

MINUTES
MANTI CITY COUNCIL MEETING
MARCH 16, 2011
7:30 P.M.

Mayor Natasha R. Madsen stated a quorum was present and called the meeting to order. She then requested that Boy Scout Kenyon Butler lead all in the Pledge of Allegiance.

1. Mayor Madsen recognized John Hales.

John Hales was present to speak on the possible impacts of House Bill 477 recently passed by the State Legislature which considerably reduces the scope of the GRAMA law. He is part of the organization of "Keep Utah Open" and is working to gain signatures to place the issue on the ballot in the hope of having HB477 repealed.

John said that this bill is an attempt to negate the GRAMA bill which allowed for protection of personal and private information. This new law has other impacts which would be felt and many were not in the public interest.

Considerable general discussion ensued relative to the possible impact of HB 477 and the necessity of open public access.

Mayor Madsen thanked Mr. Hales for his presentation and he left the meeting at that time.

2. Mayor Madsen inquired as to the feelings of the Council regarding whether ambulance insurance should be paid by Manti City or by the Ambulance Association.

Councilmember Soper said he felt it appropriate that Manti City pay the insurance for the Ambulance Association and continue to provide facilities as they have in the past as this is an important public service.

Councilmember Thompson agreed with Councilmember Soper and felt that with the Ambulance Association purchasing fuel this would more than offset the insurance cost to Manti City.

Councilmember Justesen made note of the income statement furnished saying that this is not really a financial report and inquired as to how much is currently in the Ambulance Association Investment Fund. The City Recorder was instructed to request that information.

Councilmember Christiansen said he is comfortable with the City paying insurance for the Ambulance Association.

Following some additional discussion Councilmember Thompson moved that Manti City continue to pay insurance for the Ambulance Association estimated to be approximately \$5,000.00 per year, seconded by Councilmember Christiansen. Councilmembers voting “aye”: Loren Thompson, Galen Christiansen, Alan Justesen, Korry Soper and Vaun Mickelsen. Councilmembers voting “nay”: none.

3. Mayor Madsen directed the matter of the annexation ordinance be addressed.

The City Recorder made note of the ordinance which is currently being reviewed by the City Attorney and said any action relative to the ordinance should be taken contingent on approval as to format by the City Attorney. If the ordinance is passed, then the City Recorder will circulate a copy as well as obtain signatures on the Mylar recordable print following approval by the Attorney.

Following additional discussion Councilmember Justesen moved to approve the annexation ordinance #11-03-16-1 annexing approximately 1.5 acres of property into Manti City with the approval of this ordinance contingent upon approval of the ordinance structure and content by the City Attorney, seconded by Councilmember Thompson. Councilmembers voting “aye”: Alan Justesen, Loren Thompson, Korry Soper, Vaun Mickelsen and Galen Christiansen. Councilmembers voting “nay”: none.

4. Mayor Madsen made reference to the proposed zoning ordinance modifications that had been circulated and inquired as to the pleasure of the Council relative to action on this modification.

Councilmember Justesen said that he felt the comments that had been made during the public hearing were directed at property rights. He noted that zoning ordinances are protection for property as much as an encumbrance and should be recognized. He stated that Manti City is required to follow State law and he had been personally offended by certain statements made publicly prior to the meeting which were neither truthful nor enlightening to the public at large.

Betty Amrine requested to be recognized. She then apologized for the statement she had made in public regarding information which had been erroneous and it was not her intent to do so as it was her intent to be truthful in communications.

Mayor Madsen requested the City Recorder review portions of the proposed zoning ordinance changes. The City Recorder then made note of the two separate change outlines one of which incorporated changes he had made following Council discussion. He recommended that these changes be merged into a single document and redistributed to the Mayor and Council for review and possible action.

The Mayor directed the City Recorder to complete the merger of documents and then review same with the City Attorney as well as distribute copies to the Mayor and Council.

The Mayor then directed that the matter be set for discussion at the City Council meeting of April 6, 2011.

5. Mayor Madsen made note of a disclaimer which the Council felt should be added to the City zoning permit form and read same. Following review it was the consensus of Mayor and Council that this disclaimer be added to the Manti City zoning permit. This disclaimer places responsibility for locating property lines on the permittee, not on Manti City.

6. Councilmember Christiansen stated that he had talked with Eileen Hagemeister, recycling area manager, regarding opening the recycling area. He asked the City Recorder if any action had been taken in that area and the Recorder indicated that Public Works Director Dale Nielson has been working with Eileen Hagemeister in that regard.

Councilmember Christiansen said there is an old road grader at the City yard and he felt it should be sold. Public Works Director Dale Nielson indicated he has left instructions to move the grader to the shop to complete some minor repairs as soon as space is available. The consensus is not to spend too much money on the grader but to make it sellable as soon as possible.

Councilmember Christiansen made note of the City streets and chuck holes. Public Works Director Dale Nielson reported that gravel is being placed in these holes but as

soon as they get wet it “blows out” the gravel. He also has some bagged asphalt patching mix which will be utilized in the near future.

7. Councilmember Justesen reported on his recent trip to Washington D.C. for the APPA Rally and meeting there with Utah elected officials. He felt the meetings had been very successful and that APPA concerns are being addressed by the Utah elected officials at national level.

Councilmember Justesen reported that the EPA has now advised Deseret Generation and Transmission that they would approve a permit to expand the Bonanza coal fired power plant and this is again being investigated.

8. Councilmember Thompson inquired as to repair or work being scheduled for the soccer fields on the Memorial Park North as far as both fencing and leveling. Some discussion ensued with regard to cost of fencing and the matter will be addressed further. Councilmember Thompson felt there had been \$10,000 allocated to fencing and leveling of North Park.

Public Works Director Dale Nielson reported on the rodent problem that is infesting in the cemetery and soccer fields and a particular device that has been used by the LDS Temple to control this problem. It was the consensus of the Mayor and Council that the City acquire one of these devices for use on City property.

Public Works Director Nielson reported on the sidewalk at the City Park and indicated that he had contacted Dale Cox for an estimate to complete this work and same had been received. Councilmember Christiansen felt that Manti City should obtain additional bids from other contractors prior to making an award.

Councilmember Thompson reminded all present of the Library Birthday Party which will occur in the near future.

9. Councilmember Mickelsen reported that he has provided recommendations for committee members for the Fourth of July celebration to the Mayor.

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

- a. A Community Impact Board tutorial which will be held in Richfield on Tuesday, May 10th at 2:00 p.m. at the Richfield Fairgrounds, 410 East 200 South. Any individuals hoping to receive funding from the CIB must attend this session.
- b. Made note of the memorandum relative to scheduling the boiler repair at the swimming pool.
- c. Inquired as to status of repair work on the Main Street clock. The City Recorder said that the phones to the firm who furnished the clock have been disconnected and their website shutdown. He said the Public Works Director is pursuing options.
- d. Arbor Day celebration is planned for April 29th after school. Jason Johnson, Tree Committee Chair, is doing a fantastic job in this area in acquiring grants and conducting training.
- e. She will follow up on the appointment of a Fourth of July chairmanship and report to the Council.
- f. The flower planting for Main Street is scheduled for April 30th and encouraged those who could attend and assist to do so.
- g. A National Guard Community Covenant ceremony will take place at the cemetery on Memorial Day and encouraged all those present who would be able to attend to do so.
- h. She has received lots of calls relative to dogs in the community. She asked if any of the Councilmembers have been receiving calls and Councilmember Thompson said he has been making some calls but had not received any.
- i. Made note of the Census report and briefly reviewed same.

- j. She met briefly with Wade Anderson regarding the pavilion at the fairgrounds and some problems have been encountered. The matter is being followed up on.
- k. Made note of a memorandum relative to an indoor weapon range and following some discussion it was the consensus of Mayor and Council to refer this request to the Planning Commission for recommendation.
- l. Made note of water run-off problems at the new Stake Center and said the matter should be reviewed again in two weeks as to possible courses of action.
- m. The Miss Manti Pageant is scheduled for April 16th and as she will be out of town at that time, asked that Councilmembers who could attend do so. She also requested that Councilmember Justesen represent Manti City at that Pageant.
- n. Noted that JoAnn is currently doing a count of lots of less than one-quarter of an acre in size and this information will be provided to the Mayor and Council at a later date.

11. The Mayor directed that the minutes of the February 16th council meeting be reviewed.

Following review of the minutes Councilmember Christiansen moved that the minutes be approved as presented, seconded by Councilmember Soper. Councilmembers voting “aye”: Galen Christiansen, Korry Soper, Loren Thompson, Alan Justesen and Vaun Mickelsen. Councilmembers voting “nay”: none.

12. The City Recorder made note of the following items . . .

- a. There has been no additional information received from the ACLU.
- b. A letter concerning utilities for a subdivision has been sent to Guy Palmer, property owner south of town, noting certain requirements. Councilmember Christiansen said that additional information should be made available by Mr. Palmer prior to the City initiating any action.

13. 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 Mickelsen. Councilmembers voting “aye”: Loren Thompson, Vaun Mickelsen, Korry Soper, Galen Christiansen and Alan Justesen. Councilmembers voting “nay”: none.

The meeting adjourned at 8:45 p.m.

General Account

Manti Post Office	\$ 408.17
Utah Drivers License Division	40.00
Brody Keisel	730.80
Lumber Products	583.80
JoAnn Otten	1,060.60
Chad Moore	333.75
JoAnn Otten	50.00
Justin Aagard	40.00
Roger Jensen	500.00
Utah Municipal Power Agency	83,523.92
Brady Aste	100.00
Trey Gunderson	200.00
Chelsea Cox	166.00
Mikeala Cox	32.00
Kelly Moore	50.00
Austin Jackson	100.00
Jake Kirkham	10.00
Kyle Moore	220.00
Zach Bown	150.00
Brayden Jackson	30.00
Dana Tillack	30.00
Utah State Treasurer	1,578.35

Natasha R. Madsen, Mayor

William A. Mickelson, Recorder/Administrator