

Minutes of a regular Santaquin City Council meeting held December 2, 1981, at City Hall. Mayor Robert E. Steele presided at the meeting with the following members of the Council present: Floyd Nelson, Sherman Jones, Walter Callaway, Dan Olson and Tom McCloud. The governing body and press were notified of the meeting in writing and the public was notified of the meeting according to law. City Recorder Sam Sellers recorded the minutes.

Mayor Steele called the meeting to order at 7:00 P.M. with Councilman Olson offering the invocation and leading the pledge of allegiance.

2nd Set of
Prior minutes. The minutes of November 18, 1981, which dealt with the Alexander Subdivision were reviewed first. Mayor Steele emphasized that this was the second part of the meeting and Mr. Sellers said that he would have the other part of the minutes ready for the next meeting. Councilman Callaway asked for a clarification of the last three motions made as they appeared to be in conflict. Councilman Jones said that they appeared correct and that he feels the City should continue to work with Mr. Alexander to alleviate the problems in the area as long as Mr. Alexander is willing to work with the City. Councilman Nelson moved that the minutes be approved as read and Councilman Jones seconded. The motion passed unanimously. *

Councilman Callaway - placement of the school. Councilman Callaway introduced a set of updated plans on the school which had the ball fields left as they are. He commented that this is the way he would prefer to go with the school planning. Mayor Steele said that the Council would be meeting with the school board representatives later this evening to discuss the details of the school using Park property and that no decisions had as yet been determined.

Flood Control Canal.
Councilman Jones - update on Alexander ditch. Councilman Jones reported that he and Councilman Olson have worked together on this. He indicated that they had come up with an alternate size ditch which would have a sidewalk over the top. He also said that they had met with the property owners who had tentatively agreed to cover the top. Councilman Jones said that the irrigation company had agreed to pay for putting the ditch in and the City will tear the old ditch out. He said that the plans have been submitted to the County to determine their participation, after which the agreements would be finalized. Mayor Steele asked the status of the court hearing and Councilman Jones said that the restraining order has been dropped and there would be no court decision. Councilman Jones said that the City would begin removing the ditch as weather permits. Mr. Sellers said that the crew had begun work this day. Councilman Jones pointed out that they would only be able to work 2 to 3 days a week as they are on a four day work week. *

Mecham Letter. A letter from Robert Gardner, manager of the Mecham Trailer Court, was read. The letter concerned the additional exit from the court which the City created by filling in the gully to the West of the court. This exit was to be closed off with a barrier which could be opened by emergency personnel for access. Councilman McCloud said that he would still like them to put a pipe on either end

of the road, set in cement, with a cable placed across and a lock on the cable. Mayor Steele said that this ought to be done by the next council meeting, December 16, 1981, or the City will do it for them. Councilman McCloud moved that the City require Mr. Mecham to put a piece of pipe on each side of the road, set in cement, with a cable across and a lock on the cable. They will also be required to put a reflector sign on this cable. Councilman Olson seconded the motion. After more discussion, Councilman McCloud added that this be accomplished by the next meeting or the City will do it and bill Mr. Mecham for the expenses. The motion passed unanimously. Mayor Steele instructed Mr. Sellers to write them a letter to the effect that a temporary solution will be expected by the 16th of December, 1981, and that the permanent solution, as outlined in their letter, should be accomplished no later than June 1, 1982. Councilman Olson asked if the City was going to follow through on this. Councilman McCloud said that they have made some major improvements and the City should try to work with them, but the City should also stand firm on their decisions.

Four day office week for public. Mr. Sellers said that the suggestion on this is to have the office opened four days for the public and the fifth day be a day to catch up on all the paperwork. Councilman Jones made a motion that the office be opened to the public four days a week and the fifth day be used for catch up work. He further moved that the closed day be Monday, as it appears to be slow day, and that this be continued until a need for five days is indicated. Councilman McCloud seconded the motion and it passed unanimously.

Council report. Mayor Steele indicated that he would like the Councilmen be prepared to give a verbal and/or a written report to the new Mayor concerning their areas, ie, the accomplishments and the things which need to be done.

Larry King's bill. Councilman Jones said that he felt that, as far as Mr. King did the work at his house, that this bill be approved for payment. Mr. Sellers mentioned that, in the future, an agreement for payment should be approved prior to the work being done. Councilman McCloud moved that this bill be paid and Councilman Jones seconded. The motion passed unanimously.

City Building Inspector. Councilman Olson said that there was some confusion as to who the City Inspector is. Mrs. Rosenlund reviewed with them the problem. Former Inspector Hyrum Bradley had asked to be relieved of the duties. Former Councilman Fred Thompson thought that if the City had a backup Inspector, Mr. Bradley would stay on, so the City appointed Verl Hovey for this position. When former Councilman Thompson understood that Mr. Bradley wanted to be relieved of these duties, he hired Floyd Martin to be the Inspector. Mayor Steele recommended that the City retain both Inspectors for the time being, as it appears they are needed. Councilman Jones moved that the City retain both Inspectors for the time being. Councilman Nelson seconded the motion and it passed unanimously. Councilman Olson mentioned that the permits should be reviewed by a Councilman and approved prior to their being issued. Councilman Jones

moved that, inasmuch as he had taken former Councilman Thompson's position, Councilman Olson be responsible to approve and sign all building permits prior to their being issued. Councilman McCloud seconded the motion and it passed unanimously. Councilman Jones brought out the fact that there is a provision for charging a fine for those who begin building without a permit and Mr. Sellers said that it is a misdemeanor, with the fine up to \$299. He also said that there are some people building without knowing they need a building permit, but there are some building right now that know they need a permit. Mayor Steele suggested that a fine be based on this criteria.

Dan Hall rental. Mayor Steele said that the renters are seriously delinquent in their rent in the amount of \$1,300 and water bill, almost \$92. He also said that they had been sent a letter requesting them to notify the City by December 1, 1981, as to their intentions to pay this back rent off, but they had failed to do so. When asked about the rent, Mayor Steele said that it is only \$125 per month. Mayor Steele asked Mr. Sellers to turn this over to the City Attorney for eviction or collection.

Open and Close charges. Mr. Sellers said that there appeared to be some confusion as to the amount the person who opens and closes on Saturday and/or Holidays should receive. Councilman Callaway said that the resolution needs to be redone and that a new one will be drafted by the next Council meeting.

Garbage wages. Councilman Nelson said that he had gone over the figures from the last rate increase and it appeared there would be enough to give the employees at least a \$.50 per hour increase. Councilman Nelson moved that the City approve increasing the wages for the garbage department from \$3.35 per hour to \$3.85 per hour beginning December 1, 1981. Councilman Jones asked if this could be extended to the other departments which these employees work in. This was included in the motion. The employees this covers are: Dick Smith, Charles Vance, and El Ray Davis. Councilman Jones seconded the motion and it passed with Councilmen Nelson, Jones, Olson and McCloud voting in favor. Councilman Callaway voted against the motion. Councilman Callaway said that he does not have the money to pay these individuals this amount out of his budget. Mr. Sellers brought out a problem with the resolution as it does not stipulate a charge for non-residents. A new resolution will be drawn up for the next Council meeting.

Cable TV. Mr. Dan Metcalfe introduced a proposed franchis ordinance which would alleviate the problems outlined at the last meeting. Mr. Sellers was instructed to post this to be handled at the next meeting, December 16, 1981.

Mayor Steele called a recess at 8:25 P.M. in order to meet with the school board representatives on the proposed school.

The meeting was called back to order at 9:35 P.M. by Mayor Steele. Mayor Steele said that preliminary discussions were held and these

would continue on the 16th of December, 1981.

Councilman Olson's report on the Don Kester home. Mrs. Rosenlund gave the Council the background of this problem so the Council would understand it. Mr. Everett Kester came before the Board of Adjustments to request a variance to sell the home. The Board ruled that Mr. Kester could sell any lot he wanted to, but instructed him to notify the people who purchase the lot that they may not be able to obtain a building permit as the lot is non-conforming (the lot is too narrow). The property was sold to Don Kester, who came in and requested a permit to remodel the home which has been on the property for about 17 years. He submitted a list of plans, etc. The Inspector, Floyd Martin, figured the fee for remodeling, which is 50% of the fee for a new home. This was brought before the City Council to determine whether they would need to pay an impact fee. The City decided they would not. They would need a new water hook-up. Some neighbors called and said that Mr. Kester had torn the old walls down and was putting up new walls which would constitute a new building. Mrs. Rosenlund notified the Inspector who refigured the fees according to a new home. Mr. Kester came in and paid this. Mr. Dillenbeck from the County Board of Health came down for some other matter and Mrs. Rosenlund asked him if Mr. Kester had checked with them on the septic system and Mr. Kester had not. Inasmuch as this is a new building, their septic system will need County Health approval. Mrs. Rosenlund said that she told Mr. Kester this and Mr. Kester said he would get hold of the Health Department.

Mrs. Rosenlund said that, inadvertently, Mr. Kester had received a building permit without going before the Board of Adjustments. Councilman Jones moved that the City revoke its earlier ruling on the impact fee and Councilman McCloud seconded. The motion passed unanimously.

Spainhower property. Councilman Callaway reported that the family is willing to finance the sale of this property to the City. He said that their offer is \$15,000 down with the other \$15,000 financed over three years at 7.5% interest. Councilman Callaway moved that these arrangements be accepted and Councilman McCloud seconded. The motion passed unanimously.

Firemen's pay. Councilman McCloud recommended increasing the officers' pay. Mr. Sellers said that this had not been planned into the budget during its preparation and would probably overspend this department. Councilman McCloud moved that this be considered in next year's budget preparation and Councilman Olson seconded. The motion passed unanimously.

Firemen's Bill. Councilman Callaway asked if the firemen could be paid before Christmas. Mr. Sellers pointed out to him that he is mandated by State law to pay the bills in the order in which they are received. If the Council wanted to take this responsibility upon themselves and direct him to pay this bill out of sequence, then he would do so. He also said that there were currently bills in the City which had been received as far back as July, 1981, which have not been paid.

Councilman Callaway said that if the firemen are not paid they would not fight any fires. Councilman Callaway moved that the City pay the firemen their bill. Councilman Jones asked what the amount would be and Mr. Sellers said that this had not been submitted yet. The motion died for a lack of a second. Councilman Jones recommended that this be brought up for discussion again on the 16th of December and after the amount is known. The financial shape of the City will determine its payment.

Councilman Callaway said that the Senior Citizens are looking for another director and asked for any recommendations to be submitted to him.

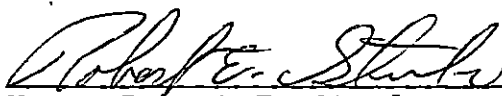
Water rentals. Mr. Sellers asked what the Council would like to charge for the rental fees on the City's water shares. Last year they had charged \$5 per share and that this had seemed adequate. Councilman Jones moved that the City retain the fee of \$5 for the coming year and Councilman Callaway seconded. The motion passed unanimously.


Trailer on Center Street. Councilman Nelson said that he had talked with Mr. Virgil Coombs about the trailer and Mr. Coombs had told him that it would take more money than the trailer is worth to move it. Mayor Steele recommended notifying the Chief of Police to have Tischner's impound the trailer and move it off the lot. Councilman Jones moved that the Chief be so instructed if the City Attorney approves this action. Councilman Callaway seconded the motion and it passed unanimously.

Mr. George Finch's business was discussed next. There have been more complaints about this business. Mayor Steele asked Mr. Sellers to invite Mr. Finch to the next meeting and to place it on the agenda.

Alexander letter of protest. Mayor Steele read a letter from Ben Alexander protesting the motions made on the 18th of November. He said that these motions were made after he left the meeting and without consulting with him first. Mayor Steele pointed out that the Council's decisions had been stipulated several times in the meeting by himself and the City Attorney and that the Council has no control over when someone walks out of a meeting. The meeting had not been adjourned when the Alexanders left. Mr. Sellers was instructed to write a letter of reply to the Alexanders as outlined. Councilman McCloud moved that the meeting be adjourned and Councilman Nelson seconded. The motion passed unanimously at 10:15 P.M.

Approved this 16 day of December, 1981.


Mayor Robert E. Steele

ATTEST: 
Sam Sellers
City Recorder