

1 **FILLMORE CITY COUNCIL MEETING**

2 April 21, 2015

3
4 *Minutes of the regular meeting of the Fillmore City Council held April 21, 2015 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, KNAK, and each member of the governing body on April 17, 2015.*
9

10 Those present were:

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

16
17 Others: Forrest Roper, Zane Pentz, Robert Worley, Terri Cummings, Bart Whatcott

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

20
21 Mayor Larsen excused Councilmembers Mike Holt and Eric Jenson.
22
23

24 **ADMINISTRATIVE BUSINESS**

25 Minutes

26 **MOTION: To approve the minutes of the meeting held April 7, 2015.**
27 **By: Councilmember Rhinehart**
28 **Second: Councilmember Oeppinger**
29 **Vote: Unanimous. Motion carried.**
30

31 Bills – Payroll

32 **MOTION: To approve the April 15, 2015 payroll and payment of bills listed on**
33 **the invoice register dated April 8 - April 21, 2015.**
34 **By: Councilmember Jackson**
35 **Second: Councilmember Oeppinger**
36 **Vote: Unanimous. Motion carried.**
37

38 Business Licenses

- 39 - Centra Com Interactive – Casey Cox, 35 South State Street Fairview, Utah cable TV
- 40 and internet provider
- 41 - Screamin’ Eagle Raceway – Nathan Terry, 890 South Airway Drive Fillmore, Utah
- 42 motocross track

43 Building Permits

- 44 - Matt Pace – pre-built metal storage shed to be place at 445 South 400 West
- 45 - Wayne Jackson – attached garage at 45 West 200 North

48 Celebrations Committee Appointment

49 **MOTION:** To appoint Amber Kelsey to the Celebrations Committee as an
50 alternate.

51 **By:** Councilmember Rhinehart

52 **Second:** Councilmember Jackson

53 **Vote:** Unanimous. Motion carried.

54

55

COMMUNICATIONS & REQUESTS

56

57 Six County Association of Governments, Pre Disaster Mitigation Planning and FEMA Grants –
58 Forrest Roper

59 The city can apply for a FEMA grant to provide funds. Mr. Roper provided instructions on
60 how to fill out the Mitigation Plan Update and asked to have it completed and returned by the
61 end of April. The goal of the grant is to mitigate any problems there may be with the city's
62 infrastructure. Councilmember Jackson will complete the grant and send it in.

63

64 Sunrise Engineering, Main Street Storm Drain Study – Zane Pentz

65 Mr. Pentz presented both short-term and long-term solutions for the storm water drainage
66 problem in front of Duane's Food Town at 75 South Main. UDOT has been asked to share the
67 cost of Phase 1 of the project. UDOT is requesting that a study be performed to determine how
68 much storm water that builds up in from Duane's comes from the city streets and how much
69 comes from the UDOT right-of-way. Sunrise is going to find out how much of that study
70 UDOT is willing to pay for. A long-term fix is desired by both the city and UDOT with the
71 cost shared equally. UDOT has completed the same type of study in Kanab and Gunnison and
72 grants were provided to assist with project funding. The purpose of the study is to show the
73 public that a fix is needed. The problem also presents a safety issue to the public. The
74 estimated cost of the repair is \$1.6 million.

75 **MOTION:** To proceed with the storm water drain study.

76 **By:** Councilmember Oeppinger

77 **Second:** Councilmember Jackson

78 **Vote:** Unanimous. Motion carried.

79

80

81 National ATV Jamboree –Request for \$500 Donation

82 **MOTION:** To donate \$500 to the ATV Jamboree.

83 **By:** Councilmember Rhinehart

84 **Second:** Councilmember Oeppinger

85 **Vote:** Unanimous. Motion carried.

86

87

BUSINESS

88

89 Accept bid from Tantalus Systems, Inc

90 Attorney Greathouse explained the products and services provided in the Tantalus \$302,000
91 bid amount. The new meters will eliminate approximately \$3,500 per month in meter reading
92 costs. They will also provide a significant benefit to the city and customers because they have
93 the ability to identify leaks. Reliability of the meters is estimated to be between 15 and 20
94 years; after that some meters may need to be replaced as moving parts wear out.

95 **MOTION:** **Accept bid from Tantalus subject to entering into a contract with**
96 **Tantalus where Fillmore City and Tantalus both sign the contract.**
97 **By:** **Councilmember Oeppinger**
98 **Second:** **Councilmember Jackson**
99 **Vote:** **Unanimous. Motion carried.**

100

101 Accept contract with Tantalus Systems, Inc
102 Attorney Greathouse summarized details of the contract.

103 **MOTION:** **Accept Tantalus contract subject to the Mayor’s obtaining an**
104 **acceptable agreement on hosting service payment start times,**
105 **warranties matching the warranties on the original bid documents,**
106 **and any other concerns the Mayor deems necessary to address.**
107 **By:** **Councilmember Oeppinger**
108 **Second:** **Councilmember Rhinehart**
109 **Vote:** **Unanimous. Motion carried.**

110

111 Approve amendment to Fire Department By-Laws

112 **MOTION:** **To table this item until the next council meeting**
113 **By:** **Councilmember Jackson**
114 **Second:** **Councilmember Rhinehart**
115 **Vote:** **Unanimous. Motion carried.**

116

117 Resolution 15-04, Municipal Wastewater Planning Program Resolution

118 **MOTION:** **To adopt Resolution 15-04 accepting the 2014 Municipal**
119 **Wastewater Planning Program Self-Assessment Report for Fillmore**
120 **City.**
121 **By:** **Councilmember Rhinehart**
122 **Second:** **Councilmember Oeppinger**
123 **Vote (Roll Call):**
124 **Councilmember Rhinehart Yea**
125 **Councilmember Oeppinger Yea**
126 **Councilmember Jackson Yea**
127 **Unanimous. Motion carried.**

128

129 Old City Building Demolition Estimate

130 The bid request to salvage will be released this week. The estimate to demolish has come
131 below the threshold amount that would require competitive bidding. The funds to pay for the
132 demolition will be expended from the Capital Projects Fund.

133

134 Review 2016 tentative budget proposals

135 The first draft of the tentative budget was reviewed with the council. Kevin Orton provided
136 some explanation to the tentative construction of the budget and encouraged the council to
137 recommend needed changes as the budget process moves forward.

138

139 Discussion on the Splashpad – Bart Whatcott and Terri Cummings

140 A lengthy discussion concerning the splashpad ensued, and the following points were made:

- 141 - Mr. Whatcott's discussions with the city council members, county employees, and the
142 public revealed that the large majority support access to the splashpad through the pool
143 only.
144 - Charging an entrance fee to the splashpad is necessary to help fund the operations of
145 the pool and splashpad. A 50 cent per person charge will help offset additional wages,
146 overhead, and supplies costs. Having the splashpad connected to the pool is expected
147 to promote increased usage of the pool.
148 - Fencing in the splashpad is necessary to ensure safety of those who use it, and it will
149 provide protection to the splashpad itself by mitigating vandalism and damage.

COUNCIL REPORTS

Councilmember Oepfinger

- 154 - **Library**
155 The library held a board meeting to discuss library goals for the coming year. Jody
156 Robison is working with the library to develop a 6 week course online.
157 - **Animal Control**
158 There are no dogs in the pound.

Councilmember Rhinehart

- 161 - **Celebrations**
162 The Celebrations Committee met on Monday April 13. The committee has suggestions
163 for the Fourth of July parade theme and they will be ready to present the theme to the
164 council for approval in the next council meeting.

Councilmember Jackson

- 167 - **Cemetery**
168 The cemetery staff is busy with clean-up projects.
169 - **Other**
170 BYU will be visiting April 30 to put on a Veterans program to meet veterans in the
171 area. They will donate a big screen TV for the Legion.

CLOSED SESSION

175 **MOTION:** To move into a closed executive session to discuss the character,
176 professional competence, or physical or mental health of an
177 individual.

178 **By:** Councilmember Jackson

179 **Second:** Councilmember Rhinehart

180 **Vote (Roll Call):**

181 **Councilmember Rhinehart: Yea**

182 **Councilmember Oepfinger: Yea**

183 **Councilmember Jackson: Yea**

184 **Unanimous. Motion carried.**

185
186 Council convened in closed session at ____ p.m. and returned to open meeting at ____ p.m.
187 Those present were Mayor Larsen, Attorney Greathouse, Recorder Orton, Councilmembers
188 Oepfinger, Rhinehart and Jackson.

189
190
191
192
193
194
195
196
197
198
199
200
201
202
203
204
205
206
207
208
209
210

Mayor Larsen

The Mayor updated the council on the IPP situation. Anaheim has dropped completely out of the project. There will be some changes to the IPP document that the City signed that will all be related to California issues. The Mayor wants to know what those changes are before the city agrees to the changes. UAMPS is moving ahead with participation in studies regarding nuclear power.

ADJOURNMENT

MOTION: To adjourn the meeting.
By: Councilmember Jackson
Second: Councilmember Oepfinger
Vote: Unanimous. Motion carried.

The meeting adjourned at 9:33 p.m. The next meeting will be held May 5, 2015 at 6:30 p.m.

APPROVED May 5, 2015 _____
Eugene R. Larsen, Mayor