

AGENDA  
EAGLE MOUNTAIN CITY COUNCIL MEETING

**December 2, 2008**

**Work Session at 4:00 p.m. - Policy Session at 7:00 p.m.**

Eagle Mountain City Council Chambers, 1650 East Stagecoach Run, Eagle Mountain, Utah 84005

*\*\* This meeting may be held telephonically to allow a member of the City Council to participate \*\**

**4:00 P.M. WORK SESSION – CITY COUNCIL CHAMBERS**

1. AGENDA REVIEW - The City Council will review items on the Consent Agenda and Policy Session Agenda.
2. CITY ADMINISTRATOR INFORMATION ITEMS - This is an opportunity for the City Administrator to provide information to the City Council. These items are for information and do not require action by the City Council.
  - A. Update on the Sewer Treatment Facility (*Presented by Chris Trusty*)
3. ADJOURN TO A CLOSED EXECUTIVE SESSION

The City Council will adjourn into a Closed Executive Session for the purpose of discussing existing litigation and reasonably imminent litigation, pursuant to Section 52-4-205(1) of the Utah Code, Annotated.

**7:00 P.M. POLICY SESSION – CITY COUNCIL CHAMBERS**

6. CALL TO ORDER
7. PLEDGE OF ALLEGIANCE
8. INFORMATION ITEMS/UPCOMING EVENTS
9. PUBLIC COMMENTS - Time has been set aside for the public to express their ideas, concerns and comments. (*Please limit your comments to three minutes each.*)
10. CITY COUNCIL/MAYOR’S ITEMS - Time has been set aside for the City Council and Mayor to make comments. (*Comments are limited to three minutes each.*)
11. YOUTH COUNCIL UPDATE – Youth City Council Mayor John Burnham will give an update on the projects that the Youth Council has been working on.
12. APPOINTMENTS
  - A. Planning Commission – Bonnie Elharta, Karleen Bechtel, John Linton, Preston Dean
  - B. Fire Department Personnel – David Hansen

**THE PUBLIC IS INVITED TO PARTICIPATE IN ALL CITY COUNCIL MEETINGS.  
If you need a special accommodation to participate in the City Council Meetings and Work Sessions,  
please call the City Recorder’s Office at least 3 working days prior to the meeting at 789-6611.**

## CONSENT AGENDA

13. MINUTES

- A. November 18, 2008 – Regular City Council Meeting

14. CHANGE ORDERS

- A. Sweetwater Trail Gap Change Order #1 – Staker Parson  
B. Sweetwater Trail North Change Order #1 – Staker Parson  
C. Mid Valley Regional Park C, Phase 1 Change Order #1 – MSCI  
D. Fire Station No. 2 Change Orders #7, #10, #11, #12 & #13 – Entelen

15. FINAL PAYMENTS

- A. Sweetwater Trail Gap – Staker Parson  
B. Sweetwater Trail North – Staker Parson  
C. Mid Valley Regional Park C, Phase 1 – MSCI

16. SITE PLAN

- A. Eagle Point Plat I – LDS Chapel

17. APPOINTMENT

- A. Appointment of Representative – Dispatch Board Resolution

18. CITY COUNCIL MEETING SCHEDULE

- A. Approval of 2009 City Council Meeting Schedule

## SCHEDULED ITEMS

19. ORDINANCE – Consideration and Adoption of an Ordinance of Eagle Mountain City Amending the Eagle Mountain City General Plan.

BACKGROUND: *(Presented by Planning Staff)* The Hidden Valley area includes approximately 1,121 acres of land south of the new Hidden Hollow Elementary School and southeast of the Lone Tree subdivision, on the south and east side of Sweetwater Road/Pony Express Parkway. This General Plan Amendment proposes to designate a majority of the Hidden Valley land as Mixed Use Residential (currently Rural Residential).

20. MOTION – Consideration and Approval of the Land Use Element of the Hidden Valley Master Development Plan.

BACKGROUND: *(Presented by Planning Staff)* Hidden Valley includes approximately 1,121 acres of land south of the new Hidden Hollow Elementary School and southeast of the Lone Tree subdivision, on the south and east side of Sweetwater Road/Pony Express Parkway. The Master Development Plan includes a proposal for approximately 4,635 total single-family and multi-family residential units, and some commercial, mixed-use, school, and church sites

21. AGREEMENT – Consideration and Approval of a Concert Agreement between Eagle Mountain City and K-Bull 93 for the Pony Express Days Concert.

- A. Josh Gracin  
B. Darryl Worley

BACKGROUND: *(Presented by Angie Ferre)* The proposed contract is for music entertainment for the 2009 Pony Express Days celebration. Josh Gracin will be the opening act, followed by Darryl Worley.

22. RESOLUTION – Consideration and Adoption of a Resolution of Eagle Mountain City Amending the Consolidated Fee Schedule.

BACKGROUND: *(Presented by Paul Jerome)* The amendment to the Consolidated Fee Schedule is to amend the rate for the garbage service fuel surcharge. With the drop in gas prices, the amount charged to the City by Allied Waste for fuel has consequently dropped. This proposal is to adopt a fluctuating rate that will be charged to residents.

23. AGREEMENT – Consideration and Approval of an Interlocal Agreement between Eagle Mountain City and UTA.

BACKGROUND: *(Presented by John Hendrickson)* In November, 2008, the citizens of Eagle Mountain approved an increase of 0.25% to all sales tax collected in the City. In exchange for that commitment, UTA indicated they would provide a twice a day service from Eagle Mountain to Salt Lake City. This agreement is to certify that commitment of both parties and will serve to notify the Utah State Tax Commission that the sales tax in Eagle Mountain will be increased on all taxable sales beginning January 1, 2009.

24. ORDINANCE – Consideration and Adoption of an Ordinance of Eagle Mountain City Amending and Re-enacting a Sales, Use and Transit Tax.

BACKGROUND: *(Presented by Jerry Kinghorn)* At the General Election earlier this month, Eagle Mountain City voters approved a ballot proposition for annexation into the Utah Transit Authority transportation district and a .25% transit tax to support the UTA services. This Ordinance authorizes the transit tax and amends the city's existing sales and use tax. The tax imposed by this Ordinance will take effect on April 1, 2009 which is the earliest date available under the sales tax statute.

25. AGREEMENT – Consideration and Approval of a Utility Agreement between Eagle Mountain City and UDOT for the S.R. 68 Design/Build Project.

BACKGROUND: *(Presented by Jerry Kinghorn)* The design/builder for UDOT's SR-68 widening project has been coordinating with Eagle Mountain to relocate an existing guy wire associated with power poles located near 10400 North. The proposed agreement will allow UDOT to relocate the poles and accommodate the SR-68 widening project.

26. RESOLUTION – Consideration and Adoption of a Resolution Authorizing the Execution and Delivery of that Certain Utah Associated Municipal Power Systems Amended and Restated Agreement for Joint and Cooperative Action; and Related Matters.

BACKGROUND: *(Presented by Jerry Kinghorn)* The Utah Associated Municipal Power Systems (UAMPS) Board of Directors approved an amendment and restatement of the Agreement for Joint and Cooperative Action and Bylaws. Adopting the proposed resolution and

authorizing the Mayor to execute the agreement is the formal action that the City Council will need to take to continue to participate with UAMPS.

27. ORDINANCE – Consideration and Adoption of an Ordinance of Eagle Mountain City Amending and Rescinding Resolutions 12-2006 and 19-2006, Creating a Cemetery Advisory Board and Ratifying Existing Appointments to the Cemetery Advisory Board.

BACKGROUND: *(Presented by Fionnuala Kofoed)* The proposed ordinance consolidates prior resolutions of the Cemetery Advisory Board in an ordinance and ratifies the appointments made under the prior resolutions. The Board is authorized to consider, investigate and report to the City Council on all aspects of cemetery issues as it may relate to a future cemetery in Eagle Mountain. The requirement for a member of the Planning Commission to be a member of the Cemetery Board has been removed.

28. BID AWARD – Consideration and Award of Bid to Skip Dunn for the Construction of an 8-inch Secondary Irrigation Waterline to Well Pump Station #4.

BACKGROUND: *(Presented by Chris Trusty)* The City drilled and constructed a new well pump station in the spring of 2008. The well meets the State Water Quality Division regulatory requirement. However, the well was shut down because of complaints about the taste and odor of the water. The City has decided to connect this well to an existing irrigation system and use the water to irrigate open space along the parkway and Nolan Park in The Ranches.

29. BID AWARD – Consideration and Award of Bid for the Pre-purchase of a Box Culvert for Porter’s Crossing.

BACKGROUND: *(Presented by Chris Trusty)* Included in the 2009 City budget, the City Council has approved construction for the extension of Porter’s Crossing from just north of Smith Ranch Road to Pony Express Parkway. With the extension of this roadway, a culvert will need to be installed to convey flows within the Tickville Wash. Because it is the intent to complete the project prior to Pony Express Days and there is a 60-day manufacturing requirement, staff has bid out this portion of the project separately.

30. AGREEMENTS – Consideration and Approval of the RDA Gateway Project Agreements.  
A. Interlocal Agreement between the Eagle Mountain RDA and Eagle Mountain City  
B. Interlocal Agreement between the Eagle Mountain RDA, Eagle Mountain City and Associated Foods

BACKGROUND: *(Presented by Ifo Pili)* The Redevelopment Agency of Eagle Mountain has authorized the creation of the Gateway Community Development Area (CDA) in order to offer tax-increment financing incentives to Coop’s Market (Associated Foods). The above agreements stipulate the tax increment levels of participation and performance requirements of each participating entity.

31. CITY COUNCIL/MAYOR’S BUSINESS - This time is set aside for the City Council’s and Mayor’s comments on city business.

32. COMMUNICATION ITEMS  
A. Upcoming Agenda Items

33. ADJOURNMENT

CERTIFICATE OF POSTING

The undersigned duly appointed recorder or deputy recorder does hereby certify that the above agenda notice was posted in four public places within Eagle Mountain City limits on this 26<sup>th</sup> day of **November, 2008**. These public places being bulletin boards located inside the City offices and located in the Eagle Mountain City Library, 1650 E. Stagecoach Run, Eagle Mtn., UT; and the bulletin board located inside the Prairie Gate professional office building, 3688 E. Campus Dr., Eagle Mountain, Utah. On this 26<sup>th</sup> day of **November, 2008**, the above agenda notice was sent by facsimile and/or email to New Utah located in American Fork, Utah; and local newspapers located in Eagle Mountain and Saratoga Springs, Utah.

Fionnuala B. Kofoed, City Recorder