

MINUTES
MANTI CITY COUNCIL MEETING
OCTOBER 5, 2011
6:30 P.M.

Mayor Natasha R. Madsen in chair and presiding. Roll call showed Councilmembers Loren Thompson, Jason Vernon, Alan Justesen and Korry Soper present. Councilmember Vaun Mickelsen joined the meeting in progress.

Mayor Madsen stated that a quorum was present and led all present in the Pledge of Allegiance.

1. Mayor Madsen recognized Kelsie and Marlie Meacham representing the Youth City Council and thanked them for being present.

Kelsie reported that the Youth City Council has organized and selected from among their members two mayors who will split the term of office. She noted they had assisted with some undertakings in the community and hoped to assist with the Trunk or Treat program planned in Manti City and to develop a Turkey Day project.

Councilmember Soper recommended that the Youth City Council make arrangements to come to a council meeting to be sworn in with an official Oath of Office. The Mayor suggested they contact the City offices to have this scheduled as an agenda item.

2. Mayor Madsen recognized Merrill Ogden representing the Chamber of Commerce.

Merrill was present to request permission and support for the annual Trunk or Treat program to be held on October 31st from 6:00 to 8:00 p.m. on Manti City Main Street. He asked for the assistance of the City in traffic routing and permits.

Following some discussion it was the consensus of the Council this was not only acceptable but appreciated by Manti City. Councilmember Soper said he felt this is a great program and had proved very worthwhile for Manti. Mayor Madsen thanked Merrill Ogden and the Chamber of Commerce for conducting this program.

Nothing was said concerning the inducements provided by Merrill Ogden to each of the elected officials prior to asking permission for the Truck or Treat undertaking.

3. Mayor Madsen recognized Public Works Director Dale Nielson.

Dale reported that he is very pleased with the road work that had been accomplished this year and that many of the road edges have received repair and gravel. Also many of the radiuses

throughout the City have been repaired and black topped. He reported this was an extremely good year for the road work in Manti.

Dale reported that the meter reading, City clean up and utility installation projects have proceeded very well. He noted they are now in the process of winterizing the pool, City restrooms, etc. and that the decorative flowers on Main Street are being removed.

Dale reported that he has been working with the Federal Emergency Management Agency and with the Natural Resources Conservation Service in meetings to address the high water damage suffered by Manti City. He reported that in the meeting held earlier today with the FEMA representative he had picked up the final paperwork and felt that there should be no apparent problems with the projects. He said that when the dollars are received, Manti City could undertake having the projects completed by contractors.

Dale reported that on the NRCS projects he expects same to be started soon and he will be working on property easements along the creek channel during the next week.

Councilmember Justesen inquired about the paving of the Senior Citizens parking area. Dale said that paving is set to be undertaken by Staker Parsons Construction and he expects it to begin within the next two weeks. He also reported that the cement bid for the fire station is anticipated within the week.

Mayor Madsen thanked Dale and the crew for the work they have performed.

4. Mayor Madsen recognized Electrical Superintendent Gene Rogers.

Gene provided the September 2011 work report to the Mayor and each Councilmember, a copy of which is attached to and made part of the minutes.

Gene then provided a markup copy of the proposed franchise agreement with CentraCom and noted this is just points he felt could be addressed by the Mayor and Council in their negotiation with CentrCom.

Gene made note of a request from Rocky Mountain Power for the installation of a 46kv switch and he contacted Codale who had advised the price of a switch and complete assembly for installation would be \$167,000.00.

The Mayor inquired if there was a cheaper system available. Gene then reviewed the options available including building the structure by Manti City and the reason the switching is needed.

Councilmember Justesen made note of financing possibilities available to UMPA and recommended Manti City contact UMPA to determine if financing could be achieved through that organization. He also noted his understanding is that the \$37,000.00 switch was actually a new switch but one that was off the shelf and perhaps an older model. Gene confirmed this is the case.

Mayor Madsen inquired how long to install the switch once everything is in place and Gene indicated the community would have a shutdown of two hours.

Gene recommended that the Mayor draft a letter to Rocky Mountain Power in reply to their letter noting that Manti City is taking steps to address the switch requirements.

Gene made note of “smart metering” noting that Parowan had installed smart metering at their operation and the overall cost had been approximately \$90.00 per meter.

He then reported on cost of banners for Main Street light poles noting that the cost for each banner is \$77.60 plus an \$85.00 initial set up fee. He provided detail information to the Mayor on banner availability, cost and options.

5. Mayor Madsen recognized George Lee and Eddy Cox of CentraCom.

Eddy Cox stated that he is the general manager of CentraCom and that George Lee is in charge of cable TV operations. He stated that CentraCom is based in Fairview and they are planning to upgrade the system and explained upgrades and planned capabilities which would be achieved in Manti City.

George Lee explained in detail plans for the Manti system noting that the mapping of the Manti system is complete and the rebuild will begin in January of 2012 which would improve service considerably in the Manti area. He noted the plans include additional channels available to customers as well as high speed internet connections.

Some discussions ensued relative to the equipment, equipment capabilities and installation timing.

Councilmember Thompson said that because of a conflict of interest he would be unable to participate in either discussion or vote relative to the franchise agreement with CentraCom.

Gene Rogers reviewed mark ups on the proposed franchise agreement and some discussion ensued.

Following this discussion Councilmember Justesen recommended that the franchise agreement be referred to the City Attorney for his review and opinion and the Council concurred.

Mayor Madsen advised CentraCom representatives that following review by the City Attorney Manti City will contact them concerning the franchise agreement.

6. Mayor Madsen recognized Betty Amrine.

Betty Amrine said that based on her research smart meters may cause health problems and many communities have refused to allow smart meters to be placed in their communities. She also noted the cost to customers can go up considerably based on peak time use and feels that manually read meters are the best for citizens.

Betty said that smart meters are part of the technocrats plan which was an outgrowth of a plan proposed by two professors from Colombia in the 1930's who proposed that control of the populous could be achieved through the use of technology which could then control all services.

She then told the Mayor and Council that they would be accountable for all of their decisions and any decisions they made which went contrary to the Constitution would subject them to accountability before God.

Betty stated that debt based and grant based projects put all citizens in bondage and projects should not be financed even if they are grant based as this will cause the same problem of bondage at the National level which has resulted in our current financial crisis and will become much worse in the near future.

Councilmember Soper made note of the referendum on the zoning ordinance and that Betty had been an organizer of the referendum to call the ordinance to vote. He specifically noted that City employees coming onto private property had been a major concern of the organizers of the referendum and inquired if having smart meters, which could be read remotely, would prevent such activity. Some discussion ensued.

Councilmember Justesen questioned as to the actual volume of electromagnetic radiation from a smart meter as opposed to say a microwave, television set, computer or laptop computer and many other home appliances. Some discussion ensued with no particular comparisons being readily available.

Considerable general discussion ensued relative to zoning ordinances, smart meters, remote read meters and antennae placements, technology in general and constitutional rights.

Following this discussion the Mayor thanked Mrs. Amrine for her comments and the Council for their observations.

7. Mayor Madsen noted the matter of the recertification of the justice court should be addressed and then introduced Resolution #11-10-5-1 which is attached to and made part of the minutes.

Following introduction of the Resolution Councilmember Thompson moved the Resolution be adopted as presented, seconded by Councilmember Vernon. Councilmembers voting "aye": Loren Thompson, Jason Vernon, Korry Soper, Alan Justesen and Vaun Mickelsen. Councilmembers voting "nay": none. The motion carried.

8. Councilmember Justesen inquired as to why the DUP organization is using the City tax number. The City Recorder noted this information had been provided to him by the bank which advised that the DUP, keepers of the City owned Patten House, have been using the Manti City tax number for over 20 years. Zions Bank had requested permission from Manti City for this to continue.

Following some discussion it was the consensus that the DUP could continue to use the tax number for Patten House operations.

Councilmember Justesen reported that Brian Baker of Zions Public Finance had been at UMPA to explain the usefulness of a line of credit for UMPA for possible expenses that may

occur within the immediate future. He also noted that UMPA has been advised that the Rocky Mountain rate case is near resolution and there may be some resultant cost increases.

Councilmember Justesen noted that in regard to the current fiscal year the cost of power has been 53.86 mls year to date and that the most recent monthly number showed the cost had been 50.4 mls verses the 48.47 budgeted. It appeared that for the most recent two months the numbers were falling back to below budget.

9. Councilmember Vernon inquired as to the traffic through the center of the block behind the Manti City Building and near the Manti Elementary and made note of a letter to the Elementary School Principal concerning this matter. The City Recorder reported no meeting has been held to date but observations have been made relative to the traffic problem and it is hoped some steps could be taken to aid in safeguarding students at the elementary.

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

- a. Parking of recreation vehicles on City streets for a term of 30-days. She made reference of ordinance 13.04.160 and said the term should be further clarified beyond one month. Following some discussion the Recorder was directed to forward a copy of this ordinance to the City Attorney and requested rewording to note “30 days in a calendar year”.
- b. Expressed thanks to the City crew for completing the clean up in the community.
- c. Made note of materials furnished by Brian Baker of Zions Public Finance regarding possible bond refunding and that this information has been provided to the Financial Advisor.
- d. A CDBG meeting which will be held the 19th and 20th of October in Richfield and stated that Manti City should have an attendee at that meeting.

11. Mayor Madsen directed the minutes of the council meeting of September 21, 2011 be reviewed. Following review Councilmember Justesen moved the minutes be approved as corrected, seconded by Councilmember Mickelsen. Councilmembers voting “aye”: Alan Justesen, Vaun Mickelsen, Korry Soper, Jason Vernon and Loren Thompson. Councilmembers voting “nay”: none.

The Mayor directed the minutes of the public hearing of September 21st be reviewed. Following review Councilmember Thompson moved the minutes of the public hearing of September 21, 2011 be adopted as presented, seconded by Councilmember Soper. Councilmembers voting “aye”: Loren Thompson, Korry Soper, Vaun Mickelsen, Alan Justesen and Jason Vernon. Councilmembers voting “nay”: none.

12. The City Recorder provided a draft of Manti City Council Meeting Rules of Procedure and Order for consideration of the Mayor and Council and requested that the Council mark up their copies and forward same so a final draft could be prepared for consideration of adoption by the City Council at a subsequent meeting.

The City Recorder stated that he had a personnel matter which would require the attention of the Council in closed session.

13. The Mayor requested a motion from the Council to adjourn to closed session. Councilmember Justesen moved that the City Council adjourn from open session and reconvene in closed session to address a personnel matter, seconded by Councilmember Vernon. Councilmembers voting “aye”: Alan Justesen, Jason Vernon, Loren Thompson, Korry Soper and Vaun Mickelsen. Councilmembers voting “nay”: none.

Regular session resumed following executive session.

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

The meeting adjourned at 10:15 p.m.

General Account

Justin Aagard	\$40.00
Utah Municipal Power Agency	73,418.27
Michelle Francks	210.77
Mountain America Credit Union	970.00
Manti Post Office	433.94
Karen Christensen	295.34

Natasha R. Madsen, Mayor

William A. Mickelson, Recorder/Administrator