

Minutes of a regular Santaquin City Council meeting held on Wednesday, November 17, 1982, at City Hall. Mayor Sandra Armstrong presided at the meeting with the following Councilmen present: Grant Pay, Lamar Openshaw, Sherman Jones and Dan Olson. Councilman Walter Callaway was excused. Recorder Sam Sellers recorded the meeting. The meeting was posted and advertised as required by law.

Mayor Armstrong called the meeting to order at 7:00 P.M. Mr. Sellers offered the invocation and led the pledge of allegiance.

Prior minutes. The minutes of November 3, 1982, were reviewed by the Council. Changes were recommended as contained on the original copy. Councilman Pay moved that the minutes be approved as changed and Councilman Openshaw seconded. The motion passed unanimously.

Small Claims Court Fees. Mr. Sellers read through the Resolution concerning the court costs. He said that the fees are set by law and felt that the Council ought to have a resolution on the books accepting this and setting the fees. Mayor Armstrong asked about the service fee. Mr. Sellers said that anyone of age could serve a notice and this service charge is included if the individual wants the court to serve the paper. Councilman Olson moved that this resolution, No. 1982-12, be accepted by the Council and Councilman Pay seconded. The motion passed unanimously.

Updating Building Codes. Mr. Sellers explained that the resolution would update the code books which the Building Inspector uses to inspect homes, etc. The Council decided to hold off action concerning this resolution until Councilman Olson can review the books.

Senior Citizen contract with MAG. The Council decided to place this on the next meeting as well as Councilman Callaway was not present.

COUNCIL BUSINESS:

1. Annual vacations for office staff. Mayor Armstrong reminded the Council that the Auditor stated that the City needs to give the Office Personnel their annual vacations. She mentioned the possibility of closing the office down rather than she or the Council being trained for the positions. Mr. Sellers said that the Auditor recommended that a member of the governing body be trained for the positions and then work full-time in the position while the staff went on their two week vacation.

Councilman Jones pointed out that the biggest problem would be burials coming up during this time. Councilman Olson said that he felt there would too much bother to close the office down. Mayor Armstrong said that they are not talking of closing the whole City down as the maintenance men get their vacations, she said this would just be the office. Councilman Jones said that they could possibly close the office between Christmas and New Years for one week and then one week in July. He said that he felt the office ought to be kept open during the week in July somehow.

Mayor Armstrong said that she is not in a position to take time off from her work to operate the office and didn't feel like she could ask someone else to do so.

Councilman Openshaw asked about rotating the vacations. Mr. Sellers said that to do both jobs is very difficult and that state law defines the classifications to avoid fraud. Mayor Armstrong asked if one could keep the office open and just do their own job. Mr. Sellers said that the other would fall so far behind that it would a lot of overtime to catch up.

Mr. Sellers said that two years ago he tried to take a two week vacation and had to work three to four hours per day to keep up, which was an imposition. This year he had just taken a few days here and there which doesn't help him to unwind. Mrs. Rosenlund took her vacation and had to work overtime to catch up and was late getting the utility bills out.

Councilman Jones suggested taking the two weeks in the winter. Mayor Armstrong said that she would hate to have her vacation in the winter and felt the staff deserves a week in the summer as well.

Mayor Armstrong asked Mr. Sellers their feelings on this. He said that they would rather have two weeks at a time, but the only way to do this is to train someone. The only other alternative is to split the vacation and have one week in December and another in the summer sometime. Mayor Armstrong asked if they would be willing to do this until they can get someone trained. Mr. Sellers indicated that they would be willing to go along with this temporarily.

Councilman Olson asked how much vacation time they have coming. Mr. Sellers said it was ten days per year.

Mayor Armstrong asked if they should try closing the office down between Christmas and New Years to see if it would work. The Council agreed with this. Mr. Sellers said that they would post this up and leave a list of phone numbers of the Councilmen over the areas to call in case of problems or complaints.

Councilman Olson brought up their vacation leave. Mr. Sellers said that the personnel have the 24th and the 31st off as holidays anyway, so they would probably close the office from the 24th of December through the 3rd of January.

2. Safety Deposit Box. Mr. Sellers said that they need authorization to obtain a safety deposit box at Wasatch Bank. Councilman Jones moved that the City obtain a safety deposit box from Wasatch Bank and Councilman Openshaw seconded. The motion passed unanimously.

3. Judge Peterson on City Insurance. Mr. Sellers stated that, according to State Code, the Judge is a full-time employee as he is on call 24 hours per day. He said that the Judge's wife is being laid off her job, where their insurance benefits come from, and would like to go onto the City insurance until they can get something else. The Council

asked what the premiums would be and Mr. Sellers said he did not know. The Council asked Mr. Sellers to get together the costs of the insurance, the raise that the City just gave the Judge and any other facts that would be relevant.

4. Sexton. Mr. Sellers brought out that fact that the City does not have a legally assigned Sexton. He also said that the person chosen for this appointment would be solely responsible for the decisions made for the Cemetery. Mr. Sellers said that there is confusion now because the staff does not know who to contact for decisions. He said that Ed Neff knows the most about the Cemetery, but is afraid to make any decisions as they have been overridden in the past. The Council decided to wait until Councilman Callaway was present to make this determination.

5. Tolman Christmas Tree. Mr. Sellers said that a Mr. Tolman from Payson had called concerning a large tree he wants taken out of his lot. This was all the information he had. The Council decided that they would take the tree if it does not have to be dug up and if there will not be too much trouble to place it up. Mr. Sellers was asked to contact Mr. Cornwell concerning this.

6. Old School. Mayor Armstrong asked if there would be a possibility of getting a grant to convert this building into a new City Hall. Mayor Armstrong said that there would have to be a new heating plant in the building. Councilman Jones said that the Council met a man there and looked through the building and he said that school had to give this boiler up because of real strict codes they have to follow, but it was still useable. Mr. Sellers stated that he had started the boiler before and it shoots flames sometimes up to 5 to 6 feet and was not very safe at all.

Mayor Armstrong said that they would only use the new part and tear the old part down which houses the boiler, so new heating would have to be explored. Councilman Jones said that he feels the City ought to take a look at the possibilities.

* Mayor Armstrong said that the Council ought to get together with Mr. Hansen or someone from the district and go through the building and get in writing what they will leave and what they will take. Councilman Jones said that he felt everything nailed down should stay. Mr. Sellers said that the City has not received a deed on this property yet.

Mr. Sellers was asked to look into grants as a possibility of renovating this building for use as a City Hall.

Councilman Olson. Councilman Olson said that the Payson Recreation League had complained that Payson City is subsidizing Santaquin residents, as there are many Santaquin people playing in their league. Mayor Armstrong asked what the money the businesses and individuals pay is being used for. Councilman Olson said that apparently this does not pay for the whole thing. Councilman Jones said that he didn't think Councilman Callaway's recreation budget could ~~not~~ stand an additional drain.

Olson Greenhouse Garden annexation proposal. Mr. Don Olson was present to represent Olson Greenhouse Gardens. Mr. Olson said that they didn't feel like they wanted a roadway going down through the middle of the lots and proposed that it come in from the West end instead. He said that there would be large trucks going into the property and this would probably cause too much noise, etc. for the homes. The Council said that they felt this would be a better plan.

Mr. Olson said that he had been told that there needs to be a 100 foot buffer zone between the homes and the business and indicated that they didn't feel this was needed as this was a greenhouse operation with no pollution. Mr. Olson said that they have proposed a 56 foot roadway which would also be the buffer zone. This road would dead end on their proposed Industrial property.

Mayor Armstrong said that she had thought all the plans had been agreed upon when the motion to annex had been made. Mr. Olson said that the City had agreed to annex the 150 foot residential zone and when the third house was built the Olsons would have to place a 56 foot road through the middle of the property and present a plan for the area. Mr. Olson said that the current plan is being presented because the Planning and Zoning Committee had told them they had to have the 100 foot buffer zone for the Industrial Zone. Mr. Olson said they only have 150 feet there now and they wanted to put a greenhouse store in.

Councilman Jones stated that the Olsons are changing the original plan as it had been moved for annexation. Mr. Olson said that they had never presented a plan to the City. He said that the Council had told him that when the third home was placed on the property, they should come back and submit a plan for a small subdivision. Councilman Jones * read the motion made in September, 1981, which said that they would provide the 56 foot roadway running through the middle of this property and was a condition of annexation. Mr. Olson said that they had also * agreed that this road would not have to be put in until he was declared a small subdivider which, he said, was not in the minutes. Councilman Jones said that he was merely reading from the minutes and Mr. Olson said that the whole thing was not put into the minutes. Councilman Jones and Mr. Sellers stated that this was the motion for annexation and was the only thing said in the motion. Mr. Olson said that they are still agreeable to putting the road in, but not in the same place. Councilman Jones said that they needed to begin again as this voided the prior motion.

Mr. Olson said that they have taken ^{had} this before the Planning & Zoning * Committee already and he said they OK'd his proposed plan change. Councilman Jones asked if the Council had a copy of these minutes and Mr. Sellers said that Mrs. Rosenlund had placed them in their boxes. Councilman Jones read the P. & Z.'s recommendation which was that Mr. Olson attempt to get a variance on this buffer zone.

Mayor Armstrong asked about the road to the North of this property and Councilman Olson said this still belongs to Ben Alexander. Mayor Armstrong asked how the City could allow building permits on this road and Councilman Jones said they could not. Mr. Olson asked what the use

of annexing his property was if he couldn't build on it. Councilman Olson said that it would get the City to the point where it could straighten this out. Mr. Olson said that he thought this road was going to be donated to the City and Councilman Olson said it was but this hasn't been done yet. Councilman Olson said that he had contacted Mr. Alexander who stated he is going to let the road go for taxes, which could cause the Olsons problems.

Councilman Jones said that the City could quiet title this road, but the City would also have to stand the bill for it. Mr. Olson said that he would approach Mr. Alexander.

Mr. Olson asked what the Council would do on the annexation. Councilman Olson said that the Council could not give a variance on the buffer zone. He said that this had to be put before the Board of Adjustments, who have this authority. Mr. Sellers said that an application had to be filled out with Mrs. Rosenlund, who is their secretary. The Council felt the plan was OK as is except for the buffer zone.

Mr. Sellers said that the house on the Olson property will have to be turned back over to County rates for utilities. Mr. Olson said that he has turned four shares over to the City and this property is in the City. Councilman Jones said that the annexation process has never been completed and the City would turn two of the four shares back if they wanted them. Councilman Olson said that they should just carry on from this point and asked why things can't carry on as an agreement. Mr. * Sellers said that they would be breaking an ordinance to do so.

Mayor Armstrong. Mayor Armstrong said that Chad Rowley's scouts had really cleaned the grass and clippings out of the grass and shrubs to the East of City hall. She said they needed some extra hours and asked what else they could do. Mr. Sellers stated that the Cemetery flower pots could always use some cleaning.

Mayor Armstrong stated that Chief Knox did not go to the school which the Council had approved. She said another school on civil liabilities came up which he feels is more important. Mr. Sellers played a tape from Lynn Lund the attorney who teaches the course. The tape explained the course. The tape explained that many Cities are setting themselves up for civil rights suits, as they and their attorneys do not understand Federal Statutes. He also mentioned that there have been many cases lost under the Civil Rights Act. Mayor Armstrong said that the cost of this class would be \$230.00. Mr. Sellers said that this would help the City in writing a personnel manual so that they would be clear in all areas as far as civil rights go and, thereby, would benefit all the departments. Councilman Jones moved that Chief Knox be authorized to go to this seminar and that a check be written for the cost. Councilman Olson seconded and the motion passed unanimously.

* Mayor Armstrong said that the float needs to be placed under cover somewhere. Mr. Sellers said that it might could use the garage behind City Hall.

Mayor Armstrong brought up the radio which is in the yellow pick-up.

Councilmen Jones and Openshaw said that if the Fire Department needs this that they should take it. Councilman Olson said that he can't use it yet, so leave it where it is until he needs it.

Councilman Olson. Councilman Olson said that he had met with the firemen and asked them if they would donate their wages for a new brush truck and they would not go along with this. He said that the firemen said they use this money to buy Christmas gifts for their wives. He said that they cited that the Payson firemen get a lot more than they do. Councilman Olson said that the Council needs to approve their wages by the first Council meeting in December. Mr. Sellers said that they need to submit a bill so the Council knows what they are approving. Mr. Sellers said that the City has the money to pay this bill when it comes in.

Councilman Olson discussed the coveralls next. He said he wants something to denote that they are firemen on the back and the word Chief on the front of Jim Peterson's coveralls.

Councilman Olson asked Mr. Sellers if he found out if the brush trucks could be sold. Mr. Sellers said that the trucks belong to the State Forestry Department and could not be sold. They have to be turned back into the Forestry Department. He said that they might have some brush trucks to replace these with and that this should be checked out.

Councilman Pay. Councilman Pay introduced the agreement he has drawn up with Mr. Pili Saluone on the Waste Collection. He said that he is trying to have this taken over on the first of December. Councilman Pay went through the agreement line by line. He mentioned that he felt they ought to keep some control over the landfill attendant and said that he would be willing to pay half the salary for this position. This is so the City can still maintain some control over the landfill. Mr. Saluone will get the salvage rights for this. Councilman Pay said that they had never set an amount for his bringing in outside garbage. Councilman Jones mentioned that it was his opinion that they ought to get this landfill filled up as soon as possible as there will be more homes going into this area. Therefore, the rates should be set low enough to encourage filling this up, yet having enough to purchase another site later. The Council felt this should be about \$5.00 per yard.

Councilman Pay said that the City ought to get rid of the 977 Cat, since they won't have to push the dump. The Council discussed the benefits of getting it running in order to sell it. Some felt it would be worth it and some not. They decided to get a cost estimate, then make the decision on this.

Councilman Pay said that Claude Rowley had talked with him again about trading properties in the area of the dump. Mr. Rowley owns property within the dump area and the City owns property on Mr. Rowley's side of the fence. Councilman Jones cautioned Councilman Pay about moving too fast and he ought to look at this site as he feels there is more property on the Rowley side than there is on the City side. Councilman Olson said he would try and measure this out to get an estimate of the

amounts of property which they are discussing.

Councilman Pay said that he nor the office have heard from Mr. Robert Gardner concerning the City's intention of not renewing their business license if they do not take care of their promises. Councilman Pay read the letter to the Council so they would be aware of it.

Councilman Openshaw. Councilman Openshaw showed the Council a rough estimate of the costs for improving the sidewalk and the roadway on 300 West.

Councilman Openshaw said that the City is at a point where it needs to lay off some employees. He said that the determination of who gets laid off will be made on the individual's performance and work ability. Councilman Jones said that, inasmuch as the employees are temporary, seniority would not have any bearing.

Councilman Openshaw moved that the meeting be extended for 10 minutes and Councilman Olson seconded. The motion passed unanimously.

Councilman Jones. Councilman Jones said that he is working with Cole Engineering on getting 300 West quiet titled, but is having a hard time getting with Richard Johnson.

Councilman Olson. Councilman Olson asked about getting in touch with the County surveyor about the problems with the South City limits. Councilman Jones said that the City will have to resurvey this and come up with the money for this.

Planning & Zoning Committee. Mr. Steve Porter of the P&Z indicated that Mr. Bill VanAusdal has resigned from the committee and the Council needs to find a replacement for him.

Beer license approval. The following beer license was reviewed: Perkin's Palace from July 1, 1982, to December 31, 1982, in the amount of \$180.00. Mr. Sellers said that this has already been paid, but an application was not filled out and, therefore, he had failed to place this before the Council until now. The application also had a request for 1 juke box and 1 pin ball machine renewal for the same period. Councilman Jones moved that this license be approved and Councilman Openshaw seconded. The motion passed unanimously.

Dance permit. The Council reviewed the following dance permit request: Walt's Bar in the amount of \$15.00. Chief Knox stated that the last dance went well with no problems. Councilman Jones moved that this permit be approved and Councilman Openshaw seconded. Councilmen Jones, Openshaw and Olson voted in favor and Councilman Pay voted against the motion. The motion carried.

Senior Citizen's Hall. Mr. Sellers mentioned that the City pays the utility bills for the Hall as well as maintains the Park. He said that City residents do not have to pay for the use of the Park, but do for the Hall and asked if this should be more consistent. He said that this should probably be discussed when Councilman Callaway was present.

as he knows more about this. Mayor Armstrong said that one reason could be that they maintain their own building and this goes to pay for this. Mr. Sellers said that the City has never had to pay for the Hall for its own use.

Councilman Olson moved that the meeting be extended for 10 minutes and Councilman Jones seconded. The motion passed unanimously.

Councilman Olson said that some American Legion people had talked with him. He said that they told him that when they let the City use the Senior Citizen's Hall for this purpose, the City traded some Park property for this use. They are wondering if this property was included in the parcel sold to the School District. He said that this happened when Howard Armstrong was the Mayor. Mr. Sellers said that if they could pinpoint the date a little better, he could possibly find an agreement on this. Mrs. Rosenlund said that the deed to the building shows that it belongs to a Miner's Union in Eureka. Councilman Olson said that this is true, but the Legion used this as their hall until it was turned over to the Senior Citizens.

Current Bills. The following bills were reviewed:

Computer Resources.....	\$ 15.00
Chris Radio:.....	22.75
Don Cole.....	391.00
Mr. Sellers was instructed to hold this bill.	
Davis' Home Center.....	131.56
Mr. Sellers explained that these were old bills. The Council told Mr. Sellers to hold Councilman Callaway's bills, but to pay the rest. Mr. Sellers said that he had checked these bills and they had not been paid.	
Doug's Auto.....	12.86
Ideal Machine.....	35.00
Mr. Sellers was instructed to hold this bill.	
Mountain Bell.....	295.44
Mountain Fuel.....	292.89
Mountainlands.....	946.21
Utah County.....	4.60
Utah Office Supply.....	13.98
Utah Power & Light.....	1,383.52
Banker's Leasing.....	419.10
Earl Andrews.....	43.50
Earl Martin.....	23.65
Water & Wastewater.....	4.20
Uinta National Forest.....	25.00
Pearson Tire.....	85.87
PDM.....	68.82
K-Mart.....	301.74
Santaquin Pharmacy.....	72.18
US Steel.....	144.00
Virgil Coombs.....	123.90
The Council asked Mr. Sellers to hold this bill until he could discuss this with Councilman Callaway.	

Councilman Jones moved that the City pay its bills except the ones they instructed be held. Councilman Pay seconded and the motion passed unanimously.

Chief Knox. Chief Knox read the bids he had received on the handguns. The highest bidder was Cottontree Trading. Councilman Jones moved that the guns be sold to Cottontree Trading and Councilman Olson seconded. The motion passed unanimously.

Councilman Olson. Councilman Olson asked about Mr. Larry Hall. Mayor Armstrong said that he is going to sue the City within 10 days if the City has not taken care of the problem with Mr. George Finch. Councilman Olson said he would talk with Mr. Finch. Chief Knox said he would run the registrations on the vehicles and see who owns them. He says he is not sure how to interpret the zoning ordinance concerning this. Mr. Sellers and Mrs. Rosenlund stated that the ordinance does not allow a business such as this in a residential zone. He had the business prior to the ordinance. The Council, which passed the ordinance, allowed a provision for non-conforming use. Mr. Finch, then, can continue his business as long as he does not change its use in any way. By expanding the business, he is changing its use and, therefore, must conform to the ordinance, which does not allow the business in a residential zone.

The Council asked Chief Knox to run the registrations and ask Mr. Finch to move those which are not registered to him back onto his business property. The also told him to have Mr. Finch move the used vehicles back off the City street and onto his business property.

Councilman Olson moved that the meeting be adjourned and Councilman Pay seconded. The motion passed unanimously at 10:15 P.M.

Approved this 1 day of December, 1982.

Sherman Jones

Mayor Sandra Armstrong

Sherman Jones - Mayor Pro Tem

ATTEST:

Sam Sellers
Sam Sellers
City Recorder