

1 **FILLMORE CITY COUNCIL MEETING**

2 June 17, 2014

3
4 *Minutes of the regular meeting of the Fillmore City Council held June 17, 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 June 13, 2014.*

9 Those present were:

10
11 Mayor: Eugene R. Larsen Council: Michael D. Holt
12 Attorney: Greg Greathouse N. Wayne Jackson
13 Recorder: Marlene Cummings Eric R. Jenson
14 Deputy Recorder: Jamie Orullian Deborah S. Oeppinger
15 Michael K. Rhinehart (excused)

16
17 Others: Terri Cummings, Dan Rowley, Bill Goddard, Don Edwards, James Cluff

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 meeting held June 3, 2014 as
24 corrected.
25 **By:** Councilmember Jackson
26 **Second:** Councilmember Jenson
27 **Vote:** Unanimous. Motion carried.

28 Bills – Payroll

29 **MOTION:** To approve the June 16, 2014 payroll and payment of the bills listed
30 on the invoice register dated June 4 – June 17, 2014 as corrected.
31 **By:** Councilmember Jenson
32 **Second:** Councilmember Holt
33 **Vote:** Unanimous. Motion carried.

34 Building Permits

- 35 • 14-03 Alan Roper shell permit for commercial building at 95 North Main
- 36 • 14-06 Tom Demolen residential addition at 30 East 300 South

37 Business Licenses

- 38 • Tony Dearden, DMC Towing and Auto Repair at 1160 North Cedar Mountain Road
- 39 • Tony Dearden, DMC Towing and Diesel Repair at 1155 North Main
- 40 • Eldon Brough, Wasatch Sports Performance at 25 South Main

41
42 **COMMUNICATIONS AND REQUESTS**

43
44 Law Enforcement Report

- 45 • Lt. Morris Burton distributed the May report. There were 2 traffic accidents, 5 citations
46 for 10 violations, 131 service calls 94 were incidents with reports, and 11 arrests for 19
47 violations. He asked if all roads were going to be open for ATV travel during the ATV
48 jamboree. He stated that law enforcement has been lenient with Jamboree participants

49 in the past. The recommendation was to encourage travel on designated roads, continue
50 leniency, and enforce gross violations.

51

52

BUSINESS

53

Budget Resolution

54

There had been no changes to the Tentative Budget

55

**MOTION: To approve Resolution 14-03 to adopt the operating budgets of the
56 city for the fiscal year ending June 30, 2015**

57

By: Councilmember Oeppinger

58

Second: Councilmember Jackson

59

Roll Call: Councilmember Jenson Yes

60

Councilmember Jackson Yes

61

Councilmember Oeppinger Yes

62

Councilmember Holt Yes

63

64

Consumer Confidence Resolution

65

Council had received copies of the 2013 Consumer Confidence Report (water quality report)
66 prior to council meeting; there were no questions or discussion.

67

**MOTION: To approve Resolution 14-04 approval of the 2013 Consumer
68 Confidence Report.**

69

By: Councilmember Jackson

70

Second: Councilmember Jenson

71

Roll Call: Councilmember Jenson Yes

72

Councilmember Jackson Yes

73

Councilmember Oeppinger Yes

74

Councilmember Holt Yes

75

76

Request to Amend Fillmore City Expansion Map

77

Following the June 24, 2014 public hearing, the planning commission submitted a written
78 recommendation to the city council to deny the request to amend the expansion map to include
79 the area known as June Brush Hill.

80

**MOTION: To accept and adopt the planning commission recommendation to
81 deny the request to amend the Fillmore city expansion map.**

82

By: Councilmember Oeppinger

83

Second: Councilmember Jenson

84

Vote: Unanimous. Motion carried.

85

86

Ordinance 14-01 Prohibit Retail Tobacco Specialty Businesses

87

**MOTION: To approve ordinance 14-01 prohibiting retail tobacco specialty
88 businesses.**

89

By: Councilmember Jackson

90

Second: Councilmember Oeppinger

91

Roll Call: Councilmember Jenson Yes

92

Councilmember Jackson Yes

93

Councilmember Oeppinger Yes

94

Councilmember Holt Yes

95

96

97 Cemetery Expansion

98 Preliminary plans are underway to add a new section to the cemetery. The question of
99 allowing raised headstones was discussed. Maintenance around upright monuments is labor
100 intensive and requires much more time than areas with flat markers. Opening a new section
101 will increase the workload; if uprights are allowed, an additional cemetery employee will be
102 required. Public sentiment seems to favor keeping a section for raised markers.

103
104 Since it takes twice the work to maintain the grounds around uprights, it was suggested that
105 perpetual care fees be doubled. Council was in agreement that the expansion should include a
106 raised headstone area and prices should be adjusted. Cemetery policies and fees will need to
107 be amended before the new area is opened. Time is of the essence since there are very few
108 burial spaces left that allow raised markers. Engineer Robert Worley will be asked to meet with
109 the mayor, recorder, sexton, public works supervisor and Councilmember Jackson to initiate
110 the first phase of the expansion plan.

111
112 Splash Pad

113 Don Edwards and James Cluff from Splash Pads USA came to answer questions. If a splash
114 pad is approved, they recommend incorporating the splash pad with the local pool. They also
115 recommend a cement surface, a chlorinated recirculation system with a UV filter, and a 650
116 gallon tank. Splash pads are easily winterized by blowing out the lines and adding RV
117 antifreeze and maintenance is minimal. The above ground features can be unbolted and stored
118 when not in use. The average cost per square foot is \$45-\$65. An inline heater can be added for
119 an additional \$1,500 to increase the use period.

120
121 Terri Cummings, East Millard Pool Supervisor, stated that she would also like to see the splash
122 pad developed in conjunction with the pool. The county has several employees that are
123 licensed CPO's (certified pool operators) that are trained to monitor chlorination systems. She
124 thinks it would be best to keep the center of town the focal point. If the splash pad is centrally
125 located it may draw more business to the museum, pool, and local businesses. She contacted
126 the recreation supervisor in Delta, Max Wood, he indicated that the pool experienced a
127 decrease in revenue when their splash pad opened.

128
129 Water Meters

130 Councilmember Jenson showed the mayor and council the Badger water meters and went over
131 the purchase order for 120 radio transmitters and 222 new meters. The meters come with a full
132 warrantee and a 25 year battery with a full warrantee for up to 10 years. It will take 1,100
133 meters to update the entire system which will be completed in 3 phases. The old meters are
134 failing rapidly and there is an urgent need for replacements. There are no moving parts and the
135 meters will help prevent water leaks. They can be installed in about half the time as the meters
136 the city is now using.

137 **MOTION: To approve purchase order 1415 to Hydro Specialties in the amount**
138 **of \$49,987.67 for the transmitters and water meters.**

139 **By: Councilmember Jenson**

140 **Second: Councilmember Oeppinger**

141 **Vote: Unanimous. Motion carried.**

COUNCIL REPORTS

145

146 Councilmember Jenson

147 **Water and Sewer**

- 148 • Councilmember Jenson reported that the master plan should be complete in 2-3 weeks.

149 Councilmember Jackson

150 **Emergency**

- 151 • Councilmember Jackson has not had the ambulance towed to the CERT building yet
152 and will not have time this month but is hoping to get it done soon.

153 **Cemetery**

- 154 • The metal sign at the cemetery is hard to read and needs to be updated. He will get
155 input from Sexton Brunson and the office staff and get a new sign made.

156 **Landfill**

- 157 • He received a citizen complaint that 3 dumpsters were full at the dump and that it was
158 the city's fault for not having the landfill open more. The citizen would like the landfill
159 to be open 5-6 days a week.

160

161 Councilmember Oeppinger

162 **Library**

- 163 • The library has a lot going on. There are activities to occupy the youth of the
164 community every week the remainder of June and all of July.

165 **Animal Control**

- 166 • A vaccination clinic will be held this Saturday June, 21, 2014 from 11:00 a.m. to 2:00
167 p.m. at the city yard. It has been well advertised with signs and notifications all over
168 town.
- 169 • Two dogs will be transferred to Delta this week.

170 **Historic Preservation**

- 171 • Councilmember Oeppinger attended a Great Basin Heritage meeting last Saturday and
172 indicated that there are several grants available that would be applicable to the arts
173 festival and activities that involve the museum.

174

175 Councilmember Holt

176 **Fire Department**

- 177 • Wendell Robison represents Fillmore City fire department at the state convention each
178 year. Mr. Robison met with the manufacturers of turn outs, which are fire gear, and
179 talked to them about the limited resources of the fire department. The manufacturers
180 generously donated \$300,000 worth of turn outs. The Fillmore City fire department has
181 taken what they need and will donate the rest to other departments in the county.

182 **Parks & Recreation**

- 183 • East Millard Recreation is hosting a little league tournament in Fillmore and asked if
184 the public works department could do some maintenance on the North Park ball field.
185 Councilmember Holt informed them that the city crew is busy and would not have time.
186 They indicated they would solicit help from the inmate work crew.

187 **Streets & Sidewalks**

- 188 • There have been two new homes constructed that have not installed sidewalks.
189 Councilmember Holt asked that letters be sent reminding the homeowners of the
190 sidewalk requirement.

191

192

193
194
195
196
197
198
199
200
201
202
203
204
205
206
207
208
209
210
211
212
213
214
215
216
217
218
219
220
221
222
223
224
225
226
227
228
229
230
231
232
233
234
235
236
237
238
239
240

Greg Greathouse

- Attorney Greathouse referenced a statement received from Councilmember Rhinehart indicating his support of adding June Brush Hill to the expansion map explaining that he thought it would be best to have control over what happens with this property. Attorney Greathouse explained that if the property was annexed into the city it would be assigned zoning criteria that would allow property owners the right to do whatever is allowed within the zone. He stated that control is not the issue and that the city would not gain from adding the property to the expansion map and that property shouldn't be added to gain control. The expansion map and annexation are not the same and property should not be added that doesn't meet criteria. Councilmember Rhinehart sent a response indicating that he had obtained more information and could see that if the developers were serious they should, at their own expense, develop a plan.
- Attorney Greathouse stated that Chairman Goddard did a fine job at the hearing.
- Attorney Greathouse commented on a news report involving a 3-year-old girl that had been attacked by a pit bull and was asked to leave a Kentucky Fried Chicken establishment because her deformities, that were a result of the attack, were offensive to customers.

Recorder Cummings

- Recorder Cummings asked for permission to adjust line items and redistribute funds in the current budget. She indicated that there would be no change to the total. Council agreed.

Mayor Larsen

- \$150,000 from capital outlay has been budgeted in 2014-2015 for the second phase of the electric line underbuild connecting the airport and creamery substations. Once the third phase is complete either substation will be able to sustain the whole city during emergencies.

ADJOURNMENT

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

The meeting adjourned at 8:23 p.m. The next meeting will be held July 1, 2014 at 6:30 p.m.

APPROVED July 1, 2014

Eugene R. Larsen, Mayor

ATTEST: _____
 Jamie Orullian
 Deputy Recorder