1		Pleasant Grove City City Council Regular Meeting Minutes		
2 3		April 14, 2015		
4		6:00 p.m.		
5	PRESENT:	•		
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7	Mayor:	Michael W. Daniels		
8 9	Council Members:	Dianna Andersen		
10	Council Members.	Cyd LeMone		
11		Ben Stanley		
12				
13	Excused:	Council Member Cindy Boyd		
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15	Staff Present:	Deon Giles, Parks and Recreation Director		
16		Dean Lundell, Finance Director		
17 18		Mike Roberts, Police Captain Dave Thomas, Fire Chief		
19		Kathy Kresser, City Recorder		
20		Ken Young, Community Development Director		
21		Lynn Walker, Public Works Director		
22		Tina Petersen, City Attorney		
23		Degan Lewis, City Engineer		
24		Sheri Britsch, Library and Arts Director		
25		Royce Davies, City Planner		
26	Othora	With Olean Everytive Director of Utah Degreetion and Doubs Association		
27 28	Others:	Kim Olson, Executive Director of Utah Recreation and Parks Association Dan Harrison, President of Utah Recreation and Parks Association		
29		Kent Loosle, CEO of Mountain Point Medical Center		
30		Marc Sanderson, Mountain Point Medical Center		
31		Nathan Gerber, Chair of Beautification Committee		
32		Eric Jensen, Planning Commission Chair		
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34	The City Council and staff met in the City Council Chambers at 86 East 100 South, Pleasant			
35 36	Grove, Utah.			
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38	1) CALL TO (ORDER		
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40	Mayor Daniels calle	Mayor Daniels called the meeting to order and noted that Council Members Andersen, LeMone,		
41	and Stanley were pro	and Stanley were present. Council Member Boyd was excused.		
42				
43	Mayor Daniels announced that Council Member Meacham resigned to pursue personal interests.			
44 45	Mayor Daniels thanked him for his service. An advertisement for the open Council position had begun and the process of selecting a new City Council Member would be discussed later in the			
45 46	meeting.	255 of scienting a new city council internoct would be discussed later in the		
47	mooning.			
48	2) PLEDGE O	F ALLEGIANCE		

The Pledge of Allegiance was led by Council Member Stanley.

3)

The opening remarks were given by Council Member Andersen.

4) <u>APPROVAL OF AGENDA</u>

OPENING REMARKS

Mayor Daniels reported that City Administrator, Scott Darrington, would not be present this evening, as he was tending to a family matter. Furthermore, he explained that procedurally, a quorum of the Council is required to conduct a meeting. Three members of the five Council Members were present, so a vote of at least 2-to-1 was needed to pass a motion. The Council may decide to revisit an item later when all Council Members are present.

It was noted that item 11E would be postponed until April 21, 2015, on account of Administrator Darrington's absence. Item 11F was to be added to discuss the process of filling the vacant Council Member position.

ACTION: Council Member LeMone moved to approve the agenda with the aforementioned changes. Council Member Stanley seconded the motion. The motion passed with the unanimous consent of the Council.

5) OPEN SESSION

Mayor Daniels opened the open session.

<u>Donna Jolley</u> gave her address as 1380 East 100 North and explained that she started coming to meetings one or two years ago because she loves her country. She enjoys attending City Council Meetings to see people participate and express their views. She also appreciates hearing the Pledge of Allegiance and prayer. Ms. Jolley expressed respect for the members of Council and commented that she would not want to be in their position.

Ms. Jolley's purpose in addressing the Council was because she lives on a road that needs to be fixed. She noted that the road slants. After years of complaining, the neighbors finally got the City to repair the road. However, when roads are repaired, they start to break up, which had occurred. Last fall, Ms. Jolley noticed water coming out near her neighbor's house. In speaking with neighbors, she learned that there is a hole on 1400 East and they also heard water running. The City repaired the hole and upon digging up the width of the road, and an old pipe was discovered. They subsequently had to dig a big hole in her neighbor's yard and three weeks later that same neighbor found mold in her basement. This was likely due to water running through the pipes, an issue for which the City wasn't going to claim responsibility.

 When Mayor Haynie was in office, he at one point communicated that the City planned to repair one or two roads per year. Ms. Jolley asked what had happened to that plan. She challenged staff and the elected officials to take time to drive up 200 South and turn left on 1300 East. Furthermore, she requested that staff and the elected officials drive up 150 North and turn onto 1400 East and see whether they would want to live on that road. Since the aforementioned hole

was filled there has been gravel all over the road. This makes it dangerous for children to play on and for people to walk on. Furthermore, property values are lower in that area because of the road. Ms. Jolley stated that it is detrimental to the community to have bad roads.

Ms. Jolley commended the City's public safety personnel and acknowledged that they have worked long hours to repair their building. They have set an example of frugality and living within their means. Ms. Jolley was not complaining about the existing bonds because they fund the City's needs. She believed, however, that the City cannot afford another bond. The economy is temperamental and it is not a good idea to be in a lot of debt.

In conclusion, Ms. Jolley loves the community and supports improvements but wants the City to be wise in their financial decisions. It is difficult for citizens to have their taxes raised, and she did not think they should be increased. She especially did not want to see retired people living on fixed incomes losing their homes. She recently read about another City in Utah that has solicited donations to meet a need in their community. Council Member LeMone thanked Ms. Jolley for her attendance and comments. She agreed to take Ms. Jolley up on her challenge of visiting the aforementioned streets.

There were no further public comments. Mayor Daniels closed the open session.

6) <u>CONSENT ITEMS</u>

a) City Council and Work Session Minutes: There are no minutes for approval at this time.

b) To consider approval of paid vouchers for April 10, 2015.

ACTION: Council Member LeMone moved to approve the consent items. Council Member Andersen seconded the motion. The motion passed with the unanimous consent of the Council.

7) APPOINTMENT TO BOARDS, COMMISSIONS AND COMMITTEES

There were no appointments to discuss.

Mayor Daniels announced that there are currently volunteer opportunities available to serve as an alternate on the Planning Commission. He noted that Eric Jensen, Planning Commission Chair was present. Mayor Daniels encouraged individuals to speak with Community Development Director, Ken Young, and City Engineer, Degen Lewis, about the time commitment and experience necessary to serve on the Planning Commission. He encouraged interested individuals to contact Director Young or City Recorder, Kathy Kresser, to fill out an application and explained that there is an ongoing need. Director Young added that the Planning Commission meets once or twice a month for one to two hours at a time. Meetings begin at 7:00 p.m. with a work session beforehand. Although there isn't any compensation for serving on the Planning Commission, dinner is served prior to every meeting. Terms last four years.

8) PRESENTATIONS

A) Team Member of the Year Presentation.

Director Young introduced all of the employees in his department. He noted that Royce Davies, Carol Emery, Linda Hales, Dave Houston, Brad Carlile, and Barbara Johnson were all present from his department. Director Young stated that he is very proud of all of his staff and invited each to stand and be recognized.

Director Young awarded Barbara Johnson, Planning Tech, the Team Member of the Year Award. He explained that the award program has been in place for about three years, and Ms. Johnson has been nominated the last two years. This year she came out on top in the voting by a large margin. Ms. Johnson is the backbone of everything that goes on in the department. She has been with the City for 19 years in May and is very knowledgeable. Director Young mentioned that a couple of weeks ago he read a letter from a citizen who spoke about the secretaries in his department and the quality service they provide the community. He presented Ms. Johnson with a plaque as well as a \$1,000 bonus check. Ms. Johnson thanked everyone in the department and remarked that she enjoys working for the City. While it can be stressful at times, they always get through it. Council Member LeMone then read the write-up on why Ms. Johnson was selected to receive the Team Member of the Year Award.

B) Utah Recreation and Parks Association Award Presentation.

Kim Olson was introduced as the Executive Director of the Utah Recreation and Parks Association (URPA). Mr. Olson then introduced Dan Harrison as the current President of the Association. It was reported that URPA has four regions and they seek to promote the Parks and Recreation industry throughout the State, which they strongly believe is of great value to communities. Parks and Recreation promotes physical and emotional health and can be a great economic engine for many communities. There are over 1000 members of the URPA in Utah, and URPA is an affiliate of the National Recreation and Parks Association, which is headquartered in Virginia, outside of Washington DC. URPA provides education and training, networking, advocacy, professional certifications, and recognitions.

 Mr. Harrison announced that URPA is present at tonight's meeting to make a recognition. He invited Tyler Wilkins to stand. Mr. Harrison stated that Mr. Wilkins was nominated as URPA's Young Professional of the Year Award. Recipients of the award are determined by a group of past URPA presidents. This year the group selected Mr. Wilkins as the most qualified candidate. The qualifications for the award were then read. Mr. Harrison explained that he has known Mr. Wilkins a long time and considers him to be a good man and professional. Mr. Wilkins represents Pleasant Grove and URPA very well. Mr. Harrison congratulated him and noted that Mr. Wilkins was appointed to serve on the URPA Board this upcoming year. In this capacity Mr. Wilkins will be responsible for the annual URPA Conference.

Mr. Harrison mentioned that two other awards were also given to Pleasant Grove. The Junior Jazz program won the Innovation of the Year Award for their sportsmanship program. *Utah Valley Magazine* was also recognized with the Best of Utah Valley Readers Choice Award. Mr. Harrison recognized that Parks and Recreation Director, Deon Giles, and Recreation Manager, Clint Warnick, also played big roles in these awards being given to the City of Pleasant Grove.

 Mr. Wilkins expressed gratitude and acknowledged that the people with whom he works have had a major influence on his life. He loves recreation and Pleasant Grove. There are many good things happening in the City for the Recreation Center. Mr. Wilkins spoke about how he grew up

in the Recreation Department in Pleasant Grove, which is where his mother worked while he was a child. He mentioned that Paul Schoonover had a significant influence on his life and his coworkers taught him how to work and have shown him how recreation can raise an individual.

C) Mountain Point Medical Center Presentation. Presenter: Kent Loosle.

 Kent Loosle identified himself as the CEO of Mountain Point Medical Center and introduced his coworker, Marc Sanderson. Mr. Loosle gave a brief introduction of the new medical center, which will open in 1 ½ months and will be located on the east side of the freeway near Thanksgiving Point. Signage and billboards were installed to identify the facility. It will be a full service hospital and part of a group of hospitals. There are four other hospitals in the group, including three in the Salt Lake Valley and one in Davis County. Mountain Point Medical Center is a different system than the other two that are familiar to Utah County.

The hospital will have a bay Emergency Department, which will be run by Marc Sanderson. The hospital will also have women's services, including OB-GYN and Labor and Delivery. Additionally, Mountain Point Medical Center will provide in-patient services, an intensive care unit, and extensive heart services. Mr. Loosle mentioned that in northern Utah County, there aren't any other cardiac cath labs so this will be a good addition the community. The hospital will provide full service surgical services and state of the art imaging equipment. It will be a 44-bed hospital; however, in-patient services in hospitals are only a small part of what is provided. Most hospitals now provide outpatient services, such as procedures. Mountain Point Medical Center will be consistent with the direction in which the industry is going.

From a physician's perspective, the community will be fortunate to have support from independent physicians in Utah County. Mr. Loosle displayed a photo of the hospital and identified where the medical office building will be located and where the physicians will be practicing. The physicians in the medical office building will consist of several of the same physicians and clinics that already exist in the area. With regard to insurance, the same set of insurances that are accepted at Timpanogos Regional Hospital will also be accepted at the new hospital. There will, however, also be insurances that will go to one hospital but not the other. Mountain Point Medical Center encourages employers to provide their employees with options. The Grand Opening of the new facility will be May 29 and a community celebration will take place between 1:00 p.m. and 6:00 p.m. On Monday, June 1, will start accepting patients.

Mr. Loosle mentioned that Mr. Sanderson came as the best recommended in the valley for the Emergency Services position. Council Member LeMone agreed that Pleasant Grove had a great Chief in Mr. Sanderson. Mr. Loosle stated that the hospital is excited to have him and that he will represent the community well.

Mr. Loosle stated that the public is invited to community event on May 29. He noted that IASIS Healthcare is the name of their corporation. In response to a question from Council Member LeMone, Mr. Loosle suggested that the City use the newsletter and other media outlets to help educate the community on the new facility. He mentioned that while most of the hiring is complete, there are still a couple of positions available. Mountain Point Medical Center has focused on hiring locally and there will be around 230 employees to start. The architecture of the facility was briefly discussed and it was noted that it will be able to accommodate future expansion.

D) <u>ACTION ITEMS READY FOR VOTE</u>

A) To consider for approval a Proclamation declaring April 25, 2015 as Arbor Day. *Presenter: Director Giles*.

 Director Giles explained that this year his department plans to plant 140 trees in local parks. They are all native trees and seedlings. The project will be done on April 25 at Anderson Park and will be partially organized by Josh Herber, an Eagle Scout candidate. The project will also be part of Tree City USA. Mayor Daniels read the proposed Proclamation.

ACTION: Council Member Stanley moved that the Council approve a Proclamation declaring April 25, 2015, as Arbor Day. Council Member LeMone seconded the motion. The motion passed with the unanimous consent of the Council.

B) To consider for approval of a final plat, a vacation of lot 1 of Warnick Estates Subdivision Plat A and lot 3 of Lewis Estates Plat A to create a two lot subdivision called Lewis Estates Plat B located at approximately 1294 West 3150 North in the R-R (Rural Residential) zone. *Presenter: Director Young*.

Director Young presented the staff report and displayed an aerial photo of the subject property. He reported that Lewis Estates Plat B is the result of the vacation of two lots on two separate, adjoining plats. The request is for a simple lot line adjustment. The neighbor to the north is selling a portion of his property to the neighbor to the south, which will make it a larger, deeper lot. In total, about 65 feet are being adjusted; however, they will still have the one-half acre minimum lot size as required in the Rural Residential Zone. Staff did not have any issues associated with the proposal and the Planning Commission recommended approval of the preliminary plat with minor adjustments.

ACTION: Council Member LeMone moved that the Council approve a final plat, a vacation of Lot 1 of Warnick Estates Subdivision Plat A and Lot 3 of Lewis Estates Plat A to create a two-lot subdivision called Lewis Estates Plat B located at approximately 1294 West 3150 North in the R-R (Rural Residential) Zone. Council Member Andersen seconded the motion. The motion passed with the unanimous consent of the Council.

C) To consider for adoption an Ordinance (2015-14) authorizing the Mayor to sign a Franchise Agreement with Syringa Network for a non-exclusive franchise to use the City rights-of-way to provide telecommunication services to other service providers; and providing for an effective date. *Presenter: Attorney Petersen*.

 City Attorney, Tina Petersen, explained that Syringa Network is a broadband service provider for high-end bandwidth users. They work with cellular companies to resell the bandwidth. The proposed location for the non-exclusive franchise agreement is up 600 West toward Manila Elementary School. They have not yet sent back the acceptance of the Franchise Agreement. Therefore, the Council has two options. They can continue the matter to next week or grant approval subject to the condition that all steps are completed, which includes completing a Franchise Application and paying a \$500 fee. Staff did not anticipate any problems with the language in the Franchise Agreement.

ACTION: Council Member Stanley moved that the Council continue adoption of an Ordinance (2015-14) authorizing the Mayor to sign a Franchise Agreement with Syringa Network for a non-exclusive franchise to use City rights-of-way to provide telecommunication services to other service providers. Council Member Andersen seconded the motion. The motion passed with the unanimous consent of the Council.

D) <u>ACTION ITEMS WITH PUBLIC DISCUSSION</u>

There were no action items with public discussion.

E) <u>ITEMS FOR DISCUSSION – NO ACTION TAKEN:</u>

Director Giles introduced Nathan Gerber, Chair of the Beautification Committee. For the past eight to 12 months, the Beautification Committee had been working on a Conservation Plan the City can use with Public Works to educate the public on Pleasant Grove's water sources and how to properly conserve water. Council Member LeMone asked to have the slideshow uploaded to the City's website and Public Works app.

A) Water Conservation Plan – Beautification Committee and Public Works.

Mr. Gerber explained that there is about one year's worth of information that has been put into the plan. He then presented the Water Conservation Education and Awareness Plan, which dovetails the Water Conservation Plan. The Water Conservation Plan primarily focuses on watersheds, the amount of water needed, facilities, and equipment, etc. The Water Conservation Education and Awareness Plan proposes that the Beautification Committee educate the public not only on the need to conserve water but how to property conserve it as well.

 The intent of the Water Conservation Education and Awareness Plan is to educate residents about the need to conserve and identify ways residents can do this in their own households. Furthermore, it teaches citizens how to become "water wise" as a community, thus setting an example for surrounding areas. Mr. Gerber remarked that he hears something on the radio on a daily basis about water conservation in Utah.

Council Member Andersen stated that she watched her children play soccer on a dirt field in Payson yesterday because their City has completely shut off the secondary water. Mr. Gerber relayed statements he has heard about water conservation, including claims that people pay for secondary and irrigation every month, but only get to use it for a certain number of months per year. As a result, they feel entitled to use as much as they want. Other residents believe that if the reservoirs run dry, the City can always compensate by simply pumping more water. Some residents are concerned that they will have to turn their yards into a xeriscape type of landscape; however, this is not the case.

 Mr. Gerber stated that yesterday the Mayor of Salt Lake City issued a Level 1 advisory, in accordance with the City's Water Shortage Contingency Plan. Salt Lake City has already reduced the water usage by about 20% since the year 2000, despite the population growth that has occurred. The State of Utah has an overall goal of reducing all consumption of water by 25% by the year 2025. This is based on the 2000 per capita water numbers and includes an almost

200,000 increase every four years in Utah. These are very aggressive goals. From 2008 to 2013, they were able to reduce water consumption by 3%, even while experiencing an average growth of over 1.5%. Mr. Gerber pointed out that they began in 2000 but did not begin to see real progress until 2008. He noted that it takes several years to saturate a community with the education and understanding of how to accomplish the goals.

Mr. Gerber stated that all of the aforementioned goals have three things in common. First, all have an education or awareness plan on how to reduce water consumption and what the citizens' responsibility is. Secondly, they all have consistent communication channels so that residents can stay informed on how the City is doing in terms of conservation efforts. Third, all of the plans have about a 20-year life span.

The proposed Water Conservation Education and Awareness Plan has been divided into three phases. The first, years 1 through 5, focuses on educating the residents, or low water users. The second phase, years 6 through 10, continues that focus, but also jumps in and starts working with businesses, churches, and schools to reduce consumption. In other words, during this phase, the plan starts to focus on higher water users. The third phase, years 10 through 20, measures, evaluates, and continues the education saturation so that it reaches everyone in the community.

The education channels that will be used include the Beautification Committee's website, which devotes an entire section to water conservation that will be updated on a regular basis. Other media channels will include social media, the newsletter, and the homepage slider of the City's website. A link to the City's website on the Beautification Committee's website has also been requested. Flyers and other information will be distributed at community functions such as those taking place on Arbor Day. Strawberry Days will be another event where public outreach will take place. At some point, a refrigerator magnet will be distributed with City bills that will draw residents' attention to general information on a regular basis.

Free water checks are another successful method of outreach and involve placing measuring devices on lawns and sprinkler systems to measure each watering zone. Adjustments can then be made so that proper watering occurs. Mr. Gerber mentioned that he is a Master Gardener, and that he often receives calls to check on different gardens where there is an issue. He noted that 90% of the calls are water related and the problems that are brought forward are specifically due to overwatering. The public needs to be educated on the fact that they can turn their sprinklers down and shorten run cycles to maximize water usage. Free water checks are a good way to help accomplish this objective.

Mr. Gerber expressed interest in spreading outreach into the grade schools for various assembly programs. Other conservation plans around the State have included this outlet. He remarked that when his children come home after learning something new at an assembly, that's all he hears about for weeks. This would be great opportunity to pass the word along and information such as turning the faucet off while brushing teeth can be easily shared with children. Furthermore, the Water Conservation Education and Awareness Plan proposes that residents be given the opportunity to make a "Water Wise" pledge. The pledge could include a free water check and then implementation of three of the water reduction techniques will be listed as ways that families and households can conserve. Once these steps are completed, families or individuals can submit their name into a drawing for a simple prize and receive a "Water Wise" window sticker.

Mr. Gerber presented the proposed budget for the Water Conservation Education and Awareness Plan of \$6,500. He noted that the Beautification Committee has already received a grant of approximately \$1,000 per year from Public Works. Additionally, the Beautification Committee will be seeking donations of around \$1,400 from this budget on an annual basis. Therefore, they are asking for about \$4,000 for the City. In response to a question from Mayor Daniels, Director Giles stated that he requested and discussed this amount with Finance Director, Dean Lundell.

Mr. Gerber concluded that all need to work together. The Beautification Committee requested that the Council adopt the Water Conservation Education and Awareness Plan. Mayor Daniels asked about the messages being transmitted about water and the motivation behind billing higher rates for water. He also mentioned that a person running for State office stopped by recently and in the conversation it became obvious that they are misinformed about water issues. Mayor Daniels asked if the Water Conservation Education and Awareness Plan will educate people on where water comes from and how much it really costs to deliver. The fact is, that if something is implemented price wise, its intention is to curtail the use of water, because it is a finite resource. Mr. Gerber replied that the Beautification Committee plans on educating the public on why it is important to conserve water and how to monitor how much water is being used. Mayor Daniels asked about the channels of communication that will be used. Mr. Gerber provided an overview of the various media outlets. They have tried to diversify their methods of outreach, because there are varying levels of accessibility for various demographics and age groups. This will help ensure that as many residents as possible are reached.

Mayor Daniels asked if this approach will be aggressive enough over a 20-year period. Mr. Gerber replied that within the first five years, most of the channels ramp up for the entire resident sector, which is pretty aggressive, especially considering the size of the Beautification Committee. More volunteers will likely be needed to accomplish this goal. The Beautification Committee will recruit Eagle Scouts and try to saturate the community with information as quickly as possible.

Engineer Lewis mentioned that Administrator Darrington created an additional document that contains additional information on water conservation. Attorney Petersen explained that the document outlines what the City can do with respect to enforcement. The same types of enforcement that have taken place over the past couple of summers will continue to take place this summer as well. Water patrols will continue once the water is turned on and door hangers for warnings and fines will be used. This year, a supplemental page will be added with the door hangers and address the purpose behind watering schedules and water overuse. The supplemental page will also provide an explanation of water sources, as well as an overview of the extremely low snow pack this year.

The City will also create a video and have a link with additional City-wide information. The video will contain messages on overwatering, broken sprinkler heads, wasted water, etc. Also, in order to communicate how the City is doing in meeting their conservation objectives, a thermometer will be installed on the front page of the City's website to show how much is being used, as compared to how much should be used. Ideally this tool will be updated weekly, but there will be a cost involved.

 Mayor Daniels emphasized that the reason this is a matter of urgency, is because there is a drought and there will not be enough water if usage continues at the same rate. In response to a question from Council Member Andersen, Mr. Gerber explained that in early spring all the way through

June, the recommended watering use is once or twice per week. During the summer months, three times per week is recommended.

The timing of the distribution of the educational materials was discussed. Council Member Andersen was concerned that people will start to over water their yards starting May 1. Everyone is in panic mode because they are under the impression that their lawns are dying. Attorney Petersen suggestion that formal adoption of the plans be included on next week's agenda. However, even if the item isn't placed on the agenda for another two weeks, it will still be voted on before the secondary water gets turned on. There was continued deliberation of previous points made throughout this discussion.

B) Discuss housing in the Grove Zone. Presenter: Council Member LeMone.

Council Member LeMone explained that currently there is the potential for an additional 470 units of multi-family housing in the Grove Zone. She expressed interest in changing this, so that commercial developments take place instead. She believes that Pleasant Grove has reached its limit for multi-housing units in that area and felt that focusing on commercial is more important. Council Member LeMone wanted to show developers that the City is serious about commercial, and that these types of developments make sense for the area. She was interested in discussing what can be done in that particular area to build a better tax and revenue base.

Council Member Stanley commented was comfortable having a conversation on the matter and was willing to entertain any proposal. He wanted to see the data and evaluate how the change will impact the City's growth. Council Member Andersen agreed with Council Member Stanley. Mayor Daniels asked Attorney Petersen to pass this communication along to Administrator Darrington and stated that the Council would like staff to evaluate the current uses in the Grove Zone and what the future uses could be, other than high-density housing. The Council would like research data to back up the impacts this will have on the City, both legally and financially for landowners.

 Attorney Petersen explained that no one is vested in any zoning that is currently on the property. Therefore, the Council may decide to change the zoning to something that lends itself more too commercial. The fact that a landowner currently might expect to sell their property for more money for a multi-family housing development is not really a legal consideration for the Council. The Council is able to change the zone on some other basis. She clarified that the Council has the ultimate legislative authority to change the zoning anytime they feel it is appropriate. The only time anyone is actually vested in the current Land Use Code is when a current application is complete and all fees have been paid.

 Director Young presented an aerial map showing an outline of the properties in the Grove Zone. He noted that staff received an application on the Robinson property, and is currently under review. The application will go before the Planning Commission for site plan review soon. There are, however, no vested applications on the other two properties. The proposal on the Robinson property is for 68 units; 27 are for multi-family housing units but 41 are for single-family housing units. Based on the requirements currently in place in the Grove Zone multi-family code, the maximum numbers being shown on the site plan proposal will be difficult to achieve, as three different housing types are required. The lowest density has to have the highest acreage and it will be very difficult to meet the 12 units per acre maximum that is otherwise permitted.

C) Discussion on proceeding on Structural Engineer. *Presenter: Administrator Darrington*.

Engineer Lewis explained that staff's recommendation in proceeding to secure a structural engineering firm, is to form a committee with staff and elected officials to screen applications. They recommended using the following weighted formula:

- 9 Price 15%:
- 10 Personnel Qualifications 25%;
- Historic Building Experience 40%;
- 12 Schedule 10%;
- References 10%.

If the committee wants to modify this formula, they may do so. The committee can narrow it down to three candidates and the Council can interview and select the final candidate.

Mayor Daniels explained that with the loss of Council Member Meacham, the Council doesn't have a lot of structural engineering background. He wondered if it would be wise to ask the members of staff who have this type of experience to pre-screen seven applications, based on the aforementioned weighting, and then bring forward the three finalists. Engineer Lewis agreed that this would be a good plan. Mayor Daniels explained that typically every RFP he is aware of has been handled within one of the departments or multiple departments. An evaluation is conducted, with pros and cons listed. The evaluation also typically includes recommendations on which firms qualify and why, and which firms don't qualify and why. This puts the information into a format that everyone can understand and helps the Council make a good decision. Engineer Lewis agreed to prepare this information accordingly.

Council Member Stanley suggested putting a higher weight on price. If the engineering firm can do the job, the Council should go for the lower price. Engineer Lewis explained that it is important to evaluate firms based on their professional criteria. The intent is to get someone who is qualified in giving good recommendations on how the buildings can be preserved and what limitations may exist. Engineer Lewis was of the opinion that it is more important to be comfortable with the quality of the personnel that they are hiring and then assess cost second.

In response to a question from Council Member Andersen, Engineer Lewis explained that staff asked firms to bid on a per-building basis. He was the only one who looked at price up to this point and all of the proposals are in his Dropbox account. Engineer Lewis explained that they will present the top three candidates to the Council and then suggested that the Council then review prices to see if this changes the ranking. Council Member Stanley reiterated that if the firms meet the threshold of doing the qualifying work price will be the driving factor. Mayor Daniels asked if staff had created a summary sheet. Engineer Lewis replied that they have yet to prepare one. Mayor Daniels stated that the Council would like a summary sheet that lists every group that applied, the estimate and criteria, the three qualifying firms, and a recommendation on how to proceed. They would like this information as soon as practical.

D) Discussion on issues to be reviewed regarding the regulation of accessory apartments. *Presenter: Director Young.*

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Director Young presented a list of accessory apartment issues for the Council to discuss. At the last meeting, the Council was interested in providing a way to prevent or allow permitted accessory apartments in Pleasant Grove and how to regulate them. Since this will be a process of review, staff created a list of potential issues. In reviewing the list to be presented, the Council should determine if each issue warrants additional discussion. Reasons should also be given on issues that the Council doesn't feel need to be discussed further.

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Mayor Daniels asked if the potential issues are the same types of issues the Council and Planning Commission have been hearing for decades. Director Young answered in the affirmative. Mayor Daniels remarked that since the Council is preparing to take action, they need to make sure that the issues are adequately extracted from the research.

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14 Director Young presented the following list of nearly 30 items:

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1. Changing the Character of a Single Family Neighborhood. Mayor Daniels had heard this issue several times before. He suggested reviewing the minutes and other notes to review what answers were given to this inquiry in the past.

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20 2. Changing Property Values.

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22 3. *Increased Utility Usage*. This issue is relevant in assessing whether or not the City's infrastructure is adequate to handle the increased density.

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25 4. *Increased Crime*. Mayor Daniels was of the opinion that this would not be a significant issue.

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5. *Increased Emergency Services*. Mayor Daniels remarked that this could potentially be an issue. Discussion should take place regarding ways to recapture associated costs.

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31 6. *Increased Demand on Parks and Recreation.* Mayor Daniels pointed out that most of the City's programs are fee based. Therefore, this shouldn't be a significant issue.

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Increased Consumer Spending in our City with No Additional Construction Impact.
 Mayor Daniels pointed out that this would be beneficial to the City.

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37 8. *Increased Roads Use.* Mayor Daniels agreed that this is a concern and wanted to know if the City has a mechanism to recapture costs to address this issue.

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40 9. *Increased School Use*. Mayor Daniels pointed out this matter is handled by the State, and he was not aware of any additional expenses the City would incur.

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43 10. Any Impact Fees That Should Be Paid. Director Young explained that impact fees are paid
44 for any new construction that takes place. He asked if there should there be a new fee
45 based on an additional unit. Engineer Lewis added that impact fees include roads, parks,
46 public safety, water, sewer, and storm drain. Mayor Daniels explained that the City can
47 assess whether or not there is a corresponding charge elsewhere that already addresses
48 these needs, before establishing additional fees.

There was brief discussion regarding existing apartments that were previously established illegally. Attorney Petersen explained that it would be difficult to assess impact fees for existing apartments because of the challenges involved in trying to quantify their impact on the existing infrastructure. Mayor Daniels agreed that this item should receive further review.

11. Level and Methods of Enforcement.

9 12. *Cost of Enforcement/New Personnel*. Mayor Daniels reiterated that the primary discussion on each of these items is how to recapture the costs.

12 13. *Impact of too Much Regulation*. Mayor Daniels stressed the importance of reviewing this issue.

14. Older, Existing Situations - Compliance with New Regulations and Building Codes. Attorney Petersen explained that there will be some existing apartments that will be eligible to claim the non-conforming use; however, this would probably not be universal. There was a period of time between the 1950s and the 1980s where accessory apartments were a permitted use. Anyone who legally established an accessory apartment during that period and has continuously used it as an accessory apartment would be eligible to apply for the non-conforming use status.

 Mayor Daniels asked if those records are available. Attorney Petersen mentioned that Director Young indicated that the records are somewhat sketchy. In the past, the City has been able to use records from both the County and City in order to obtain zoning verification. However, if the Council requires accessory apartments to have separate meters there will be existing situations that won't have the second meter and will need to have one installed. Engineer Lewis recalled that a suggestion was made a few weeks ago about whether the City should receive an additional utility fee. Mayor Daniels remarked that the City is essentially trying to find a way to make accessory apartments a reality, without unduly regulating or putting extra cost and burden on residents.

In response to a remark from Mayor Daniels, Director Young stated that the purpose of the discussion was to decide if the Council was comfortable with the list that will be sent to the Planning Commission for review. He presented the remainder of the list.

36 15. Requirements for Life Safety Issues. The Mayor and Council agreed that this item is crucial.

Conditional Use Approval Versus Permitted Use. Director Young was concerned, because
 if there are 379 existing apartments that want to apply for approval for a Conditional Use
 Permit, it would stack up on the Planning Commission's agenda. Mayor Daniels was in
 favor of establishing a reasonable and affordable process.

- 44 17. *Permit/Registration Fee.* Mayor Daniels stated that these should only be established if necessary.
- 46 18. *More Than One Apartment Allowed if Conditions Permit.* Mayor Daniels explained that there are people who have had individual rooms rented out and they live together as a commune. Director Young explained that these types of living situations fall into a

different category; however, he has been made aware of at least one home that has two or three separate accessory apartments in their basement.

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19. Detached Structures Permitted. Detached garages were discussed and the Council was not generally opposed to an apartment being located above an attached garage or other buildings as long as health safety issues are resolved and there is adequate off-street parking.

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9 20. *Minimum Lot Size Requirement*. Mayor Daniels pointed out that off-street parking could become an issue for smaller lots.

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12 21. *Owner Occupied Requirement*. The Council enthusiastically agreed that this should be discussed.

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Amount of Off Street Parking. Mayor Daniels asked if there was an existing ordinance 15 22. 16 addressing this matter. Director Young explained that the City currently requires two off-17 street parking spaces plus a garage for a single-family home. The only exception to this 18 requirement exists in the R1-7 Zone. Mayor Daniels referenced a couple of streets near 19 400 East behind Maverick where the streets are very narrow and the homes are close 20 together. There probably isn't enough room in that area to put more cars on the street. 21 Director Young added that another item that should be discussed is how to handle existing 22 situations that may not be able to fully comply with whatever regulations are decided upon. 23 Attorney Petersen stated that each one of the existing illegal non-conforming units will 24 have to be evaluated on a case-by-case basis. This will, however, be difficult for whoever 25 has to review them. Director Young agreed and added that setting a specific threshold will 26 also be difficult.

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28 23. Separate Entrances for each Unit. Director Young explained that in terms of safety it would be good to have a separate entrance into accessory apartments for emergency services.

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24. *Limiting the Unit Size as a Percentage of the Home.* Mayor Daniels stated that this is not a priority.

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25. *Limiting the Number of Bedrooms*. The Council agreed that this isn't a priority and would be considered over-regulating.

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38 26. *Living Areas that are Required.* Director Young suggested that accessory apartments require a minimum of a bathroom and a kitchen.

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41 27. *Utility Meters*. Mayor Daniels reported that this was previously addressed.

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43 28. *Interior Access Between Dwelling Units*. Mayor Daniels commented that this was discussed and an agreement reached that there needs to be a barrier between units to maintain safety and privacy.

Director Young concluded that the items will be reviewed at the Planning Commission level and will eventually come back to Council for final review. When an ordinance is crafted that addresses these items there will be a public hearing.

E) Discussion on Cedar Hills letter regarding 100 East. Presenter: Administrator Darrington *Note: This item was continued to April 21, 2015.

F) Discussion on the process of filling the vacant Council Member position.

Attorney Petersen announced that there is a Council Member position vacancy as a result of Council Member Meacham's resignation, which was tendered earlier in the week. The process of filling the vacancy was governed by the Election Code, which is found in Utah Code 20A-1-510 and 10-3-302. Any individual considered for appointment must meet these requirements in order to hold municipal office. Essentially, the same qualifications need to be met when running for office. The vacancy is filled by appointment of the Council and the appointment lasts only until the January following the next municipal election. In this instance, the appointment will only last until the end of this year because Council Member Meacham's term was up after this term.

The City is required to give at least two weeks' notice that the vacancy exists and invite those interested to apply for the position. The City Recorder is responsible to ensure that the notice to the public contains certain details. Those details include the date, time, and place of the meeting where the appointment will take place, where applications should be submitted, and the deadline for submission. The Council may interview interested persons if they choose and the interview should be held in a public meeting. If the Council wishes to discuss the competency of any of the individuals to perform the duties of the office, that discussion may take place in the Executive Session. The Executive Session is not designed or to be used to reach a consensus but to discuss specific concerns about specific individuals. The motion and vote must be done in the public meeting. The Mayor does not vote unless in the case of a tie. If no individual receives a majority vote, the selection is by lot. Attorney Petersen noted that there is a precedent in Pleasant Grove where Council Members have filled mid-term vacancies to have their name drawn out of a hat.

The Utah League of Cities and Towns suggested that the voting take place in the following manner:

"The names of the candidates should be listed in a random order and presented by the mayor to the council for a vote. The first candidate to get a majority, (i.e., the first candidate who gets three votes), is the individual selected to fill the vacancy."

Attorney Petersen stated that this is supposed to be a very open, objective process. If staff gets the notice out sometime this week the position might be able to be filled by Tuesday, May 12. If they hurry, it could be filled as early as May 5. Mayor Daniels encouraged staff to get the position advertised as quickly as possible. Mayor Daniels asked the Council how they feel about interviews. Council Member Stanley was in favor of letting people be present and ask questions from staff and the elected officials. There was further review of the process.

12) <u>DISCUSSION ITEMS FOR THE APRIL 21, 2015 MEETING</u>

Mayor Daniels asked Director Young if he could present names for the Planning Commission vacancy at the meeting on May 7. This will require Mayor Daniels and Director Young to set up appointments for those who have been suggested. Additionally, the City is waiting on names to be presented for a remaining Neighborhood Chair position. Mayor Daniels asked if the City has created a process that discourages people from applying. He recalled that the original ordinance handled this process within the Neighborhood Committee. The process involved a meeting in which the existing Chair, Vice-Chair, secretaries, and members of the neighborhood would convene for a meeting. Nominations would then take place at that meeting.

Libby Flegal noted that a Chair for the String Town Neighborhood is still needed. Council Member LeMone asked if there is any way to advertise the time commitment and responsibilities of the position. Ms. Flegal informed those present that the commitment is twice a month for one-half hour each time. Neighborhood volunteers also help with the Heritage Jubilee and other events.

Next week there will be a Bike and Park Design Presentation and proposal. Director Giles explained that his department will be presenting a Multi-Use Trail System. The proposal is to move forward with design. There are four phases in the entire proposal and the first phase will be discussed. Costs, preliminary drawings, and funding options will all be presented. There should be a crowd present to view the presentation.

There will be three action items that will be ready for a vote next week. The first public hearing will be to consider the request of Josh Winn with Georgetown Development a preliminary plat called Garden Grove. Mayor Daniels recalled that the Council approved the adjustments to setbacks for this item. Director Young stated that this item was continued at the Planning Commission level. Next week's second action item relates to the aforementioned item and will also be continued. The third action item will be to consider adoption of a resolution authorizing the Pleasant Grove Parks and Recreation Department Director to submit application for the 2015 Utah County Commission Municipal Recreation Grant. Director Giles explained that the grant program takes place every year and will be the funding source for the design proposal. The Council has to provide authorization, per County requirements.

There will also be three public hearings next week. The first public hearing will be to consider adoption of an ordinance enacting Section 3-3E of the Pleasant Grove City Code to impose a franchise fee on the City utilities for use of City streets, and establish the maximum rate. Director Lundell explained that this item has been discussed a few times and a public hearing simply needs to take place. The general idea is that currently the General Fund does not pay the City utilities for the utilities that they use, nor does the General Fund charge the utilities a franchise fee, which they could. The City is now required to have the General Fund pay the utility funds for the cost of the utilities. The franchise fee will essentially be charged back to the same equivalent amount. This won't affect rates; however, during the audit, it will allow the audit firm and the State to see that the City has charged for those services.

 The second public hearing item was also continued by the Planning Commission to the April 28 meeting. Last, a public hearing was to be held to consider adoption of an ordinance to rezone approximately 5.56 acres by applying the Residential Agricultural Overlay to properties located at approximately 4145 North and 4097 North 900 West in the Rural Residential Zone. Director Young explained that there are some properties in the northern end of the community that have an

established agricultural use. They would like to continue to increase that use. The matter received a positive recommendation from the Planning Commission.

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4 There will be a discussion regarding the 4000 North sewer. A discussion regarding a letter to 5 Cedar Hills will also take place. Staff explained that ownership of 100 East was recently 6 transferred from the State to the County. Years ago the County committed to maintain the road to 7 County standards should they ever take ownership of the road. There was subsequently a dollar 8 amount submitted with the County, State, and Mountainland Association of Governments to apply 9 repairs and treatments to the road. The County proposed contributing \$5 million and MAG 10 offered an additional \$5 million. This would improve the road to a better condition and reduce the amount of work needed in the future to maintain it. As cities, they will identify the help they can 11 offer the County in terms of maintenance of the road. Cedar Hills and Pleasant Grove both must 12 13 agree to pick up some of the maintenance for the County accept the \$5 million and apply it to the 14 road project.

NEIGHBORHOOD AND STAFF BUSINESS **13**)

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Director Giles announced that the spring baseball opener is schedule for this Saturday at 4:00 p.m. at Manila Park. The Spring soccer season is also beginning soon. Library and Arts Director, Sheri Britsch, spoke about the Library Fund of donations and asked staff if the money could be placed in next year's budget so that it can be spent. Director Britsch applied to order book bins for the children's area and would like to get that order going because it will take into the budget year before they are complete. The Mayor and Council were supportive of Director Britsch moving forward with this purchase. Mayor Daniels asked if there is a matching component to the grant for the elevator. Director Britsch confirmed that there was and stated that the matched funds are in the budget. She reported that she plans to attend a meeting on May 5 where she will receive additional information. Mayor Daniels mentioned that the panel who evaluated Director Britsch's proposal were very complimentary of her presentation.

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Attorney Petersen reported that she attended the Utah League of Cities and Towns Spring Conference last week. She would be preparing a short summary and send it out soon.

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MAYOR AND COUNCIL BUSINESS **14**)

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Council Member Andersen reported that she also attended the Utah League of Cities and Towns Spring Conference the previous week and learned a lot. One item that stood out to her in particular, was that St. George's revenue on events held in their parks will reach \$20 million this year. Council Member Andersen indicated that she wants events in Pleasant Grove. St. George calculates the economic impact to any event that is held in a park. They are actually opening 20 new parks this year because things are going so well for them. She then spoke briefly about Police Report updates that are communicated prior to press releases. She thanked the Public Safety Department for being quick to notify the Council when there is an emergency affecting the citizens.

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44 Council Member Stanley reported that he spoke with a number of residents who are interested in 45 the Planning Commission vacancy. He asked if there is a deadline for submitting applications. 46

Mayor Daniels replied that this is a constant need to be filled. However, the sooner the

applications are received, the sooner that interviews can get set up. Mayor Daniels mentioned that he will be gone next week.

Council Member LeMone stated that she would like to form a committee to review the City's website. Anyone from staff, the Council, and the community would meet weekly with Trent Bowen for about 2 hours at a time to make the site more user friendly. Each department would have a chance to review their portion of the website and get perspective from residents on how it can be improved. Council Member LeMone volunteered to head the committee. The Mayor and Council were supportive of the proposal. The committee will be advertised and will be formed after names have been presented. Council Member Stanley commented that the Council needs to evaluate the costs involved. Council Member LeMone informed him that the City pays Mr. Bowen an hourly wage and there is a cap on how much he is paid. In speaking with Administrator Darrington he indicated that if the committee met about two hours a week they would be within the budget. Council Member Stanley stated that he would like to see the traffic count on the site as well.

Mayor Daniels explained that he had contemplated economic/community development from a different perspective. He frequently hears comments about when Pleasant Grove will grow in certain ways. However, the City is already unique in their own way. They have certain resources that are unique to the area and others they don't. Mayor Daniels suggested that as a City they focus on the reality of who they are and celebrate what they have that is good as opposed to trying to aspire to something that the market will not support. Certain businesses will not be attracted to Pleasant Grove until people look at what they have to offer and agree that it matches the formula for where they need to be. Mayor Daniels noted that Pleasant Grove is a City of 35,000 people. They enjoy relatively clean air and clean water, they have direct access to the mountains, and one access to the freeway. Overall it is a nice City.

Council Member Andersen stated that she took a class at the conference that took attendees through the 30-year history of how St. George got where they are now. The first step they took was to evaluate their main assets. They marketed themselves very well with their own assets. She agreed that Pleasant Grove has several assets that have not been sufficiently celebrated. Mayor Daniels suggested that this matter be contemplated as the Council considers rezoning the Grove Zone.

15) **SIGNING OF PLATS**

There were no plats signed.

16) REVIEW CALENDAR

Mayor Daniels announced that he would be gone the following week. He then asked for a motion to go into executive session to discuss the sale of real property.

ACTION: At 9:04 p.m. Council Member Stanley moved that the Council go into Executive Session to discuss the sale of real property. Council Member LeMone seconded the motion. The motion passed with the unanimous consent of the Council.

1		TE GEGGLON TO DIGGLIGG THE GALL OF DEAL DRODED TO ALCA 50		
1	17) EXECUTIVE SESSION TO DISCUSS THE SALE OF REAL PROPERTY (UCA 52-			
2 3	<u>4-205 (e).</u>			
4	PRESENT:	PRESENT:		
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6	Mayor: Michael W. Daniels			
7	·			
8	Council Members:	Dianna Andersen		
9		Cyd LeMone		
10		Ben Stanley		
11				
12	Excused:	Council Member Cindy Boyd		
13	G. CCD			
14	Staff Present:	Tina Petersen, City Attorney		
15		Kathy Kresser, City Recorder		
16		Ken Young, Community Development Director		
17 18	The Mayor called if there were any further discussion being none be called for a motion to some			
19	The Mayor asked if there were any further discussion, being none he called for a motion to come out of executive session and go back into regular Council meeting.			
20	out of executive sess	sion and go back into regular council incernig.		
21	ACTION: At 10:19	p.m. Council Member Andersen moved to come out of executive session and		
22	go back into regular Council meeting. Council Member Stanley seconded. The motion passed with			
23	the unanimous consent of the Council.			
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25	Mayor Daniels asked for a motion to adjourn.			
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27	18) <u>ADJOURN</u>			
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29	ACTION: At 10:19 p.m. Council Member Stanley moved to adjourn. Council Member Andersen			
30	seconded. The motion passed with the unanimous consent of the Council.			
31	NE			
32 33	Minutes of April 14	, 2015 were approved by the City Council on May 5, 2015.		
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34 35				
36 37	Kathy T. Kresser, City Recorder			
38	(Exhibits are in the City Council Minutes binders in the Recorder's office.)			