promises for more help and would complete the survey as required for a CDBG Application.

Bills: Max made the motion to approve the bills in the amount of \$27,865.70, Keith seconded, motion passed 5-0.

Miscellaneous: Mayor Crook reported Oldhams questioned if they would be required to curb and gutter if they sold a lot. He stated Oldham's had sold lots years ago and need to know if the Subdivision Ordinance would apply to them. Keith agreed to

discuss this with Planning & Zoning.

Mayor Crook discussed the Utah Lake Improvement Study and stated there would be public meetings held throughout the county and one was scheduled for Santaquin in February.

Max stated requests to rent the park had been received. He said we would schedule these requests and try to work around the sprinkling schedule. Max further stated the rent rate would remain the same but the Blackhawk Encampment would pay more.

Keith asked if Max would like two sewer dumps at the park. Max and Council agreed this would be good.

David reported training had been set up for an intermediate class with the EMTs. He stated \$1,040 was available in grant money for the class, Council approved.

David reported the alternator had gone out on the new ambulance and the ambulance was being repaired.

Keith reported the City owned property in the County which was being used by the gun club. After making improvements the Gun Club learned they could not shoot in this county zone. In a meeting with the County January 6th ~~the Gun Club received~~ *Gov. amended* ~~permission to operate their club.~~ Another meeting is scheduled with the County Planning & Zoning *& finalize.*

Council discussed the problems with kids coming from school and not giving cars the right-of-way. Chief Allen said they would do extra patrol.

Gerald reported there were trailers on the streets interfering with snow removal. Chief Allan asked for an ordinance to allow enforcement to remove vehicles for snow removal.

Chief Allan asked if he had any authority to call out the road crew in the middle of the night when he judged the roads BAD. Gerald stated the Police Department had this authority.

Chief Allan stated officers had requested a portable breath tester to use in the field. It was agreed this could be purchased with the Alcohol Funds.

Adjournment: At 9:15PM Max made the motion to adjourn, Keith seconded, motion passed 5-0.

Approved this 21st day of January.

D Lynn Crook  
Mayor D. Lynn Crook

Elaine Tasker  
Elaine Tasker, Recorder

*Ordinance to allow Gun Club*

## LAW OFFICES

## IVIE AND YOUNG

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December 26, 1991

DALLAS H. YOUNG (1962-1971)  
RAY HARDING IVIE (1921-1990)

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DALLAS H. YOUNG, JR.  
BRENT D. YOUNG  
JERRY L. REYNOLDS  
RAY PHILLIPS IVIE\*  
SHERMAN C. YOUNG\*  
JEFFERY C. PEATROSS

\* ALSO ADMITTED IN NEVADA  
\* ALSO ADMITTED IN COLORADO

Bill Hansen, Esq.  
Santaquin City Attorney  
1172 East U. S. Highway 6  
Payson, UT 84651

Dear Mr. Hansen:

Your letter of December 9, 1991 to Randall Ercanbrack has been referred to this office. It appears to Mr. Ercanbrack that a sensible solution to this problem would be for all of the water which goes through the present meter to be billed as if it were delivered to a county resident. The Randall Ercanbrack residence would pay for the water used there at double the regular city rate. If you are agreeable to such an arrangement if you will arrange for all the water that goes through the meter to be billed at double the regular city rate then my client will regard the matter as having been resolved. I'd appreciate hearing from you as to your response to this suggestion.

Very truly yours,

*Dallas H. Young*  
DALLAS H. YOUNG

DHY:mn

cc: Randall Ercanbrack