

FILLMORE CITY COUNCIL MEETING

July 2, 2019

Minutes of the regular meeting of the Fillmore City Council held July 2, 2019 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 June 28, 2019.

Those present were:

Mayor:	Michael D. Holt	Council:	Kami Dearden
Attorney:	Richard Waddingham		Ian E. Adams
Staff:	Kevin Orton		Eric R. Jenson
			Jeffrey D. Mitchell (excused)
			Dennis W. Alldredge
Others:	Shane Brunson, Sam Jacobson, Eric Larsen, Dan Rowley, and Donna Starley.		

6:30 p.m. Welcome and Pledge of Allegiance – Mayor Holt

Mayor Holt excused Councilmember Mitchell

ADMINISTRATIVE BUSINESS

Minutes

MOTION: To accept the minutes from the June 18, 2019 council meeting as corrected.

By: Councilmember Dearden

Second: Councilmember Adams

Vote: Unanimous. Motion carried.

Bills – Payroll

MOTION: To approve the June 30, 2019 payroll and payment of bills listed on the invoice register dated June 19, 2019 – July 2, 2019.

By: Councilmember Adams

Second: Councilmember Jenson

Vote: Unanimous. Motion carried.

Licenses and Permits

- Building Permit Application #19-26 for Kord and Liza Staples at 595 East 500 South for a new residential home.

48

PUBLIC HEARING

49 MOTION: To go into a public hearing at 6:41 p.m. to receive public comment
50 concerning the 2019 Fillmore City General Plan.

51 By: Councilmember Adams

52 Second: Councilmember Dearden

53 Vote: Unanimous. Motion carried.

54

55 Mayor Holt stated that the city has completed and submitted the application for the General
56 Plan to the Community Impact Board (CIB). CIB will fund 50% of the total project cost and
57 the city will fund the other 50%. Prior public hearings were held by the Fillmore Planning
58 Commission regarding the Fillmore City General Plan. Eric Larsen said the city should keep
59 the plan general. A general document is easier to follow as the city moves forward with
60 planning.

61 MOTION: To go out of the public hearing at 6:44 p.m.

62 By: Councilmember Adams

63 Second: Councilmember Dearden

64 Vote: Unanimous. Motion carried.

65

66

67

PUBLIC COMMENT

68

69 No public comments.

70

71

COMMUNICATIONS AND REQUESTS

72

Fire Department Report – Shane Brunson

74 There were 10 fire calls in June. A couple of them were serious fires. A home was nearly lost
75 during a fire near Meadow. Some fires were started by lightning strikes. The fire east of
76 Fillmore today was started by sparks from a grinder cutting rebar. Councilmember Adams
77 commended the Fire Department for their great work during the lightning strike in the Old
78 Capitol Park. The situation was handled very well and there were other fires they were
79 working on that same day.

80

81 This will be the last year that Chief Brunson will be in charge of the 4th of July fireworks after
82 26 years. Pat Bennett will now be in charge of them.

83

84 The rest of the summer should be a busy fire season because the rye grass is very tall and dry.
85 The smallest of sparks will start fires under these conditions.

86

87

88

89

90

91

92
93 **BUSINESS**
94

95 Resolution 19-10 Adopting Joint Use Module Plant Layoff – Eric Larsen (UAMPS Liaison)

96 Through the Carbon Free Power Project, the City has been signed up for 3,500 kilowatts which
97 would eventually replace what the City is receiving through their coal plants, plus a little bit
98 more. The Department of Energy (DOE) wants to use some of the modules to do research and
99 development of their own. This takes pressure off of UAMPS because they are the ones who
100 will sign out and take the first two modules out of the project. Then if there are problems or
101 issues, they will experience it before UAMPS does. The DOE will use the power from the first
102 two modules until 2041, at which time the contract will end and the amount of kilowatts in that
103 project will come back to Fillmore. It is unknown how much power Fillmore will need in
104 2041, so this will be good to have. If the City does not need this much power, then they can
105 sell it on the open market.
106

107 MOTION: To adopt Resolution 19-10 authorizing and approving an increase in
108 Fillmore City's entitlement share under the Carbon Free Power Sales
109 Contract for the Lay-Off Power Sales Agreement associated with Joint
110 Use Module Plant Operations at the Carbon Free Power Project.
111

112 By: Councilmember Dearden

113 Second: Councilmember Adams

114 Roll-Call Vote:

115 Councilmember Jenson – Yes

116 Councilmember Adams – Yes

117 Councilmember Dearden – Yes

118 Councilmember Alldredge - Yes

119 Unanimous. Motion carried.
120

121 Mr. Larsen stated that the City has 16 power poles in the city instead of only one that will need
122 to be upgraded in order to protect migratory birds from being electrocuted. All money spent on
123 upgrades will be reimbursed to the City. He also said that contracts should be in place by
124 August of this year in terms of dismantling the IPP power plant and plans on the new one to
125 replace it.
126

127 Connie Gorrell to Serve on the Fillmore City Planning Commission
128

129 MOTION: To accept Mayor Holt's appointment of Connie Gorrell to serve a three-
130 year term on the Fillmore City Planning Commission as a voting
131 member.

132 By: Councilmember Alldredge

133 Second: Councilmember Jenson

134 Vote: Unanimous. Motion carried.
135

136 Resolution 19-09 Approving the Consumer Confidence Report for 2018.

137 The State of Utah mandates that a Consumer Confidence Report be published annually to
138 inform citizens of the water quality and services provided by Fillmore City and that Fillmore

139 City has taken all necessary actions to maintain a safe and dependable drinking water supply.
140 The report has been prepared, sent to the State office, and published in the Millard County
141 Chronicle-Progress, a local newspaper of general circulation.
142

143 MOTION: To adopt Resolution 19-09 approving the Consumer Confidence Report
144 for 2018.
145

146 By: Councilmember Alldredge

147 Second: Councilmember Adams

148 Roll-Call Vote:

149 Councilmember Jenson – Yes

150 Councilmember Adams – Yes

151 Councilmember Dearden – Yes

152 Councilmember Alldredge - Yes

153 Unanimous. Motion carried.
154

155 Planning Commission Recommendation to Allow Storage Containers and Additional Criteria
156 to Light Industrial, Quasi/Public, and Highway Commercial Zones.

157 Criteria in the recommendation includes requiring a natural color for painting and screening
158 behind an opaque fence. It was suggested to include in the ordinance that containers should be
159 set on a stable foundation but not on a permanent one. Councilmember Adams suggested
160 requiring a conditional use permit for every storage container. This action item should be
161 tabled because this change would require a new ordinance to be adopted.
162

163 MOTION: To table until an ordinance can be drafted for adoption.

164 By: Councilmember Adams

165 Second: Councilmember Dearden

166 Vote: Unanimous. Motion carried.
167

168 Planning Commission Recommendation to Approve the 2019 General Plan Executive
169 Summary

170 Councilmember Adams wanted clarification as to whether the council is approving the
171 executive summary or the actual general plan. The document provided to the council does not
172 include the term “executive summary.” A cleaner copy of the plan is also requested from the
173 Planning Commission. The final copy of the general plan will be a living document that is
174 subject to amending certain goals and strategies as the Planning Commission and council see
175 fit.
176

177 MOTION: To table until a clean copy of the proposed General Plan is provided to
178 the council.

179 By: Councilmember Adams

180 Second: Councilmember Jenson

181 Vote: Unanimous. Motion carried.
182
183
184
185

COUNCIL REPORTS

Councilmember Jenson

- No report

Councilmember Dearden

Airport

- The Delta city airport will be closed during the month of July for runway maintenance. There may be more traffic coming through the Fillmore airport during that time.

Library

- The library is considering and seeking permission from the council to do a walking reading storybook in the North Park. It would include signs being placed along the walking trail in the park that tell a story. The signs would include a four by four post with a casing on top with a plastic casing to include a storybook page. The council approves as long as the sign placements do not pose a physical hazard in the park.

Other

- The LDS Church Fillmore Stake Presidency will be holding a free luau event for all East Millard communities. The event will include Polynesian dancers and a free dinner. They are asking for a donation of \$10,000 from the city.

Councilmember Adams

Splash Pad

- Councilmember Adams and the Millard County Recreation Department came up with an initial plan to propose for going forward with splash pad operations. The city public works crew would leave the gate open when they do their initial inspection in the morning and the county swimming pool employees would close and lock the gate at the end of the day between 7:30 p.m. and 8:30 p.m. The caveat to doing this is that patrons would not have access to the swimming pool. There are State mandates that require a bathroom to be connected to a pool, but there are no such requirements mandating that a bathroom be within a certain distance of a splash pad as long as the splash pad does not have access to the swimming pool.

Planning and Zoning

- The Planning Commission continues discussion regarding defining special events. The city cannot enter into agreements with the Sheriff's Office for special events law enforcement services.

Other

- Councilmember Adams led a discussion regarding possibly amending the city personnel policy regarding hiring only people who live within Fillmore city limits. Putting in place a 15 mile radius from Fillmore would increase the pool of candidates to choose from to fill open positions by 50 to 60%. The on-call section of the policy should also be considered to specify a time limit for responses from the employee who is on-call at the time.

Councilmember Alldredge

No report

233
234 Mayor Holt

- 235 • The new monument has been installed in the Blue Star Park. Peter Robison will also
236 have it landscaped in time to hold a ceremony on July 24th.
237 • The city is looking at new lighting to be installed in the North Park and further north on
238 Main Street from where it currently ends.
239 • The kennels at the city dog pound have been full over the last two weeks.
240

241 **ADJOURNMENT**
242

243 Upon motion by Councilmember Adams and second by Councilmember Alldredge, the
244 meeting adjourned at 9:07 p.m.
245

246 The next regular council meeting will be held July 16, 2019 at 6:30 p.m.
247
248
249

250 APPROVED July 16, 2019

Michael D. Holt, Mayor
251