

MINUTES OF A REGULAR CITY COUNCIL  
MEETING HELD IN THE SENIOR CITIZENS  
HALL, AUGUST 4, 1987

Meeting was called to order by Sherman Jones, Mayor Pro Tem at 7:00 P.M. Present were Councilmen Joe Pust, Art Adcock, Lamar Openshaw, Clara Goudy and Sherman Jones. Mayor Kevin Steadman entered the meeting at 7:55 P.M. Also present was Charles Greenland, new city recorder and minutes were recorded by Ramona Rosenlund.

Pledge of Allegiance to the Flag was lead by Mr. Pust and the invocation was by Mr. Adcock.

Mr. Jones said that for the last hour, they had been in a meeting working on the budget and they have finally gotten it balanced and it is now being printed on the computer. As soon as it is finished, it will be brought here. While waiting they will go on with other business on the agenda. He said the city has hired a new recorder and Mr. Greenland was introduced.

Minutes of meeting held on July 15, 1987 : These minutes were reviewed by the council and Mrs. Goudy made a motion to approve them with corrections in spelling as pointed out. Mr. Openshaw seconded the motion, which passed unanimously.

Bills to be Paid: There was a short discussion of whether it would best for Mr. Greenland to attend the League of Cities convention this month or wait for the one in the spring. It was felt that the one in the spring is more pertinent for recorders. Mr. Greenland said he would like to learn what he can as soon as possible, but it was up to the council. It was decided to send him and approve the registration fee and motel room. Mr. Adcock made a motion they approve the bills. Mr. Pust seconded the motion, which passed unanimously.

Farrel Craig: Mr. Craig did not come to the meeting.

Council Business: Mr. Adcock passed out copies of a suggested pay scale for the city employees and explained how it worked out by grade and salary. He said the ad in the paper for a police officer is in today. He also said he had positive feedback on the city celebration, especially for the Arts Council. Mr. Jones said letters of appreciation or something should be sent out.

Mr. Pust introduced David Strong and David said he would like to repair the drinking fountain at the ball park as an Eagle Scout project. He passed out a paper showing what he proposed to do which is to make a cement pad, use the existing pipe and put in a new fountain with steps for the little kids and at no cost to the city. Mr. Jones asked if it could be shut off in the winter and Mr. Joe Ray Davis said it is already so it can be shut off. Mr. Adcock made a motion they accept Mr. Strong's proposal and commend him for his initiative. Mr. Pust seconded the motion, which passed unanimously. Mr. Jones said if there is anything the city can help with, such as equipment, to let them know.

1987-88 Budget : Mr. Jones explained they had retained Mr. Sam Sellers to help with the budget which he has done for the last day or two. The auditor has also helped some and they now feel it is balanced and without any tax increase. Mr. Sellers said the total revenue is \$445,000.00 which they had to work with so they had to cut down things in order to meet that. The Animal

Control officer has three more weeks and she will then no longer work for the city. One man was cut off the city crew, the landfill attendant was cut from three days to two, all benefits for part-time employees were dropped. He explained that when the North-east quarter of town had the water lines updated, a grant of \$150,000.00 was given to Santaquin City general fund. The general fund loaned that money to the water fund in order to come up with enough revenues to do the grant. The interest in the amount of about \$15,000.00 has not been collected since the time of that grant until this budget and that helps to balance it as well.

Mr. Adcock explained the notice from the county everyone had received, saying that there were three columns, the first one showing taxes as they were last year, the second column showing how they will be this year and the third showing how they would have been if taxes had been increased. The middle column in the one that will have to be paid. That figure is higher than last years but that is because of something the county or state did, not Santaquin City. Mr. Sellers explained this amount was levied by the state tax commission to pay the county for the cost of levying and collecting taxes.

Mr. Jones said nearly everyone at the meeting that was held on the proposed budget in the school was opposed to a tax increase. They have balanced the budget without raising taxes.

The meeting recessed at 7:26 P.M. for the public to look at the budget. The meeting re-opened at 7:35 P.M.

Mr. Jones brought the meeting back to order and invited anyone who had a question or comment to come up to the microphone so they could be heard and to state their name. Mrs. LaRue Jensen asked how long before the new updated water line would be paid off. Mr. Sellers said it was a fifteen year revenue bond and there is ten years remaining.

Mr. Jones made a report on the law suit with Genola. A year ago Genola asked that the case be dismissed in Third District Court where it was filed. There was a hearing with the judge about three weeks ago, (which took seven months to get) and the hearing was real favorable to allow it to go to court rather than dismiss it. Genola's attorney kept saying we cannot change that \$30.00 per year and the judge asked why not. The final answer has not been received from the Judge as yet, but it looks favorable for our side. Genola's attorney kept saying Santaquin was trying to take their water right away from them but all we are trying to do is get a fair share for delivering the water to Genola. They have a subscribe water right to the water which cannot be taken away from them but they should pay a fair share for maintaining everything. The \$30.00 was set back in 1933 and should have been raised just as everything else has raised. This is what the city is looking for and if the court finds in our favor, the water bill rates may go down. Mr. Jones said that last winter the water used by Genola was more than the whole city of Santaquin used so we were chlorinating more water for them than for Santaquin during the winter months. During the summer months, we must run the well and we are very glad we have the well as there is not enough from the springs to keep the headhouse full. Mr. Jones said they are looking forward to having a dual system some day, with water for grounds use that won't have to be chlorinated, just that which is for culinary use.

Mr. Jones said we have 60 year old lines in town and are losing a lot of water through the old leaky lead joints and lines. Before updating the north-east

section of town a few years ago we were losing about 1/3 the water. We now don't have to run the well as much in the summer, so it helped. He said that the engineer suggested they put pressure valves in when the rest of the lines in town are updated but not until then.

Mr. Adcock explained that the water department must take care of itself and cannot be subsidized by any other department.

1987-88 Budget : Mr. Adcock made a motion that the budget be accepted. Mr. Openshaw seconded the motion which passed unanimously.

Status of the Rainbow Bar: Mr. Adcock asked about this as essentially they are operating without a license. They need to conform with the requirements of applying for one or we need to remind them that they need to get a license or not do business anymore. They applied for a license but did not meet the requirements, as they did not post the bond. Mr. Jones said he would be talking with Richard Johnson this week and he would ask about this. Mr. Adcock said from their standpoint, why should they bother with a license as they are already doing business. Mr. Jones asked Mrs. Goudy to check out the ordinance to see who needed a bond, as this is her department. Mr. Sellers suggested they change the ordinance and dispense with the \$100 bond, as it is more trouble than it is worth. Mr. Jones said they were going to look at making some changes in this ordinance so they should consider this at that time. He also asked that this be put on the agenda for the next council meeting.

Update on Lloyd Nelson court case: Mr. Jones said this was to go to court soon and he will report on this when it happens. He said Mr. Nelson wanted to settle this out of court but he did not want to back down at all, so they were not able to do anything.

Possibility of moving city hall to old school: Mr. Jones said he would like to get the council's approval to go to the architect and get estimates of what it would cost to put restrooms in the auditorium at the old school and what it would take to move the city offices there. Mrs. Goudy asked if this would mean the library also and Mr. Jones said they could leave it in the present city hall building. He wants to get a rough figure as to the cost and will then bring it back to the council.

Mr. Adcock asked if they could at the same time see if the administration fee for the grant could be taken out of the amount of the grant money. Mr. Jones said he would also talk to him about that. Mr. Pust asked if the architect would charge for this information and Mr. Jones said he did not think there would be a charge, as he would make his money when they do the building.

Mr. Jones said he felt they should leave the upstairs as it is, put restrooms on the east end where they are not but make them into both mens and ladies. Also put a restroom in the office area for the employee. The only other thing to be considered is if they want to move the police department over there, although he does not know where they would be put. Mr. Adcock said that unless someone else could see a need to move them, they were alright where they are. The exposure of the police department is right on Main Street, which is good. Mr. Pust said then they would have to maintain both buildings. Mr. Jones said the rooms in the school will be heated individually so they can be heated only when needed.

Utah Power & Light Company - New Manager: Mr. Kimball Rasmussen was

introduced as the new manager of Utah Power & Light Company and is taking the place of LaDue Scovill, who has retired.

Keys to old school: Mr. Jones reported that the night of the play in the old school, as he went by the west side of the building, he noticed a light on and heard voices coming from the place where they used to get into the basement. The metal was pulled off from it. He immediately got the police and they went in one way and him the other way to catch whoever was there. They caught them and it was people from Nebo School District taking the asbestos off all the pipes. They said they had permission from the city. Everyone was embarrassed.

Mrs. Goudy asked if they got in with a key and Mr. Jones said no, they had taken off the metal as Brad Peterson had the only key and had opened the auditorium for the play. Mrs. Goudy said there are three keys to the school, where are the other two? No one seemed to know. Mr. Jones said he was surprised they are starting this work as they have not yet been told to tear it down. Mrs. Rosenlund said that federal law mandates that all asbestos be removed and this is all they are doing at this time. The men doing the work came to the office for permission to get in the building and she turned them over to Joe Davis. They will be working late at night for several nights and will need a way to get in so this will have to be arranged. Mr. Davis said he will unlock for them and they can lock the padlock behind them when they finish.

Justice of Peace Jay O. Peterson: Mr. Peterson said the council looks at him as a part-time employee and so are cutting his benefits out. He disagrees with this, he may get part-time pay but he is a full time employee as he is on call 24 hours a day 7 days a week. He is called Sundays, nights, or any other time. If the police officer has trouble, they get him out of bed at 2 or 3 o'clock in the morning. He said he has invested 22 years in Santaquin City and feels he has done a good job. He has not had too many complaints from any mayor or any councilman over these years. The one benefit he has with the city is insurance and now they see fit to take this away from him which he feels badly about.

Mr. Peterson said he had forfeited the raises he was supposed to get and turned it over to go toward the insurance rather than take the money so the insurance is not entirely contributed to him by the city and he still has some deducted from his check for insurance now. Mr. Pust said it is not a matter of the city taking his benefits just because they feel like it, it is because of the financial situation of the city and he asked if Mr. Peterson felt he was more entitled to insurance than others who have had it taken away? Mr. Peterson said he felt he had donated his part to the insurance cost and the rest of them had not. Mr. Pust said he felt Mr. Peterson's salary was just compensation. Mr. Peterson said he was probably the lowest paid J.O.P. The court administrator recommended the J.O.P. salary be around \$12,000 per year. He said he wondered if \$225 per month was just compensation for the hours he puts in. Every year when he has to go the seminars, he has to take two days off from his work at Valley Asphalt to attend and loses this pay.

Mr. Adcock asked if there was any way they could legally give him benefits and not give it to another employee? Mr. Jones said they need to determine what is part time and what is full time. Mr. Adcock said they thought he was classed as part time and so was treated the same as the other part time people, if that is in error then it needs to be corrected but he does not know how they make this

determination.

Mrs. Goudy asked if he worked forty hours a week and Mr. Peterson said he had never run into this problem before and so did not keep track of the time he put in, he just does the job as required and none of the other employees gave up raises so as to have benefits. Mrs. Goudy said yes, all of them did, but some of them have not had the long track record he has. She said the auditor suggested they be given the opportunity to reinstate the health insurance by paying for it themselves, which would be like a cut in pay. Mr. Peterson asked if he paid the amount the city is now paying for his insurance could he still be on it? Mr. Sellers said the city is paying \$200 per family for the insurance. Mr. Peterson said the city can give back to him his wages he forfeited and he will pay for the insurance himself. Mr. Steadman asked what he would guess was the percentage of wages he had forfeited over the years and Mr. Peterson said he did not have any idea. The mayor asked if it could be verified that this indeed was what happened. Mr. Jones and Mr. Openshaw said they could remember this happening. Mr. Sellers said all full time employees gave up increases in order to have insurance. This was about 5 or 6 years ago.

Mr. Pust suggested they give Mr. Peterson a raise and then he can pay for his own insurance, if they determine he is worth more than they are paying him. Judge Peterson said he thinks his case load is as large as any and Payson city pays their J.O.P. from \$10,000 to \$12,000 per year. Mr. Openshaw said he wished there was some way they could give him a raise and let him pay his own insurance. Mr. Adcock said he had two problems with that: 1: It is not a budgeted item and 2: How do they justify that with the other employees. Mr. Pust asked how they could give him a raise if it was not a budgeted item. Mr. Jones and Mrs. Goudy said they would be over-spent and could open the budget later and then balance it. Mr. Adcock said it was not sound fiscal policy to over-spend the budget. Mr. Jones said with just that much money, it is no problem. Mr. Adcock said he will not vote for it as it is not budgeted.

Mr. Steadman said he felt the council should study this to see if they could determine how many hours he does work and how much he should have been paid in salary over the years and then possibly find an avenue they could approach in order to help the judge out that is not discriminatory. Mr. Adcock asked if they wanted to explore a job description that would possibly make him a full time employee. Mr. Steadman asked if his wife is insured where she works and Mr. Peterson said no insurance would touch her as she has had a bout with cancer.

Mr. Steadman said likely this would have to be resolved before the end of the month as that is when Pro-Benefit has been notified that his insurance will be terminated. Because he is not being terminated from his job, it may make a difference. Mr. Greenland was asked to check with Pro-Benefit to find out about this.

Mr. Jones made a motion that they reinstate the judges insurance for one more month and between now and then they re-evaluate his hours and re-evaluate to see if they can give him a raise in the future. Mrs. Goudy said they voted that there were to be no raises this year so they must specify it is a raise that was not given to him in the past that he was entitled to, otherwise it is going to be a raise for only one person and so we will have to give others a raise who have it coming. Mr. Jones said he did not see any thing wrong with it if there is an employee who they determine needs to have a raise and they give it to him why they need to give it to everybody. Any employee can come in

and ask that his wages be reviewed and that is what we are doing here.

After further discussion, Mr. Jones withdrew his motion and Mrs. Goudy made a motion that they make sure that his policy is not terminated and that they study a way of giving the judge a raise that he should have had in years past and that he pay for his own insurance through payroll deduction. Mr. Openshaw seconded this motion. Voting was unanimous in favor of the motion.

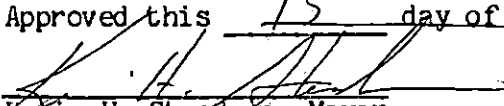
Discussion of Rodeo: Mrs. Rosenlund presented the figures given her by Mr. Farrell Craig and it looks as if the proceeds did not pay for the bills. The city paid over \$500 above the receipts. Mr. Adcock said he did not know if the city could afford to subsidize a two day activity for a special interest group of the community at \$600 a whack. Mr. Pust said this is something they should take into consideration before next year.

Mrs. Rosenlund reported that Mrs. Jarvis, Director of the Senior Citizens brought in a list of the people on their payroll and the amount they are to be paid starting September 1st. It looks like it is more than was budgeted as it is more than they were paid last year. Mrs. Goudy said someone would have to tell them they were not getting a raise.

Mr. Pust made a motion that this meeting be adjourned. Motion was seconded by Mrs. Goudy. Motion passed unanimously.

Meeting adjourned at 8:55 P. M.

Approved this 15 day of Sept, 1987.

  
Kevin H. Steadman, Mayor

ATTEST:   
City Recorder