

MINUTES  
MANTI CITY COUNCIL MEETING  
FEBRUARY 17, 2010  
6: 30 P.M.

Mayor Natasha R. Madsen in chair and presiding. Roll called showed Councilmember Vaun Mickelsen, Galen Christiansen, Alan Justesen, Loren Thompson and Korry Soper present.

Mayor Madsen said that a quorum was present. All present joined in the Pledge of Allegiance.

1. Mayor Madsen recognized Travis Miller.

Travis was present to address his written request, a copy of which had been furnished to the Mayor and Council, to transfer utilities from the property where the old Manuel Hansen home had been located to a new location, specifically lot 22, in the Heritage Heights Subdivision.

Travis then referenced the minutes of the Manti City Council meeting from 2001 wherein a transfer of utilities was allowed to Lewis Miller from property where the buildings had been removed.

Councilmember Justesen inquired if there were any probability of a building being constructed at the location where the service previously existed. Travis said there was little chance of that happening as he needs that area for parking.

Councilmember Thompson made note of the written petition wherein precedence was stated and said that precedence could be ruled out if it was an initial mistake. Precedence does not require you to make of the same mistake twice.

Councilmember Soper stated that the request is to locate a service to a new location and it should be a new service.

Councilmember Justesen stated that the cost of the connection would remain in place but there could be consideration of waive of impact fee.

The City Recorder referenced a memorandum which had been furnished to the Mayor and Council with a copy to Mr. Miller and outlined the contents of same.

Travis then asked for the transfer of water and electric service to lot 22 in the Heritage Heights Subdivision.

Considerable general discussion ensued at which time the City Recorder recommended that a written policy be developed addressing service connection to preclude questions relative to ownership of service connections.

Mayor Madsen indicated that she would like the Council to consider the proposal that was presented and would ask that the Council reconsider the item later in the meeting, or at the very latest, at the council meeting of March 10, 2010.

2. Mayor Madsen inquired as to status of the Fourth of July chairmanship search.

Councilmember Mickelsen indicated some had been done however he was interested in the procedure which should be followed relative to selecting a chairman. Some discussion ensued and Councilmember Mickelsen said he would proceed with the chairmanship search in that manner.

3. Mayor Madsen made note of the Central Utah Heritage Project at the north end of Main Street and indicated that it should be discussed as it appears the project is ready to proceed.

The Mayor reported that she and Councilmember Mickelsen had attended a meeting where the plans were reviewed. The Heritage Committee expressed their hope that Manti City could assist with moving the electric utility underground to accommodate the project. Some discussion ensued.

The City Recorder stated that based on the plans presented by the Heritage Committee there were 2.55 acres of property included in the project. The transfer of irrigation water to accommodate the project would require the transfer of a share per acre and since he had previously mentioned transferring one share it appears this would have to be reconsidered. Some discussion ensued and the Recorder was instructed to determine how much of the property came from Sanpete County and how much from Manti City so apportioned transfer of water could take place.

Mayor Madsen provided a copy of a cost estimate to place the electric utility line underground as prepared by Electrical Superintendent Gene Rogers. She stated that at a point in time the City could consider waive of all or a part of labor and equipment for moving the electric utility line.

Councilmember Soper felt that this project would provide considerable enhancement to the community and that Manti City should support it in whatever way feasible, including the possible waive of labor and equipment for moving the power line underground.

Following some additional discussion the matter was tabled pending further review.

4. Mayor Madsen noted a request from the Boy Scouts for a Manti City representative to the Boy Scouts Centennial celebration planning group. She then read the letter from the Scout Council and following some discussion it was the consensus of the Mayor and Council an appointment will be made.

5. Mayor Madsen requested a report as to activity regarding the proposed zoning at the airport.

Councilmember Justesen reported that the County Planning Commission had again considered the requested zoning in the area of the airport and had tabled the matter.

Mayor Madsen said that County Commissioner Steve Frischknecht had mentioned possible availability of conservation easement funding which might be used for easement acquisition in conjunction with the airport. Some discussion ensued.

6. Mayor Madsen inquired as to status of negotiation with Southwest Farms for the acquisition of the electric utility line in that area.

The City Recorder reported on a meeting with Doug Cox and Mark Olson of Southwest Farms wherein the requested amount from Southwest Farms and the confirmed offer by Manti City had been addressed. He said that this time the offer of \$12,000.00 from Manti City was considered a counter offer to the \$15,000.00 requested by Southwest Farms for purchase of the line.

The Recorder stated that Southwest Farms felt they had been somewhat ignored in the development of a private line to serve another customer in that area and as a result had not been compensated for perceived attachment to their line.

The Recorder noted that based on this amount plus current repair to the line he would recommend a line purchase of \$14,000.00, a portion of which would be paid by waive of the current repair bill on this line amounting to approximately \$600.00 and the balance to be paid over a four-month period by credit to the electric utility account to Southwest Farms.

Following some discussion Councilmember Christiansen moved that Manti City acquire the utility line owned by Southwest Farms at a price of \$14,000.00 to be paid in part by waive of the billing for line repair in an amount of approximately \$600.00 and the balance of \$13,400.00 be paid by credit to their utility account over a four-month period with any true up required to take place in the fourth month and that this be reduced to a written agreement, seconded by Councilmember Vaun Mickelsen. Councilmembers voting "aye": Galen Christiansen, Vaun Mickelsen, Korry Soper, Loren Thompson and Alan Justesen. Councilmembers voting "nay": none.

7. Mayor Madsen made note of the April council meetings which would conflict with the mid-year League of Cities and Towns meeting and following some discussion it was the consensus that the first April council

meeting be changed from April 7<sup>th</sup> to April 6<sup>th</sup> and the second council meeting remain as scheduled on April 21<sup>st</sup>.

8. Mayor Madsen recognized Lewis Miller who had joined the meeting in the company of Mr. and Mrs. Travis Miller.

Lewis Miller said that he had paid \$800.00 for the sewer connection to the Manuel Hansen home and he wished that to be reflected as a matter of record.

Lewis then said that he was extremely disappointed with individuals in the room failing to recognize the importance of the local business community and recognizing the service that Travis brought to the community and continuing the business on Main Street. He certainly felt some accommodation should be extended in this matter.

9. Mayor Madsen inquired if there was any discussion relative to the Ludlow Engineering presentation on survey.

Considerable general discussion ensued relative to both locations of monuments, checking with other surveyors, etc. Following this discussion Mayor Madsen directed that the matter be tabled and that Ludlow Engineering so advised.

10. Councilmember Justesen requested that the request of Travis Miller be addressed as Mr. and Mrs. Travis Miller and Lewis Miller were present and he felt the matter could be addressed at this time.

Councilmember Justesen said that he felt that a waive of the impact fee would be appropriate with the actual cost of installation at the new location in the Heritage Heights Subdivision being charged, similar to action taken in 2001.

Councilmember Mickelsen then moved to waive the impact fee of \$1,400.00 to lot #22 in the Heritage Heights Subdivision recognizing that a water impact fee would need to be charged to the service location of approximately 30 West 200 North if it were ever reconnected to the water utility and that Manti City develop a policy to address utility connection location and ownership in a specific manner, seconded by Councilmember Justesen. Councilmembers voting "aye": Vaun Mickelsen, Alan Justesen and Galen Christiansen. Councilmembers voting "nay": Loren Thompson and Korry Soper. The motion carried.

11. Councilmember Christiansen inquired as to status and negotiations on the Merten property and the Recorder reported the matter is proceeding within the framework discussed at the previous meeting. The agreement has yet to be reduced to writing. Councilmember Christiansen stressed that he felt there must be water conveyed with the acreage purchased.

Councilmember Christiansen inquired as to status of the water meter at the high school.

The City Recorder reported that the water meter at the high school had been replaced. The matter at hand with the school district, and a firm representing the school district, is the actual use of water at the high school. Utility Cost Management Consultants felt the amount estimated by Manti City was too high. The purpose of delay on truing up this account was based on having a full year of use to determine actuals prior to the true up.

Councilmember Christiansen indicated he had several questions relative to the payment voucher list and then noted he would like clarification on payments to both Brody Keisel as an attorney, Chamberlain and Associates as an attorney, Johansen Sand and Gravel for reject sand as to use, Main Auto and Truck Supply as to the detail on the miscellaneous purchases, the detail as to Rocky Mountain Turf and Equipment and the detail as to GO Promos for key tags. The Recorder indicated detail would be furnished.

Councilmember Christiansen said he felt that all work taking place at the City shop should be done on work orders on each item so that specifics could be determined as to where the parts being purchased are being

used. He said he had spoken with Dale who had said they had done that in the past but had stopped doing it recently. Councilmember Christiansen felt it should be reinstated.

Some question was posed relative to the value of spending time on work orders as opposed to doing the work. Councilmember Christiansen said that as City employees were one-half hour to forty-five minutes late getting out of the shop there should be plenty of time to complete the necessary paperwork.

The City Recorder was instructed to develop the detail on the questions that had been mentioned on the payment register.

12. Councilmember Justesen said he had been contacted by a MIBA Committee member expressing questions as to what is charged at the Pageant Park and what fees have been waived. There were also some questions to where the Pageant booth fees are routed whether it was to the MIBA Committee or to Manti City.

Some discussion ensued.

13. Councilmember Mickelsen made note of some newspapers he had acquired in Salina which were promoting their local businesses and said this type of business promotion might be worthwhile. He circulated copies of materials and then provided them to the City Recorder.

14. Councilmember Thompson stated that when the playground equipment at the City Park has been installed the plan had been to put in a walking path around the playground equipment recognizing the distance required for a fall zone. He will make an application to the MIBA Committee for funds to complete this phase of the project in the future.

15. Mayor Madsen made note of the following items . . .

- a. Reported on the Real Salt Lake event which had taken place in Manti and felt it was a success. She had sent thank you notes.
- b. Distributed thank you cards which had been received by the City for City assistance.
- c. Made note of information from the Mayors and Commissioners meeting relative to the Landfill schedule.
- d. She had requested Public Works Director Dale Nielson to place at least two loads of sand on the north park soccer fields as soccer will be underway again soon.
- e. Made note of the ad on the old city barn and inquired if there had been any response. The Recorder indicated there had been three inquiries to date.
- f. Requested an executive session to address legal and personnel matters.

16. The minutes of the February 3, 2010 council meeting were addressed and following review by the Mayor and Council, Councilmember Justesen moved to approve the minutes as corrected, seconded by Councilmember Thompson. Councilmembers voting "aye": Alan Justesen, Loren Thompson, Galen Christiansen, Korry Soper and Vaun Mickelsen. Councilmembers voting "nay": none.

17. The City Recorder asked that individuals planning to attend the mid-year League of Cities and Towns convention in St. George contact Deputy Recorder JoAnn Otten to register and make room arrangements.

The City Recorder presented a copy of the buffer zone map and addressed it briefly with the Mayor and Council.

Councilmember Thompson inquired as to why Manti City would not want to annex any property that may come to question. The City Recorder noted that some would not be possible to annex and others may not

be advantageous to the City to annex. Councilmember Thompson said that he felt development outside of town should be annexed in as they use city streets, etc. and should probably be part of the tax base.

18. Councilmember Justesen moved the city council adjourn from regular session and reconvene in closed session to address legal and personnel matters, seconded by Councilmember Christiansen. Councilmembers voting “aye”: Alan Justesen, Galen Christiansen, Vaun Mickelsen, Korry Soper and Loren Thompson. Councilmembers voting “nay”: none.

REGULAR SESSION RESUMED FOLLOWING EXECUTIVE SESSION.

19. The bills were presented for payment and following review Councilmember Thompson moved the bills be paid as presented and as money becomes available, seconded by Councilmember Soper. Councilmembers voting “aye”: Loren Thompson, Korry Soper, Vaun Mickelsen, Alan Justesen and Galen Christiansen. Councilmember voting “nay”: none.

The meeting adjourned at 9:15 p.m.

General Account

Utah State Treasurer	\$914.93
Levi Jones	180.00
Division of Water Quality	1,119.93

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Natasha R. Madsen, Mayor

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William A. Mickelson, Recorder/Administrator