

Minutes of a regular Santaquin City Council meeting held November 18, 1981. Mayor Robert E. Steele presided and the following Councilmen were present: Sherman Jones, Walter Callaway and Floyd Nelson. The news media and governing body were notified in writing and the public was notified by public notice prior to the meeting. City Recorder Sam Sellers recorded the meeting.

The following citizens attended the meeting: Michael Olson, Dan Olson, Grant Pay, Vernon Prince, James Bott, Gary McGiven, Reed Jensen, Clint Ercanbrack, Don Kay, Ed Neff, Clint Cornwell, Bert and Ramona Rosenlund.

Mayor Steele called the meeting to order at 7:10 P.M. Mayor Steele offered the invocation and Councilman Jones led the pledge of allegiance.

Councilman Thompson's resignation. Mayor Steele indicated that the City had received a written resignation from Councilman Thompson. After reading this he recommended the Council accept it. Councilman Nelson moved that the City accept Councilman Thompson's resignation and Councilman Jones seconded. The motion passed unanimously.

Council replacement. Mayor Steele recommended that the Council fill Councilman Thompson's position with Mr. Dan Olson. Councilman Callaway moved that the Council appoint Mr. Dan Olson to fill Councilman Thompson's unexpired term and Councilman Nelson seconded. The motion passed unanimously.

The meeting recessed for 5 minutes while Mr. Olson was sworn in by Recorder Sellers.

* Minutes. When the meeting was called back to order, the Council reviewed the minutes of the open meeting held October 28, 1981. Councilman Callaway moved that they be accepted and Councilman Nelson seconded. The motion passed unanimously. The Council then reviewed the minutes of the closed meeting held October 28, 1981. Mr. Sellers pointed out that the date was wrong and this should be changed. Councilman Nelson moved that these minutes be accepted with the one change and Councilman Jones seconded. The motion passed unanimously. The Council then reviewed the minutes of November 11, 1981. Councilman Jones moved that these minutes be approved as read and Councilman Olson seconded the motion. The motion passed unanimously.

Council Business. The first item handled was a request to close the office on November 27, 1981. Councilman Jones moved that the office be closed on November 27, 1981 and December 24, 1981. Councilman Olson seconded the motion and it passed unanimously.

The next item was a request to allow the businesses who buy beer licenses the option of paying annually rather than quarterly. Mr. Sellers pointed out that the ordinance appears to allow for this. Councilman Callaway moved that the businesses be allowed to pay their beer license on an annual basis or on a quarterly as desired. Councilman Nelson seconded the motion and it passed unanimously. Councilman Nelson announced that the pick-up of garbage for the

holidays will be as follows:

For Christmas: Residential on December 26, 1981.

For New Years: Residential on January 2, 1981.

Councilman Nelson moved that these days be approved and Councilman Jones seconded. The motion passed unanimously.

Mr. Sellers brought up the official results of the canvass of votes. Councilman Nelson moved that the canvass be accepted and made official and Councilman Callaway seconded. The motion passed unanimously.

1980-1981 Audit report. Mr. Earl Andrews of Andrews, Hymus and Company, who audited the City's books, was in attendance to present the audit of the City. He passed out copies of the audit report and the management letter. Mr. Andrews pointed out that the reporting system for this year was entirely different. He then proceeded to explain to the Council how to read the report so they could understand it.

Mr. Andrews stated that they have given the City a clean financial opinion. He said that the combined financial statement clearly shows the City's financial position as of June 30, 1981.

Mr. Andrews said that some of the tests of transactions, particularly in cash receipts, came out without error. There were a few problems on the utility billing, in that the machine puts the correct figure on the bill, but may put the wrong figure on the billing register. The error was no more than a dollar, however, and generally less than \$.50. Any other errors were very minor and picky types of errors.

Mr. Andrews pointed out that there is still an approximate \$12,000.00 fund deficit in the general fund. He stated that the Council had made an appropriate reduction of the deficit and have complied with the State law. Mr. Andrews said that at least 5% of the prior year's revenue should have been used to apply against the debt. He said that approximately 9% of this had been paid or twice as much as was required.

Mr. Andrews indicated that the City should look at a surplus of about one half of the annual property taxes, which would be about \$25,000.00. This would be so that in June the City would have half its property taxes in surplus to operate on.

Mr. Andrews pointed out that the Capital Projects Fund has about \$5,600. This fund could appropriately be used to build a capital project like the swimming pool. He suggested appropriating this money to the swimming pool along with \$4,400 of the \$10,000 appropriated in the General Fund and combining this into the Capital Projects Fund. This way the appropriated money could not be changed by future Councils, whereas the money in the General Fund could. He explained that this would become something like a trust fund, as the Perpetual Care Fund. This would give the City a perfect vehicle with which to collect this money. It would also give individuals in a high tax bracket an excellent tax shelter because it would be a charitable contribution.

Mr. Andrews also pointed out that the Perpetual Care funds are intact and accounted for.

Mr. Andrews next brought out the Management Letter and passed copies out. He pointed out that the Treasurer, Mrs. Rosenlund, has done an outstanding and efficient job in cash receipts this past year.

Mr. Andrews said that in cash disbursements he still recommends that

the City adopt a purchase order system to strengthen what the City currently has.

The management letter also points out that the Capital Projects Fund is the best place for the swimming pool money.

Mr. Andrews pointed out that the City had some computer problems and the books had to be redone from July, 1980 through May, 1981. He mentioned that it would be a good idea to back up the books each month and place it in a safety deposit box at the bank.

Mr. Andrews said that the Justice's books were perfect. He did mention that the City would realize a little more revenue from interest if the Judge could deposit more often than monthly, even though this would entail more work.

Mr. Andrews said that he would like to periodically take the auxiliary organizations and examine their books on an annual basis.

Mayor Steele indicated that, as far as he knows, this is the first time the Judge has been audited. Mr. Andrews commented that this is the best record keeping by a Judge that they have seen, and they audited about 300 Justices in the two prior months.

Santaquin Cable TV. Dan Metcalfe and Val Ogden approached the Council for a request to change their franchise taxes.

Mr. Metcalfe introduced a letter to Santaquin City which reads: "It has come to my attention that we may have inadvertently placed underground cable parallel with and directly over the City water lines in the area of 200 East and 200 North. If this be the case, it was not done intentionally. While we would of course have to cross your water lines, we would not want to place oue cable over the same path as the water pipes, since digging up the pipe would be complicated by the cable being in the way of the excavating.

"For this case and any others which may exist in which our TV cable is running along with and on top of your water pipes, any closer than 3 feet to the actual path of the pipe, we will take the responsibility for any damage done to our cable in the event your personnel have to dig up such a pipe. We will either repair or replace such cable as necessary, due to water pipe excavation, at no charge to the City." The letter was signed by Dan Metcalfe, manager.

Councilman Jones asked them if they would check with the City personnel prior to burying any more cable and they said they would. Councilman Jones moved that this letter be made a part of the minutes and Councilman Olson seconded. The motion carried unanimously.

Mr. Metcalfe said they would pay the City for breaking the water line which they broke a few days prior.

Mr. Metcalfe brought out that the original franchise agreement was one that was standard. Mr. Sellers said that the ordinance in the book states Richfield rather than Santaquin. Mr. Metcalfe said that because of some oversite, they desired to change the franchise agreement. The proposed changes would be:

1. Changing Richfield to Santaquin.
2. Changing the tax from the revenues of operation (the ordinance was drawn up before HBO and other pay stations went on the air) to the sales of the basic service and exclude the pay services. The franchise taxes are not passed on to customers as other companies do.

3. Excluding installation as a taxable item.

4. Changing the name from Intermountain Cablevision to Santaquin Cable Television.

Councilman Olson was assigned to determine if an ammendment would be sufficient or another ordinance entirely. He will report back to the Council with a recommendation for action on the 16th of December.

Mr. Cornwell asked for a map of the cable, so the City will know where they are buried. Mr. Metcalfe said they would provide the City with some maps as soon as the system is completed.

Garbage Rate Increase. Councilman Nelson indicated that he is needing to ask for an increase at the present time as he would like to raise the employees wages by about \$.50 and the Cat is needing an overhaul, which will cost about \$6,000. He also said that fuel and oil costs are increasing. Councilman Nelson moved that the residential rate for garbage service be increased from \$3.25 to \$3.50. Councilman Jones seconded the motion and it passed unanimously. Mayor Steele pointed out that with this fund, the money is kept track of and the citizens can see exactly what it is being used for.

Water Shares Resolution. Councilman Jones said that the City would like to see the City's shares of water used by people within the City limits on a first priority basis and this is the purpose of the resolution. Councilman Jones stated that the City currently owns 46 1/2 shares of water. A recommended change by the Mayor was to have the resolution read, "it shall be the policy to allow these persons the first option to rent the water..." Councilman Jones wanted to emphasize that the people who are annexed and turn their water over to the City, will have these shares available to them. Even when the City goes to a pressurized system, these shares will be available to these people out of the irrigation system. Councilman Jones also asked those who dispose of their shares within the City to allow the City first option to them so that, when the irrigation system becomes a reality, these shares could be used through the system. Councilman Jones moved that the resolution be approved with the proposed change and Councilman Nelson seconded. The motion passed unanimously.

Santa Night. The Mayor recommended December ~~14~~¹⁸, 1981, as the Santa *
night at the school.

Sacking Candy. The Mayor recommended December ~~15~~¹⁷, 1981, as the night *
to sack the candy and asked Mrs. Rosenlund to be in charge of the dinner.

Councilman Jones brought out a recommendation of the Maintenance Supervisor to move the crew to a 4 day work week. This would alleviate the need to lay off some employees as well as save the City some money. Councilman Jones moved the City follow the direction of the Supervisor to go to a 4 day work week until the Council approves them going back to a 5 day work week. Councilman Callaway seconded and the motion passed unanimously. This is to begin on the 30th of November. Mr. Cornwell said that, inasmuch as he is on a salary, he will be here every day to handle problems. Councilman Jones also pointed out that, during the winter, things slow down. Mayor Steele asked about a lay off policy and Councilman Jones said that the City

already has a policy manual. Mr. Cornwell asked if this had ever been approved by the Council and Councilman Jones said that it has.

Santaquin School. Councilman Jones stated that the police had recommended a wider sidewalk around the school for easier access to officers in case of an emergency. Mayor Steele said that the ball teams and the rodeo club had met with he and Councilman Callaway with the recommendation of moving the school to the North and leaving the existing fields as they are. Mr. Sellers mentioned that they might even turn the building around. Councilman Jones mentioned that they might move the school further to the west.

Clint Ercanbrack. Mr. Ercanbrack stated that he doesn't feel he should pay water for his packing shed as others have water going to their back yards and aren't charged a seperate hook-up. He also said that the line got filled with rocks when the City crew repaired a line to his property and no one in the area has the volume they had before. He said he is not satisfied with the way the garbage is as they have to pay for garbage when they have water.

Councilman Jones said that the crew has checked Mr. Ercanbrack's water and it is getting to the meter with plenty of volume and he feels the lines are getting plugs on their side. Councilman Jones said that there is gravel which comes down the lines. Mr. Ercanbrack said that they had mud in their lines and that they had to be flushed backwards with the irrigation water and they have not had the flow since they did this. Councilman Jones said that the City's responsibility is to the meter and always has been. Mr. Ercanbrack asked if this were true even if the City put the rocks in the line. Mr. Cornwell said that the rocks would not go through the meter as there are screens on them. Mr. Ercanbrack said that the three meters he has are connected sequentially on a 3/4 inch pipe and this takes a lot of volume out. Mr. Sellers and Mrs. Rosenlund stated that this did not sound right as all three meters would read the same and would show the same amount of flow per reading and this is not being done. They feel these meters are side by side and not sequential. Mr. Cornwell was asked to dig this up and find out.

Councilman Jones said that the City is responsible for the water to the City limits and the people are responsible from the limits to their house, etc. He also stated that if the meters are in and running, the City has to charge the garbage rates as this is the ordinance.

Mayor Steele asked Mr. Ercanbrack where he could legally dump his garbage and he said at the dump. Mayor Steele said that a lot of people in the County are using the dump and not paying for pushing the garbage. Therefore, the citizens are subsidizing them and the reason for the charge was to take care of these problems. Mr. Ercanbrack said that he has a large volume of garbage each day. Councilman Nelson said that the reason for the limit on free dumps is that a lot of people would take up a lot of space and soon the dump would be full and they will have to look for a new site, which costs money.

Mr. Ercanbrack asked if the City feels any responsibility as they bought a truck which will not take the large cans, of which he has one, used by the former service? Councilman Nelson said that he is not the only one in this position and he feels the City has no responsibility. Mayor Steele said that the City's fee is about the

same as Ideal would charge. Mr. Ercanbrack said that Ideal was picking up his garbage for \$15 per month. Mr. Sellers said that two of the small cans equaled one of Ideal's and the City is providing the cans and charging only \$20 per month with one pick-up per week. Mr. Ercanbrack asked what the City wants to do on his packing shed as he received four bills instead of three for the last billing period and he feels he shouldn't have to pay this. Councilman Jones said that the ordinance mandates that the packing shed be charged for and it should have a separate water hook-up and until the ordinance is changed, they have to live to this.

City Progress Report. Mayor Steele said that he would like to set aside 15 minutes for Council input to the crew and office staff for interactions as to things which have been done and those in progress. Mr. Cornwell said that the ditch on the Alexander subdivision was started and then they were stopped. They have upgraded the dump and put in a better road, fixed five major water leaks, 46 works orders were completed, all the equipment has been winterized and the snow plows have been upgraded. Mr. Cornwell said that he keeps a daily file on what is being done and they can be checked at any time the Council wants.

Mr. Cornwell said that they have had good cooperation during the last thirty days from the Council and this has helped get more accomplished.

Mr. Sellers asked if they could get the Christmas decorations up and the Council said that would be fine.

Councilman Olson moved that the meeting be adjourned for 30 minutes until the Alexander people arrive and Councilman Nelson seconded. The motion passed unanimously at 10:00 P.M.

Approved this 16 day of December, 1981.



Mayor Robert E. Steele

ATTEST: Sam Sellers

Sam Sellers
City Recorder