

AMERICAN FORK CITY
COUNCIL MEETING MINUTES
MAY 27, 2014

PUBLIC HEARING

The American Fork City Council met in a public hearing on Tuesday, May 27, 2014, in the American Fork City Hall, 31 North Church Street. Those present included Mayor James H. Hadfield and Councilmembers Brad Frost, Rob Shelton, and Jeff Shorter. Councilmembers Carlton Bowen and Clark Taylor were excused.

Staff present: Associate Planner Wendelin Knobloch
City Administrator Craig Whitehead
City Attorney Kasey Wright
City Engineer Andy Spencer
City Planner Adam Olsen
City Recorder Richard Colborn
Finance Director Cathy Jensen
Fire Chief Kriss Garcia
Fire Marshal Doug Bateman
IT Specialist George Schade
Library Director Sheena Parker
Planning Commission Chairman John Woffinden
Public Works Director Dale Goodman

Also present: Charles Edwards, Sherri Shepherd, Gary Ratcliff, Scouts from Troop 1157, and 6 additional persons

7:20 p.m. - Receiving of public comment regarding the City's Intent to Annex the UCRTC Annexation at 1000 South 500 East consisting of approximately 14.05 acres

Mayor Hadfield asked if there were any comments regarding the City's Intent to Annex the UCRTC Annexation. He noted that Utah County Surveyor Gary Ratcliff was in attendance to answer any questions.

There being no questions or comments, the hearing concluded at 7:22 p.m.

REGULAR SESSION

The American Fork City Council met in a regular session on Tuesday, May 27, 2014, in the American Fork City Hall, 31 North Church Street, commencing at 7:30 p.m. Those present included Mayor James H. Hadfield and Councilmembers Carlton Bowen, Brad Frost, Rob Shelton, and Jeff Shorter. Councilman Clark Taylor was excused.

Staff present: Associate Planner Wendelin Knobloch
City Administrator Craig Whitehead
City Attorney Kasey Wright
City Engineer Andy Spencer

City Planner Adam Olsen
City Recorder Richard Colborn
Finance Director Cathy Jensen
Fire Chief Kriss Garcia
Fire Marshal Doug Bateman
Intern Brittany Bailey
IT Specialist George Schade
Library Director Sheena Parker
Planning Commission Chairman John Woffinden
Police Chief Lance Call
Public Works Director Dale Goodman

Also present: Charles Edwards, Craig Thorne, Sherri Shepherd, Scouts from Troops 829, 1096, and 1157, fire personnel, 22 additional persons

Mayor Hadfield announced that agenda Action Items 1 and 4 had been removed from the agenda as more information was needed before action could be taken.

Travis Allred of Troop 1157 of the LDS Sunset Hills Third Ward, American Fork West Stake, led the audience in the Pledge of Allegiance and a prayer was offered by George Schade.

PRESENTATION OF THE FIRST RESPONDER OF THE YEAR RECOGNITION TO DAVE HARDING BY CRAIG THORNE OF THE VETERANS OF FOREIGN WARS

Mayor Hadfield invited Dave Harding along with Chief Kriss Garcia, Fire Marshal Doug Bateman, Commander of the local VFW Post 4819 Charles Edwards, and Craig Thorne to the front.

Veterans of Foreign Wars representative Craig Thorne recognized Dave Harding of the American Fork Fire/Rescue Department as the First Responder of the Year. There was general applause.

Mr. Thorne explained that their Post also had a program called "Operation Teddy Bear" that provided 'Comfort Bears' for the children of deployed soldiers from Utah to help with Separation Anxiety. They have been able to provide over 1,000 Comfort Bears to the children of our Utah National Guard Soldiers who have been deployed to Iraq and Afghanistan. Mr. Thorne reported that recently the American Fork Fire Department gave a generous contribution to Operation Teddy Bear. There was general applause.

Mr. Harding shook hands with the Council.

Mayor Hadfield invited the Scouts in attendance to come forward and be recognized.

<u>Troop 829</u>	Zak Wood Scoutmaster Layne Garatt	Max Jorgensen	Milo Meneses
<u>Troop 1096</u>	Ben McBride Jayson Vaudrey	Preston Draney Marchello Gallesos	Jack Cardwell

<u>Troop 1157</u>	Carter Thompson	Andrew Baird	Charlie Short
	Jakob Empey	Austin Kindred	Travis Allred
	Derek Smith	Dylan McClellan	
	Leader Alan Casper	Scoutmaster Tim Bateman	

Mayor Hadfield welcomed the Scouts to the meeting and explained that their names would appear in the minutes of this meeting. He encouraged the Scouts that when it came time for an Eagle Project that the City had many projects available for the benefit of the community.

TWENTY-MINUTE PUBLIC COMMENT PERIOD – LIMITED TO TWO MINUTES PER PERSON

John Woffinden spoke to the opening of 560 West Street over the railroad tracks to Pacific Drive. It had been on the City's Master Plan since 1975. He had researched the history of this and provided it to Councilman Frost. Woodbury Corp had agreed to realign the parking lot entrance to Hobby Lobby.

Mr. Woffinden added that it was a mess for emergency vehicles to access that northwest corner of the City. It was required that for the City to open one crossing, two had to be closed. He felt that the City had closed way more than two over the last five to six years. Fourth West was a nightmare if someone wanted to turn to go east on Pacific Drive as the traffic would back way up. He noted that Horrocks Engineers have had plans for 560 West for a number of years and it was time to move it ahead. The residents in the northwest desire, demand, and deserve this opening. He thanked the Council.

Sherri Shepherd, a representative from the Mt. Timpanogos Village HOA 502 South 1040 East, stated there currently were 25 occupied homes and 80 condos and further development with another 18 homes. There currently was only one way in and one way out. There was a stop sign but there was a problem with parking along the curbside all the way up and around the stop sign. They called the police who advised them to bring it to the City Council's attention to have some curbs painted red as a safety issue. This was a 55+ Senior Development. She thanked the City Council for their service.

Karen Ahlstrom reported that she and her neighbors came to the City Council last year about safety issues on 825 East and Fleming Drive. That was the agenda item that was removed. The current path with broken fences, tree roots breaking the asphalt, weeds uncontrolled, drainage problems, and a stagnant swamp all summer and ice sheet all winter, was a hazard to many students riding bikes and scooters to school along with mothers pushing strollers and many others who used that path on a daily basis.

Ms. Ahlstrom continued that it was a disappointment to all of them that the disagreements about whether to connect the cul-de-sac to Fleming Drive seemed to derail the process of getting the very real issue dealt with. Since that meeting some of the Council had been to the site and saw the narrow street without sidewalk that really could not bear the extra high school traffic that would certainly result from opening the street. Adding sidewalks would only compound the cost

to the City and would be logistically difficult since the water and irrigation boxes were all in the way of a normal sidewalk path.

Mr. Ahlstrom added that as far as she could tell none of the citizens who live, walk, or drive in the area or even the developers at the north and south end of 825 East were clamoring to open the road. It seemed that they should all agree that, “if it ain’t broke don’t fix it.” Let’s have the cul-de-sac be a cul-de-sac. Living in the end house and working outside as much as she did, she explained that she was in a unique position to hear what people think about the path. People were amazed at the amount of work that had been done and wish it to be done right. Most say that they would gladly volunteer to provide labor for an organized effort. The City needed to step up and make a decision about the path. She did not want to see this year pass as well. Fix the path and preserve the street.

Mayor Hadfield asked if there were others that wished to make comments. There were none.

CITY ADMINISTRATOR’S REPORT

Craig Whitehead had nothing to report at this time.

COUNCIL REPORTS CONCERNING COMMITTEE ASSIGNMENTS

Councilman Bowen reported that he was working with Derric Rykert in looking for names of individuals for the Parks and Recreation Committee. Also, he commented that within the last month the US Supreme Court has upheld the right of City Council’s to have prayers.

Councilman Frost stated that it was a wonderful privilege the last two years to be part of a team that planned the Memorial Day Program. Yesterday was a very special day in American Fork. At the program they honored every Veteran by name and saluted them; Governor Gary Herbert addressed the packed crowd at the Tabernacle; and honor was paid to Sgt. Cory Wride who grew up in American Fork. He thanked the Cemetery Committee and the staff.

Councilman Frost attended the Fireman’s Breakfast where a great sense of community was felt. He grew up with it and stated that as an elected official he would do his best to make sure that was preserved.

Councilman Frost reported that he had met with representatives of IFA and he felt that they were coming to a real good conclusion on that property with the buffer zone. It had detail on the 14-foot and it was becoming more clear.

Councilman Frost noted that he could not remember a time when they had such well-dressed Scouts come to Council meeting. He thanked them for showing that respect. He thanked their leaders for teaching them. He noted that his own son recently completed his Eagle Scout Application.

Mayor Hadfield commented that the Eagle Scout project was for the benefit of American Fork City. It was the planning and carrying out of an Arbor Day Program that saw participation from three classes from Forbes Elementary School and the planting of seven trees.

Councilman Shelton reported that he had the great opportunity to meet with the Political Action Committee, American Fork citizens that had come about in the last year who had some concerns in the budget process and was happy to report that he thought they were able to iron out their concerns. He appreciated Cathy Jensen's and Craig Whitehead's hard work and their time in making sure we have a transparent process to help answer those questions. He appreciated the citizens for being involved in the process.

Councilman Shelton stated that he attended the Economic and Business Forum held at Utah Valley University. It was a great opportunity to meet with one of the larger employers in our area and hear economic data from a lot of experts in Utah. One thing that continued to come up was the corridor between Pleasant Grove and Draper and how that was prime real estate and development and growth trends continued to be strong even with the various headwinds which may be out there. He attributed a lot of that to the good working environment with local municipalities, with the County, and with the State in resolving issues. He also had praise for the City's Planning Commission in making sure there was a good viable City plan in place for development.

Councilman Shelton expressed that it was a great honor to attend the Fireman's Breakfast. He had great appreciation for them. It was a great community event. He then went to the Cemetery and honored some of his posterity. There were many there doing the same thing. He stated that the Cemetery looked spectacular. He appreciated the hard work of the staff. He felt the Cemetery was an important element in our community. While there he pondered Cemetery expansion.

Councilman Shelton reported that the Memorial Day Service at the LDS Tabernacle was spectacular and felt blessed to be part of that. He thanked Councilman Frost and the Cemetery Committee and all that they put into it. He added that it was neat to see people of all ages in attendance. He felt a sense of community and that needed to continue.

Councilman Shorter reported that he met with the Youth City Council before this meeting. He invited those who knew of high school students to let them know of this group. They met on Tuesday's and Thursday's in the City Hall. The Youth City Council was also a service organization. They were great young people.

Councilman Shorter reported he had a chance to go to the Cemetery and finally was able to see some of the historical plaques. He thought they were well done. American Fork City Cemetery really was a restful, peaceful, beautiful place. Those City people that worked there did a great job.

MAYOR'S REPORT

Mayor Hadfield reported that it was also his pleasure to participate in the Memorial Day Celebration at the LDS Tabernacle. The City had a very active Cemetery Committee. It was nice to hear from the Governor as he was born and raised in American Fork and went through the sixth grade in local schools before his mother remarried and moved to, he believed, Orem. He appreciated the efforts of the American Fork High School Band as well as the A Capella Choir.

Mayor Hadfield reminded all that next Monday night started the Concert in the Park series at 7:00 p.m. every Monday night thru June and July at the Amphitheater at Quail Cove.

COMMON CONSENT AGENDA (*Common Consent* is that class of Council action that requires no further discussion or which is routine in nature. All items on the Common Consent Agenda are adopted by a single motion unless removed from the Common Consent Agenda by the Mayor or a Councilmember and placed in the action items.)

1. Approval of the May 8, 2014 city council work session minutes.
2. Approval of the May 13, 2014 city council minutes.
3. Approval of the City bills for payment and purchase requests over \$25,000. – *Cathy Jensen*
4. Review and consideration regarding authorization for the release of the Improvements Durability Retainer for the project recorded as Cambridge Court in the amount of \$68,700. – *Andy Spencer*

Richard Colborn reported one change to the May 13, 2014 minutes, on page 2, line 30, the name of the Pleasant Grove Rodeo Queen is Savanna Steed.

Councilman Shorter moved approval of the common consent items as presented. Councilman Frost seconded the motion.

Mayor Hadfield asked if there were any questions on the motion.

Councilman Bowen noted that the payments included approval of the \$340,000 to purchase the streetlights of which he was opposed. It was not included in the budget and that money would be better spent on roads. He would be voting against the common consent agenda.

Voting was as follows: Aye, Councilmembers Shorter, Frost, and Shelton. Nay, Councilman Bowen. The motion carried.

ACTION ITEMS

REVIEW AND ACTION TO ADDRESS SAFETY ISSUES ON FLEMING DRIVE AND THE CONNECTION OF 825 EAST STREET TO FLEMING DRIVE – *Andy Spencer*

This item was removed from the agenda to be addressed at a later date.

REVIEW AND ACTION ON A PROFESSIONAL SERVICES CONTRACT FOR ASSET MANAGEMENT, STREET LIGHT MAINTENANCE AND CONSTRUCTION SERVICES PROVIDED BY BLACK & MCDONALD – *Dale Goodman*

Dale Goodman explained that with the purchase of the streetlights the City was responsible for the maintenance of the system. Black and McDonald had been servicing the streetlights for Utah Power and it was proposed that they continue with American Fork City. This would be a year to year contract for maintenance and construction services. It was not a competitive bid.

Mayor Hadfield added that there had been a lot of research done with other communities that were contracting with Black and McDonald.

Mr. Goodman felt this would be good for the City and would provide a better level of service than before.

Councilman Shelton moved to approve the contract for Professional Services with Black and McDonald for the asset management, street light maintenance, and construction of the City of American Fork street lighting system.

Councilman Shelton noted that this would save the City approximately \$100,000 a year that could be put toward other items.

Councilman Shorter seconded the motion.

Mayor Hadfield stated that what was intriguing to him was that they could now go to the City's Planning Commission and have them choose a City standard for streetlights and get something that was maybe a little bit better than what the City was getting in the past.

Mayor Hadfield asked if there were questions on the motion.

Councilman Shelton wanted to make sure that former Councilman Dale Gunther got credit for this as he worked hard and done a lot of research. He appreciated Councilman Gunther's efforts.

Councilman Bowen thought that this would end up costing the City money, not saving it money, in the long run and this maintenance contract was the first example of that. The City would now be responsible for installing streetlights.

Mr. Goodman explained maintenance was when a light went out or sensors went out or there was a knock down. Construction by Black and McDonald would be paid for by developers.

Councilman Bowen responded that it went to his point that costs were going to be higher than they currently were. He felt those rates would go up. He felt they should have spent the money on road maintenance.

Councilman Shelton asked if Councilman Bowen knew the process Rocky Mountain Power had to go through to raise power rates.

Councilman Bowen knew there was a Public Service Commission that they had to get approval from. It was done all the time and he felt it was fairly routine.

Councilman Frost asked Councilman Bowen if he had that many concerns if he sought professional advice or if they were his own opinions.

Councilman Bowen responded that it was just his professional advice as a City Councilman. He was here to represent the citizens and that was his input and perspective.

Mayor Hadfield commented that time would tell if this was the right thing to do at the time.

Mayor Hadfield called for vote on the motion. Voting was as follows: Aye, Councilmember Shelton, Shorter, and Frost. Nay, Councilman Bowen. The motion carried.

REVIEW AND ACTION ON A RESOLUTION ADOPTING AN INTERLOCAL COOPERATION AGREEMENT BY AND AMONG AMERICAN FORK CITY, SEVERAL OTHER CITIES, AND THE NORTH POINT SOLID WASTE SPECIAL SERVICES DISTRICT (NPSWSSD) – Dale Goodman

Mayor Hadfield introduced North Pointe Solid Waste Special Service Director Roger Harper and Reece DeMille, local manager of Republic Waste Services. He noted that American Fork City was the last entity that did business with the District to act on the agreement.

Mayor Hadfield asked if there were any questions of the District. He noted that Dale Goodman was the City's representative on that Board.

Councilman Bowen commented that currently there was not an Interlocal agreement. He asked the benefit of the Interlocal agreement.

Mr. Harper explained that the District was investing about \$1.5 million in facility improvements. They want the assurance that all curb side garbage from American Fork and others would go through their facility.

Councilman Bowen asked if there were any competing landfills.

Mr. Goodman explained that there was a difference between a landfill and what went on at North Pointe. North Pointe was a transfer station. Garbage that was picked up curbside in American Fork by Republic went to the transfer station and then to a landfill. It was a different set of services than a landfill would provide. There were benefits of having a centralized location including the economy of hauling a large load of trash rather than smaller individual trucks to the landfill. It was also more environmental friendly.

Councilman Shorter moved to approve Resolution No. 2014-05-20R amending the Interlocal Cooperative Agreement by and among American Fork City, several other cities, and the North Pointe Solid Waste Special Services District (NPSWSSD). Councilman Frost seconded the motion

Councilman Frost stated that he had some knowledge as he used to have a trash company. He had been into all of these landfills. They were all about numbers and tonnage. With more tons you had greater capacity and leverage. He felt that as they banded together they brought tonnage to that facility. American Fork had a great investment in that facility and the City needed to continue that investment. It was very convenient as well for our residents to take a load of trash down to the transfer station.

Mayor Hadfield added that residents in American Fork that had their trash picked up by Republic could pick up a dump pass at City Hall for three pickup truck loads.

Councilman Bowen asked for discussion on the motion. He asked if this trash was then taken to Tooele.

Mr. Harper answered that it was.

Councilman Bowen noted that in the packet there was a party that had approached the City about doing the same service for a lower rate but when the City put out solicitations they never responded.

Mr. Goodman answered that was correct.

Councilman Bowen was concerned that they were basically setting up a monopoly. If someone wanted to compete with the transfer station the City was locked in for at least five years under this agreement.

Mr. Harper responded that they were not a private business but a government entity of which American Fork City was a part.

Councilman Bowen expressed that there were also private entities that competed with that government entity.

Councilman Shelton asked Reece DeMille if he had any experience using any other services and asked him what the preferred location that would be the most cost effective.

Mr. DeMille answered that the safest, most cost effective, and best place was North Pointe. If he was a resident of American Fork City he would want to take pickup truck loads to North Pointe as well. The other option was not as safe, not as clean, and not as organized.

Councilman Bowen stated that he took any trash loads that he might have to North Pointe. He did not have a problem with that necessarily but looking in the long-term he did not want to lock the City in for five years.

Councilman Bowen moved to amend the motion to make it a one-year contract instead of a five-year contract.

Mayor Hadfield called for a second on the motion to amend.

Councilman Frost did not want to even consider that as North Pointe needed a commitment.

Councilman Shelton stated that it was very routine in business to have five-year contracts. He did not see that as being a long-term issue at all.

There being no second Mayor Hadfield declared the motion to amend dead.

Mayor Hadfield called for a vote on the motion. Voting was as follows: Aye, Councilmembers Shorter, Frost, and Shelton. Nay, Councilman Bowen. The motion carried.

REVIEW AND ACTION ON THE AGREEMENT FOR THE RED LEAF ANNEXATION,
CONSISTING OF 1.8 ACRES, LOCATED AT APPROXIMATELY 825 EAST 50 SOUTH –
Richard & Darlene Greenland

This item was removed from the agenda and would be addressed at a later date.

REVIEW AND ACTION ON AN ORDINANCE APPROVING A ZONE MAP AMENDMENT
FROM THE CC-1 CENTRAL COMMERCIAL ZONE TO THE R2-7,500 RESIDENTIAL
ZONE LOCATED AT 95 NORTH 300 EAST – *Lynn & Tammy Hansen*

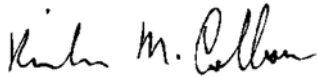
Adam Olsen explained that this request was brought forward by the property owners Lynn & Tammy Hansen as they would like to build an addition onto their home in order to provide accommodation for a medical need they were facing. Being in a commercial zone, an expansion of a non-conforming use would not be allowed. The requested change to a residential zone was in harmony with the land-use plan. The Planning Commission has recommended this change.

Councilman Bowen was in support because the property owners had petitioned for the change.

Councilman Frost moved to adopt Ordinance No. 2014-05-20 approving a zone map amendment from the CC-1 Central Commercial zone to the R2-7,500 Residential zone at 95 North 300 East. Councilman Shelton seconded the motion. All were in favor.

ADJOURNMENT

Councilman Shelton moved adjournment at 8:20 p.m. Councilman Shorter seconded the motion. All were in favor.



Richard M. Colborn
City Recorder