

AMENDED AGENDA
EAGLE MOUNTAIN CITY COUNCIL MEETING

February 3, 2009

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 reasonably imminent litigation and acquisition of real property, pursuant to Section 52-4-205(1) of the Utah Code, Annotated.

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

4. CALL TO ORDER
5. PLEDGE OF ALLEGIANCE
6. INFORMATION ITEMS/UPCOMING EVENTS
7. 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.*)
8. 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.*)
9. APPOINTMENTS
 - A. Public Works Board – Robert Clegg

CONSENT AGENDA

10. MINUTES
 - A. January 20, 2009 – Regular City Council Meeting
 - B. January 24, 2009 – Special City Council Meeting

**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.**

11. REDUCED BOND
 - A. Meadow Ranch Phase 4
12. FINAL BOND RELEASE – Out of Warranty
 - A. Pony Express Parkway (street project)
13. CHANGE ORDER
 - A. Porters Crossing Extension Change Order # 1 – Skipp Dunn Excavating
 - B. Porters Crossing Extension Change Order # 2 – Skipp Dunn Excavating

SCHEDULED ITEMS

14. MOTION – Consideration of a Reimbursement Agreement for the Valley View Tank.

BACKGROUND: *(Presented by Chris Trusty)* The development agreement for the Valley View water tank stipulated that the developer of this project was required to build a 0.6 million gallon tank for the upper Valley View subdivision. This tank was designed not only to accommodate the higher pressure zone in the Valley View subdivision, but would also include the upper North Ranch subdivision in a new pressure zone, and would provide for additional fire protection for the City with the installation of a pressure reducing valve. The developer for this project already had a reimbursement agreement with the City which allows him to be reimbursed as impact fees are collected by the City. However, because of the excess capacity that has been built into the tank, he is asking to renegotiate this reimbursement agreement to be structured such that an initial payment be made by the City for that portion of the tank which is providing a benefit to the current system, specifically that portion that was allocated to upper North Ranch and for fire suppression.

15. MOTION – Consideration and Approval of an Amendment to a Tolling Agreement Between Cedar Valley Water Company, LLC and Eagle Mountain City, Extending the Expiration Date to September 5, 2009.

BACKGROUND: *(Presented by Jerry Kinghorn)* Eagle Mountain City entered into a tolling agreement with Cedar Valley Water Company on October 21, 2008. Cedar Valley Water Company has requested that the agreement be extended until September 5, 2009 to explore a settlement of their claims against Eagle Mountain City.

16. BID AWARD – Consideration and Award of Bid for the 2 Million Gallon Tank for Well # 5 Construction Project.

BACKGROUND: *(Presented by Chris Trusty)* The City operates three existing water tanks with a total capacity of 4 million gallons (MG). Eagle Mountain City’s Capital Facilities Plan recommended that a new 1.0 MG water storage tank be built in 2007, in addition to the Valley View Tank, which has a capacity of 0.6 MG. It then recommended that a 2.0 MG tank be built in 2010. Because the 1.0 MG tank was never built and to take advantage of the economy of scale, the City elected to design the 2MG tank to be built in the 2008-09 timeframe. Earlier this year, the City Council approved a contract with Horrocks Engineering to locate and design this tank. The City prequalified several contractors for the construction of this project, and is recommending that the bid be awarded to Build Inc.

17. CITY COUNCIL/MAYOR'S BUSINESS – This time is set aside for the City Council's and Mayor's comments on city business.
18. COMMUNICATION ITEMS
 - A. Upcoming Agenda Items
19. 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 2nd day of **February, 2009**. 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 2nd day of **February, 2009**, 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