

PAYSON CITY  
CITY COUNCIL MEETING  
Payson City Center, 439 W Utah Avenue, Payson UT 84651  
Wednesday, November 16, 2016 6:00 p.m.

CONDUCTING                      Scott Phillips, Mayor Pro Tem

ELECTED OFFICIALS            Linda Carter, Mike Hardy, Brian Hulet, Doug Welton

EXCUSED                         Mayor Richard Moore

STAFF                             Dave Tuckett, City Manager  
Sara Hubbs, Finance Director/Recorder  
Travis Jockumsen, Dev. Serv. Director/City Engineer, PW Director  
Mark Sorenson, City Attorney  
Kim Holindrake, Deputy Recorder  
Karl Teemant, Recreation Director  
Jill Spencer, City Planner  
Tracy Zobell, Golf Pro  
Brad Bishop, Police Chief  
Scott Spencer, Fire Chief  
Janeen Dean, Community Events Coordinator

OTHERS                         Burtis Bills, Spencer Zabriskie, Rett Robinson, Matthew Slider, Vince Grant, Tanner Hutchings, Cole Moreno, Riley Whitney, Brayden Webber, Jacob Shallenberger, Jesse Sorenson, Carey Pierce

ELK RIDGE OFFICIALS        Mayor Ty Ellis, Paul Crook, Nelson Abbott, Brittany Thompson, Tricia Thomas, Dale Bigler

This meeting of the City Council of Payson City, Utah, having been properly noticed, was called to order at 6:00 p.m.

**MOTION: Councilmember Hardy – As the mayor is not here tonight, to appoint Scott Phillips as mayor pro tem.** Motion seconded by Councilmember Hulet. Those voting yes: Linda Carter, Mike Hardy, Brian Hulet, Scott Phillips, Doug Welton. The motion carried.

A. PRAYER & PLEDGE OF ALLEGIANCE

Prayer offered by Rett Robinson

Pledge of Allegiance led by Vince Grant

B. CONSENT AGENDA

1. Approval of November 2, 2016 Payson City Council Meeting Minutes

**MOTION: Councilmember Hardy - To approve the consent agenda as amended.** Motion seconded by Councilmember Hulet. Those voting yes: Linda Carter, Mike Hardy, Brian Hulet, Scott Phillips, Doug Welton. The motion carried.

## C. PETITIONS, REMONSTRANCES & COMMUNICATIONS

### 1. Public Forum

Burtis Bills stated the fore-bay property is very fragile. It was purchased as a water shed area. He doesn't want to see development there. He enjoys seeing the foothills, foliage, and animals. The city needs to preserve it and shouldn't bring in people to develop it. The council is in a position to make decisions for the entire existence of the city, and he doesn't want this decision to be taken lightly. The decision could last for hundreds and hundreds of years. He understands the debt and wanting to put the debt to rest, which he agrees. He understands the need to get someone to invest that will protect the interest of the community. He is happy to help as long as he has the council behind him.

### 2. Council and Staff Reports (6:06 p.m.)

#### Staff Reports

ADMINISTRATION – Dave Tuckett stated that the PARC Tax passed the election, and the city has to have a meeting to canvass the vote. The county is in charge of canvassing, which will be done on November 22<sup>nd</sup>. The council also needs to meet to accept the PARC Tax results, which will be done by resolution. The consensus of the council is to have the meeting at 5:30 p.m. Also the new electronic sign has been installed, which looks great. Staff is learning how to program the sign.

POLICE – Chief Bishop reported that the Shop the Cop project is on December 17th. Anyone can contact him if interested in donating. The winter parking ordinance begins on December 1<sup>st</sup>, which states there is no parking on the streets beginning at 10:30 p.m. to 7:00 a.m. The new dispatch center is nearly complete, and an open house is being planned. A new south county animal shelter director, Kearston Mumford has been hired.

RECREATION – Director Karl Teemant reported that the men's basketball begins tomorrow night. The women's volleyball leagues began last week. Youth basketball and youth skiing registrations are underway. The cleaning staff at the Peteetneet is stepping down as well as a staff member at the senior center. New staff members will be hired to fill those positions.

FIRE AND AMBULANCE – Chief Spencer stated the live fire training finished a couple weeks ago. There is command training this Friday and Saturday. The council is welcome to attend. The ambulance is back and almost all the costs were covered under warranty. He thanked Chief Bishop and the police department for helping at the west mountain call.

Janeen Dean stated that November 25th is the Peteetneet Christmas Lighting party at 4:45 p.m. beginning at the mouth of the canyon with a one-mile run, jog, or walk to the Peteetneet. Then everyone meets in the auditorium. Wilson Elementary will be singing and then everyone joins in. Then outside there will be free hot chocolate and donuts, and the Christmas lights are turned on. December 9th and 10th is the annual train show. She has added a Christmas boutique with entertainment in the auditorium. There is enough space for 20 vendors, and those have been filled. Mr. Goodall will be Santa Clause.

#### Council Reports

Councilmember Hardy stated the chamber has a new executive director; Carolyn Bowman retired. He complimented the streets department for their hard work this year. He has heard from many people in the community on the good job they have done. He drove down 600 East today for the first time, and it is really nice. The new sign looks nice as well.

Councilmember Welton thanked the front desk staff who takes the brunt of questions with recycling and other concerns from residents. The roads look great as well as 600 East. He questioned the status of the 1400 South traffic light. Travis Jockumsen stated the state has been working on right-of-ways, but hasn't heard if that has been finished. They won't do anything now until spring because of the weather. Councilmember Welton stated that he found that the correct spelling is fore bay because it is the fourth bay in front of Strawberry.

Councilmember Carter reported that the Christmas decorations are in and will be put up soon. The three trees on Main Street are decorated and look really good. She appreciates all the work on 600 East also. She has talked to many citizens who have all been so thankful. She thanked staff; she really appreciated all of them.

Councilmember Hulet thanked everyone who voted for the PARC Tax as well as the committee who worked on it. It will be really great for the city. He heard that the special session with the legislature will be about land fill so the city needs to see what they are discussing.

Councilmember Phillips stated the public works department has done a great job.

### 3. Scout Attendance Certificates

Linda Carter presented scout attendance certificates to the following scouts and asked them to state one thing they like about scouting.

Riley Whitney stated it gives him an opportunity to do things he wouldn't be able to do otherwise. Cole Moreno stated he has a lot of friends in scouts.

Tanner Hutchings stated scouting helps him to be motivated to do service for others.

Vince Grant stated he likes going camping.

Matthew Slider stated he likes to do fun stuff.

Rett Robinson stated he likes doing service for others.

Spencer Zabriskie stated scouting is so fun.

Brayden Webber stated it gets him out of the house.

Jacob Shallenberger stated it gets him not to be lazy and to do service.

### D. PUBLIC HEARINGS/ACTION ITEMS (6:30 p.m.)

#### 1. Public Hearing/Resolution – Budget Amendments for Fiscal Year 2017

**MOTION: Councilmember Hardy – To open the public hearing.** Motion seconded by Councilmember Carter. Those voting yes: Linda Carter, Mike Hardy, Brian Hulet, Scott Phillips, Doug Welton. The motion carried.

#### Staff Presentation:

Sara Hubbs reviewed the budget amendments. The police department received funds for the Mount Nebo Festival for police security. The funds help pay for overtime. There is also an alcohol and tobacco compliance and highway safety grant. These funds go into revenue and are then expensed. The western cowboy night has a deposit due so this will make those funds available. The park improvements for Kiwanis Park for tables and benches is about \$9,300, which comes from the excess revenue from the salmon supper. There were some employee issues with some leaving, some retiring, and some to be retained that weren't expected. These will be covered by a dividend from Utah Local Governments Trust of about \$40,000. Also the city filed for unclaimed property through the state of about \$11,000.

Public Comment:  
No public comment.

**MOTION: Councilmember Hardy – To close the public hearing.** Motion seconded by Councilmember Welton. Those voting yes: Linda Carter, Mike Hardy, Brian Hulet, Scott Phillips, Doug Welton. The motion carried.

**MOTION: Councilmember Hulet – To approve the budget amendments for Fiscal Year 2017 as presented.** Motion seconded by Councilmember Carter. Those voting yes: Linda Carter, Mike Hardy, Brian Hulet, Scott Phillips, Doug Welton. The motion carried.

Councilmember Welton stated he would like to take some of the extra salmon supper money to beautify the 800 South interchange and make the city more welcoming. Sara Hubbs stated she will look into it and have an estimate prepared.

#### E. ADJOURN TO REDEVELOPMENT AGENCY

**MOTION: Councilmember Hulet – To adjourn to the Redevelopment Agency.** Motion seconded by Councilmember Welton. Those voting yes: Linda Carter, Mike Hardy, Brian Hulet, Scott Phillips, Doug Welton. The motion carried.

##### 1. Public Hearing/Resolution – Budget Amendments for Fiscal Year 2017

**MOTION: Councilmember Hulet – To open the public hearing.** Motion seconded by Councilmember Welton. Those voting yes: Linda Carter, Mike Hardy, Brian Hulet, Scott Phillips, Doug Welton. The motion carried.

#### Staff Presentation:

Sara Hubbs reported in 2008 all employee expenses were cut in the redevelopment agency (RDA) and absorbed into the city's general fund. The RDA is finished, and there is a remaining balance. She calculated the wages used in previous years in the RDA against the number of years' city employees have been doing the work, which is about \$9,000. The fund balance in the RDA is about \$816. If the RDA funds are not spent, it goes back to the taxing agencies.

Councilmember Hardy requested that those funds be put in as a separate line item with the requirement that the council has to approve the expenditures.

Sara Hubbs stated she will create a separate line in capital improvements because the city is restricted in the amount that can be held in the general fund balance.

Public Hearing:  
No comments.

**MOTION: Councilmember Hardy – To close the public hearing on the RDA.** Motion seconded by Councilmember Welton. Those voting yes: Linda Carter, Mike Hardy, Brian Hulet, Scott Phillips, Doug Welton. The motion carried.

Councilmember Hulet stated he would like a discussion on how these funds are spent. These funds were for the business park, and council has talked about putting a sign at both entrances of the business park.

Also the funds could be used as an incentive to bring businesses into the city. There are infrastructure needs in the business park. Some companies are having issues getting employees. He would like to work with UDOT to have a bus come further south to bring employees. He is okay moving the funds and earmarking them for some for these purposes.

Sara Hubbs stated it's harder to get the funds out the longer the city waits. Putting the funds in the capital projects fund allows the city to still use them for those purposes. The taxing entities like the school district can come back stating the city hasn't used the funds.

**MOTION: Councilmember Hulet – To approve the budget amendments (resolution) for the RDA with a caveat that the funds are earmarked in a special account that this is where those funds came from.** Motion seconded by Councilmember Hardy. Those voting yes: Linda Carter, Mike Hardy, Brian Hulet, Scott Phillips, Doug Welton. The motion carried.

#### F. ADJOURNMENT OF REDEVELOPMENT AGENCY

**MOTION: Councilmember Hardy – To adjourn from the Redevelopment Agency and reconvene to the City Council meeting.** Motion seconded by Councilmember Carter. Those voting yes: Linda Carter, Mike Hardy, Brian Hulet, Scott Phillips, Doug Welton. The motion carried.

#### G. RESOLUTIONS, ORDINANCES, AGREEMENTS (6:44 p.m.)

1. Resolution Regarding the Holdaway-Pleasant Plats Annexation Petition for Consideration of Acceptance for Further Review

Jill Spencer stated this is the first step in the annexation process. The annexation is approximately 40 acres on the east side of Payson along SR198. This gives the council the opportunity to address the petition and accept it for further review. Once accepted staff completes the review and works with the applicant. A future public hearing is then scheduled and the council can adopt or deny the annexation. Most of the property is owned by the Holdaway family. There is one property owner that hasn't signed the petition but was notified of the petition. The annexation plat shows inclusion of SR198 on the north and half of the road on what is currently 2100 West per county addressing. The council can deny the annexation at any point in the process. Staff recommends moving forward.

**MOTION: Councilmember Phillips – To move forward on the annexation.** Motion seconded by Councilmember Hulet.

Jill Spencer stated she has spoken to Dr. Dewey. He has a lot of questions so he didn't sign the petition. Those questions should be answered through the process. The Holdaway family owns a majority of the property so it can move forward.

Those voting yes: Linda Carter, Mike Hardy, Brian Hulet, Scott Phillips, Doug Welton. The motion carried.

#### H. OTHER

1. Discussion on Strawberry Water Users Canyon Diversion Structure (6:49 p.m.)

Travis Jockumsen stated Strawberry Water Users Association approached staff. The diversion structure is just above the scout camp up the canyon. It's about 100 years old and is falling apart. The proposal is to apply for a smart grant along with strawberry water to replace the structure and add piping. The cost to the city can vary between \$63,500 to \$180,000 depending on the grant amount. This will need to be

budgeted in next year's budget. Strawberry water took the proposal to their board who was okay moving forward. The reclamation cost is what the grant would pay. The city will file the grant application and design the structure.

2. Discussion Regarding Recycling for New Utility Customers (6:52 p.m.)

**MOTION: Councilmember Welton – To table the item.** No second. Motion dies.

Staff Presentation:

David Tuckett stated this item addresses recycling when a new resident moves in with a new utility application. Currently the new resident can opt out of recycling, think about it for two weeks, or they are in. It has been suggested that all new utility customers should be required to use the pressurized irrigation until the next opt out period. This is for the council to discuss.

Council Discussion:

Councilmember Hardy stated he has no issues with allowing new residents to opt out.

Councilmember Hulet stated he is fine with that. He would like to have more discussion. There have been some hardship cases. He would like to have a couple people review those cases; and if it's a real reason, let them out.

Dave Tuckett stated Republic Services may need to be part of that discussion. The city is under a contract, and the legal opt-out period has ended. The city can't have a committee determining who is in or out. Republic will still charge the city for those customers under the contract.

Councilmember Welton questioned how to determine a hardship. Does the resident bring in their tax return or does the city just give their word?

Dave Tuckett stated this is what makes it difficult. People were given plenty of time to opt out. It has been difficult for the front counter staff dealing with residents. They feel bad with some of the issues, but the city is tied to the contract.

Councilmember Hulet would like to at least have the discussion with republic. He feels there will be very few cases. There might be some extenuating circumstances that need to be addressed. This allows staff to say the city has a way to review it.

3. Discussion of Possible Long-Term Solutions to Maintain Property Public Open Space (Four-Bay) by Friends of Four-Bay (6:56 p.m.)

Presentation:

Jesse Sorenson stated he represents Friends of Fore Bay and is a Payson resident. On November 2<sup>nd</sup> the city council approved to dispose of the 500 acres in Payson Canyon known as the fore-bay property by deeming it surplus. Since that time the Friends of Fore Bay have been working with concerned members of the community, city officials, and county officials. Many have given advice and offered suggestions in an effort to preserve this land as open space. They understand that now the city council can consider and accept offers for the property. Since the November meeting, they have learned and better understand the financial burden on the city. Tonight their objective is to convince the council to form a committee to work in the coming months to examine other possible means for preservation and help the city maintain a fiscal responsible budget. They understand the city is budgeted for a bond payment until the year 2017.

Councilmember Hardy stated the city's bond is in place until 2030.

Jesse Sorenson clarified that the city's next bond payment is scheduled in June of 2017. They understand the obligations, but also understand this isn't a crisis to take care of in the next three weeks. Secondly they want to show that the fore-bay area is a high use area and frequented by both Payson and surrounding communities. The various user groups find the mountain environment intrinsic to their identity as individuals, families, and the community. Third they would like to create a dialogue between the community and council in order to establish a win, win outcome. The preservation group has grown from 30 friends and family to over 1200 followers on social media. They are excited to see the passion of people related to this property. They ask the council to consider and honor the interlocal agreement that was entered into with Elk Ridge that states, "Payson also agrees not annex any properties between the southern Elk Ridge property and the area commonly referred to as fore bay. Elk Ridge and Payson also agree to establish a land use development pattern that will be mutually beneficial for both cities." They also understand Payson is not in a position to purchase the property to preserve as open space at this time. However, they are confident that if a special committee is created, they can consider all options and a rushed decision would not have to be made at this time. They understand the fore-bay property was purchased with bond money intended for water projects. They would ask that the bond be examined by the council and city attorney so that the legal aspects of the bond are followed. Several communities along the Wasatch front have been working to preserve land. Many communities have built trails similar to the fore-bay area. Many know well the economic impact of trails and recreational areas. The council talks about branding the city. The city has a unique opportunity to preserve this area as a gateway to the Mount Nebo Loop. He showed heat maps that depict where users are using the property of Corner Canyon in Draper, Lambert Park in Alpine, and other communities with similar areas. These properties are near urban areas. He then showed the fore-bay heat map. The fore-bay area is used more than the Timp foothills. Payson Canyon is recognized as a cycling and mountain biking mecca with three rides that are considered highly sought after trails and destinations. The fore-bay area is listed on Utah mountain biking.com. He asked the city council to seriously consider the costs associated with the development of the canyon and this mountain environment. They understand the council has visited the property. They are aware of development and preservation offers on the table to be considered in the coming weeks. If the council is not in favor of forming a special committee, he requested the council to consider the preservation offer. The Friends of Fore Bay would like to ask the council to make and approve a motion to form a committee to address all possible solutions to the property. He then showed a picture slide video of the fore-bay area.

Carey Pierce stated he has been responsible for building and overseeing all the trails in fore bay. He works for Provo City and previously at Sundance for many years on the ski patrol and trail building. In 2002 he began managing the bike shop. The bike shop handled the Payson City Onion Days mountain bike race the year prior. When he began he started setting up the race course for Onion Days. He then went to Lambert Park in Alpine and saw how they could ride late into the fall and begin early in the spring. He then began to look at the terrain at the fore bay area. At the time he spoke to Gordon White with the city who said he could do whatever. Over the years he has developed eight miles of trails, which get better every year. He received a call over the weekend that a council member was doing a survey at Smiths. Everyone was going over to get in their opinion. He realized that many people don't know that Payson has these trails. He got the scenic byway pamphlet from the city's front desk that states, "An adventurer's dream. The breathtaking landscape of the Byway offers a symphony of bright wildflowers, thick stands of aspens, wildlife and hiking, camping, fishing and swimming." The mountain biking picture is in fore bay. The expense to the city is the land, which isn't cheap. They haven't had a lot of time to address the possibility of saving the area and are looking for more time. There is a new fence on the west side of lower canyon. If the area is sold to a private person, it will be

potentially blocked off. He invited the council to go for a walk in the area to see what everyone is enjoying. They just want time to look at some options.

#### Council Discussion:

Councilmember Welton stated he has said before once those areas are gone, they are gone forever. There are surrounding communities who also want to keep the area open but they aren't willing to be part of the solution. The council talks about branding the city. A lot of money could be spent to brand a city into something it's not. Payson City residents are outdoor people. Growth needs to reflect who we are as Payson. Once sold and developed, it is gone forever. The easiest way to brand the city is with something like Payson Gateway to Adventure. There are the bike trails, year-round usage in the fore-bay area, camping, Payson Lakes, and the canyon. Recently the council discussed Rocky Mountain ATV. To make something meaningful that will last takes time. Payson becomes a destination people want to go to. Now the city doesn't have the funds to fix up the area the way we would like to. There needs to be a road up there and a parking lot to access the area. This makes it available to more people but may take away some of the nature of the area. His first option would be to work with the forest service, BLM, neighboring communities, and other entities to create a permanent zone that can be paid for by everyone. This can help alleviate some of Payson's burden. He wants to give the Friends of Fore Bay a little bit of time. Second if there are similar options on the table, he would prefer the option to keep the land open to residents.

Councilmember Hulet stated the reason this is before the city council is because the council has a fiduciary responsibility to citizens of Payson. This is the council's primary responsibility. He agrees on branding; it should have been done a long time ago. The city could be branded with Payson Lakes and the canyon. We have to go back to the facts. The city bonded for 6.6 million dollars and has paid in principal 1.8 million plus interest. The city pays \$421,000 per year with 15 more years to go. The city can't do other things. The city has put off infrastructure projects and improvements as well as laid people off. The council needs to look at all these things. It is a beautiful piece of land. When he ran for office, people wanted infrastructure fixed, roads fixed, restaurants, and executive housing. The entire residency of Payson is what the council needs to address. He was accused today of not representing the people, which hurts. He is trying to represent all the people and not just one group. If Elk Ridge wanted to come in and pay half to preserve the area, the council would be happy to do that. He wants to look at all the options available for the fiduciary responsibility of Payson. The council needs to make the best decision. He wants to look at branding and how to make Payson a better place. He wants a win, win. He was trying to do an unbiased survey at Smiths on how this area is used and who uses it, but people were telling others to go down and rig it. That then becomes a bias survey.

Councilmember Welton stated that to find out who uses the trails you have to talk to all of them. The property is not being sold right now. The council doesn't know all the options. There is an assumption that a decision has been made and it hasn't. Just because the council declared the property surplus, doesn't mean it has to be sold.

Councilmember Hulet stated he would like to see a committee created that is diverse.

Councilmember Carter stated she has been rudely bombarded for two weeks, not by all of those here. Those people aren't here tonight. She agrees that it's a beautiful area. She works with two guys that use it all the time. The city is in a situation that this group needs to understand. If you don't understand, you need to talk to the former mayor and city council that put the city in this position. The council has stated the amount of money that is being paid on the bond. She thinks Jesse has a good idea.



Sara Hubbs clarified that the total bond payment is about \$600,000, which includes fore bay and the pressurized irrigation system. Fore bay is 70% of the bond at \$421,000. The property was purchased as a water resource. The city isn't currently doing any capital improvements.

Councilmember Hardy stated the answer to the question why now is because the city hasn't been in an economic position to do anything previously. There are infrastructure needs. If infrastructure problems occur, it will be significantly expensive to the city. He would like to know how many Payson citizens use the area verses all the people going up there. It is important because Payson citizens are bearing the burden. A question is who should the city charge for the use of fore bay. The city charges for the golf course and the swimming pool. Those are considered amenities. The question is, are the citizens of Payson willing to take on further burden. Currently the funds to pay the bond come from the city's cash flow for operations. We need to really consider who is paying for this, who is benefiting, and how will it be financed. It has to be a balanced committee with a deadline. He is worried that in the next year or two there could be a recession.

Councilmember Phillips stated he is willing to consider a 40-year plan. The council has been discussing selling fore bay for eight years. It didn't come up just in the last two weeks.

**MOTION: Councilmember Carter – To give the group three months and report back. She is willing to be on the committee.**

**AMEND MOTION: Councilmember Welton – To allow a committee to be created.** No second. Motion dies.

Councilmember Hulet stated he would like the group to put the committee together and bring it to the council.

Councilmember Welton stated that if there is a deal too good to pass up that meets the needs, he recommends that the council be able to accept it.

**MOTION: Councilmember Welton - To create and give the group 90 days to explore the various options out there for solving the fore bay and financial responsibility of the city. To go out and talk to other entities to see if we can come up with a solution. With the caveat that if there is a deal that comes up that is a win, win, win for all parties and it's on the table, we reserve the right as the legislative body to make that decision.** Motion seconded by Councilmember Phillips. Those voting yes: Linda Carter, Mike Hardy, Brian Hulet, Scott Phillips, Doug Welton. The motion carried.

(5-minute recess)

## J. WORK SESSION

### 1. Discussion with Elk Ridge City Council Regarding Annexation Boundaries

Members of the Payson City Council and members of the Elk Ridge City Council discussed the following items regarding the annexation boundaries between the two cities.

- Map displayed of the overlap of the two city's annexation policies.
- Overview of first meeting – Mayor Ellis reported that the interlocal agreement was reviewed, which was adopted in 2005. Elk Ridge focused on the Haskellville area and how they could work with the property owner in developing the property. The Haskellville area is not in the Elk Ridge annexation policy plan. The Elk Ridge general plan would put the city in breach of the interlocal

agreement if followed. Following the first meeting, Elk Ridge took the time to review Payson City's east side development plan. They did not find anything showing the interlocal agreement had been changed or modified.

- Each city adopted its annexation policy plan in 2005. At that time the two plans did not overlap. Elk Ridge amended their annexation policy plan in 2010, which created the overlap. The interlocal agreement was adopted prior to Elk Ridge amending its annexation policy plan. Therefore at the time the interlocal agreement was adopted, there was no overlap of the annexation policy plans.
- Elk Ridge feels the adoption of its amended annexation policy plan in 2010 did not jeopardize the interlocal agreement. At the end of the day, Elk Ridge feels the interlocal agreement stands and would prefer to leave the agreement in place.
- Water is a big issue. Elk Ridge is not in favor of providing water to Payson residents.
- It would be the responsibility of the Haskellville property owner to work with the two cities to negotiate the terms of annexation and development. It is the responsibility of the property owner to pay for any costs associated with annexation and development. In order to annex, the property owner would have to overcome the 300-acre requirement and water issues.
- The state encourages cities to work together to accomplish annexation plans that do not overlap.
- The two cities want to work together.
- The interlocal agreement also discusses the fore-bay area in that Elk Ridge has a say in what happens to that area. Elk Ridge would like to work together to develop a plan that works for both communities. Payson implemented a conservation plan for the area. The fore-bay area benefits all residents of south Utah county. Elk Ridge would like to have a member on the committee that discusses the fore-bay area. The fore-bay area could be a discussion item in the south county mayor's meeting. The county commissioners also attend that meeting.

#### I. ADJOURNMENT TO CLOSED SESSION

**MOTION: Councilmember Hulet – To go into closed session.** Motion seconded by Councilmember Carter. Those voting yes: Linda Carter, Mike Hardy, Brian Hulet, Scott Phillips, Doug Welton. The motion carried.

##### 1. Discussion Regarding Property Sale and/or Purchase

**MOTION: Councilmember Phillips - To adjourn the closed session.** Motion seconded by Councilmember Welton. Those voting yes: Linda Carter, Mike Hardy, Brian Hulet, Scott Phillips, Doug Welton. The motion carried.

#### K. ADJOURNMENT

**MOTION: Councilmember Hardy – To adjourn the meeting.** Motion seconded by Councilmember Welton. Those voting yes: Linda Carter, Mike Hulet, Brian Hulet, Scott Phillips, Doug Welton. The motion carried.

The meeting adjourned at 9:33 p.m.

/s/ Kim E. Holindrake  
Kim E. Holindrake, Deputy City Recorder