

AMERICAN FORK CITY
CITY COUNCIL MINUTES
JULY 22, 2014

ATTACHMENT

PUBLIC HEARING

The American Fork City Council met in a public hearing on Tuesday, July 22, 2014, in the American Fork City Hall, 31 North Church Street, commencing at 7:20 p.m. Those in attendance were Mayor James H. Hadfield, Councilman Brad Frost, Councilman Robert Shelton, Councilman Jeff Shorter and Councilman Clark Taylor.

Staff present: Associate Planner Wendelin Knobloch
City Administrator Craig Whitehead
City Attorney (Civil) Kasey Wright
City Engineer Andy Spencer
Deputy Recorder Terilyn Lurker
Finance Officer Cathy Jensen
Fire Chaplain Dave Laycock
Fire Chief Kriss Garcia
Information Technology Director George Schade
Library Director Sheena Parker
Police Chief Lance Call
Public Works Director Dale Goodman
Senior Planner Adam Olsen

Also present: John Woffinden, Barbara Christiansen, Karen Ahlstrom, Fred Clark, scouts and their leaders, and five additional people.

7:20 p.m. Receiving of public comment regarding the Ashley Meadows Annexation consisting Of 13.20 acres at 900 North 900 West

Mayor Hadfield explained they were there to receive public comment regarding the Ashley Meadows Annexation consisting of 13.20 acres at 900 North 900 West. He asked if there were any comments.

There were no public comments. The public hearing ended at 7:21 p.m.

Before the City Council meeting started, a video created to help promote American Fork City was shown.

REGULAR SESSION

The American Fork City Council met in a regular session on Tuesday, July 22, 2014, in the American Fork City Hall, 31 North Church Street, commencing at 7:42 p.m. Those in attendance were Mayor James H. Hadfield, Councilman Carlton Bowen, Councilman Brad Frost, Councilman Robert Shelton, Councilman Jeff Shorter and Councilman Clark Taylor.

Staff present: Associate Planner Wendelin Knobloch
City Administrator Craig Whitehead

City Attorney (Civil) Kasey Wright
City Engineer Andy Spencer
Deputy Recorder Terilyn Lurker
Finance Officer Cathy Jensen
Fire Chaplain Dave Laycock
Fire Chief Kriss Garcia
Information Technology Director George Schade
Library Director Sheena Parker
Police Chief Lance Call
Public Works Director Dale Goodman
Senior Planner Adam Olsen

Also present: John Woffinden, Barbara Christiansen, Karen Ahlstrom, Fred Clark, Debby Lauret, Ryan Hunter, scouts and their leaders, and seven additional people.

Mayor Hadfield welcomed everyone present. The Pledge of Allegiance was repeated, a prayer was offered by Fire Chaplain Dave Laycock, and roll call was taken.

Mayor Hadfield asked the scouts present to introduce themselves.

Troop 853 Easton McBeth

Troop 992 Andrew Walker, Ben Oakes, Ryan McWhorter, Derek Walters, Braden Shaw, Robert Knecht, Jon Moon

TWENTY-MINUTE PUBLIC COMMENT PERIOD – LIMITED TO TWO MINUTES PER PERSON

Scott Roudabush stated he was there to address the situation at the church parking lot on 300 North and 700 East during the Big Show and the fence that blocked vehicle and foot traffic for residents. A tradition for his family was to take their chairs to that church right after the parade. Around 4 p.m., they drove by and a fence was there preventing access and no one was around. They went to the High School side and, along with other citizens, had to go in and remove their chairs and blankets. Mr. Roudabush stated that later on, vehicles and foot traffic were denied access to the parking lot. He commented that he contacted the city offices yesterday and they did not know why that had happened. He contacted a bishop from that building who said he would try to find out why it was blocked off. Mr. Roudabush commented that it appeared that the City fenced off the parking lot to force more people to pay to get into the concert and the fireworks show. He stated that most people who show up arrive later to view the fireworks, which he felt should be free. They were able to find another church where they were able to hear the music and see fireworks. It did not paint a friendly picture. Mr. Roudabush stated there was no forewarning and he would like to hear the purpose behind blocking off the church.

Councilman Frost explained that they did obtain permission from the Stake President to close off the parking lot. There were several reasons for this. One, in the past the church has asked them to fence off property, such as the Tabernacle and Temple during events, to try to protect Church property. Two, they felt it was a fair thing to do for those who did pay money to attend the concert and fireworks. The Steel Days Committee tried to keep the ticket price down so that it would be easier for families to purchase the tickets. It did not seem fair for those who did not

pay to sit so close to those who did pay. Third, it was for emergency purposes and they sought advice from the professionals. To open up that road would have put headlights on key points where the celebration was to be held. The committee did look at it but they wanted to be fair and felt it was the right thing to do.

Karen Ahlstrom was representing the residents on 825 East in expressing their appreciation for all the time and effort the City Council put in to researching their street. They hoped the council would fix the safety issues on the path and drainage but leave the cul-de-sac as it was so the street would remain quiet.

CITY ADMINISTRATOR'S REPORT

Mr. Whitehead wanted to recognize the city staff for all their work on Steel Days. They did an outstanding job, having a positive attitude and going the extra mile. He also wanted to recognize the volunteers on Steel Days for their hard work.

COUNCIL REPORTS CONCERNING COMMITTEE ASSIGNMENTS

Councilman Bowen stated the Beautification Committee held the Garden Show as part of the Steel Days.

Councilman Bowen stated that he asked the Beautification Committee for any input on the 825 East and Fleming Drive issue, and he was able to receive comment from Paul Strong. He would share Mr. Strong's input at the discussion item. It was great to get the opinion of those with expertise in that area.

Mayor Hadfield asked Councilman Bowen to take back his appreciation for the garden tour to the committee. Those gardens were outstanding and the work was done entirely by the homeowners.

Councilman Frost stated that he loves Steel Days and he wanted to thank the people who spent countless hours putting on the successful week. He loved to see the families together having a great time. He talked to someone who came in from Southern Utah each year for Steel Days. They estimated about 3000 people at the Picnic in the Park. He has thanked the committee members personally and wanted to thank them publicly. He echoed Mr. Whitehead's statement that the employees were wonderful.

Councilman Frost encouraged the scouts in attendance to hold fast to scouting and get their Eagle Scout Award. There were many things they could do for the community.

Councilman Taylor wanted to say thank you to everyone who participated in Steel Days. The volunteers spent many hours putting this together, as well as city staff. He loves Steel Days and he loves American Fork.

Councilman Shelton thanked everyone for all the efforts on Steel Days. He attended the successful Chamber of Commerce Steak Fry for Steel Days and reported that it almost sold out. It was great to be able to associate with business leaders at the Business Expo. He was also able to attend the Picnic in the Park.

Councilman Shelton announced he passed out Leis for the Library at the Picnic in the Park to advertise for the Luau that will be held in August. Contact the Library for tickets.

Councilman Shelton turned his time over to Ryan Hunter and Debby Lauret from the Chamber of Commerce for a short presentation.

Mr. Hunter thanked the Council for their time. They presented a check to Sheena Parker for the Friends of the Library; this was money donated from business owners to help with the Library's summer reading program.

Mr. Hunter also thanked the City Council for allowing them to market the billboard; it was a great revenue stream for the Chamber of Commerce. They have a check for the participation percentage revenue and a \$1,000 check for the Steel Days Committee for the advertising. They appreciated the support of the City.

Councilman Shelton explained that the city owns a billboard and the Chamber asked to manage one side and split the revenue with the City. This opportunity has given the City and the Chamber of Commerce some revenue.

Councilman Shorter reported that the last Concert in the Park will be next Monday. Gina Jones has done a great job with this.

Councilman Shorter reported they had the youth dance on Thursday night. It was a good time and fun activity.

MAYOR'S REPORT

Mayor Hadfield stated that he wanted to recognize businesses that sponsored Steel Days: Bank of American Fork, Central Bank, Doug Smith, and Security National Credit Union to name a few. There were many businesses involved. Steel Days started with the Miss American Fork Pageant on Friday, July 11 and ended Saturday, July 19, with the Big Show and Fireworks. He was very appreciative of the work of the employees and the volunteers and all they did to make Steel Days a success.

COMMON CONSENT AGENDA (*Common Consent* is that class of Council action that requires no further discussion or which is routine in nature. All items on the Common Consent Agenda are adopted by a single motion unless removed from the Common Consent Agenda by the Mayor or a Councilmember and placed in the action items.)

1. Approval of the July 8, 2014 City Council minutes.
2. Approval of the City bills for payment and purchase requests over \$25,000. – *Cathy Jensen*
3. Approval of authorization for the release of the Improvements Durability Retainer for the subdivision recorded as AFCC Plat M at 800 West 200 North in the amount of \$102,000. – *Staff*
4. Approval of authorization for the release of the Improvements Construction Guarantee and issuance of a Notice of Acceptance of the improvements for the project known as Dealer World at 250 South 500 East in the amount of \$16,205.88. – *Staff*

5. Approval of authorization for the release of the Improvements Durability Retainer for the project known as Harbor Village at 700 South 100 West in the amount of \$555,738.56. - *Staff*

Mayor Hadfield explained that when a project comes into town, there are certain public improvements required before building permits are issued. When they get a larger subdivision that wants to build a model home, not all of the streets are in. However, the City accepts cash until such times that the improvements are in and inspected and have lasted one year. That has been the case with these three projects.

Councilman Bowen motioned to move approval of the City bills for payment and purchase requests over \$25,000 off of the Common Consent Agenda to Action Items. There was no second. The motion died.

Councilman Frost moved approval of the common consent agenda as outlined. Councilman Shorter seconded the motion. Voting was as follows: Aye, Councilman Frost, Councilman Shelton, Councilman Shorter and Councilman Taylor. Nay, Councilman Bowen. The motion carried.

Mayor Hadfield stated he would be willing to talk to Councilman Bowen about any questions he may have.

ACTION ITEMS

REVIEW AND ACTION REGARDING ALTERNATIVES TO ADDRESS SAFETY ISSUES IN THE VICINITY OF FLEMING DRIVE AND 825 EAST STREET – *Public Works Staff*

Mr. Spencer explained that staff was asked a year ago to look at the condition of the sidewalk, or asphalt path, on Fleming Drive where 825 East would connect. While looking into that, they found a number of concerns. The path was a safety hazard, the existing cul-de-sac does not drain properly, there are number of homes that do not have sewer and are on septic tanks, and the cul-de-sac length was three times the current standard. Mr. Spencer further explained that the reason behind the length of a cul-de-sac was for access into the development for residents and for emergency personnel. He stated that they have proposed solutions that would remedy all the solutions, but the main question was if the roadways should be connected or not. It appeared logical that the road should be opened, but residents are concerned with this. Mr. Spencer stated that staff felt it would be best connected. He noted that if they do keep the cul-de-sac it would need to be enlarged to meet current standards.

Mayor Hadfield stated that the Anderson family, prior to the Anderson Acres subdivision going in, allowed an asphalt walkway to be construction on their property behind a fence; students in the neighborhood would then be able to walk to Barratt Elementary. When Anderson Acres was built, they constructed a sidewalk that connected to the asphalt path. The path traveled between trees and was outside the right-of-way of the road. There was also a fence on one side or the other of the pathway. There were trees and weeds overgrowing the sidewalk and bumps in the pathway. Mayor Hadfield explained that each school has a safe walking route for students; this has been identified as one of those routes. The City commits funds each year towards safe sidewalk funds for safe walking routes, and they have committed to making those repairs. He

has worked with Eagle Scout projects where they installed ADA ramps in the area. They need to work on correcting the sidewalk no matter what direction the Council chose to go with the street.

Mayor Hadfield commented that he has worked in the Engineering Department for a number of years and he was aware that the sewer runs to the north. By the time the sewer lines gets from 300 North to the end of the line on 825 East, the sewer was very shallow. There are a number of homes south of that sewer line on septic systems. They need to remedy the situation as septic systems are ticking time bombs. Whatever happens with the road, they need to seriously consider installing the sewer line from Fleming and go north so those homes have the chance to connect to city sewer. The residents need the opportunity to hook up to the sewer system. Mayor Hadfield stated that if a septic system fails and raw sewage was on the ground, they have a health concern.

Councilman Shelton asked what the residents would have to pay to connect to the sewer line. Mr. Spencer stated they would have to pay the TSSD Impact Fee. For those already on the on the system, they would not have to pay an impact fee. For those on septic, they would have to pay impact fees. Mr. Spencer explained the approximate fees: \$585 City impact fee, \$235 City hook-up fee, \$2700 TSSD impact fee. He noted that this put the connection within reach for the families as the city would run a lateral to the property line so the homeowners would only have to connect to that lateral.

Mayor Hadfield stated that another issue they need to discuss is drainage. He noted that they have a cul-de-sac that does not have a sufficient radius to remove the snow, but when it is plowed it is pushed to the end. He commented that 825 East is the apex of the Fleming Drive; to the west water travels to Evergreen Park and to the east water travels to the McArthur ditch. They have a couple of options if they can get the water off of 825 East and on to Fleming. That could be handled if and when the road is connected by the flow of the water. If the cul-de-sac remains, they would have to look at another way to move the water on to Fleming Drive.

Councilman Shelton asked how they would handle the drainage if the streets did not connect. Mr. Spencer stated the only option was placement of a sump as there was no storm drain within reach; it would be designed to have the water overflow on to Fleming Drive.

Councilman Bowen asked why they could not run a drain pipe from 825 East to both sides of the apex on Fleming Drive. Mr. Spencer stated they would have to install a small pipe, which experience has shown would plug up. Mr. Spencer noted it was better to install a sump with surface overflow.

Councilman Frost asked if they were to leave the cul-de-sac, how they would keep people from crossing onto Fleming Drive from 825 East. Mr. Spencer stated they would not put a fence there to act as a barrier; it was proposed to leave open but they would install signage and, if needed, removable bollards.

Mayor Hadfield asked about any excess property being deeded back to the owners if the road was connected. Mr. Spencer stated that any area that had been a part of the cul-de-sac would be deeded back to the property owners as it would not be needed as part of the roadway.

Mayor Hadfield pointed out that the water lines would be connected to increase water flow.

Councilman Taylor stated that he understood that the cul-de-sac length was deep, but his concern was that there was no sidewalk in that area. He did not see people using that as a through street; however, children would be using the road and not a sidewalk and that was a significant issue for him. Mr. Spencer stated that was correct, but pointed out that there were a number of streets in that area that did not have sidewalks.

Mayor Hadfield stated an unknown was that the Culver Anderson home was for sale. That was a large lot that had the potential for future development, where there was the chance that 825 East could connect to 300 North.

Councilman Shorter stated that he understood the residents wanted to keep it a cul-de-sac, but it made more sense for access in the future. He would like to see it punched through as a road and then start working on installing sidewalk along that road.

Councilman Shelton asked if the sidewalk would be re-routed if they did not connect the road. Mr. Spencer stated that currently the pathway meanders but they would place the new sidewalk in the traditional location. He noted that the trees would have to be removed.

Councilman Bowen stated that he could see both sides, but he would defer to those who live there and many of them do not want the road to go through. If they leave it as a cul-de-sac, he wondered if there was something they could do better. He looked at the area regarding the park strip and he went to the Beautification Committee for recommendations. Councilman Bowen stated that Paul Strong had prepared some ideas and he read a statement from Mr. Strong (see ATTACHMENT) and provided a sketch of Mr. Strong's proposal.

Mr. Spencer stated that he gets nervous with decorative rock and that they recommended decorative concrete because it was a practical solution. Staff's recommendation would be to remain as they have suggested. Councilman Frost stated that in his business, decorative rock was difficult to keep weed free.

Mayor Hadfield asked what the width of the asphalt was north of the cul-de-sac. Mr. Spencer stated that he did not know the exact width but he would guess it was 32-feet in width, which was narrower than the typical street. Mr. Spencer stated that a regular cul-de-sac was 100' diameter from back-of-curb to back-of-curb; however, this cul-de-sac was about 62 or 65 feet. Mayor Hadfield stated that if they were to keep the cul-de-sac they would need to stretch that cul-de-sac approximately 20 feet either side.

Mayor Hadfield commented that they need to keep in mind that when it snows, cul-de-sacs are last to be plowed. It could be three days or so before that street would be plowed. He noted that garbage trucks, like mail delivery vehicles, do not back up. Councilman Taylor asked how the garbage was collected and a resident stated the garbage truck comes down the street and then backs up and turns around in the cul-de-sac.

Councilman Shelton moved to approve the construction project addressing sidewalk and cul-de-sac drainage issues leaving the two roads separate and not connected, and direct staff to reconstruct the cul-de-sac in its current footprint, using stamped concrete in the park strip, lining up the two sidewalks, installing a sump, install a sewer line that goes all

the way up so the residents have an opportunity to connect to sewer, patch that over and not redo the asphalt. Councilman Shelton felt comfortable with that; he lived in a cul-de-sac and they still have the snow plowed. He thought that the water issues would be sufficient with one sump. His worry was that there were a lot of gutters that were never cleaned. He also thought that the lack of sidewalk to the north was also a concern. **Councilman Taylor seconded the motion.**

Councilman Bowen moved to amend the motion to change the alignment of the sidewalk and landscaping to include the recommendation of the Beautification Committee, leaving the rest of the motion in tack.

Mayor Hadfield asked if Councilman Shelton was willing to amend his motion. Councilman Shelton agreed with Councilman Frost that decorative rock would be costly to maintain and would prefer staff's recommendation.

Councilman Bowen asked if Councilman Shelton would consider changing the alignment of the sidewalk with a stamped concrete instead of rock. Councilman Shelton stated he would not; he would leave his motion as he stated.

Mayor Hadfield called for a vote. The voting was as follows: Aye, Councilman Bowen, Councilman Frost, Councilman Shelton and Councilman Taylor. Nay, Councilman Shorter. The motion carried.

Councilman Shorter explained that he was not against the improvements but felt the roads should connect.

REVIEW AND ACTION ON A RESOLUTION INDICATING THE CITY'S INTENT TO ANNEX THE FRANDSEN-GRAY ANNEXATION PLAT A CONSISTING OF 28.54 ACRES AT 1100 SOUTH 100 EAST – Mary Mel Land & Livestock LLC

Mayor Hadfield explained this was the first of four annexations they would be looking at.

Councilman Taylor moved to approve Resolution No. 2014-07-29R indicating the City's intent to annex the Frandsen-Gray Annexation consisting of 28.54 acres at approximately 1100 South 100 East. Councilman Frost seconded the motion. Voting was as follows: Aye, Councilman Bowen, Councilman Frost, Councilman Shelton, Councilman Shorter and Councilman Taylor. The motion carried.

REVIEW AND ACTION ON A RESOLUTION INDICATING THE CITY'S INTENT TO ANNEX THE PULLEY ANNEXATION PLAT A CONSISTING OF 58.71 ACRES AT 1100 SOUTH HARBOR ROAD – Mary Mel Land & Livestock LLC

Councilman Frost moved to approve Resolution No. 2014-07-30R indicating the City's intent to annex the Pulley Annexation consisting of 58.71 acres at approximately 1100 South Harbor Road. Councilman Taylor seconded the motion. Voting was as follows: Aye, Councilman Bowen, Councilman Frost, Councilman Shelton, Councilman Shorter and Councilman Taylor. The motion carried.

REVIEW AND ACTION ON A RESOLUTION INDICATING THE CITY'S INTENT TO ANNEX THE BOLEY II ANNEXATION CONSISTING OF 79.40 ACRES AT 200 SOUTH 800 WEST – *Melvin V. Frandsen*

Councilman Taylor moved to approve Resolution No. 2014-07-31R indicating the City's intent to annex the Boley II Annexation consisting of 79.40 acres at approximately 200 South 800 West. Councilman Shorter seconded the motion. Voting was as follows: Aye, Councilman Bowen, Councilman Frost, Councilman Shelton, Councilman Shorter and Councilman Taylor. The motion carried.

REVIEW AND ACTION ON A RESOLUTION INDICATING THE CITY'S INTENT TO ANNEX THE DUNCAN ANNEXATION CONSISTING OF 20.54 ACRES AT 570 WEST 700 SOUTH – *Melvin V. & Mary C. Frandsen Family LLC*

Councilman Bowen moved to approve Resolution No. 2014-07-32R indicating the City's intent to annex the Duncan Annexation consisting of 20.54 acres at approximately 570 West 700 South. Councilman Taylor seconded the motion. Voting was as follows: Aye, Councilman Bowen, Councilman Frost, Councilman Shelton, Councilman Shorter and Councilman Taylor. The motion carried.

REVIEW AND ACTION ON A RESOLUTION AUTHORIZING AND RATIFYING ALL OR PART OF EMPLOYEE REQUIRED CONTRIBUTIONS WITHIN THE CONTRIBUTORY RETIREMENT PLAN WITH UTAH RETIREMENT SYSTEMS – *Staff*

Mr. Whitehead explained that this was a statutory requirement by State Law and needed to be approved before the end of July each year.

Councilman Shorter moved to approve Resolution No. 2014-07-33R authorizing payment of all or part of employee contributions within the contributory plan with Utah Retirement Systems. Councilman Frost seconded the motion. Voting was as follows: Aye, Councilman Bowen, Councilman Frost, Councilman Shelton, Councilman Shorter and Councilman Taylor. The motion carried.

REVIEW AND ACTION REGARDING THE CITY COUNCIL MOTION OF APPROVAL ON MAY 13, 2014, FOR THE IFA COMMERCIAL SITE PLAN LOCATED AT 600 NORTH 900 WEST INCLUDING CLARIFICATION OF MULTI-USE TRAIL LOCATIONS IN THE GENERAL VICINITY

Mayor Hadfield thought this was resolved in May. However, Councilman Frost was asked to represent the council regarding the buffer zone and the trails and in those discussions staff felt they needed clear and concise directions from the May meeting.

Mr. Olsen stated that the main question between staff and IFA was related to the proposed trail along the northern section. The motion specifically deleted the east trail, but it did not mention the trail on the north. It was believed that both trails were eliminated but the motion did not specify that and it was felt they needed to have that point clarified. The revised site plan shows a landscape buffer along the east side and the north side of the project, it makes provision for the north/south trail along 900 West. The question was the east/west trail along the northern boundary of the project. By default, the trail would have to be moved to 700 North to complete the leg to 900 West.

Councilman Bowen asked if there was currently an existing trail to the north of the site plan. Mr. Olsen stated there was no trail.

Councilman Shelton asked if there was a trail that connects at the Northeast corner. Mr. Olsen stated that there was not. With the Hansen-Sykes Annexation, the city did obtain an easement for a trail for a future location; if they decide to eliminate that trail along the north of the site plan they could eliminate that easement.

Mayor Hadfield stated that they may not have clarified the motion, but one of the last pages in the paperwork has the city's adopted trails plan and they can see a trail was always intended to run down Mitchell Hollow. That trail was important because they built an arch into the 1120 North Mitchell Hollow crossing for the drainage so they could accommodate a footpath along Mitchell Hollow down to 700 North along 690 West. They could then go south into North Park or west along 700 North to 900 West. If they chose to keep the trail on the north side of 700 North to 900 West, they would need to negotiate additional right-of-way from the Mitchells.

Councilman Frost clarified that they were deciding to keep the trail in the IFA buffer zone or move the trail to 700 North, either on the north side or the south side of 700 North. Mr. Olsen stated that was correct.

Councilman Shelton stated that when they were talking to the residents near the Art Dye Park, the residents voiced a lot of concern with the River Trail and having a crossing path in the middle of the block with no stopping mechanism on 700 North. He agreed with their concerns. If they had the opportunity to move that trail so that traffic would cross at a traffic regulator, he felt it was a better option for safety.

Mr. Olsen commented that he had talked to Dan Richards, who owns the property north of the Mitchells, and Mr. Richard felt that a trail would be beneficial to his future development and he was willing to work with the City. Mr. Olsen stated the question was if they move that leg of the trail up to 700 North.

Councilman Shelton asked if they would be able to get the right-of-way needed. Mr. Spencer stated that they would be finishing the 700 North leg as an alternate on the upcoming 900 West project. They could wait for annexation process as that property is still in the county, but they were hoping to have the money to finish that project quicker. They would have to revisit that alignment and drawings.

Councilman Shelton was supportive of moving the trail to the north side of 700 North as long as they were keeping it along the north side of the road.

Councilman Bowen stated that he was not sure they needed to determine right now the location other than abandoning the trail to the north. They could determine that in the future. For sidewalks, he asked if they could construct the sidewalk wider in the interim. Mr. Spencer stated that for an interim they could use a sidewalk but when they go from a trail to a sidewalk, people get confused.

Councilman Bowen moved that they abandon the proposed trail that was part of the IFA site plan and to provide guidance to the City staff that the proposed trail as part of the trails plan along the north of IFA could be abandoned.

Mr. Spencer thought it was critical to get guidance to staff on where they want the trail put so they can start those plans.

Mayor Hadfield suggested that Councilman Bowen used the suggested language in the request for Council action. He clarified that would mean giving up the right-of-way on the north side of the IFA property and the trail easement through the back of the Hansen-Sykes property.

Councilman Bowen moved to amend the motion of May 13, 2014 eliminating the east-west trail along the northern property line. All other provisions of the May 13, 2014 City Council approval shall remain in force. The trail shall be relocated to the 700 North corridor and be placed on the north right-of-way. Councilman Taylor seconded the motion. Voting was as follows: Aye, Councilman Bowen, Councilman Frost, Councilman Shelton, Councilman Shorter and Councilman Taylor. The motion carried.

CONSIDERATION AND ACTION ON ENTERING INTO AN EXECUTIVE SESSION TO DISCUSS LITIGATION – Mayor Hadfield

Councilman Shorter moved to enter into an Executive Session to discuss litigation at 9:05 p.m. Councilman Taylor seconded the motion. All were in favor.

The City Council entered into an executive session in a downstairs work room of City Hall to discuss litigation at 9:12 p.m. Those in attendance included Mayor James H. Hadfield, Councilman Carlton Bowen, Councilman Brad Frost, Councilman Robert Shelton, Councilman Jeff Shorter and Councilman Clark Taylor. Others present included City Administrator Craig Whitehead, Civil City Attorney Kasey Wright, Police Chief Lance Call and Deputy Recorder Terilyn Lurker. Litigation was discussed. The meeting was audio tape recorded as required by statute. The executive session concluded at 9:28 p.m.

Councilman Taylor moved to return to regular session at 9:28 p.m. Councilman Shorter seconded the motion. Voting was as follows: Aye, Councilman Bowen, Councilman Frost, Councilman Shelton, Councilman Shorter and Councilman Taylor. The motion carried.

ADJOURNMENT

Councilman Frost moved adjournment at 9:28 p.m. Councilman Shorter seconded the motion. All were in favor.



Terilyn Lurker
Deputy Recorder

My proposal is to remove the old asphalt trail and existing chain link fence. Make a new sidewalk next to the curb and tie it into the old sidewalks at each end. Make a "passenger ONLY" gate at the head of the 825 Cul-de-Sac and connect it to the new sidewalk with a small path. Remove only the one tree that would interfere with the new sidewalk and put up a new fence in the back part of the area. Place decorative rock (with some large accent rocks) in the area between the new sidewalk and the back fence. Prune all trees so leaf/limb debris isn't a huge problem in the future.

See attached "crude" sketch.

