

FILLMORE CITY COUNCIL MEETING

October 1, 2024

Minutes of the regular meeting of the Fillmore City Council held October 1, 2024 in the Council Chambers of the Fillmore City Building. Notice of the time and place of the meeting was posted on the Utah State Public Notice website, the Fillmore City website, the Council Chambers, the City Office bulletin board, and the President Millard Fillmore Library. Notice was also provided to the Chronicle-Progress, radio station KMTI and each member of the governing body on September 27, 2024.

Those present were:

Mayor:	Michael D. Holt	Council:	Curt Hare
Attorney:	Elise Harris		Kyle Stevens
Staff:	Kevin Orton		Eugene R. Larsen
			Michael B. Winget
			Dennis W. Alldredge (excused)

Others present were: Dan Rowley, Larry Edwards, Matt Haupt, Phil Harold, Eric Larsen, Rick Roberts, Gabe Miller, Devan Shields, and Matt Ward.

6:30 p.m. Welcome by Mayor Holt and pledge of allegiance.
Mayor Holt excused Councilmember Alldredge

ADMINISTRATIVE BUSINESS

Minutes

MOTION: To accept the meeting minutes from the September 17, 2024 regular city council meeting, as written.
By: Councilmember Winget
Second: Councilmember Larsen
Vote: Unanimous. Motion carried.

MOTION: To accept the meeting minutes from the September 17, 2024 city council work meeting, as written.
By: Councilmember Hare
Second: Councilmember Stevens
Vote: Unanimous. Motion carried.

Payroll and Bills

MOTION: To approve the payment of bills listed on the invoice register dated September 18, 2024 – October 1, 2024 and payroll dated September 29 (September 30, 2024 for monthly payroll).
By: Councilmember Stevens
Second: Councilmember Winget
Vote: Unanimous. Motion carried.

49 Purchase Orders

50
51 MOTION: To approve Purchase Order 25-04 payable to Twin D, Inc. in the amount
52 of \$14,579.84 for work on flushing the city's wastewater system.

53 By: Councilmember Larsen

54 Second: Councilmember Hare

55 Vote: Unanimous. Motion carried.

56
57 MOTION: To approve Purchase Order 25-05 payable to Hollingshead Electric in
58 the amount of \$11,804.84 for installation of lights at the North Park
59 pickleball courts.

60 By: Councilmember Winget

61 Second: Councilmember Larsen

62 Vote: Unanimous. Motion carried.

63
64 Licenses and Permits

- 65 • Building Permit Application 24-47 for Trisha Foster located at 110 West 500 South for
66 an addition (office/storage) to the existing structure.
- 67 • Building Permit Application 24-51 for Russell Shields located at 515 North 200 West
68 for construction of a new metal shed.
- 69 • Building Permit Application 24-53 for Jeff Elrod located at 365 South 100 West for an
70 addition to an existing storage shed.
- 71 • Building Permit Application 24-54 for Mark Huntsman located at 435 South 700 East
72 for construction of a new pole barn.
- 73 • Building Permit Application 24-55 for King Roofing located at 190 North 300 West
74 for an alteration to an existing home.
- 75 • Building Permit Application 24-49 for Jed and Sarah Christensen located at 460 East
76 500 South for construction of a new home.

77
78
79 **COMMUNICATIONS AND REQUESTS**

80
81 Phil Harold of Rural Water Association of Utah to Discuss Sewer Laterals

82 Mr. Harold is a circuit writer for RWAU and is the director over the sewer division. They are
83 involved in a lot of city's sewer projects and assisting cities in receiving funding for their
84 sewer projects. When cities take on the responsibility of repairing broken or backed up lateral
85 lines, they infringe upon the business of plumbers/private contractors. The biggest issue is
86 identifying who is responsible for the break/back-up and to what point. Liability is always
87 placed upon whoever is servicing the line. If the city takes responsibility for the lateral, and
88 there are several claims filed, the city's insurance company will pay a few claims, and then
89 perhaps not cover any claims after that. It is not recommended by RWAU for cities to go into
90 homeowners' private property to clean or service their lateral lines as there are too many
91 liability issues. Homeowners can purchase insurance to cover lateral backups for a very low
92 cost.
93

94 Eric Larsen (UAMPS) Discussion on Upcoming Electric Power Systems Projects

95 Following the failure of the NuScale nuclear project, Fillmore City is in need of other power
96 sources. The future of the Hunter Power Plant is unknown in terms of when it will shut down.
97 It remains difficult to mine coal to feed that plant. There are two natural gas power plants
98 coming online, one in American Falls, Idaho, and one here in Millard County that UAMPS is
99 considering purchasing power from. The plant in Millard County would be able to provide 1
100 megawatt of power to Fillmore City. These plants would provide peak load power (Millard
101 County plant) and base load power (Idaho) and would be built in close proximity to existing
102 transmission lines. Both of these plants would also be able to run off of hydrogen gas. If the
103 city decides to go this route, then the contracts will need to be signed by November of this
104 year.

105
106 Fillmore City will be adding more geothermal power to their portfolio. There is also a Horse
107 Butte Wind software upgrade that will improve output on the existing turbines. Costs for
108 power purchases have recently decreased, but nowhere near what they were just a few years
109 ago.

110
111 Fiscal Year 2024 Financial Audit Report – Kimball & Roberts (Rick Roberts and Gabe Miller)

112 Mr. Roberts and Mr. Miller provided a report of the financial audit performed in August. All
113 city funds had a positive profit/loss result for the fiscal year. It was reported that Fillmore City
114 remains in a strong financial position and that there were no material findings in this year's
115 audit report.

116
117
118 **OTHER BUSINESS BROUGHT BEFORE COUNCIL**

119
120 Resolution 24-17 Amending the Fillmore City Sidewalk Policy

121
122 MOTION: To table.
123 By: Councilmember Hare
124 Second: Councilmember Winget
125 Vote: Unanimous. Motion carried.

126
127
128 Resolution 24-18 Amending the Fillmore City Sewer Policy and Sanitary Sewer Master Plan

129 Councilmember Hare stated that he is still conflicted on whether the city should cover the
130 lateral line to the property line or not cover the lateral line at all. Councilmember Larsen stated
131 that he likes the idea of citizens being provided the option to sign up for insurance that would
132 cover them in the event that their lateral line breaks or backs up.

133
134 MOTION: To table.
135 By: Councilmember Hare
136 Second: Councilmember Stevens
137 Vote: Unanimous. Motion carried.

141 Resolution 24-19 Reinstating Freestanding Sign Fees and Public Infrastructure District (PID)
142 Fees to the Fillmore City Fee & Rate Schedule

143
144 MOTION: To adopt Resolution 24-19.
145 By: Councilmember Hare
146 Second: Councilmember Larsen
147 Roll-Call Vote:
148 Councilmember Stevens – Yes
149 Councilmember Alldredge – Absent
150 Councilmember Larsen - Yes
151 Councilmember Hare – Yes
152 Councilmember Winget - Yes
153 Unanimous. Motion carried.
154

155 Electric Rate Study Discussion – Councilmember Hare

156 The council is considering a 2.9% rate increase that is recommended by Utility Financial
157 Solutions, who conducted the electric rate study. It is also recommended that the tiers be
158 removed and that the \$15.00 minimum charge (if no power is used) and replace it with a \$5.00
159 administrative fee for all customers. These amendments to the rate schedule will simplify the
160 rate structure. The council also agreed that the Power Cost Adjustment (PCA) should be used
161 going forward to mitigate the financial impacts of drastic power cost increases. This item will
162 be placed on the next city council meeting agenda for action.
163

164 Proposed Development Agreement Draft Between Fillmore City and Fillmore Homes, LLC.
165 for the Prairie Haven Planned Development

166
167 MOTION: To table.
168 By: Councilmember Stevens
169 Second: Councilmember Winget
170 Vote: Unanimous. Motion carried.
171

172
173 **COUNCIL REPORTS**
174

175 Councilmember Hare

176 **No report**
177

178 Councilmember Stevens

179 **Fire Department**

- 180 • The fire department will hold the fire prevention event on October 7th. Other than that,
181 September was a quiet month for the department in terms of calls.
182

183 Councilmember Winget

184 **No report**
185
186
187

Councilmember Larsen

Airport

- City officials had a meeting at the airport this morning with the airport inspector. The inspection went very well with no significant findings. Councilmember Larsen commended the airport manager and the public works crew for the good work they do at the airport.

Mayor Holt

- Mayor provided an update on the progress of the creek diversion project near 100 North and 100 East that the project is moving forward.
- The recent visit from the National Guard was a good and successful visit.
- The Roxberry Juice business has closed permanently.

ADJOURNMENT

Upon motion by Councilmember Hare and second by Councilmember Winget, the meeting adjourned at 7:56 p.m.

The next regularly scheduled council meeting will be held October 15, 2024 at 6:30 p.m.

APPROVED October 15, 2024

Michael D. Holt, Mayor