

* Minutes of a regularly scheduled Santaquin City Council meeting held Wednesday, June 2, 1982, at City Hall. Mayor Sandra Armstrong presided at the meeting and the following Councilmen were present: Grant Pay, Walter Callaway, Dan Olson and Sherman Jones. One vacancy in the Council still existed at this meeting.

Members of the community and interested individuals present were: Clint Cornwell, Glen Sagers, Milt Davis, Hyrum Oaks, Dorothy Oaks, Mike Olson, Jeanne Lemnear, Gary McGiven, Tom Runyan, Ralph Ursulich, Walter Kirby, Phil Thomas, Verlyn Ekins, Rudy Ekins, Paul Ivory and David Gibbons.

Mayor Armstrong called the meeting to order at 8:20 P.M. Councilman Pay offered the invocation and led the pledge of allegiance.

Prior minutes. The Council reviewed the minutes of May 19, 1982. Some changes were recommended, as shown on the original minutes. Councilman Pay moved that the minutes be approved as corrected and Councilman Olson seconded. The motion passed unanimously.

Glen Sager - City-County Health Department Proposal. Mr. Sagers was in attendance at this meeting. Mr. Sagers indicated that the County has been getting many complaints about rodents, etc. and they have had no authority to do anything about them. Many cities do not have ordinances in effect to combat these problems. The proposed regulations are part three of the Uniform Building Code. Mr. Sagers said that the County Health Department felt they should have some authority to assist the municipalities in taking care of these problems. He further said that they do not propose to go house to house looking for problems under these regulations, but to take care of complaints with the proper City authorities.

Councilman Olson brought up the part of the regulation concerning rodent proofing homes and stated he has never known anyone who has had a rodent proof home. Mr. Sagers said that the department is not as much concerned about mice as they are rats. Mr. Sagers said that they have had many complaints about wood piles, used for fuel in some homes, harboring rats and that these should be elevated to prevent rats from entering into them. Mr. Sagers brought up the section of screens being required on windows and said that it was only fair that if a person rents a unit that he provide screens so the renters could use the windows for ventilation and keep flies and mosquitoes out.

Mayor Armstrong indicated that the Council would possibly like to go through the regulations in detail.

Councilman Callaway brought out the section which would not allow access to a sleeping room from another sleeping room or to a bathroom through a sleeping room and said that there are a lot of older homes in Santaquin in this type situation. Mr. Sagers said that he doesn't think there are many places you could find where one bedroom has to go through another bedroom to get to a bathroom. Mr. Sagers said that this applies to newer homes unless they get complaints concerning this type of violation and they have to investigate it. Councilman Callaway said that the thing is still legislated and bothers him. Mr. Sagers said that they will not be looking for these violations and the regulations will be enforced in cooperation with the local authorities.

Mr. Sagers said they would like the questions and concerns sent to them prior to the public hearings which will be held. Councilman Olson said that the regulations state "the Health Officer" and asked if this meant that only someone from the health department will act as the officer in town or will there be someone to go with the County Health Officer. Mr. Sagers said that they are trying to work with the building inspector, police, fire department and others involved from the municipalities. Because the regulations would be adopted by the City-County Board of Health, the Health Officer would be the enforcing agent. If a complaint comes from Santaquin, they would get in touch with the authorities involved. Councilman Olson asked if the City-County Health Department would target salvage yards in a residential area for rodent harborage violations. Mr. Sagers said that, unless they get a complaint, they will not be going out. Councilman Olson said that the Health Officer would have the authority to do so. Mr. Sagers said that they would have the authority but are not planning to work that way.

Garbage Rate Resolution No. 1982-7. Mayor Armstrong read through the proposed resolution. Mr. Mike Olson asked which rates have changed. Councilman Pay said that this proposed resolution will give the Landfill Attendant the authority to judge the loads other than those outlined and pointed out that the monthly charge has not changed. Mr. Clint Cornwell brought up that someone had illegally hauled sand out of the landfill over the weekend, after having been told by the Landfill Attendant they could not unless they had prior approval from the City Council. When she returned from lunch, the same individual was leaving the landfill area with a load of sand in a truck. She immediately notified the City police who cited the individual. The Mayor and City Council commended her for doing this as ^{this individual} ~~their~~ action was illegal. Councilman Pay moved that Resolution No. 1982-7 be accepted by the City and Councilman Jones seconded. The motion passed unanimously.

COUNCIL BUSINESS:

1. Sunshine Mine Water Account. Mrs. Rosenlund explained that the mine people had signed an agreement to pay a certain amount of money per thousand gallons of water, or a minimum per year. They have not used near the amount of water which they expected. Councilman Jones said to follow the contract amount and bill them the extra.

2. TV translator. Mr. Milt Davis from KUED-TV was present. He stated that several years ago he and some cable TV representatives were invited to a Council meeting to discuss TV reception. He said that at a subsequent meeting the Council elected to go to translators. He said that the Federal Communications Committee slowed them down. He said that he has copies of the construction permits which were to be filed with the request. Mr. Davis said that they are now prepared to construct these stations which would serve West Payson, Santaquin and West Mountain. They will not serve Genola as they are behind a hill. Mr. Davis said that, in the long run, this would be economical as it will last 10 to 15 years. Mr. Davis said that he would recommend the City go ahead with the translator, even though cable is

now servicing the community. The basic Salt Lake stations could be obtained more cheaply than on the cable.

Mayor Armstrong asked if everyone will be required to participate, or if the people will have an option to participate. Mr. Davis said that each person would have to participate. Mayor Armstrong asked how the financing would be accomplished. Mr. Davis said that there are many alternatives which include a County taxing district, City mill levy, a club being the licensee on a volunteer basis or the person, wanting the reception, buying an annual license. Mayor Armstrong asked how those who do not want the service could get out of paying for it and Mr. Davis said that Wayne County currently has a right-to-waiver clause in their ordinance which allows people to waive having the reception and paying for it. Mr. Davis said that one city sends the bill out on the water bill.

Mayor Armstrong asked what the City's responsibility for this would be. Mr. Davis said that the construction permits were obtained primarily under the assumption that Payson and Santaquin would participate, as they represented a majority of the citizens effected. Mr. Davis pointed out that, except for those on the Wasatch Front, all the citizens in the other areas are paying for TV reception.

Mr. Davis said that the cost of the reception for Santaquin City residents would be roughly \$12.00 to \$14.00 per year per TV. Mr. Davis said the Council would need to authorize by ordinance to allow this process to continue.

Mayor Armstrong stated that she would be hesitant to accept the financial responsibility of the translators for the city's residents. Mr. Davis said that most other communities have public hearings concerning this type of thing and he thought the meeting held previously was a public hearing and the City Council at the time had given the go ahead, so they applied for the construction permit. Mayor Armstrong said that this was possibly true, but in the meantime cable came into the city.

Councilman Pay asked how obligated Santaquin is at this point. Mr. Davis said that the City is committed in that the City Council agreed to go ahead with the project. The City is to the point now that they need to approve the purchase of the equipment. Councilman Jones asked if the cities involved need to organize into a taxing district. Mr. Davis said that they are trying to work with the two cities on an individual basis.

Mr. Davis said that he thought the Council would have the authority to go ahead and pass this obligation as they represent the people. Councilman Jones said that anytime they add taxes to the people, they need to have a public hearing.

Mr. Davis said that the construction permit will expire in February, 1983.

Mrs. Ekins, from West Mountain, said that if the City passed this alternative, they would be giving the citizens a choice of having cable or not. Mayor Armstrong said that if the City passed this alternative, they would not be giving the citizens a choice as to participation on the translators or not. Everyone will have to participate.

3. Don Ewell Building Permit. Mayor Armstrong brought up the fact that Mr. Ewell has not paid for his permit at present. She read from

a letter that City Recorder Sam Sellers had sent to the Council concerning the problem where he explained that they had refused to pay for the permit because the Building Inspector had never inspected the roof. Mr. Sellers further explained that the City did not know they were building the roof until it was completed and the Inspector, therefore, never had a chance to inspect the roof. Councilman Olson said that the City can charge Mr. Ewell double the permit and if he refuses this the City can cite him for an ordinance violation. Mrs. Rosenlund said that the permit will total approximately \$50.00. The Council instructed the staff to send him a letter charging him double the total fee and give him two weeks to pay. If he does not pay, then to cite him for an ordinance violation. Councilman Olson said that Mr. Ewell should have checked with the City prior to beginning any construction and that Mr. Ewell knew this.

4. George Finch. Mayor Armstrong brought out that the Council was very non-committal about Mr. Hall's complaint against Mr. Finch in the last meeting in that they said "we" would check out the problem. She asked who the "we" were. Mayor Armstrong reminded the Council that they had made a commitment to Mr. Hall that they would check the problem out. Councilmen Olson and Callaway indicated that Mr. Hall is a County resident. Councilman Jones said that he doesn't think Mr. Hall can force the Council to enforce their ordinances. Mayor Armstrong asked the Council why they promised to check on this when they intended not to. Councilman Olson said that the property across the road does not look any different than it did when they went down to look at the fence. Mayor Armstrong said that the point is that Mr. Finch is not supposed to expand his business onto this lot.

Mayor Armstrong cited an example of a trailer on City property near the LDS Church and asked if the City was going to do anything about these problems.

Mrs. Rosenlund said that as she drove to work one day she counted eight trailers, mobile homes and boats on City property from her house to work.

Councilman Jones asked what the City is going to do about Mr. Finch. Councilman Callaway said that he dislikes a County resident dictating to the City Council what they should do in the City. Councilman Olson objected to his holding a lawsuit over their heads.

Mayor Armstrong said that the Council had approached Mr. Finch on this before and Mr. Finch had moved his equipment. Councilman Callaway said that the time before Mr. Finch had a bunch of old cars on this lot and he moved them right away.

Councilman Jones suggested the Council table this for a month and see what happens. Councilman Olson said that he would talk with Mr. Finch in a month. Mayor Armstrong said that she would like some kind of a report by the next Council meeting.

5. Water Rates Resolution. Mrs. Rosenlund explained that there is a problem on the interpretation of the water connections. She said that there are a few places in town where there are units and not necessarily residences and cited two bars connected to homes. She said that they have had to change the billing amounts on these units because of the resolution. Prior to this time, they had been charged double because of the two units connected. Now they only charge them

once because of the one dwelling unit. Councilman Jones recommended checking with the City Attorney on this.

6. Business Licenses. The following licenses were reviewed:

Summitt Creek Kennel; David M. Smith.....\$15.00
Arrow Distributing; Joel L. & Ruthanne Bridges..... 15.00

at that time and
Mrs. Rosenlund said that Mr. Smith had paid the \$15.00 before, but ~~when~~ his license was denied ~~before~~ they had applied it towards a kennel license. Mr. Smith told her that he was under the impression that his dog kennel license would apply towards this but a business license is different from a kennel license. The Council felt Mr. Smith should pay for the business license. Councilman Olson moved that the licenses be approved and Councilman Callaway seconded. The motion passed unanimously.

at that time
7. Rye grass in vacant lots. Councilman Callaway said that the City should not use its flail mower to cut this grass. Mrs. Rosenlund said that citizens have complained about lots in town being a fire hazard, ~~at~~ Curtis Lofgran's lot in particular. Councilman Jones said that the Fire Chief ought to declare this a nuisance as it is a fire hazard and notify the owner to clean it up or cite him.

8. Ed Neff's vacation. Councilman Jones asked why the Council had to approve the vacations and not the supervisor. Mr. Cornwell said that he had already approved this. Mrs. Rosenlund said that the procedures manual dictates that all vacations be approved by the City Manager and in lieu of a City Manager the Council is in charge. The Council felt a new resolution ought to be placed into effect concerning the personnel.

9. Mecham's Trailer - waste pick-up. Mrs. Rosenlund said that Mecham's have had their own dumpsters built and was wondering what the City will charge to pick them up. Councilman Pay said that they will pick them up, but the City will still charge them \$3.50 per month per trailer space.

10. Fred Hore - broken meter box & lid. Mrs. Rosenlund explained that a truck pulling a trailer onto their lot ran over a meter box and broke it. The Council instructed Mrs. Rosenlund to bill Miller's Trailer as they had brought this in.

11. Road wages budget. Mrs. Rosenlund explained that there wasn't any money left in this fund other than for Mr. Cornwell and Mr. Neff's wages, but some kids had been hired to work on the roads and this budget will now be overspent. Councilman Jones said to take the money out of Parks or wherever they can find it.

12. Deed from school. Councilman Callaway asked Mrs. Rosenlund if she could call Mr. Hansen again. Councilman Jones said that Mr. Hansen had promised to have this done within two weeks of its passage. Councilman Callaway asked Mrs. Rosenlund to tell Mr. Hansen the City wants the deeds and money by Friday (June 4, 1982). Mrs. Rosenlund

said she would tell him, but whether they get it is another matter.
* Councilman Callaway said that ~~that was it~~ *this could be a problem.*

13. Budget Hearing to close budget. Mayor Armstrong recommended having the hearing to close the '81-'82 budget on June 30, 1982. Councilman Olson moved that the hearing to close this fiscal year's budget be held on June 30, 1982, and Councilman Pay seconded. The motion passed unanimously.

14. Current Bills. The following bills were reviewed:

Don Eyre, Sr.....	1,298.72
Doug's Auto.....	12.71
Ideal Machine.....	35.00
Intermountain Farmers.....	390.20
Mountain Bell.....	135.23
Mountainlands.....	475.26
Super Quik.....	45.97
Tischner Ford.....	181.90
Summitt Creek Irrigation and Canal Co.....	345.00
Banker's Leasing.....	419.10
Pearson Tire.....	19.50
Santaquin Medical Center.....	25.00
Total.....	3,596.39

Mrs. Rosenlund brought up a bill which Councilman Callaway wanted put before the Council for payment, but wasn't submitted in time to be placed on the list. The bill is from Crawford Fence for the backstops at the Park, but Mrs. Rosenlund pointed out that the City has not received the money from the School District yet. The bill is for \$2,300.00. Mrs. Rosenlund also brought up the Animal Control truck which has a hole in the floorboard. The Council recommended waiting until the new fiscal year to have this repaired.

Councilman Callaway asked if the Crawford Fence bill could be approved so that when the money comes in it can be paid. Councilman Callaway moved that this bill be paid as the money comes in from the School District and Councilman Jones seconded. The motion carried unanimously.

Summitt Creek - One half the bill for Mr. Dave McMullin on the Flood Control Canal. Councilman Jones said that the City had agreed to enter into fighting the court injunction with them.

Santaquin Medical Center - This bill is for a physical for Frank Okelberry as a fireman. Mrs. Rosenlund said that the City Council has never approved him as a fireman. Councilman Olson moved that the Council approve Mr. Okelberry as a fireman and Councilman Callaway seconded the motion. The motion passed unanimously.

Some of the budgets would be overexpended by paying these bills.

* Councilman Jones said that he would like the City to hold up on McMullin's bill to Summitt Creek and Mountainlands. *bill.*

Mr. Cornwell recommended holding payment to Ideal Machine until the

City has received all its parts which they were going to repair. Councilman Callaway agreed to this. Councilman Olson wanted the bill to the Santaquin Medical Center held up for payment as well. Councilman Jones moved that the rest of the bills be paid and Councilman Pay seconded. The motion passed unanimously.

Mayor Armstrong said that she has received many compliments on the cemetery and how it looks. She personally thanked Mr. Cornwell on the job which has been done there and complimented he and the crew on how well groomed the cemetery looks.

Councilman Callaway announced that the flowers should be taken out of the cemetery by Saturday, June 5, 1982.

Councilman Olson said that Mr. Rex Mendenhall is upset about the sign moritorium, as he has been in the process of purchasing a sign for six months. He said that the moritorium was passed on a Wednesday and he put the sign up on the next weekend. Mrs. Rosenlund explained that Mr. Sellers had forgotten to post the notice of the moritorium right away. Mayor Armstrong asked what he was upset about and if the Council would make him tear it down. Councilman Olson said that they could force Mr. Mendenhall to do so and also said that the moritorium is not valid because it was not posted. Councilman Callaway said that this was true. Mrs. Rosenlund asked if the moritorium has to be posted to be valid. Councilman Callaway said that they ought to look into whether it is legal.

Councilman Jones moved that the meeting be adjourned and Councilman Olson seconded. The motion passed unanimously at 10:15 P.M. Posted adjournment time was 9:45 P.M.

Approved this 16 day of June, 1982.

Sandra Armstrong
Mayor Sandra Armstrong

ATTEST: Sam Sellers
Sam Sellers
City Recorder