

1 **FILLMORE CITY COUNCIL MEETING**

2 July 16, 2013

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4 *Minutes of the regular meeting of the Fillmore City Council held July 16, 2013 in the Council*
5 *Chambers of the Fillmore City Building. Notice of the time and place of the meeting was posted on the*
6 *Utah State Public Notice website, the Fillmore City website, the Council Chambers, the City Office*
7 *bulletin board, and the President Millard Fillmore Library. Notice was also provided to the Chronicle-*
8 *Progress, KMTI and KNAK radio stations, and each member of the governing body on July 12, 2013.*

9 Those present were:

10
11 Mayor: Eugene R. Larsen Council: Michael D. Holt
12 Attorney: Greg Greathouse Josephine F. Huntsman
13 Recorder: Marlene Cummings N. Wayne Jackson
14 Eric R. Jenson
15 Deborah S. Oepfinger

16
17 Others: Bill Goddard, Kenneth Martin, Stan Jardine, Ross Wolfley

18
19 6:30 p.m. Welcome and Pledge of Allegiance – Mayor Larsen
20

21 **ADMINISTRATIVE BUSINESS**

22 Minutes

23 **MOTION:** To approve the minutes of the regular meeting held July 2, 2013 as
24 corrected.

25 **By:** Councilmember Jackson

26 **Second:** Councilmember Jenson

27 **Vote:** Unanimous. Motion carried.
28

29 Bills – Payroll

30 **MOTION:** To approve the July 15, 2013 payroll and payment of the bills listed
31 on the July 16, 2013 invoice register.

32 **By:** Councilmember Oepfinger

33 **Second:** Councilmember Huntsman

34 **Vote:** Unanimous. Motion carried.
35

36 Building Permit

- 37 • 13-07 Millard High School for electrical permit
 - 38 • 13-09 Jace Taylor for a new residence at 415 South 200 East
 - 39 • 13-19 Dallas Griffith for exterior stucco at 370 North 200 West
- 40

41 **COMMUNICATIONS AND REQUESTS**

42
43 Request to Use City Tent

44 Great Lakes Cheese has asked to use the city tent for their employee picnic on August 24th at
45 the Statehouse Park. The cheese plant donated \$500 to the Fourth of July celebration, and
46 always contributes to community events when asked.
47

48 **MOTION:** **To allow Great Lakes Cheese to use the city tent without charge for**
49 **their summer party and to work with Carl Camp to set it up.**
50 **By:** **Councilmember Huntsman**
51 **Second:** **Councilmember Jackson**
52 **Vote:** **Unanimous. Motion carried.**

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PUBLIC HEARING

56 **MOTION:** **To open the public hearing to receive public comment regarding the**
57 **annexation petition filed by Stan Jardine.**
58 **By:** **Councilmember Holt**
59 **Second:** **Councilmember Huntsman**
60 **Vote:** **Unanimous. Motion carried.**

61

62 At 7:15 Mayor Larsen opened the hearing and asked for public comment.

63

64 Kenneth Martin asked why the petitioner wants to annex the property, what development is
65 planned, and what is the time frame for development?

66

67 Stan Jardine summarized his background and past development ventures. He said Fillmore is a
68 perfect location for the types of services he provides. He wants to give the traveling public a
69 good reason to exit the freeway at Fillmore and offer them a positive experience. He likes to
70 be a team player and fit in with the area. He added that development won't take place
71 overnight; he will be ready to build when economic conditions warrant it. He is in the business
72 of selling stuff and paying taxes. He is looking at multiple services but hasn't decided exactly
73 what yet.

74

75 There was no other public comment.

76

77 **MOTION:** **To close the public hearing.**
78 **By:** **Councilmember Jackson**
79 **Second:** **Councilmember Oeppinger**
80 **Vote:** **Unanimous. Motion carried.**

81

82 The regular meeting resumed at 7:30 p.m.

83

84

BUSINESS

85 Ordinance 13-03

86 Attorney Greathouse outlined state code requirements for annexation.

87 **MOTION:** **To adopt Ordinance 13-03, with an address correction, to approve**
88 **Plat "W" Jardine Annexation.**
89 **By:** **Councilmember Huntsman**
90 **Second:** **Councilmember Oeppinger**
91 **Vote:** **Councilmember Jenson Yes**
92 **Councilmember Jackson Yes**
93 **Councilmember Huntsman Yes**
94 **Councilmember Oeppinger Yes**
95 **Councilmember Holt Yes**

96 **Motion carried with a unanimous vote.**

97

98 The mylar plat map was signed by the Mayor, council members, and Planning Commission
99 Chairman Bill Goddard. The ink on Mr. Wolfley's certification seal had smeared; Recorder
100 Cummings said the seal must be legible or it won't be accepted by the county recorder. He
101 stamped it again, but the ink still absorbed into the mylar. Mrs. Cummings said she will try to
102 file the plat but was sure the seal will have to be redone.

103

104 Deer Control

105 Wildlife Resources can begin reducing the number of deer in the city the first of August if
106 requested by the city. Officers will go out at night and use silenced .22 caliber rifles. They are
107 monitoring the city to determine which areas have the highest concentration of deer.

108 **MOTION: To send a letter to the Department of Wildlife Resources to request**
109 **that deer control measures be implemented starting the first of**
110 **August.**

111 **By: Councilmember Huntsman**

112 **Second: Councilmember Jensen**

113 **Vote: Unanimous, motion carried.**

114

115 Copyright Licensing

116 There are many unanswered questions about the ASCAP (American Society of Composers and
117 Publishers) licensing. This group is adamantly pushing its agenda for annual licensing for
118 public use of any copyrighted materials at city sponsored events. Michelle McKinney, contact
119 person for the group is relentless in the pursuit yet doesn't provide answers to Attorney
120 Greathouse's questions.

121 **MOTION: To table the matter while Attorney Greathouse does more**
122 **investigating.**

123 **By: Councilmember Oeppinger**

124 **Second: Councilmember Jensen**

125 **Vote: Unanimous, motion carried.**

126

127 UAMPS Talking Points for Nuclear Power

128 The Mayor distributed copies of UAMPS nuclear power talking points. Utility companies are
129 under tremendous pressure to produce cleaner energy and reduce reliance on carbon-based
130 fuels. Nuclear energy offers clean, emissions-free reliable baseload supply. Advanced small
131 modular reactor technologies are expected to be dramatically safer and less expensive than
132 conventional large-reactor plants. Governor Gary Herbert has developed a state ten-year
133 energy plan which includes careful evaluation of nuclear energy. UAMPS is trying to be
134 proactive and will visit some modular nuclear units then decide if this is a viable option. Solar
135 and wind generation is unreliable. The Idaho wind farm is generating 25 – 50% while some
136 wind plants are operating at only 5% .

137

138

COUNCIL REPORTS

139

140 Councilmember Jensen

141 **Historic Preservation**

- 142 • The Great Basin National Heritage Board meeting will be held July 30th and 31st in
143 Baker Nevada.

144 **Water & Sewer**

- 145 • The water and sewer departments are fine.

146

147 Councilmember Jackson

148 **CERT**

- 149 • Many people are offering to help CERT move into the new office when the building is
150 ready.

151 **Other**

- 152 • Thad Jensen was honored to receive the retirement appreciation certificate from
153 Fillmore City; Manti also presented him with a certificate.
154 • Thirteen plaques from the Veterans Memorial Wall will be redone every year.
155 • The American Legion State Convention will be held in Fillmore again in 2015.

156

157 Councilmember Huntsman

158 **Library**

- 159 • The library is a busy place and has a lot going on.
160 • Library board meeting was held last week.
161 • The summer reading program ends the last of July. Over 100 people attended the
162 presentation by the professional story teller. She told stories, had games and puppet
163 making activities. It was a fun day for everyone.
164 • The library is in the processes of being recertified; one of the requirements for
165 recertification is that board members attend training.
166 • The library's Fourth of July float took first place again.
167 • "*Pioneers in Your Attic*" is sponsored by Utah Valley University. It is a program to
168 help citizens digitize photos and family histories. Hopefully it will be set up for display
169 at the Arts Festival.
170 • The state has an online genealogy site, "*Heritage Quest*". Tafta Watson will be asked
171 to teach a class in the fall on how to use it.
172 • The three new laptop workstations are set up and being used.

173 **Economic Development**

- 174 • Mrs. Huntsman will be out of town and unable to attend the county economic
175 development meeting on July 25th.

176 **Cemetery**

- 177 • Public Works will begin setting the pioneer monuments next week. More will be set in
178 the fall when the work crew has more time; Sexton Rustin Brunson may have his scout
179 troop help also.

180

181 Councilmember Oeppinger

182 **Celebrations**

- 183 • The Fourth of July celebration was well done; comments have all been positive. Thurl
184 Baily was a big hit, but his program could have been tied in better with the military
185 covenant signing. Councilmember Jenson wondered if the parade route should be
186 extended next year.
187 • Thank you letters have been sent and the celebration volunteer committees have been
188 invited to the city's annual volunteer picnic on August 7th.
189 • The cancer run will be held next month, the organizers are working hard and need the
190 support of the city.

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Animal Control

- There's a full house at the animal shelter. It became home to a couple of little puppies when the owners' car broke down in Fillmore and they had to take the bus home. Pictures of the puppies will be put on the Fillmore Animals Facebook page in an effort to get them adopted.

Councilmember Holt

Streets

- Chip sealing will begin the end of this week or next week.
- Frank Vargus has been asked to move his trailers off the street.
- Councilmember Huntsman noted that the road has settled on Center Street where the cable company cut it; she asked that it be filled.

Fire Dept

- It's been a slow couple of weeks for the fire fighters. They were called out for a fuel leak on I-15 following an accident with a towed vehicle and a semi.

Parks

- The Statehouse Parks Regional Group was here with a grinder and ground down the tree stumps in the park.

Attorney Greathouse

- He has been attending meetings in Salt Lake about water legislation; canal safety has been discussed. He is worried about Wasatch Front standards being applied to rural areas.

Recorder Cummings

- The annual League of Cities and Towns Convention will be held September 11-13, 2013.
- The Municipal Primary Election will be held August 13th.

ADJOURNMENT

MOTION: To adjourn the meeting.
By: Councilmember Oeppinger
Second: Councilmember Huntsman
Vote: Unanimous. Motion carried.

The meeting adjourned at 8:18 p.m. The next meeting will be held August 6, 2013 at 6:30 p.m.

APPROVED August 6, 2013

 Eugene R. Larsen, Mayor

ATTEST: _____
 Marlene Cummings, CMC
 City Recorder