

1 **FILLMORE CITY COUNCIL MEETING**

2 May 5, 2015

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4 *Minutes of the regular meeting of the Fillmore City Council held May 5, 2015 in the Council Chambers*  
5 *of the Fillmore City Building. Notice of the time and place of the meeting was posted on the Utah State*  
6 *Public Notice website, the Fillmore City website, the Council Chambers, the City Office bulletin board,*  
7 *and the President Millard Fillmore Library. Notice was also provided to the Chronicle-Progress, radio*  
8 *stations KMTI, KNAK, and each member of the governing body on May 5, 2015.*  
9

10 Those present were:

- |              |   |          |                      |
|--------------|---|----------|----------------------|
| 11 Mayor:    | Eugene R. Larsen  | Council: | Michael D. Holt      |
| 12 Attorney: | Greg Greathouse   |          | N. Wayne Jackson     |
| 13 Recorder: | Kevin Orton   |          | Eric R. Jenson       |
| 14 Staff:    | Marlene Cummings  |          | Deborah S. Oeppinger |
|              |   |          | Michael K. Rhinehart |
| 17 Others:   | Richard Peterson, Alan Roper, Darren Brunson, Nathan Terry, Caleb Rasmussen |          |                      |

20 6:30 p.m. Welcome and Pledge of Allegiance – Mayor Larsen

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22 **ADMINISTRATIVE BUSINESS**

23 Minutes

- 24 **MOTION:** To approve the minutes of the meeting held April 21, 2015.
- 25 **By:** Councilmember Jackson
- 26 **Second:** Councilmember Oeppinger
- 27 **Vote:** Unanimous. Motion carried.

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29 Bills – Payroll

- 30 **MOTION:** To approve the April 30, 2015 payroll and payment of bills listed on
- 31 the invoice register dated April 22 – May 5, 2015.
- 32 **By:** Councilmember Jenson
- 33 **Second:** Councilmember Holt
- 34 **Vote:** Unanimous. Motion carried.

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36 **COMMUNICATIONS & REQUESTS**

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38 Law Enforcement – Lt. Morris Burton

39 Lt. Burton summarized law enforcement activity in Fillmore for the month of March. There  
40 were 2 traffic accidents, 10 citations issued for 16 violations, 120 CAD calls were received and  
41 there were 91 incidents that resulted in 16 arrests for 31 offenses.

42  
43 Screamin Eagle Raceway Motocross Report – Nathan Terry

44 The first race included about fifty racers, six of whom race as professionals. This is a great  
45 turnout for a first race. The event went smoothly with very few problems, which included a  
46 water line break that was repaired quickly and a few minor injuries. There are some large races  
47 happening in June that will be difficult to compete with. July 4, 2015 is a target date for the  
48 next event.

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Millard County Commission – Commissioner Alan Roper

- In the first quarter of 2016 the county will receive \$437,000 from the implementation of a 4.9 cent gas tax. Two-thirds of that will go to Millard County and one-third will go to Fillmore City. There will be a county commission meeting on May 20<sup>th</sup> to decide on implementation of an additional 0.25% tax by the county. Cameron Diehl from Utah League of Cities and Towns has been invited to attend to provide more information. If passed the county would receive \$285,000 and the cities and towns would receive \$127,000 to share between the cities. This money would be earmarked for roads, sidewalks, and hiking and biking paths.
- Scott Barney is the new County Economic Development Director and he will be working with city officials on their economic development needs and goals.
- Governor Herbert is requesting participation in a statewide survey to address needs and values of residents of the state, as Utah will double in size by year 2050. Commissioner Roper requested that the survey be announced in the next Fillmore City newsletter.
- The county is moving slowly on the soccer fields. The bid has been awarded for the sprinkler system. The cost to run a water line to the fields will need to be determined and provided to the county. Seeding will need to commence as soon as the water is hooked up and sprinklers installed.

Fire Department – Chief Darren Brunson

- Winter was slow for the Fire Department but April was very busy. There were three structure fires over the last couple of weeks. These included a trailer house on 145 West 300 South, a shed fire where chicken coups were destroyed, and a house fire in Kanosh. These events are unfortunate; however, the recent fire activity provided an opportunity to train the crew and help in preparing for the anticipated busy summer season.
- The department awaits finalization of the contract for the fire truck. Execution of the contract will guarantee the truck will be made.
- There is a safety concern regarding the use of restricted pesticides in the city right-of-ways. This creates a danger if it is spilled because of toxicity. Parking the trailers in residential areas also creates a danger to children being able to access them. The county is making a shed available to store the pesticides; however, until then it will continue to be an issue. The city will compose a letter and send to the county to address the problem.
- The Avalon Movie Theatre will be inspected by the state fire marshal. The building needs to meet code. Chalk Creek Trailer Park will also be inspected and brought up to code.

Boy’s State Sponsorship Request – Caleb Rasmussen

Caleb Rasmussen is attending Boy’s State and asked the council to sponsor him.

**MOTION: To approve a \$400.00 expenditure to sponsor Caleb Rasmussen’s attendance to Boys State.**

**By: Councilmember Jackson**

**Second: Councilmember Holt**

**Vote: Unanimous. Motion carried.**

98

99 Celebrations committee request to council regarding theme for Fourth of July Parade

100 **MOTION:** To approve the theme of “Dreams Come True Under Red, White  
101 and Blue” for the 2015 Fourth of July Celebration.

102 **By:** Councilmember Oeppinger

103 **Second:** Councilmember Jenson

104 **Vote:** Unanimous. Motion carried.

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106

**BUSINESS**

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108 Adopt Tentative Budget for Fiscal Year Ending June 30, 2016

109 **MOTION:** To increase the insurance premium contribution to city employees  
110 by \$100.00 each per month for the 2016 fiscal year.

111 **By:** Councilmember Jackson

112 **Second:** Councilmember Oeppinger

113 **Vote:** Unanimous. Motion carried.

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115 **MOTION:** To approve a 3% cost of living increase to city employees for the  
116 2016 fiscal year.

117 **By:** Councilmember Oeppinger

118 **Second:** Councilmember Jackson

119 **Vote:** Unanimous. Motion carried.

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121 **MOTION:** To adopt the tentative budget as written for the fiscal year 2016  
122 ending June 30, 2016.

123 **By:** Councilmember Jenson

124 **Second:** Councilmember Rhinehart

125 **Vote:** Unanimous. Motion carried.

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**COUNCIL REPORTS**

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129 Councilmember Jenson

130 - **Planning and Zoning**

131 The Planning Commission will need to have another public hearing to address the rest  
132 of the changes needed in regards to the child care ordinance.

133 The name change on the motocross conditional use permit was approved to be changed  
134 to Screamin Eagle Raceway.

135

136 Councilmember Jackson

137 - **Cemetery**

138 Sexton Brunson is starting grounds keeping work at the cemetery today. The county  
139 conservation crew could be used to help if needed.

140

141 Councilmember Rhinehart

142 - **City Shop, Yard and Equipment**

143 There have been complaints from citizens about too much noise in their neighborhoods.

144 The city does not have a noise ordinance. Citizens who have a complaint need to fill  
145 out a formal complaint with the city office.

146 Parking restrictions for the Fourth of July celebration will need to be communicated to  
147 the public through the city newsletter and the newspaper.

148

149 Councilmember Oeppinger

150 - **Animal Control**

151 There are no dogs currently impounded. Animal control is doing a very good job in  
152 controlling the dog situation, and citizens are being more responsible about keeping  
153 their dogs locked up.

154

155 Councilmember Holt

156 - **Parks and Recreation**

157 Councilmember Holt attended a UDOT meeting on April 20. UDOT is providing  
158 applications to non-urban areas that pledge a 6.7% match in funding up to two million  
159 dollars for city projects. Transportation Alternative Projects grants are also available  
160 for projects up to \$145,000.

161 The county wants to know if the city is interested in buying soil from the county to  
162 improve the north park baseball field.

163 - **Streets and Sidewalks**

164 There are several citizens who have put piles of dirt from their yard out onto the street.  
165 The city office will need to send out notices.

166 A lengthy discussion ensued regarding some tree-cutting issues that were brought to  
167 Councilmember Holt's attention. Attorney Greathouse provided legal council on how  
168 to best handle some of the tree cutting issues.

169

170 Mayor Larsen

171 Mayor Larson explained to the council the temporary nature of the new court clerk  
172 position.

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**ADJOURNMENT**

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

177 **By: Councilmember Oeppinger**

178 **Second: Councilmember Rhinehart**

179 **Vote: Unanimous. Motion carried.**

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181 The meeting adjourned at 8:32 p.m. The next meeting will be held May 19, 2015 at  
182 6:30 p.m.

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APPROVED May 19, 2015 \_\_\_\_\_

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Eugene R. Larsen, Mayor