

AMERICAN FORK CITY
COUNCIL MEETING MINUTES
JANUARY 27, 2015

REGULAR SESSION

The American Fork City Council met in regular session on Tuesday, January 27, 2015 in the American Fork City Hall, 31 North Church Street, commencing at 7:30 p.m. Those present included Mayor James H. Hadfield and Councilmembers Carlton Bowen, Brad Frost, Rob Shelton, Jeff Shorter, and Clark Taylor.

Staff present: Associate Planner Wendelin Knobloch
City Attorney Kasey Wright
City Engineer Andy Spencer
City Planner Adam Olsen
City Recorder Richard Colborn
Finance Director Cathy Jensen
Fire Marshal Doug Bateman
Planning Commission Chairman John Woffinden
Police Chief Lance Call
Public Relations/Economic Development Director Audra Sorensen
Public Works Director Dale Goodman
Technology Director George Schade

Also present: Lynn Bishop, Ron Stewart, Dan Richards, Kyle Barratt, LeeAnn Miller, and 22 additional persons

Mayor Hadfield welcomed those in attendance. He led the audience in the Pledge of Allegiance and Councilman Jeff Shorter offered a prayer.

Mayor Hadfield invited the Scouts to come forward and introduce themselves.

<u>Troop 17</u>	Ashton Marpin Tyler Stinson	Drew Fraughton	Dallin Fraughton
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<u>Troop 828</u>	Cameron Richardson	Cole Richardson
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Mayor Hadfield stated that there were many projects in the community that would qualify as an Eagle Scout Project and encouraged them to consider doing their project here. He thanked them for being in attendance.

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

Lynn Bishop addressed the lack of parking between Merchant Street and 100 West. In front of Christensen's there were two parking spaces. The south side of Main Street had plenty of parking. It had been a problem for the north side of the street for quite a while. The other thing

was that there were two great big trees in front of Christensen's that block the sign. He would like to lop off a few of the lower branches.

Mayor Hadfield responded that the City had an Arborist on staff and Mr. Bishop could address that issue with him.

Mayor Hadfield explained that the off-street parking behind Christensen's was owned by a private individual and he put the parking lot in and improved it. The merchants there chose not to participate financially with him. He controlled that parking. If the owner of the store was desirous of finding more parking then he could strike a deal with the owner of the lot behind.

Mr. Bishop understood that there were feelings expressed between the two owners.

Councilman Shelton mentioned that the City had a Main Street Vision Plan that provided for more on-street parking.

Mr. Bishop thought that the pocket park could provide about 11 parking spaces.

Councilman Bowen asked Mr. Bishop if he was offering to buy the park from the City.

Mr. Bishop answered that it would be a possibility.

Mayor Hadfield explained that the Pocket Park was part of a movement to beautify downtown. It was meant to be something that was walkable and useable. He did not know if that vision had rung true.

Mr. Bishop did not think it got a whole lot of use.

Councilman Frost noted that he had seen it in some fashion blogs. He did not think that it was big enough for parking. It would all be taken up by getting in, turning around, and coming back out.

CITY ADMINISTRATOR'S REPORT

Craig Whitehead was excused from this meeting.

COUNCIL REPORTS CONCERNING COMMITTEE ASSIGNMENTS

Councilman Bowen reported that the Beautification Committee would like to have some input on the design of Main Street. The City Council recently approved a \$40,000 payment to UDOT for Main Street design. The Beautification Committee had a vision for Main Street that would include planter boxes with electricity and water and trees that would not block business signage. The foliage could also be decorated with lights at Christmas time. They would like to be involved.

Councilman Bowen commented on the announcement by the LDS Church regarding non-discrimination and protecting religious freedom. His understanding of "rights" was that they were not specific to gender; they were not specific to race; and they were not specific to sexual

preference or orientation. "Rights" belonged to all people and were given from God. Government should protect people's rights and he believed that they already had sufficient Ordinances in American Fork City to protect peoples' rights. To pass some kind of a non-discrimination Ordinance set up a special kind of class of people that got more protection under the law than other classes of people. He thought that was inappropriate and not necessary.

Councilman Frost stated that by virtue of an assignment he had to be a member of the Cemetery Committee it had been his privilege over the last year to participate in a couple of special events. In one event they honored Sgt. Cory Wride who grew up in American Fork and went to American Fork High School. The anniversary of Sgt. Cory Wride's death was this Friday. The student body has done incredible things. The students will probably see this in their school probably tomorrow. The efforts that they went to had them heard in the walls of Washington, D.C. The Cory Wride Walk would happen on Friday at 5:00 p.m. beginning at the American Fork Police Department and go to the Cory Wride Monument in Robinson Park.

A couple of video clips were shown.

First was from Senator Orrin Hatch.

"I am Orrin Hatch. Utah citizens stand for law enforcement and I stand with you. Sgt. Wride gave his life in the service of the people of Utah. He was a courageous man who devoted himself to our safety and to upholding the rule of law. I join you in honoring Sgt. Wride's sacrifice and hope that this important event will bring to light the crucial obligation we all have to support law enforcement and to insure they have the tools they need to make our lives safer, better, and more secure."

A second clip was about Sgt. Cory Wride's life and the planned walk this Friday.

Councilmembers Taylor and Shelton had nothing to report at this time.

Councilman Shorter reported that he met with the Preservation Committee last Wednesday. They were doing a good job.

Councilman Shorter noted that the Youth City Council would be attending the Local Officials Day at the Legislature at the Capitol tomorrow and would be participating in the Cory Wride Walk on Friday.

MAYOR'S REPORT

Mayor Hadfield encouraged anyone to walk with them on Friday at 5:00 p.m.

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 January 8, 2015 City Council work session minutes.
2. Approval of the January 13, 2015 City Council minutes.

3. Approval of the City bills for payment, manually prepared checks, and purchase requests over \$25,000. – *Cathy Jensen*

Councilman Shelton moved approval of the common consent agenda as presented.

Councilman Frost seconded the motion. Voting by voice roll call was as follows:

Councilman Bowen	Abstain	
Councilman Frost	Aye	
Councilman Shelton	Aye	
Councilman Shorter	Aye	
Councilman Taylor	Aye	The motion carried

ACTION ITEMS

PRESENTATION AND ACCEPTANCE OF THE FISCAL YEAR ENDED JUNE 30, 2014 FINANCIAL AUDIT, PRESENTED BY GILBERT AND STEWART, CPAS – *Ron Stewart*

Ron Stewart from Gilbert and Stewart CPA’s reported on the recently completed fiscal year ended June 30, 2014 Financial Audit. He gave a brief synopsis of the nearly 150 page report. He explained that a couple of years ago the City decided to start preparing a Comprehensive Annual Financial Report (CAFR). The CAFR includes more information that what was required by the State of Utah. It was then sent back to Washington where it was reviewed by another party. An award was then given for Excellence in Financial Reporting. It was more work and had a couple more eyes looking at.

1. Transmittal letter stated things that the City staff felt were important
2. Independent Auditor’s report provided an unqualified opinion

“In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, the business-type activities, the aggregate discretely presented component units, each major fund, and the aggregate remaining fund information of American Fork City, as of June 30, 2014, and the respective changes in financial position and, where applicable, cash flows thereof for the year then ended in accordance with accounting principles generally accepted in the United States of America.”

3. Management’s Discussion and Analysis
4. Statement of Net Position - Looked at the City as if it were a business
5. Balance Sheets and Reconciliations - What comes in, what goes out
6. Statement of Cash Flows
7. Detail of Statements – Included was long-term debt
8. Required Supplementary Information
9. Fitness Center Fund – Over spent by \$30,737
10. Other Supplementary Information
11. Report on Internal Controls
12. Report on State Compliance

Mr. Stewart asked if there were any questions.

Councilman Bowen noted that in the Internal Control section it was said that the actual internal controls were not reviewed. He asked if there was ever a time in these audits when the actual internal controls were reviewed.

Mr. Stewart responded that the controls were reviewed every year but they were not audited and they did not give an opinion. They would give an opinion on those controls if they were contracted to do so.

Councilman Bowen suggested that every three or five years it would be worth auditing the internal controls.

Mayor Hadfield stated that they could add that to the audit to be done at the close of fiscal year 2015.

Mr. Stewart thanked the staff noting that they did a great job.

Councilman Taylor moved approval of the fiscal year ending June 30, 2014 Financial Audit. Councilman Shorter seconded the motion.

Mayor Hadfield asked if there was discussion on the motion. There was none.

Voting by voice roll call was as follows:

Councilman Bowen	Aye	
Councilman Frost	Aye	
Councilman Shelton	Aye	
Councilman Shorter	Aye	
Councilman Taylor	Aye	The motion carried

REVIEW AND ACTION ON THE APPROVAL OF THE AWARD OF A CONTRACT FOR THE 2015 CULINARY WATERLINE REPLACEMENT PROJECT PHASE III - CDBG TO HARDLINE EXCAVATION – Dale Goodman

Andy Spencer reported that the City received a CDBG grant of \$300,000. There was City money attached to it as well. The project was on 200 West and extended from Pacific Drive up to the JC Ball Park at 400 North. The Federal Contract still needed to be approved.

Councilman Shorter moved to accept the Base Bid and Alternate Bid submitted by Hardline Excavation for the construction of the 2015 Culinary Water Line Replacement Project Phase III – CDBG, in the amount of \$294,988.95, with a ten percent (10%) contingency allowance of \$29,500, for a total project budget of \$324,488.95, and authorize staff to proceed with the preparation of contract documents. Councilman Frost seconded the motion.

Mayor Hadfield asked if there was discussion on the motion.

Councilman Bowen stated that this was a Community Development Block Grant from the federal government agency of Housing and Urban Development. His stand was that it was unconstitutional. The Constitution nowhere authorized the federal government to fund local building projects. The reason the federal government was formed was to provide for our common defense and to regulate affairs between states and not to fund local building projects within states. He was opposed. He took an Oath when he became a Councilmember to uphold the Constitution and finding no place in the US Constitution where it authorized this funding he could not in good conscience vote for it. He wished all cities would reject this funding. We had a government that was trillions of dollars in debt. He knew that \$300,000 was just a drop in the bucket in comparison but if all communities would do that maybe there would not be so much federal debt.

Mayor Hadfield asked if there were other comments.

Mayor Hadfield stated that this was funding through Housing and Urban Development. There must be an income level of a certain amount and they had gone door to door in this neighborhood and a majority of those families fell within that median income range. He did not think this was out of the ordinary. They were doing the best they could do to continue improve the living conditions in the neighborhoods that they represented. He was comfortable in moving this forward.

Voting by voice roll call was as follows:

Councilman Bowen	Nay	
Councilman Frost	Aye	
Councilman Shelton	Aye	
Councilman Shorter	Aye	
Councilman Taylor	Aye	The motion carried

REVIEW AND ACTION ON AN ORDINANCE AMENDING SECTION 17.8.113 OF THE AMERICAN FORK CITY DEVELOPMENT CODE RELATING TO DERELICT PARCELS – Staff

Mayor Hadfield explained that the Planning Commission looked at this because they had cases in the past where some parcels were in fact derelict that were left on the plat as usable lots. He applauded the Planning Commission for their action on this.

Adam Olsen commented that this Ordinance broadened the definition of what constituted a derelict parcel so that if a development was going in and there was a parcel directly adjacent to the development that happened to be owned by the same developer or entity the parcel either needed to be included in the development or disposed of in some manner. They did not want to have unbuildable parcels.

Councilman Frost moved to approve Ordinance No. 2015-01-02 amending section 17.8.113 of the American Fork City Development Code relating to derelict parcels. Councilman Taylor seconded the motion.

Mayor Hadfield asked if there was discussion on the motion. There was none.

Voting by voice roll call was as follows:

Councilman Bowen	Nay	
Councilman Frost	Aye	
Councilman Shelton	Aye	
Councilman Shorter	Aye	
Councilman Taylor	Aye	The motion carried

REVIEW AND ACTION ON SUBDIVISIONS, COMMERCIAL PROJECTS, CONDOMINIUMS, AND PUD'S INCLUDING 1) PLAT APPROVAL; 2) METHOD OF SATISFACTION OF WATER RIGHTS REQUIREMENTS; 3) POSTING OF AN IMPROVEMENT BOND OR SETTING OF A TIME FRAME FOR IMPROVEMENT INSTALLATION; AND 4) AUTHORIZATION TO SIGN THE FINAL PLAT AND ACCEPTANCE OF ALL DEDICATIONS TO THE PUBLIC AND TO HAVE THE PLAT RECORDED.

- a. Review and action on final plat of the Andersen Property Subdivision consisting of 9 lots located in the area of 820 East Evergreen Drive in the R1-9,000 Residential zone – *Ensign Engineering*

Dan Richards explained that this was Dr. Andersen's old property. The house on the big lot would remain. The cul-de-sac on the southeast would be finished off. There were a lot of trees around the property and in order to save as many as possible they would use combination curb, gutter, and sidewalk. He would be bringing up an 8-inch waterline to serve the area with new fire hydrants. He asked for some City participation in connecting existing dwellings to the new 8-inch waterline from the existing 4-inch waterline. Along with that new 8-inch line, the construction would destroy the asphalt and it would need an overlay.

Mayor Hadfield noted that the largest lot was about .9 of an acre and the smallest lot was 9,000 square feet. He asked if there were any concerns from the Engineering Department.

Mr. Spencer commented that they were going to use combination curb, gutter, and sidewalk and have requested not to bury power lines. They have worked through all of the other issues. With regard to participation in water lines and roadways, that would come back to the Council in a separate participation agreement.

Councilman Taylor commented that on the Allen House, (old Howard Peters), when the curb, gutter, and sidewalk would be installed to the west, there was none proposed there and it would still be the open concrete irrigation ditch.

Mayor Hadfield suggested that engineering talk with the Allen property owners to see if they would be willing to give some property if the City put the sidewalk in. He suggested that this area would qualify for some safe sidewalk funds.

Mayor Hadfield continued that this had been a large parcel for a long period of time and he felt this was a good solution.

Councilman Bowen moved to approve the final plat of Andersen Property Subdivision consisting of 9 lots located in the area of 820 East Evergreen Drive in the R1-9,000 Residential zone and to authorize the Mayor and City Council to sign the plat and accept the dedications with instructions to the City Recorder to withhold recording of the plat subject to: 1) Posting of a performance guarantee to ensure the timely construction of required public improvements, and 2) All conditions identified in the public record associated with the December 17, 2014 Planning Commission meeting. Councilman Shelton seconded the motion. Voting by voice roll call was as follows:

Councilman Bowen	Aye	
Councilman Frost	Aye	
Councilman Shelton	Aye	
Councilman Shorter	Aye	
Councilman Taylor	Aye	The motion carried.

- b. Review and action on the final plat of IFA American Fork Commercial Subdivision Amended A, consisting of 5 lots, located in the vicinity of 600 North 900 West in the GC-2 General Commercial zone – Benchmark Civil Engineering

LeeAnn Miller from Benchmark Civil Engineering explained that they were making five lots out of the previous four lots. It would be used for a car wash.

Mr. Spencer reported that the Engineering Department was good with the plan.

Mayor Hadfield noted that a lot of work was being done on the site.

Councilman Frost moved to approve the final plat of IFA American Fork Commercial Subdivision Amended A, consisting of 5 lots, located in the vicinity of 600 North 900 West in the GC-2 General Commercial zone and to authorize the Mayor and City Council to sign the plat and accept the dedications with instructions to the City Recorder to withhold recording of the plat subject to: 1) Posting of a performance guarantee to ensure the timely construction of required public improvements, and 2) All conditions identified in the public record associated with the December 17, 2014 Planning Commission meeting. Councilman Shelton seconded the motion.

Councilman Shelton thanked IFA Country Stores Vice President of Operations Bryan Coulter for working with the neighborhood.

Mr. Coulter thanked Councilman Shelton for his help.

Mayor Hadfield asked if there was any discussion on the motion. There was none.

Voting by voice roll call was as follows:

Councilman Bowen	Aye	
Councilman Frost	Aye	
Councilman Shelton	Aye	
Councilman Shorter	Aye	
Councilman Taylor	Aye	The motion carried.

- c. Review and action on an Ordinance approving a commercial site plan for Autobahn Carwash located at 504 North 900 West in the GC-2 General Commercial zone - Benchmark Civil Engineering

Ms. Miller reported that this was to be located on Lot 1 of the previously discussed subdivision.

Councilman Shorter moved to adopt Ordinance No. 2015-01-03 approving a commercial site plan for Autobahn Carwash located at 504 North 900 West in the GC-2 General Commercial zone with instructions to the City Recorder to withhold publication of the Ordinance subject to: 1) Posting of a performance guarantee to ensure the timely construction of required public improvements, and 2) All conditions identified in the public record associated with the December 17, 2014 Planning Commission meeting. Councilman Taylor seconded the motion.

Councilman Frost noted that this was located in a sensitive area. He asked if this business would fall under the City’s ordinances on noise and such.

Adam Olsen responded that there were City ordinances in place regarding noise and hours of operation.

Councilman Bowen welcomed Autobahn Carwash to the City. He felt it was a great location. He noted a carwash in Orem that often had cars backed up on State Street and asked if there would be a similar problem here and if it did that the owners would take steps to mitigate that as much as possible.

Mayor Hadfield commented that there were three stacking lanes. He asked about water recycling.

Tony Johns answered that they would be using a reclamation system. There were a couple of options.

Mayor Hadfield asked if they had other Autobahn Carwashes.

Mr. Johns explained that they were unique. They did have an Autobahn under a different name in Melbourne, Australia. This would be their first stateside. In their Australia site they reclaimed about 92 percent of the water. They had records of how much water the other site used.

Voting by voice roll call was as follows:

Councilman Bowen	Aye	
Councilman Frost	Aye	
Councilman Shelton	Aye	
Councilman Shorter	Aye	
Councilman Taylor	Aye	The motion carried

- d. Review and action on the final plat of Ken Garff Subdivision, consisting of three lots located at 500 East Auto Mall Drive in the GC-2 Planned Commercial zone – Ken Garff Chevrolet

Gerrit Timmerman, Curtis Miner Architecture, stated that they had a good team present tonight which included Tony Krattz from Ken Garff, Dee Hansen, and Ryan Hales from Hales Engineering (traffic). He appreciated the dialogue between the City and their team.

Adam Olsen reported that the Planning Commission recommended approval of this subdivision plat to the City Council. It had been before them a number of times.

Councilman Shelton moved to approve the final plat of Ken Garff Subdivision, consisting of three lots located at 500 East Auto Mall Drive in the GC-2 Planned Commercial zone and to authorize the Mayor and City Council to sign the plat and accept the dedications with instructions to the City Recorder to withhold recording of the plat subject to: 1) Posting of a performance guarantee to ensure the timely construction of required public improvements, and 2) All conditions identified in the public record associated with the January 21, 2015 Planning Commission meeting. Councilman Bowen seconded the motion. Voting by voice roll call was as follows:

Councilman Bowen	Aye	
Councilman Frost	Aye	
Councilman Shelton	Aye	
Councilman Shorter	Aye	
Councilman Taylor	Aye	The motion carried

- e. Review and action on an Ordinance approving a commercial site plan for Ken Garff Chevrolet located at 500 East Auto Mall Drive in the GC-2 Planned Commercial zone.– Ken Garff Chevrolet

Councilman Shelton moved to adopt Ordinance No. 2015-01-04 approving a commercial site plan for Ken Garff Chevrolet located at 500 East Auto Mall Drive in the GC-2 Planned Commercial zone with instructions to the City Recorder to withhold publication of the Ordinance subject to: 1) Posting of a performance guarantee to ensure the timely construction of required public improvements, and 2) All conditions identified in the public record associated with the January 21, 2015 Planning Commission meeting. Councilman Taylor seconded the motion. Voting by voice roll call was as follows:

Councilman Bowen	Aye
Councilman Frost	Aye

Councilman Shelton	Aye	
Councilman Shorter	Aye	
Councilman Taylor	Aye	The motion carried

- f. Review and action on an Ordinance approving an amended commercial site plan for placement of a roof mounted cellular antenna located at 737 East 1180 South (Morinda) in the GC-2 General Commercial zone – T-Mobile

Adam Olsen explained that this was a request to put a roof-mount antenna on the Morinda building to help with coverage in the area. It meets the requirements of the Code and was recommended by the Planning Commission for approval.

Councilman Taylor moved to adopt Ordinance No. 2015-01-05 approving an amended commercial site plan for placement of a roof mounted cellular antenna located at 737 East 1180 South (Morinda) in the GC-2 General Commercial zone with instructions to the City Recorder to withhold publication of the Ordinance subject to: 1) Posting of a performance guarantee to ensure the timely construction of required public improvements, and 2) All conditions identified in the public record associated with the December 17, 2014 Planning Commission meeting. Councilman Shorter seconded the motion. Voting by voice roll call was as follows:

Councilman Bowen	Aye	
Councilman Frost	Aye	
Councilman Shelton	Aye	
Councilman Shorter	Aye	
Councilman Taylor	Aye	The motion carried

REVIEW AND ACTION ON A RESOLUTION ENCOURAGING THE STATE OF UTAH TO ADDRESS COMPREHENSIVE TRANSPORTATION FUNDING – Mayor Hadfield

Mayor Hadfield explained that late last week the City received a transmission from the Utah League of Cities and Towns asking American Fork City to propose a Resolution encouraging the State of Utah to Address Comprehensive Transportation funding.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMERICAN FORK, UTAH, ENCOURAGING THE STATE OF UTAH TO ADDRESS COMPREHENSIVE TRANSPORTATION FUNDING.

WHEREAS, a safe and efficient transportation system creates the foundation for economic growth and improved quality of life; and
 WHEREAS, the creation and maintenance of transportation infrastructure is a core responsibility of State and local government; and
 WHEREAS, Utah’s population is expected to grow by 1 million residents by 2040; and
 WHEREAS, Utah’s residents demand new comprehensive transportation options such as bike lanes, multi-use paths, off-road trails and transit in addition to traditional roads; and

WHEREAS, research from the Utah Department of Transportation indicates that road maintenance efforts save cities from road rehabilitation that costs six times as much as maintenance, and saves cities from road reconstruction that costs ten times as much as maintenance, and

WHEREAS, investing in transportation results in tremendous economic development returns for both municipalities and the state; and

WHEREAS, improving comprehensive transportation in Utah will reduce private vehicle usage which will in turn lead to improved air quality; and

WHEREAS, poor air quality discourages economic development, business recruitment and tourism visits, and contributes to asthma and other health ailments; and

WHEREAS, nearly 1 in 10 Utah adults suffer from asthma and struggle to breathe during poor air quality days; and

WHEREAS, nearly 57% of Utah adults are overweight, approximately 200,000 Utahns have diabetes, and diabetes and obesity related health care costs in Utah exceed \$1 billion; and

WHEREAS, investing in safe and connected trails, bike lanes, sidewalks, and multi-use paths will encourage Utahns to be more active, spend more time with their families via active transportation, and result in improved personal and community health; and

WHEREAS, the current motor fuel tax of 24.5 cents and 1% local option sales tax are insufficient to satisfy current and future transportation needs; and

WHEREAS, Utah has led the nation in creating an Unified Transportation Plan to address these comprehensive transportation and quality of life issues and the City now asks the State and local governments to work together to find comprehensive funding solutions that will address transportation, economic development, air quality, and health needs.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF AMERICAN FORK, UTAH:

SECTION 1. Comprehensive Transportation Funding. The City Council supports proposals which meet comprehensive local transportation needs, promote the Unified Transportation Plan, and provide for future growth. The City supports studying a transportation funding option which would allow for the statewide implementation of a quarter cent (\$0.0025) local options sales tax to be used for transportation. The City also supports studying motor fuel taxes, “B and C” road funding, and other transportation funding options. Motor fuel taxes are not equitably borne by road users with the advent of higher MPG vehicles, electric and hybrid vehicles, and other fuel-saving technologies. Additionally, since the motor fuel tax has not been adjusted since 1997 and is not indexed, the current purchasing power is inadequate. The City requests the Utah Legislature to carefully examine all funding options.

SECTION 2. Comprehensive Transportation Options. The City supports the expansion of the uses for which transportation funding can be spent to reflect the individual needs and discretion of local governments. Transportation, air quality, and public health can be enhanced when active transportation and transit are eligible for transportation funding. Examples of items that could be eligible may include trails, bike lanes, sidewalks, safety equipment, traffic calming, signage, and lighting. Investment in active transportation options will encourage residents to travel via walking, biking, and transit, result in a healthier population, reduced car emissions, decreased health care costs, and improved quality of life. The City supports additional funding mechanisms that will result in expanded active transportation infrastructure. The City also supports continued investment in public transit as outlined in Utah’s Unified Transportation Plan. Transit can help relieve traffic, promote walkable communities, and improve air quality.

SECTION 3. Coordinating Efforts. The City encourages City staff to work with State elected officials, the Utah Transportation Coalition, and the Utah League of Cities and Towns.

SECTION 4. Distribution of this Resolution. A copy of this resolution shall be sent to the Governor, the President of the Utah State Senate, the Speaker of the Utah House of Representatives, the municipality's State Senators and State House Representatives, and the Executive Director of the Utah League of Cities and Towns.

SECTION 5. Effective Date. This Resolution shall become effective upon passage.

Mayor Hadfield asked if there was discussion on this item.

Councilman Bowen thought that it was over the top in ridiculousness. Raise the gas tax by a quarter cent and you were going to solve diabetes and all of our woes. It also encouraged public transportation. He did not think the business of government to be providing transportation for people. People should do that on their own and UTA and organizations like that should be self-sufficient. He was opposed to raising the gas tax. He thought our citizens were already over taxed at all levels of government. Tax Freedom Day was beyond April now. These little nickel and dime tax increases were how we got there and will continue to get even worse if they did not start saying 'no' to some of these things. The wording of the Resolution spoke from the side of the political isle that was not in touch with reality.

Councilman Frost was okay with looking at this holistic. In many ways he thought that in the Whereas s, no facts could be found. It encouraged people to do other things. He believed in his heart that it had everything to do with economic growth. With how technology had changed with hybrid cars and everything that went with it and the miles per gallon had drastically gone up, it was time to go back to the drawing board and figure out a holistic approach. He would vote for this and do so without smiling or smirking, and laughing.

Councilman Shelton could see where Councilman Bowen was coming from. He didn't appreciate a lot of that language and how it really pertained to transportation funding. He was not too interested in that. He was more interested in Section 1 and Section 2 where it talked about the study. He thought it was on a local sales tax option and not on gas tax, specifically.

Councilman Bowen stated that it talked about, "implementation of a quarter cent (\$0.0025) local options sales tax to be used for transportation."

Councilman Shelton did not think that was anything associated with gas tax. It was a sales tax option.

Councilman Shelton continued that he had the opportunity to meet with the Utah State Delegation prior to the session with the Utah Valley Chamber of Commerce Policy Committee. This was one big item that came up. The state was behind in funding its transportation needs. Right now the state was keeping up by bonding. This was a key element of economic development. If one looked around and stripped out all of the funding we would have two-lane gravel roads. The demands and needs of the residents were foremost. This was not saying we supported the tax.

Mayor Hadfield stated that they were supporting looking at all options of funding.

Councilman Shelton was in favor of approving it but was not in favor of all of the Whereas s

Mayor Hadfield commented that there were a number of residents that actively use bike trails to commute back and forth to work or get to town.

Councilman Shelton felt it was good to note that he was able to sit in with some staff in a meeting that they had with Lehi, UDOT, County, UTA, and others to talk about transportation and the future needs and the amazing growth numbers. We needed to plan for growth efficiently.

Mayor Hadfield asked if there were any comments from the public on this.

Mark Sorrells stated that he did not think it was a matter of transportation or clean water or keeping clean air. We all want that. He asked to be corrected if he was wrong. One of the big players in this was the National League of Cities and Towns. He felt that the Utah League of Cities and Towns answered to the National League of Cities and Towns.

Mayor Hadfield did not think so. He was not aware of that. The cities created the Utah League of Cities and Towns.

Councilman Shorter had concerns with this. One, he did not ever want to ask anybody to raise taxes. The State Senate and House were able to raise taxes on their own without any input from us. The other thing that bothered him was the health issues and other non-sensible stuff that had been put in there. The worse was that we would be saying, "Hey, citizens, buy fuel efficient cars, save water, save money." And then, as soon as they do it, we turnaround and raise taxes on the very thing they were asked to do. It was counterproductive to ask people to do better and then punish them for doing it. That was why he would vote against this.

Councilman Taylor commented that to a large degree it was necessary to embrace the inevitable. They could see what was coming down the road in terms of growth and they needed to plan accordingly and do things that would make a difference. He thought the proposed Resolution was one of the most poorly written documents he had seen. It had a bunch of conjecture in it that he could not abide by. He understood the need to be able to do the research to help get the information needed to make proper decisions. The document did not resonate with him at all and he would not be voting for it either.

Councilman Shelton commented that he thought if they pulled out a few of the Whereas s, he thought it was important to show support to study for transportation funding otherwise they would continue to spin their wheels and get smaller and smaller portions of B & C Road Funds. The study part of the Resolution was what he was most interested in and he thought they could strip out and send a message at least to the Legislature that American Fork City Council believed a study needed to be done to find a more fair and equitable funding mechanism for transportation.

Councilman Bowen thought that if one listened to what was going on in the media conversation about these Resolutions it was clear that they were trying to get the cities to lobby the Legislature basically for an increase in the gas tax. They might cloak it in language to "study all options" but he thought it was clear of what the intent of the Resolution was. He was opposed to that intent.

Councilman Shelton did not know that was the truth at all. He thought it was saying that you guys really need to come up with some viable options and look at what was going on. He did not think there was any “cloaking” going on and if they felt there was they could do their own Resolution and change this to whatever the Council wanted it to say.

Councilman Shorter did not think they needed to tell our State Legislators. If they were not bright enough to see the problem and solve them, we did not need to pat them on the back or encourage them. They knew what the problems were and were well aware of them. He did not think the Resolution was meaningful. He would not vote for it even if they changed it.

For the purpose of clarity, Mayor Hadfield stated that there was already a ¼ cent local option sales tax. That was passed by the County some time ago and that was what has been funding UTA. A ¼ cent local option sales tax was .0025; one-quarter of one percent. The funding came out quarterly. There were four quarters in a year. First Quarter went to Utah Transit Authority. Second Quarter was funding bond payment for other items. Third Quarter was where the City received some relief on some roads and they would be announcing some work on 900 West to the City boundary later this year. That was already enacted by the County. How it was being used was what they were trying to look at. So far UTA has been the giant getting fed the most. The Fourth Quarter was trails, acquisition, and future right-of-way projects.

Councilman Taylor did not take issue with that. He took issue with the way this document was constructed. It felt purely political to him. He believed they could do better. He would like to think along with Councilman Shorter that they did not need to direct our Legislature, but had no confidence that we don't. Things like this and people with the ability to go in and lobby and get this in front of people he thought was what made it happen. He was so taken back by the language in it. It was a complete political document to him. He could be persuaded to vote for it had it not been such but was more in line with what Councilman Shelton stated.

Mayor Hadfield called for a motion.

Councilman Shelton moved to approve Resolution No. 2015-01-02R, striking

**“WHEREAS, poor air quality discourages economic development, business recruitment and tourism visits, and contributes to asthma and other health ailments; and
WHEREAS, nearly 1 in 10 Utah adults suffer from asthma and struggle to breathe during poor air quality days; and
WHEREAS, nearly 57% of Utah adults are overweight, approximately 200,000 Utahns have diabetes, and diabetes and obesity related health care costs in Utah exceed \$1 billion;
and”**

Councilman Taylor just wanted the message to go back that they did not blindly approve it.

Councilman Taylor seconded the motion.

Councilman Bowen moved to amend the motion to strike all the language and place it with the language,

“Whereas citizens of American Fork City are already overtaxed at all levels of government American Fork City urges the Utah State Legislature to not increase the gasoline tax or any other tax the residents of American Fork City pays.”

Councilman Shelton was not willing to amend his motion.

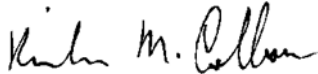
Mayor Hadfield called for a second to the motion to amend. There being none, the motion was declared dead.

Voting by voice roll call on the original motion was as follows:

Councilman Bowen	Nay	
Councilman Frost	Aye	
Councilman Shelton	Aye	
Councilman Shorter	Nay	
Councilman Taylor	Aye	The motion carried.

ADJOURNMENT

Councilman Shorter moved adjournment at 9:06 p.m. Councilman Frost seconded the motion. All were in favor.



Richard M. Colborn
City Recorder