

1 **FILLMORE CITY COUNCIL MEETING**

2 July 21, 2015

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4 *Minutes of the regular meeting of the Fillmore City Council held July 21, 2015 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 stations KMTI and each member of the governing body on July 17, 2015.*
9

10 Those present were:

11 Mayor: Eugene R. Larsen Council: Michael D. Holt
12 Attorney: Greg Greathouse N. Wayne Jackson
13 Staff: Marlene Cummings Eric R. Jenson
14 Deborah S. Oeppinger
15 Excused: Michael K. Rhinehart

16 Recorder: Kevin Orton

17
18 Others present: Ian Adams, Doug Radunich, Rozann Stuckey, Arlene Bartholomew,
19 Kamille Christensen, Bailey Martinez, Bart Whatcott
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21
22 6:30 p.m. Welcome and Pledge of Allegiance- Mayor Larsen
23

24 **ADMINISTRATIVE BUSINESS**

25 Minutes

26 MOTION: To approve the minutes of the meeting held July 7, 2015.
27 By: Councilmember Jackson
28 Second: Councilmember Oeppinger
29 Vote: Unanimous. Motion carried.
30

31 Bills – Payroll

32 MOTION: To approve the July 15, 2015 payroll and payment of bills listed on the
33 invoice register dated July 1 – July 21, 2015.
34 By: Councilmember Jenson
35 Second: Councilmember Holt
36 Vote: Unanimous. Motion carried.
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38 Purchase Order

39 MOTION: To approve Purchase Order 15-09 - Ascent Aviation for the purchase of
40 100LL Aviation fuel in the amount of \$12,537.50.
41 By: Councilmember Rhinehart
42 Second: Councilmember Oeppinger
43 Vote: Unanimous. Motion carried.
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45 Business License

46 B & J Construction, Anthony Hutchins and Bevan Johnson for building contracting
47 services at 345 South 200 West
48
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50 Electrical Permit
51 15-07 Froylan Padilla to change meter box at 365 West 400 South - Dee Hollingshead,
52 electrical contractor
53

54 **COMMUNICATIONS & REQUESTS**
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56 Boys State Report
57 Caleb Rasmussen was unable to attend the meeting.
58

59 Girls State Report
60 Josie Lawhorn thanked the council for sponsoring her and said she had gained a greater
61 appreciation for soldiers and the flag at Girls State. She learned about caucus meetings, how
62 the political process works and the responsibilities of the governor and lieutenant governor.
63 She now has a better understanding of city council duties and may want to run for a council
64 position someday. She came home with a \$900 scholarship to Weber State University.
65

66 American Legion Auxiliary officers Rozann Stuckey and Arlene Bartholomew also thanked
67 the council for continuing to support the Girls State program and said that Emily Barber and
68 Emory Hare had other commitments and were unable to attend the meeting.
69

70 Washington DC FFA Leadership Conference Report
71 Kamille Christensen and Bailey Martinez summarized their activities at the conference. They
72 listed the different places they visited which included the Library of Congress, several of the
73 Smithsonian Museums, the Washington and Lincoln Memorials, the war memorials and
74 Arlington National Cemetery. Their time at Mount Vernon left them in awe of George
75 Washington and all he accomplished. They returned home with a greater sense of patriotism
76 and appreciation for America. They thanked the council for making it possible for them to
77 attend the conference.
78

79 Nathan Terry and Justin Zimmerman
80 Mr. Terry and Mr. Zimmerman were on the agenda to follow-up on their request for additional
81 water at the Screamin' Eagle Raceway. They were not present.
82

83 Main Street Benches at American Legion
84 Wayne Jackson and Bart Whatcott would like to place two benches in front of the American
85 Legion building. Each family will pay for a bench and engraved plaque. They had the office
86 staff furnish them with the name of the company that makes the benches and plan to have them
87 made and set to match the other Main Street benches. Council had no objection; a permit to
88 cut the sidewalk will need to be issued.
89

90 **CLOSED SESSION**
91

92 MOTION: To convene in closed meeting to discuss the character, professional
93 competence, or physical or mental health of an individual.
94 By: Councilmember Oeppinger
95 Second: Councilmember Rhinehart
96 Vote: Unanimous. Motion carried.
97

98 The public meeting was closed at 6:50 p.m. and opened again at 7:15 p.m.

99

100 **BUSINESS**

101

102 Review and Possible Approval of Splash Pad Contract

103

103 Attorney Greathouse sent his proposed contract changes to Don Edwards of Splash Pads USA
104 but the contract has not been finalized yet. He suggested the mayor be authorized to negotiate
105 the payment schedule.

106

107

MOTION: To authorize Mayor Larsen to continue to proceed with contract
108 negotiations with Splash Pads USA for the payment schedule and
109 lifetime warranty.

110

By: Councilmember Oeppinger

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Second: Councilmember Jenson

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Vote: Unanimous. Motion carried.

113

114 Audit Contract Renewal

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115 Kimball & Roberts just completed the annual audit for the year ending June 30, 2015 and
116 submitted a bid to renew the contract through 2020. They have over 33 years of experience
117 auditing local governments and have a working knowledge of the city's financial and utility
118 software. The fee schedule would be:

119

120

2016 - \$12,400 2017 - \$12,800 2018 - \$13,000

121

2019 - \$13,250 2020 - \$13,500

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MOTION: To renew the audit contract with Kimball & Roberts as proposed.

124

By: Councilmember Jackson

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Second: Councilmember Jenson

126

Vote: Unanimous. Motion carried.

127

128 Ordinance 15-02

129

129 This ordinance amends Chapter 6, Zoning of the Fillmore City Code to change the number of
130 children allowed in dwellings of owners of child care centers under conditional use permits
131 within Fillmore City. The Planning Commission had recommended the change following a
132 public hearing. The city council held another public hearing on July 7, 2015.

133

MOTION: To adopt Ordinance 15-02.

134

By: Councilmember Rhinehart

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Second: Councilmember Jackson

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Vote: Councilmember Holt Yes

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Councilmember Oeppinger Yes

138

Councilmember Rhinehart Yes

139

Councilmember Jackson Yes

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Councilmember Jenson Yes

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Motion carried with a unanimous vote.

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COUNCIL REPORTS

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Councilmember Holt

Streets

- There is too much personal property and clutter on city rights-of-way. The office staff will prepare a flyer to leave on trash cans requesting removal of these items.

Fire Department

- The Fire District will be advertising for bids for the new Delta fire station. Fillmore has requested funds four times in the last three years for a facelift for the Fillmore firehouse but been denied each time.

Councilmember Oeppinger

Library

- A water slide party and magic show was held for the summer reading program participants.
- The library board held the quarterly meeting and started planning the Halloween activity. The members are supportive and always willing to help.

Animal Control

- There has been a full house at the pound, there are still a few left; three will be adopted.
- A large porcupine has been roaming around the northwest part of the city. The Department of Wildlife Resources will be asked to take care of it. The best way to remove a porcupine quill from a dog without causing infections and complications is to cut an inch off the end and pull it straight out.

Historic Preservation

- The Great Basin Heritage Board will meet in Fillmore during the Arts Festival again this year. Councilmember Oeppinger will schedule the council chambers for the meeting.

Councilmember Rhinehart

- Don Edwards sent a text message that Health Inspector Brad Johnson has requested one more correction to the splash pad before he approves the plan.

Councilmember Jackson

- The library will be asked to arrange for people to read stories about local veterans to the children on the day the schools visit the Arts Festival.

Councilmember Jenson

Water

- The water line on 900 South that goes to the KOA Campground is being replaced with a larger line.

Other

- Prior to the last city council meeting at which a hearing was held for the zoning ordinance change, a document on city letterhead entitled “Child Care Fact Sheet” was delivered to his door. The “fact sheet” was not prepared by the city and should not have been on city letterhead. He asked if there is any recourse for illegal use of city letterhead. Attorney Greathouse said there is if the council wishes to pursue it.

191 Attorney Greathouse

- 192 • It has been over a year since Fillmore City approved the IPA agreement that will allow
193 IPP to use fuel other than coal for power generation. One Utah entity still has not
194 approved it, but the California cities are getting online. Some want the option to
195 withdraw extended to 2019; if they do withdraw, Los Angeles would probably pick up
196 those shares. The changes to the agreement will probably be presented for council
197 approval in September.

198

199 Mayor Larsen

- 200 • UAMPS will be starting a study on nuclear power. Fillmore City UAMPS
201 representative, Eric Larsen, has the authority to approve it.
- 202 • This is the first time in many years the city has not written off any bad debts. Treasurer
203 Teresa Alldredge has been very diligent in her collection efforts and is doing a great job
204 for the city.
- 205 • A thank-you letter from Arlene Bartholomew had been given to each council member.
206 Duane's Foodtown Fourth of July float received the Mayor's Choice award of \$100.
207 Mrs. Bartholomew donated the money back to the parade account for next year. She
208 concluded by thanking the council and stating "Fillmore is a great place to live!"

209

210 Staff Report

- 211 • Marlene Cummings commented on the final budget report for the year ending June 30,
212 2015. She asked council to review the detailed report and welcomed any questions.

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214

ADJOURNMENT

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216 Upon motion by Councilmember Oepfinger and second by Councilmember Jackson, the
217 meeting adjourned at 7:47 p.m. The next meeting will be held August 4, 2015 at 6:30 p.m.

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APPROVED August 4, 2015 _____
Eugene R. Larsen, Mayor

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