Genola Town Council Meeting
Minutes – March 12th 2008

Meeting called to order at 7:02 PM. Council present: Mayor Eric Hazelet, Councilman Draper, Councilman Ewell, Councilman Greenwood and Councilman Vail. Prayer was offered by Mr. Neil Brown. Mayor Hazelet led the pledge. Mayor Hazelet conducted the meeting and welcomed those present: Marc Halliday, Marty Larson, Delos and Cleo Carter, Nikki Anderson, Mark and Renae Gheen, Chief Dennis Howard, Beth Coleman, Greg Smith and son, Claudia MacNaughtan, Jens Dana, Janice Peterson, Mr. and Mrs. Neil Brown, John and Bridget Black, Roweena Rymer, Steve and Sandra Greenwood, Chris and Miriam Steele, James and Anne Bertschi, Wayne Penrod, Brian and Carolee Ewell, Mark and Renae Gheen, Melissa Thomas, Connie Vail, Sheryl Hazelet, Scott Peterson, Phil and Janis Harold, Burt and June Stewart, Brent Carter, Becky Chapman, Robert Anderson, Lynn Fowers, Kristine and Quentin Francom and Stuart Nelson

Mr. Marty Larson was present to give the Planning Commission Report. Mr. Larson reported that Mr. Scott Peterson's zone change was approved by the Planning Commission. Residents present at the public hearing had concerns on the water issue with Mr. Peterson's property. The Planning Commission recommended that the Town Council pass this item.

Mr. Roy Carroll and Mr. Jr. Kester returned for a business license. The Planning Commission granted the business license.

The Planning Commission listened to a presentation on Wind Turbines. They were open to the idea but no action would be taken until a resident who is interested in this for their property comes forward.

Mr. Larson reported that there were concerns from the Planning Commission on building permits. They will wait until next month's meeting after the Town Council has had a chance to review. No action was taken on Mr. Adam Losee's Building Permit.

Mr. Larson reported that Mr. William McMullin came to the Planning Commission with information on his cabins needing to be rebuilt. The Planning Commission referred him to get a building permit. No action was taken on this item.

Mr. Greg Smith was present at the Planning Commission meeting to speak on a new fee and action on new propane tanks. The Fire Department would inspect each newly installed propane tank for a fee. This money would go back to the Fire Department. The Planning Commission tabled this item until more research could be done.

The Planning Commission made a motion that the Council and City Attorney review the Annexation policy that was recently written.

Chief Dennis Howard was present to give this month's police report. The Chief reported that the joint Genola-Santaquin City wide yard sale is underway. He also reported on the fraud incident that he spoke about the month before. There was no new information at this time. Comments on the extra patrol on the report sheet.

State of the Town Address

Mayor Hazelet read the State of the Address. (Exhibit 1) He commented that anyone that had signed up to speak at tonight's meeting could do so when he was finished. Mayor Hazelet asked that the council members refrain from asking questions and that the news media let the residents ask questions first.

Mrs. Sandra Greenwood asked the Council about the Town Cemetery. She asked if this would be put off for now, until the town can recoup some of the money. Mayor Hazelet explained that the town had already paid for much of the cemetery before this had happened, it is 95% complete, and that this project would continue forward.

Mr. Curtis Thomas stood and asked the Council if there were plans to fix the secondary water line that prevented him from watering his land, and if there was going to be any help with a fence around the fire station. He also wondered about the town putting a meter on the town's line. Mr. Greg Smith stated that he would work with Mr. Thomas on both the water problem and the fence issue. Mayor Hazelet stated that the fence will be a budget item that will be looked at this year.

Mrs. Melissa Thomas asked Council for a projected completion date of the cemetery. Mayor Hazelet explained that we have paperwork to go through and landscaping to get done, but the Town hopes to have it ready by summer time.

Mr. Marty Larson asked the Town Council if the Town was going to seek restitution. Mayor Hazelet stated that they would try for the full amount.

Mayor Hazelet explained to residents that were present the difference in amounts that they may have heard on the embezzlement. He stated that each felony was at least $5,000.00. There were 13 felonies that amounted to $65,000.00 which was first reported. This amount was only to file charges.

Discussion on Water Rates

Councilman Draper stated that there was no new information. Discussion between Council on the information that was handed out at the last meeting, and what the monthly rates would be. (Exhibit 2) Numbers and figures were discussed back and forth.

Mr. Brent Carter asked the Council if they might consider doing an Agriculture Business Rate for meters. Mayor Hazelet stated that they have looked at this, but that way will not pay the bills. Mr. Carter stated that if the overage rates go up too high, dairymen would start looking at other ways to get their water. Mayor Hazelet explained that he understood and the Council was trying to get something palatable for everyone.

Mr. Wayne Penrod stated that he is not opposed to a rate increase but wondered if the Council would consider a small increase, and wait to see if things are better this next year.

Doug Thomas asked about a blanket for the single and widowed people, people who are on a very low income. Mayor Hazelet stated that the council would take them into consideration.

Mrs. Kristine Francom asked the council if the town intended to start billing every month. Mayor Hazelet stated that this has been considered.

Many other residents stated that they support the water rate increase. Mr. Quentin Francom noted that for some time the Town has had to subsidize the water and stated that it is costly to maintain the water system. He also noted that the upgraded system is in good shape, he believes that a flat rate would be a good idea and that he supports the Council and their decision.

Mrs. Beth Coleman stated that she also thought that a flat rate was a good idea and that this may result in conservation.

Councilman Greenwood discussed revenue from the increase being allocated to the water fund. He asked if this would be earmarked for a special project or would it be spent as needed.

Mr. Curtis Thomas asked how many meters the town had and how many were radio reads. Mr. Harold stated that at this time there are about 100 radio reads. Mr. Mark Gheen asked if there was enough money in the budget to purchase more meters. Mayor Hazelet stated that the town has almost all of them on hand and that the old meters will be sold for scrap.

Motion by Councilman Vail to accept the $12.50 per month flat rate and make a per gallon usage of $1.06 per 1,000 gallons. Motion seconded by Councilman Draper.

Councilman Greenwood asked for discussion. He asked if this motion was contingent on allocating revenue money into a water fund. (*1.19.39*) Council then reviewed with Councilman Greenwood the costs on 1 inch meters and explained that there will be no overage with this increase. Councilman Greenwood wanted to amend the motion that the $4,800.00 would go to a sinking fund and be allocated inside the account.

Councilman Draper stated that he believes that the money should stay in the water fund and be used as needed.

Councilman Greenwood then asked Mr. Rich if there would be a problem with this. Mr. Rich replied to Councilman Greenwood that it would be up the Town to set policies.

Councilman Greenwood then moved to amend the motion to allocate a minimum of $4461.00 for a pump and pump house. Amendment died.

Mayor Hazelet asked who was in favor of the rate increase as described. Councilman Ewell and Greenwood abstained. Councilmen Draper and Vail and Mayor Hazelet voted aye. Motion carried.

Councilman Draper stated to the Council that he thought that a notice on the rate and meter increase should go out to the residents letting them know that this increase will start in April.

Mrs. Melissa Thomas was present to report to the council on the Miss Genola Pageant. She stated that Salem City sold their old float to the town for $1.00. She asked if there would be a place in the public works building that the float could be stored. Mayor Hazelet was unsure if there was enough room but stated if it would be okay with her he would have Mr. Harold find a place outside and make sure it was covered with a tarp. Mr. James Bertschi told Mrs. Thomas that if she would like, he would let her store the float in his garage until Mr. Harold could find a place for it.

Mrs. Thomas described to the Council the way the money from ticket sales would be put into next year's budget for the pageant. She also asked Mayor Hazelet if all the money in the budget was not used this year if the Council would be willing to put it towards the scholarship money. At this time there is $300.00.

Mayor Hazelet and Mrs. Thomas spoke about who would contact the school to get an insurance form filled out. Mayor Hazelet stated that he would contact Mr. Welburn to get this done. Date for Pageant was discussed.

Motion by Councilman Draper to approve up to $500.00 for the Scholarship. Motion seconded by Councilman Ewell, all voted aye. Motion carried.

Zone Change for Mr. Scott Peterson

Council discussed the zone change for Mr. Peterson's 17 acres from A-1 to R-1. Councilman Vail asked if he was in compliance with everything. Mr. Larson stated that the Planning Commission had no problems with it and recommended that the Town Council approve it. Mr. Peterson stated that there is an engineer working on the issues and that the problems with getting water to the property will be solved before they sell the lots. Discussion on Mr. Peterson being required to have pressurized water. Mayor Hazelet reminded everyone that Mr. Peterson is here for a zone change only.

Motion by Councilman Draper to approve the zone change from A-1 to R-1. Motion seconded by Councilman Greenwood. All voted aye, motion carried.

Discussion on the earnest money from Mr. Brian Ewell

Motion by Councilman Vail to give the information to Mr. Brett Rich to review. Motion seconded by Councilman Draper, all voted aye. Motion carried.

The information was then given to Mr. Rich. Mayor Hazelet allowed Mr. Ewell to speak to the Council about his concerns.

Mr. Ewell expressed his concerns on many issues. He spoke about the lot not being ready when the town said it would be ready. He believed that 2 fully developed lots, cleared of debris, were what they agreed on. He stated that they are still not ready to build on. Mrs. Carolee Ewell stated that she felt that they have been put on the back burner and that other issues have been put in front of their problem.

Councilman Greenwood asked the Ewell's what they understood they had signed. Mr. Ewell said they understood that the lots were to be closed on by March 19th and misunderstood what they had signed. They feel that they have fulfilled their end of the bargain and the Town has not.

Mr. Ewell also stated that he didn't believe that the water lines that were put in would be sufficient. Mr. Ewell asked if the Town had spoken to someone at Highline Canal or an engineer when the water lines were installed. Mr. Ewell doesn't believe that there is enough water pressure. Mayor Hazelet stated that it is volume not pressure.

Discussion from Council on the 18 lots across the street from the lots in question that are on a 4 inch line and that they just rotate to make sure there is enough pressure. (*2.10.31*)

Mr. Danny Throckmorton stated to the Council that he believes that this is a Pond Company issue, and that the Pond Company needs to be very proactive in this. He also stated that a 4 inch line would handle what Mr. Ewell needs just fine. Covenants were also discussed. He believes that residents need to be restricted on what they can use. Mayor Hazelet stated that he will speak to the Pond Company and see what they recommend.

Mr. Ewell stated that he would like something in writing stating the Town would put in a bigger line if the 4 inch line is not sufficient. Discussion went back to how many Rain birds that this line would support. Mayor Hazelet stated that the discussion is getting too broad. Mayor Hazelet stated to get things back in focus, he wanted to state what Mr. Ewell was asking for. #1 that Genola Town release him from obligations so that he gets to keep the $5,000.00 earnest money, and; #2 if the 4 inch line is not sufficient, the Town would fix it. Mayor Hazelet thanked Mr. and Mrs. Ewell for their comments and said the Council will take their concerns into consideration. He also stated he would like to put something in writing. No action was taken at this meeting.

Discussion on the Cemetery

Councilman Ewell stated that he was in contact with Mr. Fraser from Gateway Mapping. They have done the basic survey of land and boundaries; they are doing the paperwork to back up what has already been done. We should hear back from Gateway within 3-4 weeks.

Discussion on Subdivision Ordinance

Mayor Hazelet asked to move this item on the agenda until the next meeting. This item is in response to the information that Mrs. Clinger has brought forth. Mayor Hazelet explained that he would like to obtain more information. Council saw no problem in doing so.

Discussion on Rules of Order

Mayor Hazelet stated that he is not finished with this item and it will be moved until the next agenda.

Discussion on the Utah Lake Commission
Councilman Vail stated that he will bring to the office an information packet for residents. Councilman Vail will comment on this at the next meeting.

Annexation Policy
Mayor Hazelet explained that the Council has just received the policy so there will be no action at this time. He requested Mr. Brett Rich receive a copy. Mr. Larson gave the Council the corrected copy. Mayor Hazelet thanked him for all the work that has been done and asked him to thank the Planning Commission as well. Mayor Hazelet requested Mr. Larson get names to the Council for the open seat in the Planning Commission.

Mayor Hazelet spoke with Mr. Larson about the lack of communication between the Planning Commission and the Town Council. He stated that he wants everyone to get as much training as they can. He also spoke about the Planning Commission reviewing the building permits. This needs to be done by the building inspector. Mr. Larson stated that the Planning Commission never knows if things have been taken care of in the Council meetings and would like to have someone report to them.

Discussion on which clerk would take care of the Planning Commission meetings. Mayor Hazelet stated that Claudia MacNaughtan is taking care of the Planning Commission. Councilman Vail asked Mr. Larson if the Council could receive a written report in their packets before the Town Council meeting.

Mayor Hazelet reported on upcoming meetings that he will attend. He also stated that the water forfeiture bill passed. Information that the town needed stayed in the bill. Representative Painter will send a finished copy of the information out soon. Mayor Hazelet should have the information before the end of April.

Mayor Hazelet reported on a lawsuit against Fairfield from Eagle Mountain residents dealing with road maintenance. This is important to watch because it could affect Genola. The state is paying close attention but has not filed any motions at this time.

Spanish Fork has contacted Mayor Hazelet and invited Genola to put a float in their parade free of charge. The Utah County Fair was also spoken about. The Fair has been moved to Spanish Fork this year and will be held on Aug. 13th-16th.

The South Utah County Animal Shelter contacted the Town to have a member of the Council to sit on the board. This was done by Stan Judd in the past. Mayor Hazelt asked Councilman Greenwood to represent the Town. Discussion on meeting times. Councilman Greenwood was not sure he could do this at this time.

Parks

Mayor Hazelet stated that a professor from BYU was approved by the Stake President for the upcoming Fireside.

Discussion on Baseball Registration. Angela Cox has volunteered to help with baseball this year. Mr. Ewell is very pleased with how she is moving along with this. He also stated that she is looking for volunteers for various things. Baseball is planned to start on May 19th. Mr. Gheen stated that maybe Angela Cox and Renae Gheen could speak and tie things together. Mr. Gheen stated that Mrs. Gheen would like to do Soccer again this year.

Discussion on lawn care service. Councilman Ewell stated that Mr. Harold and Mr. Steele have received bids and have taken them to Mr. Ewell. Mr. Harold recommends that J&K Lawn Service come back this year. $3,500.00 is what Mr. Harold is asking for. Councilman Draper suggested getting the product and doing it ourselves. The pricing would need to be checked but this may be an option.

Councilman Ewell reported that the Town Celebration is coming along and handed out a sheet of names that are on the Committee this year.

Secondary Water

Councilman Greenwood commented on Mr. Ewell and the complaints he brought forth. The issues on secondary water were discussed. Town Council discussed Genola controlling the secondary water in subdivisions along with the Pond Companies.

Water

Nothing was reported at this time.

Roads

Councilman Vail stated that Cold Patch has been purchased, prices have gone up, and that the batch plants will start in 2-3 weeks. Councilman Vail explained the issues with the roads due to such a harsh winter. He asked residents that were present to let him know of any major problems that they might see on the roads.

Mr. Harold has asked if the Town could get some sort of a salt shed so that the salt is protected in the winter.

The Road Training is coming up in April and Councilman Vail requested that the Town send Mr. Harold, Mr. Steele and himself to the training. Motion by Councilman Vail to approve Mr. Harold, Mr. Steele and possibly Councilman Vail to attend the road conference. Motion Seconded by Councilman Draper, all voted aye. Motion carried.

Motion by Councilman Draper to approve up to $3,500.00 for fertilizer and Weed & Feed for the park. Motion seconded by Councilman Greenwood. All voted aye, motion carried.

Approval of Minutes
August 8th 2007.
Councilman Vail motioned to approve minutes as written. Seconded by Councilman Draper, all voted aye. Motion carried.

February 27th 2008.
Line 81 add an A.
Line 104 needs to be changed to Chatwin.
Line 122 needs to have JB Engineering added.
Line 28 change to "without disclosing".
Line 58 put in a "?".
Line 62 change "to" too".
Line 64 include the word "is"
Line 144 changes Herald and Payson Chronicle.

Motion by Councilman Greenwood to approve as amended. Seconded by Councilman Ewell. Councilman Vail abstained. All voted aye, motion carried.

Expenditures
Geneva Rock $1118.65
Neilson & Senior $617.58
Utah county auditor $2957.50 parks?
Santaquin City $2567.96
Freeway $3794.83
Mountainland supply $1691.12

Motion to approve expenditures by Councilman Vail. Motion seconded by Councilman Draper. All voted aye. Motion carried.

Motion by Councilman Vail to adjourn meeting. Seconded by Councilman Draper. All voted aye, motion carried.
Meeting ended at 11:32

Minutes were recorded and written by Penny Thompson

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