

AMERICAN FORK CITY COUNCIL
JULY 12, 2016
REGULAR SESSION MINUTES

Members Present:

James H. Hadfield	Mayor
Kevin Barnes	Councilman
Carlton Bowen	Councilman
Brad Frost	Councilman
Rob Shelton	Councilman
Jeff Shorter	Councilman

Staff Present:

Craig Whitehead	City Administrator
Camden Bird	Administrative Management Analyst
Nestor Gallo	City Engineer
Terilyn Lurker	City Recorder
Lynn Ruff	Interim Finance Director
Kriss Garcia	Fire Chief
George Schade	IT Director
Cherylyn Egner	Legal Counsel
Derric Rykert	Parks and Recreation Director
Darren Falslev	Interim Police Chief
Audra Sorensen	Public Relations/Economic Development Director
Dale Goodman	Public Works Director
Adam Olsen	Senior Planner
Wendelin Knobloch	Associate Planner

Also Present: John Woffinden, Barbara Christiansen, Reid and Shellie Shelly, Mr. and Mrs. Dennis Thorne, Gordon Glade, scouts and their leaders, and one additional citizen.

REGULAR SESSION

The American Fork City Council met in a regular session on Tuesday, July 12, 2016, in the American Fork City Hall, 31 North Church Street, commencing at 7:30 p.m.

1. Pledge of Allegiance; prayer by Fire Chief Kriss Garcia; roll call.
Mayor Hadfield welcomed everyone present. The Pledge of Allegiance was recited and Fire Chief Kriss Garcia offered a prayer.

Mayor Hadfield asked the scouts introduced themselves:

Troop 814:	Hyrum Jackson
Troop 832:	Nate Jackson
Troop 821:	Mitchell Wilson
	Trevor Lund (arrived after the introductions took place)

2. Twenty-minute public comment period - limited to two minutes per person.
Dennis Thorne stated he lived in the Temple Meadows subdivision and indicated he had

passed out pictures and maps prior to the start of the meeting of his area. He commented that this subdivision was developed with a location for a trail but that trail was never completed. Mr. Thorne stated he had Section 8 of the Bicycle and Pedestrian Master Plan from 2013 which dealt with funding and he commented that funding was administered at all levels of government. He commented that there were different programs mentioned in the funding section, but one they were looking at was the Safe Route to School program. He was there to ask the Council what they could do to get that trail completed and asked if there was a program they could tap into or if they had to go with a federal program for funding. Mr. Thorne stated he understood the budget had been finalized, but he hoped to get some information he could take that back to the HOA as they would like to improve the trail that goes through their area.

Mayor Hadfield noted there was an easement given by the Ault family when the property was developed. This trail location was on the master plan but, like this area, there were many trails that were not in place. He stated that to qualify for the Safe Route to School funds it had to be on the elementary school's safe walking route for the City to apply for state and federal matching funds.

Mr. Olsen explained that when the subdivision was construction, the city did receive that easement for the future regional trail. It was in their master plan and they do have the easement, but the original developer went bankrupt and the trail was never finished.

It was noted that federal funding would open up in two years but they would have to show that it made connections on both ends of the subdivision, which it did on 700 North.

Mayor Hadfield stated they would look at when the next opening for funding would be and see what they could do.

Reid and Shellie Shelly stated they have worked with the city for the last year on their annexation and development of their property. They were there to thank the Mayor and City Council, including Councilman Taylor, for their help in getting them through the process.

Mayor Hadfield thanked Mr. Shelly for his contribution to the Steel Days Parade.

Glade Gordon stated he lived near the 100 East 300 North intersection which was a very busy intersection. He had approached the Engineering Department last year with a request they look into placing a sign on his road where he turns into his driveway. When he makes a right hand turn in to his driveway, he has to make a wide turn and there are times people try to pass him on the right and he almost hits them. Since he approached the Engineering Department last fall, there have been 17 times where he almost hit someone trying to pass him on the right. He explained the turn lane does not start until after his neighbor's driveway to the east, but people continue moving over to turn farther back. People feel they can pass on the right. He stated that last night he was turning into his driveway with his turn signal on when a young man passed him on the right; he almost hit the car. His neighbor on the corner has also expressed concern and asked him to pass that along as well. He would like the City Engineer to look into the problem.

Nestor Gallo stated he was not aware of the request but he would study that intersection

to see what could be done.

3. Council Reports concerning Committee Assignments.
Councilman Barnes stated he had nothing specific to report but he did want to mention two items.

Councilman Barnes stated they hold a wonderful Steel Days celebration every year. Again, it was a wonderful celebration that involved a number of people who volunteer and he was impressed with those volunteers. They receive no money, very little praise, and no glory but they were glad to do it and contribute in many ways to help the event be great. Thank you to all of the volunteers, both personally and as a member of the City Council.

Councilman Barnes stated that unfortunately there was vandalism on a monument at the cemetery. Because of his attachment to that monument, he was invited to get involved to find out what was taking place. Again, he thanked all of those who had anything to do with fixing the monument. It looked great now. He thought that Sam Penrod did a wonderful job reporting what was going on. He thanked those involved with the cemetery and the police for their efforts on the vandalism.

Councilman Barnes also wanted to thank the police who a great job without the recognition they deserve. They worked hard, were friendly and related well with the citizens. They did a lot of work during Steel Days with the many different events.

Councilman Bowen echoed Councilman's Barnes "thank you" on the efforts of the volunteers and the Council representative. He was thankful for those efforts.

Councilman Bowen stated the Beautification Committee was involved with the Garden Tour and was thankful those homeowners were willing to show off their hard work and allow citizens to tour their property.

Councilman Frost stated that some wonderful things have taken place since they met last. They had lifeguards with quick action and training who saved a life of a young boy.

Councilman Frost stated he knew firsthand what it took to pull off a party for the community and it takes a lot of hard work. He appreciated Councilman Shelton for taking the lead and working with an incredible staff and volunteers. There were many people who worked hard. There were smiles everywhere they went and there was unity in the community.

Councilman Frost noted that Fox Hollow Golf Course finished co-hosting the Utah State Amateur tournament, which was one of the biggest tournament in the State of Utah. They were chosen along with Alpine Country Club to co-host this event and he wanted to thank the golf course staff for their work in making the golf course great.

Councilman Shelton stated it was a fun-filled week with Steel Days. He wanted to thank staff and the committee for their hard work. He asked the directors to pass on to the staff how wonderful it was to work with them. When something unexpected arose, staff was willing to help out. Councilman Shelton stated that Councilman Frost did a lot to lay the

groundwork. He noted that the committee would be meeting in August to review Steel Days and then bring a formal report back to the Council.

Councilman Shorter also echoed the many thanks with regards to Steel Days and the hard work of staff and volunteers. He stated the youth dance was a good event and the Youth Mayor Monica Lish has done a great job. He stated he also enjoyed the art show at the library.

Councilman Shorter reported that Ryan Shupe and the Rubberband performed at the Concerts in the Park Monday night. It was a great event. There were good bands coming up with a wide variety of music. The Concerts in the Park were held Monday nights at 7 p.m. at the Amphitheater at Quail Cove.

Councilman Shorter met with the Arts Council. They were well on their way to using their PARC tax funds appropriately.

4. City Administrator's Report.

Mr. Whitehead wanted to echo what has been said about Steel Days, specifically acknowledging staff for their hard work.

5. Mayor's Report

Mayor Hadfield also wanted to thank staff and many volunteers that made Steel Days a success.

Mayor Hadfield reported that a near drowning at the fitness center happened and the city would be recognizing those two lifeguards at an upcoming City Council meeting.

Mayor Hadfield announced a Tri-Chamber meeting on August 4 at noon at the old church house in Manilla. Jason Chaffetz would be there to answer any questions and discuss his platform.

COMMON CONSENT AGENDA

1. Approval of the June 23, 2016 work session minutes
2. Approval of the June 28, 2016 City Council minutes
3. Approval of city bills for payments, manually prepared checks, and purchase requests over \$25,000
4. Approval of a progress release for the performance guarantee bond in the amount of \$215,924.08 for The Roberts Roost Twin Homes Subdivision located at 190 West 350 South (*Requested by Dale Goodman, Public Works*)
5. Approval of a progress release for the performance guarantee bond in the amount of \$31,054.02 For The Anderson Cove Subdivision located at 825 East 300 North (*Requested by Dale Goodman, Public Works*)

Councilman Shorter moved to approve the common consent agenda. Councilman Frost seconded the motion. Voting was as follows:

RESULT:	APPROVED [4 TO 0]
MOVER:	Jeff Shorter, Councilman
SECONDER:	Brad Frost, Councilman
AYES:	Kevin Barnes, Brad Frost, Rob Shelton, Jeff Shorter
ABSTAIN:	Carlton Bowen

AGENDA ITEMS

1. Review and action on the award of a contract for the Utah Valley Drive Project to Kilgore Construction Company (Requested by Dale Goodman, Public Works)

Mayor Hadfield stated this was to work on utilities and then mill and overlay Utah Valley Drive through the business park. He noted this has been on the radar for quite some time. Mayor Hadfield commented that a majority of the funding would come from the RDA.

Mr. Goodman reported that due to rule changes made by the State Legislature, they would no longer be able to use RDA funds. This project would now be paid for from B&C Road funds as well as the road accrual and utility funds, which was why this project needed to be put off until after July 1.

Councilman Bowen asked if Kilgore was the low bid and if Mr. Goodman was comfortable with their ability to do the job. Mr. Goodman stated they were the low bid and Kilgore was a great company to work with.

Councilman Shelton moved to accept the Bid submitted by Kilgore Inc. for the construction of the Utah Valley Drive Project in the amount of \$946,592.06 and authorize staff to proceed with the preparation of contract documents. Councilman Shorter seconded the motion.

Councilman Bowen commented he was grateful to see this project done. This was a road that needed improvement.

Mayor Hadfield called for a vote on the motion. Voting was as follows:

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Rob Shelton, Councilman
SECONDER:	Jeff Shorter, Councilman
AYES:	Barnes, Bowen, Frost, Shelton, Shorter

Councilman Barnes commented that his tablet was still not allowing him to go to the pages he wanted to go to. When he scrolled through the document, it would kick him back to a different page. Councilman Frost stated his did the same thing.

2. Review and action on Marcy's Orchard Subdivision HOA dedication of the groundwater drainage system and assignment of maintenance obligation to the City (Requested by Dale Goodman, Public Works)

Mr. Goodman stated the agreement with the developers of Marcy's Orchard was that they would put in the groundwater drainage system and then the city would take over the responsibility to maintain that system. The system has been installed and we were now

accepting responsibility to maintain the system. There was good drainage in the area so they did not think there would be water in the pipes.

Mayor Hadfield stated that part of the development required the developers pipe the MacArthur ditch. There was also a drainage pond on the south end, that in the event there was high water in the river coming down the ditch it would then go into the piped irrigation system. This was part of the agreement that if they build it we would maintain it.

Mr. Goodman stated the detention basin would be maintained by the HOA but the city would maintain the drain lines.

Councilman Shorter moved to approve the Marcy's Orchard Subdivision Home Owner Association dedication of the groundwater drainage system and assignment of maintenance obligation of said underground utility to the American Fork City Public Works Department. Councilman Shelton seconded the motion. Voting was as follows:

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Jeff Shorter, Councilman
SECONDER:	Rob Shelton, Councilman
AYES:	Barnes, Bowen, Frost, Shelton, Shorter

3. 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 the final plat of the Edwards Family Subdivision, consisting of 5 lots and a remainder parcel, located in the area of 850 East 50 South, in the R-3-7,500 Residential zone. (Requested by Adam Olsen, Planning)

Councilman Shorter moved to approve the final plat of the Edwards Family Subdivision, consisting of 5 lots and a remainder parcel, located in the area of 850 East 50 South, in the R-3-7,500 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 all conditions identified in the public record associated with the June 22, 2016 planning commission meeting. Councilman Frost seconded the motion.

Councilman Bowen asked if they would still be able to develop the remainder parcel. Mayor Hadfield stated they would be able to do that but nothing has been finalized.

Mayor Hadfield called for a vote on the motion. Voting was as follows:

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Jeff Shorter, Councilman
SECONDER:	Brad Frost, Councilman
AYES:	Barnes, Bowen, Frost, Shelton, Shorter

- b. Review and action on the final plat for CVS American Fork Plaza Subdivision No. 2, consisting of 2 lots, located in the area of 475 East Elm Street, in the GC-1 General Commercial zone. (Requested by Adam Olsen, Planning)

Mayor Hadfield stated that CVS Pharmacy was built on lot one with a residual parcel left over. They were now subdividing the property to allow them to sell Lot 2.

Councilman Frost moved to approve the final plat for CVS American Fork Plaza Subdivision No. 2, consisting of 2 lots, located in the area of 475 East Elm Street, in the GC-1 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 all conditions identified in the public record associated with the June 22, 2016 planning commission meeting. Councilman Bowen seconded the motion. Voting was as follows:

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Brad Frost, Councilman
SECONDER:	Carlton Bowen, Councilman
AYES:	Barnes, Bowen, Frost, Shelton, Shorter

4. Review and action on an Ordinance amending Title 15 of the American Fork City Code entitled "Building and Construction." (Requested by Terilyn Lurker, Recorder)

Mayor Hadfield stated this would bring our building codes into compliance with the adopted building codes.

Councilman Shorter moved to approve Ordinance No. 2016-07-37 amending Title 15 of the American Fork City Code entitled "Buildings and Construction" specifically adopting 2015 International Building Code, 2014 National Electrical Code, 2015 International Plumbing Code, 2015 Mechanical Code, 2015 International Fire Code including all appendices, 2015 International Energy Conservation Code, 2015 International Residential Code, and the 2015 International Fuel Gas Code. Councilman Frost seconded the motion.

Councilman Bowen asked if there was a summary of the differences between the previous code and what was now adopted. Fire Chief Garcia stated a summary would be voluminous. Councilman Bowen thought that the publishers would have a summary, but whether or not they did he thought it would be useful for the council to have that information available so they knew what they were updating. Fire Chief Garcia stated the summary would be thousands of pages. Councilman Bowen suggested that would be nice to have for next year.

Mayor Hadfield called for a vote on the motion. Voting was as follows:

RESULT:	APPROVED [4 TO 0]
MOVER:	Jeff Shorter, Councilman
SECONDER:	Brad Frost, Councilman
AYES:	Kevin Barnes, Brad Frost, Rob Shelton, Jeff Shorter
ABSTAIN:	Carlton Bowen

5. Review and action on a resolution authorizing and ratifying all or part of employee required contributions within the contributory retirement plan with the Utah Retirement System (URS). (Requested by Terilyn Lurker, Recorder)
Mayor Hadfield stated they were required to pass this resolution every year to pay the retirement for city employees. He read through the resolution.

Councilman Shelton moved to approve Resolution No. 2016-07-25R specifically authorizing payment of all of the employee's required contributions within the contributory retirement plan maintained with the Utah Retirement System for American Fork City employees. Councilman Frost seconded the motion.

Councilman Bowen asked if this was required because they do payroll deduction for the employee's part of their contribution to the retirement system which was then remitted to the retirement system or if this was for the city's portion.

Mayor Hadfield stated they asked for information from the State on the law requiring this, but was told it was too difficult to explain in an email but would explain it by talking to staff. This was something put on the city by the state so that the city would make those payments.

Mr. Whitehead stated the employees do not contribute to the retirement fund; the city contributes a percentage to the fund. It was separate from the 401K.

Councilman Bowen clarified that this was the city's pension plan through the URS and the city was contributing the required portion for each employee.

Councilman Barnes pointed out the resolution says "all or a part" and he suggested they look closer at the wording in the future.

Mayor Hadfield called for a vote on the motion. Voting was as follows:

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Rob Shelton, Councilman
SECONDER:	Brad Frost, Councilman
AYES:	Barnes, Bowen, Frost, Shelton, Shorter

6. Adjournment
Councilman Shorter moved to adjourn the meeting. Councilman Frost seconded the motion. All were in favor.

The meeting adjourned at 8:17 p.m.



Terilyn Lurker, City Recorder