

RESOLUTION NO. 05-01-2005

**A RESOLUTION DECLARING SANTAQUIN CITY'S INTENT TO COMPLY WITH THE TERMS OF UTAH STATE SENATE BILL 0060 ENTITLED LOCAL LAND USE DEVELOPMENT AND MANAGEMENT ACT AMENDMENTS.**

WHEREAS, Santaquin City has established regulations with the City Code to govern land use applications, decisions and appeals; and

WHEREAS, the Utah State Legislature adopted Senate Bill 0060 enacting amendments to the land use regulations and provisions within the Utah State Code; and

WHEREAS, the amendments within Senate Bill 0060 necessitate amendments to the terms of the Santaquin City Code regarding land use regulation; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SANTAQUIN CITY, UTAH:**

**Section I. Compliance**

Whereas the provisions within Senate Bill 0060 took legal effect on May 2, 2005, the terms of the Santaquin City Code cannot reasonably and properly be amended into compliance with said bill prior to the effective date of Senate Bill 0060. Until such time as the appropriate amendments to the Santaquin City Code can be properly enacted by the Santaquin City Council, it is the intent of the Mayor and City Council of Santaquin City to comply with the terms of the Santaquin City Code and the amendments enacted under Senate Bill 0060 in full and according to whichever is more restrictive. In addition, the following declarations, as required under the terms of Senate Bill 0060, shall be made effective until these declaration are enacted in ordinance.

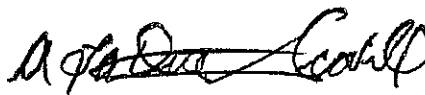
**Section II. Land Use Authority**

The Santaquin City Planning Commission shall act as the Land Use Authority to hear and decide those land use applications to which have been delegated to them for recommendation or decision.

**Section III. Appeal Authority**

The Santaquin City Board of Adjustment shall act as the Appeal Authority to hear and decide appeals regarding land use applications and decisions.

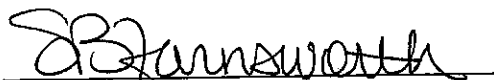
This resolution shall become effective on the 4<sup>th</sup> day of May, 2005, following proper passage by the City Council.



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A. LADUE SCOVILL, MAYOR

ATTEST:



SUSAN B. FARNSWORTH  
Santaquin City Recorder

**Santaquin City Resolution 04-01-05**  
**A RESOLUTION DELCLARING SURPLUS ITEMS OF SANTAQUIN CITY.**

**WHEREAS**, the City of Santaquin purchases vehicles and equipment for day to day use within the Departments of the City, and

**WHEREAS**, these vehicles and equipment are replaced on a rotating basis as they become outdated, obsolete, and no longer serve their purpose, and

**WHEREAS**, the storage of these vehicles and equipment could become a nuisance,

**NOW, THEREFORE, BE IT RESOLVED**, that the following vehicle and equipment be declared surplus property to be sold at public auction.

Year	Make	Model	Vend/Serial #	Use
1979	Chev 4x4	C300C30	CCS339V120412	Fire Department
	Sterling	Piano	J48598	Pageant

Approved and adopted by the Santaquin City Council this 20<sup>th</sup> day of April, 2005.

15/ A. LaDue Scoville  
A. LaDue Scovill, Mayor

Attest: S. Farnsworth  
Susan Farnsworth, City Recorder

Santaquin, Utah

March 16, 2005

A regular meeting of the City Council of Santaquin City, Utah County, Utah, was held on Wednesday, March 16, 2005, at 7:00 p.m. at the regular meeting place of said City Council, at which meeting there were present and answering roll call the following members who constituted a quorum:

A. LaDue Scovill	Mayor
Tracy Roberts	Councilmember
Wesley Morgan	Councilmember
Dennis Brandon	Councilmember
Todd Starley	Councilmember
Martin Green	Councilmember

Also present:

Darlene Gray	Deputy City Recorder
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Absent:

After the meeting was duly called to order and after other matters not pertinent to this resolution had been discussed, the Deputy City Recorder presented to the Council a Certificate of Compliance with Open Meeting Law with respect to this March 16, 2005, meeting, a copy of which is attached hereto as Exhibit A.

The following resolution was then introduced and Councilmember Wesley Morgan moved its adoption. Councilmember Todd Starley seconded the motion to adopt the Resolution. The Resolution was thereupon put to a vote and adopted on the following recorded vote:

YEA:        Todd Starley  
              Wesley Morgan  
              Martin Green  
              Tracy Roberts

NAY:        None

ABSTAIN:   Dennis Brandon

The resolution reads as follows:

RESOLUTION NO. 3-01-2005

A RESOLUTION DECLARING SANTAQUIN CITY'S INTENTION TO REIMBURSE EXPENDITURES FROM THE PROCEEDS OF MUNICIPAL BONDS TO BE ISSUED BY SANTAQUIN CITY, UTAH.

WHEREAS, the City Council of Santaquin City wishes to acquire land and construct water irrigation and related improvements (the "Project"); and

WHEREAS, the City desires to finance the acquisition and construction costs of the Project by issuing tax exempt municipal bonds through Santaquin City; and

WHEREAS, the City will advance money from time to time to pay portions of the cost of the Project prior to the issuance of the bonds, such advances to be repaid without interest from proceeds of the bonds upon the issuance thereof; and

WHEREAS, all expenditures on the Project to be reimbursed from bond proceeds will be capital expenditures; and

WHEREAS, United States Treasury Regulations at Sec. 1.150-2 (the "Reimbursement Regulations") specify conditions under which a reimbursement allocation may be treated as an expenditure of bond proceeds, and the City intends by this resolution to qualify money advanced by it to the Project for reimbursement from bond proceeds in accordance with the requirements of the Reimbursement Regulations.

WHEREAS, it is in the public interest and for the public benefit that the City declares its official intent to reimburse the expenditures referenced herein.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

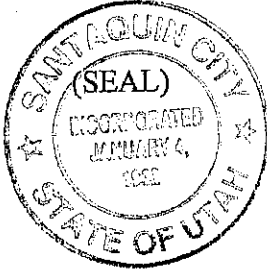
Section 1. For the purpose of paying for the acquisition and construction of pressured irrigation and related improvements, the City intends to issue tax exempt municipal bonds.

Section 2. The City hereby declares that it reasonably expects (i) to pay certain costs of the Project prior to the date of the issuance of the bonds, and (ii) to use a portion of the proceeds of the bonds for reimbursement of expenditures for the Project that are paid before the date of issuance of said bonds.

Section 3. The maximum principal amount of tax exempt municipal bonds is expected to be \$8,000,000.

This resolution shall become effective immediately upon the passage thereof.

PASSED AND ADOPTED BY THE CITY COUNCIL OF SANTAQUIN CITY,  
STATE OF UTAH, THIS MARCH 16, 2005.

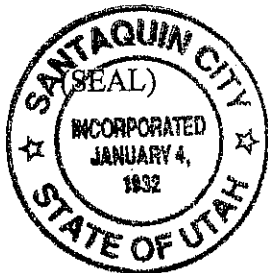


By: *[Signature]*  
Mayor

ATTEST:

By: *Charlene Gray*  
Deputy City Recorder

After conduct of other business not pertinent to the above, on motion duly made, seconded and carried, the meeting was adjourned.



By: *[Signature]*  
Mayor

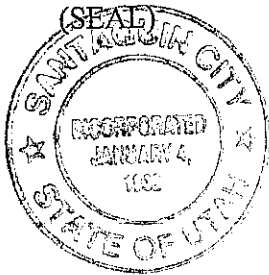
ATTEST:

By: *[Signature]*  
Deputy City Recorder

STATE OF UTAH            )  
                                  : ss.  
COUNTY OF UTAH        )

I, Darlene Gray, the duly appointed and qualified Deputy City Recorder of Santaquin City, Utah County, Utah, do hereby certify that the foregoing is a full, true and correct copy of the minutes of a regular meeting of the City Council of Santaquin City, Utah County, Utah, held at its regular meeting place in Santaquin on Wednesday, March 16, 2005, at the hour of 7:00 p.m. as recorded in the regular official book of minutes as kept in my official office, that said proceedings were duly had and taken as therein shown, and that all the members were given due, legal and timely notice of said meeting as therein shown.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of Santaquin City, Utah County, Utah, this March 16, 2005.



By: Darlene Gray  
Deputy City Recorder



EXHIBIT A

CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

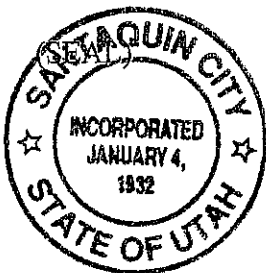
I, Darlene Gray, the undersigned Deputy City Recorder of Santaquin City, Utah County, Utah (the "City"), do hereby certify, according to the records of the City in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-6(2), Utah Code Annotated 1953, as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time and place of the March 16, 2005, public meeting held by the City as follows:

(a) By causing a Notice, in the form attached hereto as Schedule 1, to be posted at the City's principal offices in Santaquin, Utah, on March 15, 2005, at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained so posted and available for public inspection until the completion of the meeting; and

(b) By causing a copy of such Notice, in the form attached hereto as Schedule 1, to be delivered to the Payson Chronicle on March 15, 2005, at least twenty-four (24) hours prior to the convening of the meeting.

In addition, the Notice of 2005 Annual Meeting Schedule for the City Council (attached hereto as Schedule 2) was given specifying the date, time and place of the regular meetings of the City Council to be held during the year, by causing said Notice to be posted on 3-15, 2005, at the principal office of the City Council and by causing a copy of said Notice to be provided to at least one newspaper of general circulation within the City on 3-15, 2005.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this March 16, 2005.



By: Darlene Gray  
Deputy City Recorder

SCHEDULE 1

NOTICE OF MEETING

## NOTICE AND AGENDA AMENDED 3-15-05 1115

Notice is hereby given that the City Council of the City of Santaquin will hold a City Council Meeting on Wednesday, March 16, 2005, in the Council Chambers, 45 West 100 South, at 7:00 P.M.

### AGENDA

1. ROLL CALL
  2. PLEDGE OF ALLEGIANCE
  3. INVOCATION/INSPIRATIONAL THOUGHT
  4. CONSENT AGENDA
    - a. Approval of the minutes
      1. Approval of the minutes of a Regular Meeting held on March 2, 2005
    - b. Bills -\$44572.66
  5. PUBLIC FORUM, BID OPENINGS, AWARDS, AND APPOINTMENTS  
**Public Forum will be held to a 30 minute maximum with each speaker given no more than 5 minutes each. If more than 6 Speakers, time will be adjusted accordingly to meet the 30 minute requirement**
    - a. Discussion and possible action to award the contract for the Drainage across SR-198 Project.
  6. FORMAL PUBLIC HEARINGS
    - a. Public Hearing with regard to Drinking Water Source Protection Regulations
    - b. Public Hearing with regard to the Santaquin City Long Range Master Plan
    - c. Public Hearing with regard to a Santaquin City Code Amendment pertaining to Corner Lots and Fencing Regulations
  7. UNFINISHED BUSINESS
    - a. Update with regard to the Inter Local Agreement with Nebo School District and Santaquin City
  8. NEW BUSINESS
    - a. Discussion and possible action with regard to water issues pertaining to the Nebo School District
    - b. Setting of the 2005/2006 Budget Work Session -- March 23<sup>RD</sup>
    - c. Discussion and possible action with regard to the South Utah Valley Municipal Water Association
    - d. Discussion and possible action with regard to the extension of the water line from the Red Barn to the Summit Ridge Project
    - e. Discussion and possible action with regard to the Kester Tire Shop
  9. BUSINESS LICENSES
  10. INTRODUCTIONS AND ADOPTION OF ORDINANCES AND RESOLUTIONS
    - a. Resolution 03-01-2005 "A Resolution Declaring Santaquin City's Intention To Reimburse Expenditures From The Proceeds of Municipal Bonds To Be Issued By Santaquin City"
    - b. Ordinance 03-01-2005 "An Ordinance Amending the Santaquin City Code Providing for the Creation of Drinking Water Source Protection Regulations"
    - c. Ordinance 03-02-2005 "An Ordinance Amending the Santaquin City Code Providing for the Adoption of the Santaquin City Long Range Master Plan"
    - d. Ordinance 03-03-2005 " An Ordinance Amending the Santaquin City Code Providing for Amendment of Corner Lot and Fencing Regulations"
  11. PETITIONS AND COMMUNICATIONS
  12. REPORTS OF OFFICERS, STAFF, BOARDS, AND COMMITTEES
  13. REPORTS BY MAYOR AND COUNCIL MEMBERS
    - a. Mayor Scovill
      1. Update on the Agreement between Santaquin City and JUB Engineers, INC associated with the Pressurized Irrigation Project
    - b. Council Member Roberts
      1. Update on the Santaquin Canyon Debris Basin
  14. EXECUTIVE SESSION (May be called to discuss the character, professional competence, or physical or mental health of an individual)
  15. EXECUTIVE SESSION (May be called to discuss the pending or reasonably imminent litigation, and/or purchase, exchange, or lease of real property)
  16. ADJOURNMENT
- If you are planning to attend this Public Meeting and, due to a disability, need assistance in understanding or participating in the meeting, please notify the City ten or more hours in advance and we will, within reason, provide what assistance may be required.

### CERTIFICATE OF MAILING

The undersigned duly appointed City Recorder for the municipality of Santaquin City hereby certifies that a copy of the foregoing Notice and Agenda was faxed to the Payson Chronicle, Payson, UT, 84651.

BY: *Darlene L. Gray*  
Darlene L. Gray, City Deputy Recorder

**POSTED:** CITY CENTER, POST OFFICE, ZIONS BANK

SCHEDULE 2

ANNUAL MEETING SCHEDULE



Susan B Farnsworth  
City Recorder  
45 West 100 South  
Santaquin, UT 84655  
(801) 592-4171 cell  
(801) 754-3211 ext 17  
(801) 754-3526 fax

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**MEMO**

**TO:** Mayor Scovill, Council Members and the general Public

**FROM:** SUSAN

**DATE:** December 24, 2004

**RE:** Scheduling of the City Council Meetings and Work Sessions for the calendar year 2005

Regularly scheduled City Council Meetings will be held on the 1<sup>st</sup> and 3<sup>rd</sup> Wednesday of each month, beginning at 7:00 P.M. with Special Council Meetings being called as needed.

Regularly scheduled Council Work Sessions will be held on the 1<sup>st</sup> and 3<sup>rd</sup> Wednesday beginning at 5:30 P.M., the 2<sup>nd</sup> and 4<sup>th</sup> Wednesday beginning at 7:00 P.M. Special Work Sessions will be called as needed.

Quarterly the City Council will be holding joint Work Sessions with the Planning Commission. The dates for these Work Sessions will be determined on a as need basis.