

1 **FILLMORE CITY COUNCIL MEETING**

2 August 6, 2013

3  
4 *Minutes of the regular meeting of the Fillmore City Council held August 6, 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, KNAK and KMTI radio stations, and to each member of the governing body on August 2,*  
9 *2013. Those present:*

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. Oeppinger

16  
17 Others: Chief Darren Brunson, Bart Whatcott, Abe Johnson, Doug Jolley

18  
19 6:30 p.m. Welcome and Pledge of Allegiance - Mayor Larsen  
20  
21

22 **ADMINISTRATIVE BUSINESS**

23 Minutes

24 **MOTION:** To approve the minutes of the regular meeting held July 16, 2013 as  
25 corrected.  
26 **By:** Councilmember Oeppinger  
27 **Second:** Councilmember Huntsman  
28 **Vote:** Unanimous. Motion carried.  
29

30 Bills - Payroll

31 **MOTION:** To approve the July 31, 2013 payroll and payment of the bills listed  
32 on the July 17 through August 6, 2013 invoice register.  
33 **By:** Councilmember Jackson  
34 **Second:** Councilmember Jenson  
35 **Vote:** Unanimous. Motion carried.  
36

37 Building Permits

- 38 • 13-04 Tom DeMolen for residential addition at 30 East 300 South
- 39 • 13-14 Travis Archibald for residential remodel at 190 North 200 South
- 40 • 13-19 Dallas Griffith for exterior stucco at 370 North 200 West
- 41 • 13-20 Terry Scottorn for Eagle Scout project at the American Legion building at 80  
42 South Main for a dormer over the north door  
43

44 Business License

- 45 • CozyNest Interiors, Lisa Crosland for a home occupation at 15 North 300 West  
46  
47

48 **COMMUNICATIONS AND REQUESTS**

49  
50 Law Enforcement Report

51 Lt. Burton was excused because he was out of town.

52  
53 Request to use City Tent

54 Belinda Ashton had submitted a written request to use the city tent at the *Relay for Life* on  
55 August 9<sup>th</sup> and 10<sup>th</sup>. This non-profit cancer awareness event raises money for cancer research.

56 **MOTION: To approve use of the city tent without charge for the relay.**

57 **By: Councilmember Oeppinger**

58 **Second: Councilmember Huntsman**

59 **Vote: Unanimous. Motion carried.**

60  
61 ATV Jamboree Report

62 Jamboree organizer Bart Whatcott said the “After Action Meeting” to critique the Jamboree  
63 and look at the budget will be held August 15<sup>th</sup>. Last year there were 250 registered riders, this  
64 year there were only 150. Mr. Whatcott felt there were multiple reasons for the decline. One  
65 was the closure of the Wagons West RV Park, there was also another ATV event going on  
66 elsewhere in the state. One year there were 478 registered riders but Fillmore cannot  
67 accommodate that many. A more comfortable number is 350 to 375, depending on whether or  
68 not Wagons West re-opens. Registrations for next year are looking good. On the average,  
69 each rider spends \$520 during the Jamboree. This year that would equate to \$39,000 for  
70 Fillmore businesses.

71  
72 Participants are asked to write their comments on how to improve the Jamboree; all have been  
73 positive. The negative remarks discussed at the last council meeting originated from an Ogden  
74 couple that served on the committee who had “an axe to grind”. They have resigned. Mr.  
75 Whatcott said he appreciates the council’s continuing support. Over all, the Jamboree was  
76 very successful.

77  
78 Old Capitol Arts and Living History Festival

79 Abe Johnson and Doug Jolley showed the council the advertising poster for the 17<sup>th</sup> annual  
80 festival that will run from September 5<sup>th</sup> through the 7<sup>th</sup>. The duo has worked hard to secure  
81 additional grants this year that will help offset the decline in private donations. Over 9,000  
82 people attended last year and they anticipate more this year. The Bar D Wranglers are  
83 returning as the 2013 Featured Entertainment, also the Utah Territory Gun Show will  
84 demonstrate the evolution of fire arms from the Civil War to World War I. There will be living  
85 history exhibits and a judged art show. Yellow Pix of St. George will be on hand to take  
86 pictures. Those who have their pictures taken will receive a post card size picture and an  
87 electronic copy. This will help create an email data base for future festivals.

88  
89 Great Basin Heritage Foundation partners with Friends of the Statehouse for the festival. The  
90 Foundation can also help develop ways to bring people off the freeway. Mr. Johnson thanked  
91 the council for use of the city tents. The second tent has increased the display area, and they  
92 could even use a third tent. The food vendors will appreciate the new culinary water line.  
93 Friends of the Statehouse have installed a \$3,200 water fountain, funded from membership  
94 dues. Utah State Parks has committed to building another restroom; hopefully it will be funded  
95 next year. An additional pavilion is on the drawing board for the southwest part of the park.

96 Mr. Johnson complimented Carl Camp for the excellent job he does in running the park and  
97 museum. There is too much work for one person, another full time employee is badly needed.  
98 Mr. Camp enlists the help of his family to host the many youth camps that are held at the park  
99 throughout the summer.

100

101 Mayor Larsen thanked Mr. Johnson and Mr. Jolley for all they do. It was noted that Mr. Jolley  
102 helped organize the first Arts Festival and has served on the committee continuously since  
103 then.

104

105 Fire Department Report

106

- 107 • Chief Darren Brunson is looking forward to the festival; he always does a walk through  
108 inspection before the festivities begin to make sure there is adequate emergency access.
- 109 • There have been many grass fires this summer. On the Fourth of July the pagers went  
110 off twenty minutes before the city fireworks began; the small fire, (caused by  
111 fireworks) had been extinguished before the fire truck arrived.
- 112 • On July 25<sup>th</sup> another fireworks spark ignited a field of rye on 100 East; the firemen  
113 were on site within three minutes. Fortunately, the property owner, Ross Olsen, had  
114 mowed the field and the fire was easily contained. However, the dead-end lane leading  
115 to the Olsen's home is very narrow and will not accommodate emergency vehicles.  
116 There is no escape route, a rear access is needed.
- 117 • The department continues to respond to false alarms at Great Lakes Cheese; the  
118 company is trying to resolve the problem.
- 119 • False alarms at the hospital have been attributed to steam from the showers. The Chief  
120 is concerned about the hospital emergency protocol of having nurses respond to alarms  
121 and open doors. If there were a fire in the electrical room the air from the open door  
122 could cause an explosion. It is better to wait for trained firefighters to locate the fire.
- 123 • The rescue truck was dispatched to another horrific freeway accident; the responders  
124 seem to be handling it okay. Counseling is available if needed.
- 125 • Morale is high among the department members.

125

126 Mayor Larsen asked the Chief to relay the Council's appreciation to the firefighters for their  
127 dedicated service.

128

129

**BUSINESS**

130

131 Black Dirt Sales Agreement

132

133 At the request of the owners of Black Dirt, approval of the sales agreement will be deferred  
134 until the next meeting.

134

135 Resolution 13-09

136

137 Public Works Supervisor Ross Cummings had completed the annual wastewater report as  
138 required by the Utah Department of Environmental Quality.

138

**MOTION: To adopt Resolution 13-09 to approve the Municipal Wastewater  
139 Planning Program Self-Assessment Report for Fillmore City 2012.**

139

**By: Councilmember Jackson**

140

**Second: Councilmember Jensen**

141

**Vote: Councilmember Jensen Yes**

142

**Councilmember Jackson Yes**

143

144 **Councilmember Huntsman Yes**  
145 **Councilmember Oeppinger Yes**  
146 **Councilmember Holt Yes**

147 **Motion carried.**

## 148 **COUNCIL REPORTS**

### 149 Councilmember Jenson

#### 150 **Planning**

- 151 • The Planning Commission met on July 23<sup>rd</sup> to approve the Conditional Use Permit for  
152 Andrews Motocross Park (formerly Screamin' Eagle Raceway). Fire Chief Darren  
153 Brunson attended the meeting and discussed his concerns about open pit burning. Mr.  
154 Andrews plans to use 55 gallon drums that have been cut in half and agreed to gas fired  
155 burners rather than open fires that could create sparks. The parkway will observe the  
156 same closed burning restrictions as the rest of the city.  
157

#### 158 **Historic Preservation**

- 159 • Great Basin Heritage Foundation met in Baker, Nevada, Mr. Jenson used the airport  
160 courtesy car. Since this is a quasi-federal program, it cannot conduct fund raising  
161 activities. Abe Johnson, as a member of the board, may not solicit grants. The grant  
162 writing for the Arts Festival will have to be done by someone else.  
163

### 164 Councilmember Jackson

#### 165 **Waste Management**

- 166 • At the county commission meeting, it was explained that restricted emergency funds  
167 are required for each landfill; Fillmore is \$115,000 short. The commissioners are  
168 talking about a rate increase to generate funds to cover the shortfall. The state  
169 determines the assessment for emergency shut-down and the money is held in interest  
170 bearing accounts.  
171 • Millard County will post signs at the dump and collection bins on what is allowed.

#### 172 **Other**

- 173 • The commissioners also discussed the soccer field joint venture. They voted to  
174 purchase property next to the land that Fillmore City had agreed to donate for the fields,  
175 and then they had to rescind the vote when they learned the county does not have the  
176 money to purchase the property.
- 177 • Military Liaison - Only one military family on the east side of the county needed help.  
178 They were taken to Richfield to buy school clothes.
- 179 • Community Covenant – Meadow and Holden are the only Millard County incorporated  
180 areas that have not adopted the Community Covenant program. They will probably be  
181 on board by the end of September.
- 182 • The bid to redo the Veterans Wall is \$55,000 and guaranteed to last 300 years.  
183

### 184 Councilmember Huntsman

#### 185 **Library**

- 186 • Summer story hour ended with a party for all the participants last week.

#### 187 **Cemetery**

- 188 • The pioneer markers for the documented graves have been set. The location for the  
189 markers for the unknown burial sites has yet to be determined. Mrs. Huntsman will  
190 work with the office staff to get the rest of the names to finish the project.  
191

192 Councilmember Oeppinger

193 **Celebrations**

- 194 • The Cancer Relay for Life will be held Friday and Saturday.
- 195 • The community theater musical will be held at the North Park.
- 196 • The Arts Festival will be held in September
- 197 • Arlene Bartholomew will be working on the Christmas celebration.

198 **Animal Control**

- 199 • Two dogs have been adopted from the animal shelter.
- 200 • Safety DVD's will be put in the schools.

201

202 Councilmember Holt

203 **Streets & sidewalks**

- 204 • The street chip sealing is almost finished.
- 205 • John Higgins has purchased property on 300 West between 500 and 600 North. There  
206 is only a dirt road going into the property, but it is a platted street extension. Public  
207 Works will develop the road.
- 208 • A trailer has been set up behind a home on south Main. There is a handicap ramp and it  
209 appears that someone is living in it. Mr. Holt will make inquiries to the property  
210 owner.
- 211 • Dale Huntsman has moved a trailer behind Cluff's drive-in. The office staff will  
212 prepare a letter for Mr. Huntsman.

213 **Other**

214 Wagons West RV Park has been purchased by an individual from California who plans  
215 to have it opened by next spring.

216 **Parks**

- 217 • Commissioner Roper held a meeting with people in Fillmore and discussed different  
218 places for the soccer fields. It was suggested that the church ball fields be converted to  
219 soccer fields, and the ball fields moved near the school ball fields.

220

221 Attorney Greathouse

- 222 • The Sheriff's Office called the city about impounding stray livestock. Last time this  
223 issue came up Attorney Greathouse called dispatch and explained that livestock falls  
224 under county jurisdiction. He will send a letter to the Sheriff's Office to remind them  
225 again that the city is not responsible for livestock.

226

227 Recorder Cummings

- 228 • The annual volunteer picnic will be held on Wednesday, August 7<sup>th</sup> at the American  
229 Legion building. The Legion is having a meeting there on Thursday morning and has  
230 asked that the building be cleaned and ready for the meeting. Mrs. Cummings asked  
231 the council to stay after the party to help.
- 232 • Bill Justesen, computer tech for the city, will be moving to Kansas the first of  
233 September.
- 234 • The Jardine Annexation Mylar plat map had to be redone due to ink smears. Council  
235 was asked to stay after meeting to re-sign it.
- 236 • The Municipal Primary Election will be on Tuesday, August 13<sup>th</sup>.

237

238 Mayor Larsen

- 239 • There are twelve applicants for the court clerk/office assistant position. Skills testing  
240 for the applicants will begin next week.
- 241 • There will be one more meeting with Rocky Mountain Power on September 5<sup>th</sup>.  
242 Rocky Mountain Power wants the cities that use its transmission lines to pay to replace  
243 and upgrade them. The cities are charged wheeling fees that should cover maintenance  
244 and replacement costs. Mayor Larsen has asked Colin Jack of Dixie Escalante Power  
245 and UAMPS transmission specialist Marshall Empy to attend the September meeting to  
246 help with the discussion. The Mayor and Durand Robison will meet with Utah Senator  
247 Ralph Okerland on Thursday in Richfield to update him on this issue and ask him to get  
248 the Public Service Commission involved.

249

250

**ADJOURNMENT**

251

252 **MOTION: To adjourn the meeting.**

253 **By: Councilmember Huntsman**

254 **Second: Councilmember Holt**

255 **Vote: Unanimous. Motion carried.**

256

257 The meeting adjourned at 8:33 p.m. The next regular meeting will be held August 20, 2013 at  
258 6:30 p.m.

259

260

261 APPROVED August 20, 2013

262

\_\_\_\_\_  
Eugene R. Larsen, Mayor

263

264

265 ATTEST: \_\_\_\_\_

266 Marlene Cummings, CMC

267 City Recorder