

1 **FILLMORE CITY COUNCIL MEETING**

2 August 15, 2023

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4 *Minutes of the regular meeting of the Fillmore City Council held August 15, 2023 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 station KMTI and each member of the governing body on August 11, 2023.*  
9

10 Those present were:

11 Mayor: Michael D. Holt Council: Curt Hare  
12 Attorney: Greg Greathouse Kyle Monroe  
13 Recorder: Kevin Orton Eric R. Jenson  
14 Michael B. Winget  
15 Dennis W. Alldredge  
16

17 Others present were: ChrisAnn Jenson, Dan Rowley, Matt Ward, Sherry Hare, Donna Starly,  
18 and Eugene Larsen.  
19

20 6:30 p.m. Welcome by Mayor Holt and pledge of allegiance.  
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22

23 **ADMINISTRATIVE BUSINESS**

24  
25 Minutes

26  
27 MOTION: To accept the meeting minutes from the August 1, 2023 council meeting,  
28 as written.  
29 By: Councilmember Jenson  
30 Second: Councilmember Winget  
31 Vote: Unanimous. Motion carried.  
32

33 Payroll and Bills

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35 MOTION: To approve the payment of bills listed on the invoice register dated  
36 August 2, 2023 – August 15, 2023 and payroll dated August 15, 2023.  
37 By: Councilmember Monroe  
38 Second: Councilmember Hare  
39 Vote: Unanimous. Motion carried.  
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42 Licenses and Permits

- 43 • Building Permit Application 23-47 for Don E. Fullmer located at 425 N. Main Street,  
44 for an alteration of a basement to an existing home.  
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46  
47

48 **COMMUNICATIONS AND REQUESTS**

49  
50 Credit Card Convenience Fees to be Included in the Fillmore City Fee and Rate Schedule as  
51 they Relate to Credit Card Transactions for all Fillmore City Services

52 It is being proposed that the city implement a credit card convenience fee for all credit card  
53 transactions to cover the city’s anticipated costs for providing the convenience of the ability to  
54 pay for all city provided services with the use of a credit or debit card. There are a few  
55 transactions currently that can only be processed with a check or cash, and because all  
56 transactions will be able to be completed with a card, the city’s expenses will increase such that  
57 a convenience fee to cover those additional costs is needed. The council directed the city  
58 office to eventually make credit card payments for certain city services available on the city  
59 website as well. It was recommended in this meeting to implement a 3% convenience fee on  
60 all card transactions plus \$1.00, to which the council agreed. A resolution to implement the  
61 new convenience fee will be drafted and presented for council adoption in the next city council  
62 meeting.

63  
64 Consider Request to Install a Disk Golf Course at the Fillmore City North Park

65  
66 MOTION: To table until the next city council meeting.  
67 By: Councilmember Monroe  
68 Second: Councilmember Hare  
69 Vote: Unanimous. Motion carried.

70  
71  
72 **OTHER BUSINESS BROUGHT BEFORE COUNCIL**

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74  
75 Development Agreement for the Valley Forge Impact Park Fillmore Between Fillmore City  
76 and Valley Forge Impact Park, LLC

77 Recently, the city responded to Valley Forge Impact Park Fillmore, LLC with a redline  
78 revision response to their latest iteration draft of a development agreement. Valley Forge has  
79 not provided an update to that response which included recommended changes that would be  
80 necessary to the city in considering the agreement and its ability to accommodate the project in  
81 terms of infrastructure. Councilmember Hare stated that Mr. Aston previously (in the July 18,  
82 2023 city council meeting) conveyed to the council that approval of this development  
83 agreement is needed so that Mr. Aston can secure investment financing for the project.  
84 Councilmember Hare went on to say that it is not the city council’s responsibility to assist  
85 developers to secure their financing, but rather to ensure the best interests of the city and the  
86 community are considered.

87  
88 MOTION: To **deny** approval of entering into the current proposed development  
89 agreement between Valley Forge Impact Park Fillmore, LLC and  
90 Fillmore City.  
91 By: Councilmember Monroe  
92 Second: Councilmember Hare  
93 Roll-Call Vote:  
94 Councilmember Monroe - Yes

95 Councilmember Hare – Yes  
96 Councilmember Alldredge – Yes  
97 Councilmember Winget – Yes  
98 Councilmember Jenson - Yes  
99 Unanimous. Motion carried.

100

101 Agreement to Purchase Property West of the Fillmore City Sewer Lagoon Facility

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103 MOTION: To table until the city obtains a survey on the proposed property to be  
104 purchased.

105 By: Councilmember Monroe

106 Second: Councilmember Hare

107 Vote: Unanimous. Motion carried.

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**COUNCIL REPORTS**

111

112 Councilmember Monroe

113 **Garbage/Landfill**

- 114 • The city is obtaining possible cost estimates to relocate the Fillmore landfill should that  
115 become a future option for the city.

116 **Justice Court**

- 117 • July Justice Court revenues increased again from the previous month. Those revenues  
118 were \$10,741 of which Fillmore City retained \$6,335.

119

120 Councilmember Hare

121 **Airport**

- 122 • Councilmember Hare would like the city council to further explore the option of  
123 extending the Fillmore Municipal Airport runway to be one mile in length. This would  
124 require an additional 330 feet of runway added to the existing runway. Such an  
125 extension of the runway may make it too long to fit inside the current airport property  
126 boundaries. Councilmember Hare stated that this improvement would increase our  
127 airport service capabilities to airport users by being able to accommodate larger aircraft,  
128 as well as increase airport revenues. City Recorder/Administrator Kevin Orton updated  
129 the council by stating that a new airport engineer of record for Fillmore City should be  
130 in place after the next council meeting in September.

131

132 Councilmember Alldredge

133 **Water**

- 134 • A recently performed leak test on the new water tank concluded that there are no leaks  
135 in the tank. The tank as of today is 80% full. Backfilling around the tank will be  
136 completed within the next couple of weeks.
- 137 • The city wellhouse #3 improvement project is underway, and construction has  
138 commenced.
- 139 • A PL566 project that is overseen by the NRCS is ongoing where a PIFR (Preliminary  
140 Investigation and Feasibility Report) will be conducted to assess the state of existing

141 debris basins, culverts, bridges, etc. as it relates to a long-term solution for flood  
142 mitigation in Fillmore.  
143 • As far as the short-term efforts to flood mitigation are concerned, local entities are  
144 continuing to work where they can to clean out the creek bed, however, they have no  
145 control over what happens on Forest Service property, where they are not permitted to  
146 do any work.

147 **Electric**

148 • A long-term and permanent rate increase structure will need to be considered by the  
149 city council that may eventually eliminate the power cost adjustment mechanism that is  
150 currently in place to financially stabilize the city's electric fund. It is generally  
151 accepted that power costs to the city will likely never decrease to the levels previously  
152 charged to the city. The city is considering a purchase of a backup power system that  
153 would save the city in the long term because such a backup would provide less  
154 expensive power costs to the city than purchasing power on the open market. The  
155 downside of this option would be the initial financial outlay to acquire these expensive  
156 generators.  
157 • UDOT along with private developers are interested in installing electric vehicle  
158 charging stations in Fillmore. In a meeting today where city officials met with a few of  
159 these organizations, it was learned that the Federal Government is providing incentive  
160 funding to put these stations in 15 selected target cities in Utah (Fillmore being one of  
161 them). This does not appear to be something that the city council would support in that  
162 the city would be required to enlarge their power infrastructure at their own cost and  
163 pay additional high demand charges to provide the additional power. It is also  
164 understood that there are no financial benefits to the city as electric vehicle owners pay  
165 no fuel or highway tax when paying to charge their vehicles, and no Federal grant  
166 money is offered to cities to upgrade their power systems. Furthermore, it was  
167 communicated that the Federal government would likely eliminate a government  
168 entities' ability to pass on demand charges to the users of the electric charging stations,  
169 thus this cost would have to fall on the local citizens. Eugene Larsen added that  
170 demand charges were put into place to "make things fair", in that the big power users  
171 would bear the cost of using high demand, so it would make more sense that those costs  
172 would go to the EV charging station industry as an operating cost associated with their  
173 business.

174  
175 Councilmember Winget

176 **Fire Department**

177 • There is request for proposals advertised with a submission deadline of September 25,  
178 2023 to construct a 20 by 80 foot expansion to the west side of the existing Fillmore  
179 fire station. There is a need for one additional lane to park trucks indoors.

180 **Other**

181 • Councilmember Winget has again started working with the city office to explore the  
182 possibility of constructing a walking/biking trail along Chalk Creek within Fillmore  
183 city limits. The city will find out what funding would be available as well as feasibility  
184 considerations and bring that information to the city council for further review and  
185 discussion once it is received.

