

1 **FILLMORE CITY COUNCIL MEETING**

2 April 1, 2014

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4 *Minutes of the regular meeting of the Fillmore City Council held April 1, 2014 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, radio stations KMTI and KNAK, and each member of the governing body on March 28, 2014.*

9 Those present were:

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11 Mayor: Eugene R. Larsen Council: Michael D. Holt  
12 Attorney: Greg Greathouse N. Wayne Jackson  
13 Recorder: Marlene Cummings Eric R. Jenson  
14 Deborah S. Oeppinger  
15 Michael K. Rhinehart (Excused)

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17 Others: Lt. Morris Burton, Chief Darren Brunson, Commissioner Alan Roper,  
18 Matt Pace, Arlene Bartholomew, Rozann Stuckey, Amy Emmett,  
19 Don Thomson

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21 6:30 p.m. Welcome and Pledge of Allegiance – Mayor Larsen

22  
23 **ADMINISTRATIVE BUSINESS**

24 Minutes

25 **MOTION: To approve the minutes of the meeting held March 18, 2014.**  
26 **By: Councilmember Oeppinger**  
27 **Second: Councilmember Jenson**  
28 **Vote: Unanimous. Motion carried.**

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30 Bills – Payroll

31 **MOTION: To approve the March 31, 2014 payroll and payment of the bills**  
32 **listed on the invoice register dated March 19 – April 1, 2014.**  
33 **By: Councilmember Holt**  
34 **Second: Councilmember Jackson**  
35 **Vote: Unanimous. Motion carried.**

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37 Business License

- 38 • Hospitality Suite LLC (BT Holdings of Utah LLC) for the motel at 885 South Park  
39 Lane (formerly the JKS Travel and Rest Motel)

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41 Public Works Employee

42 Mayor Larsen introduced Matt Pace as the person he has selected to fill the public works  
43 maintenance position. Mr. Pace was been the city parks seasonal employee for the past four  
44 years. He is currently teaching school and would like to finish the school year but could work  
45 after school and on weekends until school is out. Public Works Supervisor John Mitchell has  
46 agreed to this arrangement.

47 **MOTION: To ratify the appointment of Matt Pace as a public works**  
48 **maintenance worker.**

50           **By:**           **Councilmember Jackson**  
51           **Second:**       **Councilmember Holt**  
52           **Vote:**          **Unanimous. Motion carried.**

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54       **Celebrations Committee Appointment**

55           **MOTION:**    **To appoint Jenna Aldrich as a member of the celebrations**  
56                           **committee.**

57           **By:**           **Councilmember Oeppinger**  
58           **Second:**       **Councilmember Jenson**  
59           **Vote:**          **Motion carried.**

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61   **COMMUNICATIONS AND REQUESTS**

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63       Celebrations Committee Report

64       Don Thomson presented a progress review for the annual Easter Celebration that will be held  
65       on April 19. The tentative schedule for the event includes a pet parade following the Easter  
66       Egg Hunt. A committee meeting will be held on April 2 at 5:00 p.m. in the library

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68       Girls State Sponsorship

69       Arlene Bartholomew, President of the American Legion Auxiliary, thanked the council for past  
70       support. Girls State will be held at Weber State University in Ogden this year; the cost is \$350  
71       per girl and covers a full week of supplies, learning tools, room and board. She asked if the  
72       city would sponsor Amy Emmett, Alicia Stingham and possibly Mariah Rasmussen. Holden  
73       will be sponsoring two other girls.

74           **MOTION:**    **To sponsor up to three participants for Girls State on the condition**  
75                           **they report to the council afterward.**

76           **By:**           **Councilmember Jackson**  
77           **Second:**       **Councilmember Oeppinger**  
78           **Vote:**          **Unanimous. Motion carried.**

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80       Law Enforcement Report

- 81
  - Lt. Morris Burton distributed the February report. There was 1 accident, 12 citations  
82       for 12 violations, 106 CAD calls, 88 incidents, and 13 arrests for 19 offenses.
  - Dispatch received a call about a litter of pups that were running loose; the owner was  
83       located and asked to confine the dogs to his property. There have been calls about dogs  
84       barking at night. Dog problems are usually referred to the Fillmore Animal Control  
85       officer.
  - The school resource officers are doing a great job. They have established good rapport  
86       with the students and have identified some child abuse and substance abuse cases just  
87       by walking around the schools and observing the students. These deputies are actually  
88       working harder than they did on patrol duty. Most of the problems are being handled  
89       successfully by the school administration.

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91       Fire Department Report

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  - Chief Darren Brunson reported that the department will be applying for several grants  
94       this year. The State Fire Marshall informed him that the department could apply for  
95       reimbursement for training and fire preventions costs.

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- 98 • The Fire District has approved the purchase of a new ladder truck if the Community
- 99 Impact Board (CIB) will help fund it.
- 100 • Fire calls included the usual ones to Mount Catherine Manor and a fire that completely
- 101 destroyed a semi-trailer. A call to help with a fuel fire was cancelled because UDOT
- 102 took care of it. Chief Brunson explained that the Fillmore firefighters are actually
- 103 trained on spill containment, not just how to extinguish fires caused by spills.
- 104 • There were two calls for the 620 rescue truck to assist with roll-over accidents on the
- 105 freeway. Also motorists traveling too fast during the hail/snow storm last Sunday
- 106 caused multiple accidents which became a chaotic challenge for emergency teams.
- 107 Two rescue trucks and three ambulances from Fillmore, Delta, and Scipio worked
- 108 together at the scene. The EMT's and the firemen have a good relationship and perform
- 109 well together.

110

111 Millard County Commission Report

- 112 • Commissioner Alan Roper said he loves reporting to the city council and appreciates
- 113 the good working relationship between the city and the county.
- 114 • There will be a Broadband Convention in Delta on April 24 at 11:00 a.m. Any business
- 115 or individual who has an interest in new technology is invited.
- 116 • Ten candidates are being interviewed for the East Millard Recreation Director position.
- 117 • Some citizens are unhappy with the new county zoning ordinance and have been
- 118 attending commission meetings to discuss the issue. Commissioner Roper explained
- 119 that the ordinance needs to be read in its entirety rather than interpreting sections
- 120 individually and out of context with the rest of the ordinance. He appreciates people
- 121 taking the time and interest to attend commission meetings to air their concerns.
- 122 • BLM representatives met with the commissioners concerning the proposed road from
- 123 Flowell to the lime plant. It will take time and money and be a long process, but it is
- 124 worth pursuing for the economic benefit it will be to the west side of the county.
- 125 • The Memorandum of Understanding for the electronic Marquee sign has been signed
- 126 by Fillmore City and sent to the county for approval.
- 127 • The commissioners toured the Magnum Gas Project again. Butane and propane gas
- 128 will be pumped into the first caverns about April 15. Eventually a 36 inch line will be
- 129 built to transport natural gas for storage.

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131 Street Closure Request

132 The annual IHC Health Fair will be held May 14; the street between the high school football

133 field and the LDS Stake Center needs to be closed during the fair.

134 **MOTION: To close Center Street from 200 to 300 West for the Health Fair.**

135 **By: Councilmember Jenson**

136 **Second: Councilmember Oeppinger**

137 **Vote: Unanimous. Motion carried.**

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139 Summer Theatre

140 DJ Productions will present *Sleeping Beauty* for its annual summer theatre at the North Park.

141 The city usually supports the group with a quarter page advertisement in the cast program.

142 **MOTION: To pay \$30 for a one-fourth page ad for the *Sleeping Beauty***

143 **production.**

144 **By: Councilmember Jackson**

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Attorney Greathouse

- HB97 – After the last council meeting Robert Worley suggested that perhaps pit bulls could be regulated through county ordinance. Attorney Greathouse said a county ordinance could be a disadvantage because it would not apply to cities. There is still time to research the issue and try to find a solution.
- County Zoning Ordinance – Attorney Greathouse is a member of the Millard County Planning Commission. He noted that the provisions of the new zoning ordinance are not that hard to meet. Regulations for subdivisions are meeting resistance, but if standards are not met at the time of development, owners will come back and want the county or the city to make the improvements that should have been the developer’s responsibility.
- Last year the state legislature passed a law that a bond can no longer be required for the completion of a subdivision. The city ordinance needs to be updated to comply with state law and alternative options added that will protect the city.

Recorder Cummings

- The quarterly financial report has been prepared and added to the council handbooks. Seventy-five percent of the Fiscal Year has passed: the General Fund has collected 60% of the projected revenues, and spent 60% of the budget. As long as the expenditures do not exceed the revenues collected there is no problem. The other funds are all performing within budget projections. At this time it doesn’t appear that the current budget will need to be amended. The tentative budget for the next Fiscal Year must be adopted in May. A preliminary budget will be available for council review and discussion at the next city council meeting.
- Meg Ryan, planning specialist with the Utah League of Cities and Towns, will be conducting land use training for the elected officials and planning commission on April 8 at 6:00 p.m. in the council chambers.

Mayor Larsen

- The city is advertising for a deputy recorder. The person hired for this position will be trained in all recorder functions and must have the required level of education, experience, and skills.
- IPA Agreements – Mayor Larsen corrected his report from the last meeting: Monroe City has not voted or signed the agreements yet. There is a resistance from some of the smaller California cities that want to have compressed air generation.
- Landlord/Tenant Utility Policy – A landlord has contacted two council members about changing the landlord/tenant policy. Mayor Larsen explained why it was adopted and that it makes landlords responsible for unpaid utility bills if their renters skip. Landlords can and should require a large enough security deposit from their tenants to cover unpaid utility bills when they leave. The policy is working well and has reduced the write-off losses for the city.

**ADJOURNMENT**

**MOTION: To adjourn the meeting.**  
**By: Councilmember Oeppinger**  
**Second: Councilmember Holt**  
**Vote: Unanimous**

242 The meeting adjourned at 7:47 p.m. The next meeting will be held April 15, 2014 at 6:30 p.m.

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246 APPROVED April 15, 2014

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Eugene R. Larsen, Mayor

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250 ATTEST: \_\_\_\_\_

251 Marlene Cummings, CMC

252 City Recorder

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