

1 **FILLMORE CITY COUNCIL MEETING**

2 October 21, 2014

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4 *Minutes of the regular meeting of the Fillmore City Council held October 21, 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 October 16,*
9 *2014.*

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11 Those present were:

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

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19 Others: Terry Scottorn

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21 6:35 p.m. Welcome and Pledge of Allegiance – Mayor Larsen

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23 **ADMINISTRATIVE BUSINESS**

24 Minutes

25 **MOTION: To approve the minutes of the meeting held October 7, 2014 as**
26 **corrected.**

27 **By: Councilmember Jackson**
28 **Second: Councilmember Oeppinger**
29 **Vote: Unanimous. Motion carried.**

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31 **MOTION: To approve the minutes of the special meeting held September 23,**
32 **2014.**

33 **By: Councilmember Oeppinger**
34 **Second: Councilmember Jenson**
35 **Vote: Motion carried. Councilmember Rhinehart abstained; he was not at**
36 **the special meeting.**

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38 Bills – Payroll

39 **MOTION: To approve the October 15, 2014 payroll and payment of bills listed**
40 **on the invoice register dated October 8 – October 21, 2014.**

41 **By: Councilmember Jackson**
42 **Second: Councilmember Jensen**
43 **Vote: Unanimous. Motion carried.**

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45 Business Licenses

- 46 • Genaro Serrano, temporary business permit for food vendor service at indoor arena
- 47 • Charles C. Carling, home business at 760 East Valley View Road for internet sales

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Excavation Permit

14-14 CentraCom Interactive to install conduit along Industrial Way

MOTION: To approve the excavation permit for CentraCom to install conduit along Industrial Way.

By: Councilmember Rhinehart

Second: Councilmember Jensen

COMMUNICATIONS AND REQUESTS

Terry Scottorn - Mr. Scottorn invited council members and their partners to the annual Veterans Day dinner on Tuesday, November 11th at 6:00 p.m. He thanked the council for sponsoring the youth who attended Boys State, and reported Legion activities for the past year which included:

- presented Veteran’s Day programs in all three Fillmore schools
- served 160 people at the Veteran’s Day dinner last year
- furnished the color guard for 30 Millard High School sports events
- conducted 29 cemetery military rights
- provided assistance to seven veterans in various ways
- selected Boys State participants
- awarded 3 scholarships to high school seniors
- assisted with the honor flight to Washington D.C.
- sponsored three Eagle Scout projects

The 2015 American Legion State Convention is going to be held in Fillmore in June, 2015.

Mr. Scottorn thanked the council for past support and financial assistance and requested a \$1,500 donation to help with legion operations for the coming year.

MOTION: To donate \$1,500 to the American Legion Post 61.

By: Councilmember Oeppinger

Second: Councilman Rhinehart

Vote: Unanimous. Motion carried.

BUSINESS

Dog Ordinance

The council reviewed several sample dog ordinances and discussed possible ideas. One idea was to include a category in the ordinance for at risk animals that display aggressive behavior in order to prevent attacks on other animals or humans and eliminate the potential of an aggressive animal progressing to a vicious animal. Stringent enforcement requirements were also discussed and included proof of \$500,000 in home owners insurance, cage and lease regulations, and steeper fines. Councilmember Oeppinger asked to go over the sample ordinances with the dog catchers and receive input from them to pinpoint portions of the ordinances that would be applicable to Fillmore City. Council members will receive the compiled information by the next city council meeting.

98 Cemetery Expansion

99 The council discussed the two expansion plans presented by city engineer Robert Worley. One
100 plan utilizes the existing entrance and the other plan includes a new entrance with a
101 roundabout. The council chose to go with the roundabout option and concluded that a large
102 amount of money can be saved if as much work as possible is done by public works personnel.

103 **MOTION: To make a new entrance into the cemetery with a roundabout**
104 **By: Councilmember Jackson**
105 **Second: Councilmember Jenson**
106 **Vote: Unanimous. Motioned carried.**

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108 Parade Parking

109 The council reviewed the parade parking ordinance draft prepared by Attorney Greathouse and
110 determined that parking and setting up chairs would be allowed after 8:00 pm the evening prior
111 to the Fourth of July parade and that only chairs will be allowed between 100 South and 100
112 North.

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COUNCIL REPORTS

115 Councilmember Holt

116 **Fire Department**

117 • The league of cities and towns is holding a meeting on Thursday Oct. 30, 2014 in
118 Richfield to discuss new legislation on funding wild land fires. The invitation to the
119 meeting indicated that funding responsibility may shift to cities and towns.

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121 **Streets & Sidewalks**

122 • Kendall Krause built a new home last year at 555 South 700 East. Ross Cummings and
123 John Mitchell informed Mr. Krause early on in the building stage that the sidewalk on
124 the west side of his property would need to be moved four feet onto his property to
125 avoid a natural drainage path, otherwise the sidewalk would continually be washed out.
126 Mr. Krause indicated that this arrangement would be fine.

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128 When it came time to install the sidewalk it was staked out in the drainage path. Mr.
129 Krause was reminded of the agreement and stated that he did not recall the conversation
130 and was upset that the city was encroaching on his property. The city agreed to pay for
131 all the concrete and gravel in excess of 150 feet, as the cost share policy indicates.

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133 A contract was drawn up and Mr. Krause refused to sign it because it didn't include
134 labor. Mr. Krause went ahead and installed the sidewalk before any agreement, other
135 than the cost share agreement, was in place. Recently, Mr. Krause turned in a cost
136 estimate that included labor, equipment labor, removal of waste material, furnishing a
137 compactor machine, and a request for inclusion of a liability clause.

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139 Councilmember Oepfinger

140 **Animal Control**

141 • There have been several dogs in the pound; four will be leaving this week. Dr.
142 Anderson, The veterinarian, will be here tomorrow.

143 **Library**

144 • Spooky story hour will be held on October 31, 2014. She encouraged everyone to
145 attend and support the library.

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Other

- The chamber of commerce is sponsoring trick-or-treating at all the local businesses between 3:00-5:00 pm on Halloween.

Councilmember Rhinehart

Celebrations

- The celebrations committee is working on plans for the Christmas lighting ceremony. Some of these plans include; caroling in the park, vendor booths located behind the courthouse, Santa in two locations to reduce time spent in line, a craft activity for the kids, and invitations are being sent out to farmers asking them to enter tractors in the light parade.

Councilmember Jenson

Economic Development

- The Norbest Turkey Corporation hosted a dinner in hopes of capturing economic development attention in this area. Norbest would like to build turkey farms and is seeking farmers willing to invest two million dollars. Councilmember Jenson attended the dinner and could see that there may be potential benefit to Fillmore City but thought the project would be more beneficial to the county.

Councilmember Jackson

No Report

Mayor Larsen

- KOA management was contacted and asked if they were interested in the miniature golf course equipment; they are not interested. John Mitchell has been notified and will begin clearing the golf course area as soon as time permits.

ADJOURNMENT

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

The meeting adjourned at 8:20 p.m. The next meeting will be held Nov. 4, 2014 at 6:30 p.m.

APPROVED November 4, 2014

Eugene R. Larsen, Mayor

ATTEST: _____

Jamie Orullian
Deputy Recorder