

FILLMORE CITY COUNCIL MEETING

September 15, 2020

Minutes of the regular meeting of the Fillmore City Council held September 15, 2020 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 13, 2020.

Those present were:

Mayor:	Michael D. Holt	Council:	Kami Dearden
Attorney:	Elise Harris		Kyle Monroe
Recorder:	Kevin Orton		Eric R. Jenson
			Michael B. Winget
			Dennis W. Alldredge

Others present were: Hailey Chevalier, McKenzie Brown, Robert Worley, Sam Jacobson, Matt Haupt, Dan Rowley, and Brandon Bartholomew.

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

ADMINISTRATIVE BUSINESS

Work Meeting Minutes

MOTION: To accept the meeting minutes from the September 1, 2020 council meeting as corrected.

By: Councilmember Alldredge

Second: Councilmember Dearden

Vote: Unanimous. Motion carried.

Bills – Payroll

MOTION: To approve the September 15, 2020 payroll and payment of bills listed on the invoice register dated September 2, 2020 – September 15, 2020.

By: Councilmember Dearden

Second: Councilmember Winget

Vote: Unanimous. Motion carried.

Purchase Orders

MOTION: To approve Purchase Order 21-22 payable to Ascent Aviation Group, Inc. in the amount of \$10,698.83 for purchase of Jet A aviation fuel.

By: Councilmember Alldredge

Second: Councilmember Jenson

Vote: Unanimous. Motion carried.

49 **PUBLIC HEARING**

50
51 MOTION: To go into a public hearing at 6:37 p.m. for the purpose of receiving
52 public comment regarding amending the Fillmore City fiscal year 2020-
53 2021 operating budgets.
54 By: Councilmember Alldredge
55 Second: Councilmember Dearden
56 Vote: Unanimous. Motion carried.
57

58 Recorder Kevin Orton explained the purpose for amending the General, Cemetery, and Water
59 funds. In the General fund, an additional \$50,000 that will be funded by the surplus Class C
60 Road funds is needed to purchase a mini-paver to be used by the Public Works department.
61 Also, in the General Fund will be \$10,600 to pay for a roof replacement on the CERT building
62 to be funded by the General Fund balance reserves. In the Cemetery Fund, and additional
63 \$60,000 will be budgeted to pay for a new restroom in the cemetery, to be funded by perpetual
64 care interest revenue restricted for cemetery projects. An additional \$100,000 will be budgeted
65 in the Water Fund to pay for water system improvements to include upgrades to the pump
66 wells houses and motors. The revenue to fund these expenses will come from the Water Fund
67 balance reserves. There were no comments from the public.
68

69 MOTION: To go out of the public hearing at 6:42 p.m.
70 By: Councilmember Monroe
71 Second: Councilmember Winget
72 Vote: Unanimous. Motion carried.
73
74

75 **COMMUNICATIONS AND REQUESTS**

76
77 Request for Weed Clean-Up and Burn Service Project – Hailey Chevalier and McKenzie
78 Brown – FCCLA (Family, Career and Community Leaders of America)

79 Ms. Chevalier and Ms. Brown asked the council for permission to conduct a service project
80 where they will be pulling goat heads around the city and then burn them behind the baseball
81 fields on 400 West. Their goal is to have twelve people show up to help. The council thinks it
82 is a great idea and gave them the go-ahead.
83

84 Fall Decorations for Main Street – Jack and Linda Davies – Fillmore Country Floral

85 Mr. and Mrs. Davies will not be decorating with real pumpkins this year because they get
86 stolen or smashed. Metal pumpkins will be used instead. Only 44 light posts will be decorated
87 this year just as they did the first year of fall decorating. The two large displays will be done
88 on each end of town, near the Interstate off/on ramps. This will probably be the last year that
89 Fillmore Country Floral does the fall decorations.
90

91 MOTION: To approve up to \$1,500 to Fillmore Country Floral for Main Street fall
92 decorations.
93 By: Councilmember Dearden
94 Second: Councilmember Winget
95 Vote: Unanimous. Motion carried.

Mr. Davies requested that the council reduce his water bill due to a water leak at his place of business. After some discussion, it was determined that the leak was discovered on his side of the water meter. A few months ago, the council adopted an ordinance stating that the council would not consider water bill reductions when the leak is on the customer side of the meter, as the customer is responsible for the customer's lateral pipe. The city office notified Mr. Davies of a potential leak after a review of their water usage volume.

Discuss Request to Lease City Water Right

The City cannot currently lease out Water Right No. 67-1649 because it is already being leased.

Bar at Garden of Eat'n Restaurant – Don E Fullmer

Mr. Fullmer would like to propose putting a bar in the Garden of Eat'n restaurant in Fillmore. The Fullmers currently possess a liquor license; however, it is not the correct one to operate a bar. As the license dictates currently, customers must purchase a meal if they want to purchase alcohol. The purpose for putting in a bar is to serve the customers of their motel. The plans for the bar were shared with the council, and Mr. Fullmer explained that it would be a small bar that would not hold a lot of people. The intention is not to create a venue or environment where people can "get wasted." Councilmember Dearden stated that it would be another thing to offer visitors to Fillmore. Councilmember Dearden also stated that a bar in a restaurant is different than a stand-alone bar. Councilmember Winget stated that because there are no other bars in Fillmore, law enforcement would keep a close eye on it. Dan Rowley stated that he thinks a bar is a good idea as it would help the local economy. The bar would have a closing time of 10:00 p.m. Mr. Fullmer is seeking approval from Fillmore City before an application is submitted to the State for the new license. The council gave their approval of Mr. Fullmer to pursue submitting application to the State.

Discussion Regarding Fillmore City Culinary Water Rate Increases – Matt Haupt and Robert Worley

The discussion regarding water rates was essentially a review and summary of previous water rate increase discussions the council has held over the past few months. Trending revenue and expense amounts and how they have impacted the trending fund balance were also reviewed. It is recommended from Mr. Worley and Mr. Haupt that the council agree to small incremental increases from year to year with an annual review of the rates. The council also reviewed and discussed options regarding how much the base and overage tier rates should be increased, and what combination would be most appropriate to generate enough revenue to cover maintenance and operation costs as well as planned water system improvements that will be needed. Councilmember Monroe stated that increasing the base number of gallons before overage amounts are billed to the customer would be beneficial to residential users.

Council Policy Review – Planning Commission By-Laws

The council would like the Planning Commission to review this policy before it is reviewed by the City Council.

BUSINESS

143 Resolution 20-14 Amending the Fillmore City Fiscal Year 2021 Operating Budgets

144 The public works department is requesting purchase of a new mini paver to patch holes, do
145 shouldering work, and repair trenches in city roads. There are enough funds in the Class C
146 Road reserves to pay for the paver. Matt Haupt explained to the council that the paver will pay
147 for itself in five years in savings from doing much of this work in-house. The cost of the paver
148 is \$50,000. The General Fund budget also needs to be increased by an additional \$10,600 for a
149 new roof on the CERT building that will be funded by the General Fund surplus fund balance.
150 The cemetery fund will be increased by \$50,000 for a new restroom in the cemetery. This will
151 be funded by interest revenue generated in the cemetery fund that is restricted for cemetery
152 improvements. The Water Fund will be increased by \$100,000 to pay for water system
153 improvements to include needed well and pump house improvements. This will be funded by
154 the water fund surplus fund balance.

155
156 MOTION: Adopt Resolution 20-14.

157
158 By: Councilmember Winget

159 Second: Councilmember Dearden

160 Roll-Call Vote:

161 Councilmember Dearden – Yes

162 Councilmember Winget – Yes

163 Councilmember Monroe – Yes

164 Councilmember Alldredge – Yes

165 Councilmember Jensen - Yes

166 Unanimous. Motion carried.

167
168 Bid for North Park Expansion Splash Pad

169 Earlier in this meeting, the council opened the four sealed proposals received from contractors
170 that submitted proposals by the deadline of 12:00 p.m. today. There was an unusually wide
171 range of amounts proposed to complete the splash pad. Sunrise Engineering will review all
172 bids to ensure that proposal amounts are to the specifications advertised. The council will wait
173 until this review is complete before they vote to accept the low bid.

174
175 MOTION: To table to allow time to review proposals.

176 By: Councilmember Dearden

177 Second: Councilmember Winget

178 Vote: Unanimous. Motion carried.

179
180
181 Ordinance 20-07 Approving Zone Change from Light Industrial to Highway Commercial for
182 Parcel Number F-FE-7340-5-1

183
184 MOTION: Adopt Ordinance 20-07.

185
186 By: Councilmember Winget

187 Second: Councilmember Dearden

188 Roll-Call Vote:

189 Councilmember Dearden – Yes

Councilmember Winget – Yes
Councilmember Monroe – Yes
Councilmember Alldredge – Yes
Councilmember Jenson - Yes
Unanimous. Motion carried.

COUNCIL REPORTS

Councilmember Monroe

No report

Councilmember Dearden

Parks

- Councilmember Dearden would like to use the \$51,000 contingency funds available in the North Park expansion project to purchase tables and benches. Benches and tables should be decided on quickly because ordering and delivery times are slow due to COVID-19. Councilmember Monroe mentioned a vendor that does concrete benches at a fraction of the cost of metal benches.
- There is a concern that a proposed permanent stage in the Territorial Statehouse Park would take up too much space in the park for other events that take place there, such as the car show. The council discussed the possibility of placing the stage on the Armory building property.

Councilmember Alldredge

No report

Councilmember Winget

Historic Preservation

- Councilmember Winget discussed a proposal to place the Armory building on the National Historic Register. It would not be a good idea to do so considering the limitations for its use that the City would need to adhere to. The entire council agrees that it should not be placed on the list.

Councilmember Jenson

Fire Department

- Discussions are ongoing at the Fire Department regarding a new fire station to be built in Fillmore. The Fire Department declares that maintaining necessary equipment is the main priority. Obtaining a new fire station remains a secondary priority. If a new fire station is built, the City will use the old station as a storage facility.

Planning & Zoning

- The Planning Commission needs more volunteers to serve on the commission.

Mayor Holt

- The developers expanding their business off the North Interstate 15 off ramp will move forward with creating a Community Reinvestment Area (CRA) that may assist with installing infrastructure on their business expansion project. They plan on breaking ground by the end of this year.

ADJOURNMENT

Upon motion by Councilmember Winget and second by Councilmember Jenson, the meeting adjourned at 9:10 p.m.

The next regular council meeting will be held October 6, 2020 at 6:30 p.m.

APPROVED October 6, 2020

Michael D. Holt, Mayor