

**HEBER CITY CORPORATION
75 North Main Street
Heber City, UT 84032
Heber City Council Meeting
August 20, 2024**

DRAFT Minutes

**4:00 p.m. Work Meeting
6:00 p.m. Regular Meeting**

I. WORK MEETING - 4:00 P.M.

Mayor Franco called the meeting to order at 4:02 p.m. and welcomed everyone present.

City Council Present: Mayor Heidi Franco
Council Member Yvonne Barney - arrived 4:04 p.m.
Council Member Scott Phillips - arrived remotely at 6:00 p.m.
Council Member Aaron Cheatwood
Council Member Mike Johnston
Council Member Sid Ostergaard

Staff Present: City Manager Matt Brower
Planning Manager Jamie Baron
City Engineer Russ Funk
Finance Director Sara Jane Nagel
Parks and Cemetery Director Mark Rounds
City Attorney Jeremy Cook
City Recorder Trina Cooke
Deputy Chief of Police Branden Russell
Police Lieutenant Blaine Rigby
Police Sargeant Heath Harvey

Staff Participating Remotely: Assistant City Manager Mark Smedley, City Engineer Russ Funk, Public Works Director Matthew Kennard, Deputy Recorder Robin Bond, Engineer Ross Hansen, Engineering Administrative Assistant Desiree Muheim, Human Resources Director Cherie Ashe, and IT Director Anthon Beales.

Also Present: Larson Quick - Rage Development, Richard Breitenbeker, Linda L Middleton, Grace Doerfler, Carole Gallagher, Chuck Kelly, Annie McMullen, Jane Marsh, and others who did not sign in or whose handwriting was illegible.

Also Attending Remotely: (names are shown as signed-in online) Jami Hewlett, Andrea, Bingo, Dustin Grabau, Grace Doerfler KPCW, Guest, Kelli, Nick Lopez, and Shorty5.

1. Potential Telecommunications Code Amendment (Jamie Baron, Planning Manager) - *30 min*

Planning Manager Jamie Baron explained the request from the applicant to install a cell tower that exceeded the maximum height limit permitted by City Code. Larsen Quick, representing Rage Development, explained that a higher cell tower would offer a broader service radius which provided better range for cellular phone users. Consensus of Council majority was for Staff to proceed with negotiations for a text amendment to allow increased height for cell phone towers and include stealth requirements to camouflage the towers.

2. Animal Control Memorandum of Understanding (MOU) (Parker Sever, Chief of Police) - *20 min*

Chief of Police Parker Sever reviewed the Animal Control MOU (Memorandum of Understanding) as included in the attached Staff Report. The MOU was an agreement between Heber City, Midway, Wasatch County, and Hideout for the provision of animal control services. He clarified that, although there was an Animal Control Board, the Heber City Council was the decision-making entity. The MOU was on the Consent Agenda later in the meeting for approval.

3. Public Safety Report (Parker Sever, Chief of Police) - *20 min*

Chief Sever itemized a list of Police Response Reports from the month of July. The Police Department had a new motorcycle and would be deploying a motor officer that the Chief felt would improve response time for traffic incidents. Crimes of opportunity had gone up. There would be eight license plate cameras installed on loan from UDOT (Utah Department of Transportation) for a trial period. The system could assist with stolen vehicle recovery, Amber alerts and Silver alerts, and utilized a country-wide database. He further described the implementation of technologies to improve police response times and services. Customer surveys had been pushed out by the department and received five-star ratings on 98% of the responses returned.

Midway City Council had voted to contract with the Heber City Police Department for day-time police services between the hours of 7:00 a.m. and 7:00 p.m. daily.

4. Crossing Guard Update (Parker Sever, Chief of Police) - *15 min*

Chief Sever shared a PowerPoint presentation as included in the meeting materials. He reviewed what warranted a crossing guard as well as the process and requirements to install a crosswalk. He provided the number of crossing guards employed by the Police Department as well as where they were located. City Engineer Russ Funk explained that a crossing guard was not warranted at a four-way stop. Mayor Franco asked that striping be added for all four sides of the intersection. Chief Sever noted that the City had provided safe-walk-routes, but that the safe-walk-routes were not necessarily the most convenient walk-routes. Mr. Funk pointed out that the law required drivers to treat all intersections as cross-walks.

Council further discussed safety measures for students walking to and from school.

5. Contract Award for Construction of the Cemetery Section B Landscape Project
(Russ Funk, City Engineer) - 20 min

Mr. Funk described the intent of the discussion was to seek Council approval for the landscaping project contract for the Cemetery Section B of Heritage Farms Parkway. The item was also placed on the Consent Agenda for approval. He reviewed the three bids received as included in the attached Staff Report. All bids were more than was budgeted for the project. Mr. Funk reviewed budgeting options and stated that a budget amendment would be needed for project completion.

With the completion of the Work Meeting agenda discussions ending early, the meeting was moved forward to the Communication Items found at the end of the agenda.

II. BREAK - 15 MIN

III. REGULAR MEETING - 6:00 P.M.

1. Call to Order

Mayor Heidi Franco called the meeting to order at 6:03 p.m. and welcomed everyone present.

2. Pledge of Allegiance (Scott Phillips, Council Member)

Council Member Sid Ostergaard led the recitation of the Pledge of Allegiance.

3. Prayer/Thought by Invitation (Yvonne Barney, Council Member)

Council Member Yvonne Barney shared a prayer.

IV. CONFLICT OF INTEREST DISCLOSURE:

There were no conflicts of interest disclosed.

V. AWARDS, RECOGNITION, and PROCLAMATIONS:

1. Swearing in of Three New Police Officer Positions

Chief of Police Parker Sever shared the following promotions for three officers: Branden Russell was being promoted to Deputy Chief of Police; Blaine Rigby was being promoted to Lieutenant; and Heath Harvey was being promoted to Sergeant. Chief Sever shared the leadership qualities of each officer and introduced each of them and their families.

City Recorder Trina Cooke swore all three officers into their new positions. Their new badges were pinned to their uniforms by their wives. Mayor Franco thanked each of the officers for their service.

VI. CONSENT AGENDA:

Motion: Council Member Cheatwood moved to approve the Consent Agenda including the budget amendment and instruct Staff to return to Council with the budget amendment **Second:** Council Member Ostergaard made the second. **Voting Yes:** Council Members Phillips, Ostergaard, Cheatwood, Barney, and Johnston. **Voting No:** None. The **Motion Passed Unanimously, 5-0.**

1. Animal Control Memorandum of Understanding (MOU) (Parker Sever, Chief of Police)
2. Contract Award for Construction of the Cemetery Section B Landscape Project (Russ Funk, City Engineer)

VII. PUBLIC COMMENTS: (3 min per person/20 min max)

No one from the public came forward to comment.

VIII. ACTION ITEMS: (Council can discuss; table; continue; or approve items)

1. Wasatch County Annexation Petition (Jamie Baron, Planning Manager) - 20 min

City Planner Jacob Roberts presented the information regarding the proposed annexation as included in the attached Staff Report. He summarized the annexation process. Richard Breitenbeker from the County Manager's office was present to answer questions. The County intended to build a new administration building on the proposed annexation land.

Council Member Johnston asked whether the County intended to work with UDOT (Utah Department of Transportation) to preserve the bypass corridor. Mr. Breitenbeker confirmed and stated the property had been purchased with Bypass Corridor Preservation funds. City Engineer Russ Funk shared that the County had worked with the City's Engineering Department for a street widening project, installing curb and gutter on the adjoining Southfield road. City Manager Matt Brower asked whether the County intended to allow the City to purchase the current building and land where their offices were currently located. Mr. Breitenbeker stated that would be a legislative decision but that he believed that was the County Council's intent.

Motion: Council Member Mike Johnston moved to accept the Wasatch County Annexation Petition for further study. **Second:** Council Member Cheatwood made the second. **Voting Yes:** Council Members Ostergaard, Cheatwood, Barney, and Johnston. **Voting No:** None. Council Member Phillips was absent. The **Motion Passed 4-0.**

IX. COMMUNICATION:

City Manager Matt Brower shared the following communication items:

- He provided an update on the Cemetery Admin Building Project progress. There had been trouble finding a desirable brick color that was still being manufactured. The color selection had been narrowed to three options. He asked the Council Members to stop by the Cemetery property to decide which of the three selections would be preferred. He shared the plan for Cemetery niche presales.
- He shared the progress of the Wasatch Vista Park construction and amenities. He had received requests from residents for additional amenities such as swings and more shade.
- Mr. Brower shared that the Engineering Department had secured a 25-year term water bond, at 0% interest, for approximately \$3.6 million. Staff continued to work with the CIB (Community Impact Board) and the Sewer Board for bonding of the sewer and irrigation portions of the project.
- He had met with the Sitla/Christensen/Thompson group to further the conversation with Council regarding what the Council would like to see in their plans to consider amending the Annexation Policy Plan to include their joint lands. Mayor Franco shared that the development would need to submit a petition for services with HVSSD (Heber Valley Special Service District).
- The water feature had been incredibly successful and Mr. Brower wished to notify the Council that it would be closed on September 3rd for the season. Parks and Cemetery Director Mark Rounds agreed to look into the possible need to cover the pad to protect it from the winter elements.
- Estimated completion date for the bandshell was October 1st, 2024. Council discussed the tree lighting and the possibility of adding an ice-rink at the Main Street Park

Mayor Franco reminded everyone of the Utah League of Cities and Towns (ULCT) 2024 Annual Convention on Wednesday and Thursday, September 4 and 5, 2024. Dr. Courtney Flint would be attending the September 3rd, 2024, Council Meeting to share the results of the Heber City Wellbeing Study.

City Manager Matt Brower felt it was important for the public to understand the construction of section B of the bypass Heritage Farms Parkway. The road had needed to be repaved due to its failure to pass a compaction test. City Engineer Russ Funk further described the roadblocks encountered by the City with the asphalt being laid. The City had asked the contractor that had laid the asphalt to replace the section that was not meeting the standard. Council discussion continued regarding the newly constructed roundabouts and potential art installations.

Council Member Barney asked the status of the utility box art project. Mr. Brower explained the ongoing process.

X. ADJOURNMENT: 6:50 P.M.

Motion: Council Member Barney moved to adjourn. **Second:** Council Member Ostergaard made the second. The meeting was adjourned at 6:42 p.m.

Trina Cooke, City Recorder