

AGENDA
HIGHLAND CITY COUNCIL MEETING
October 7, 2014

7:00 p.m. Regular City Council Session
Highland City Council Chambers, 5400 West Civic Center Drive, Highland Utah 84003

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

CALL TO ORDER – Mayor Mark Thompson
INVOCATION – Dennis LeBaron
PLEDGE OF ALLEGIANCE – Tim Irwin

APPEARANCES

- 1. Time has been set aside for the public to express their ideas, concerns, and comments.**
(Please limit your comments to three minutes each.)

CONSENT

- 2. MOTION: Approval of Meeting Minutes for City Council Regular Session – September 2, 2014**
- 3. MOTION: Approval of Meeting Minutes for City Council Work Session – September 4, 2014**
- 4. MOTION: Ratify the Mayors Appointment to the Beautification Committee – DeVirl (Ed) Barfuss**

ACTION ITEMS

- 5. MOTION: Approve Amended Lone Peak PSD Interlocal Agreement – Notice of time to leave the District**

MAYOR/ CITY COUNCIL & STAFF COMMUNICATION ITEMS

ADJOURNMENT

(These items are for information purposes only.)

| Description | Requested/Owner | Due Date | Status |
|--|------------------------------|-------------------------|---------------------------------|
| Funding plan for Capital Facilities Plan update and certified impact fee. | City Council Nathan Crane | Oct. 2014 | Study In Progress |
| Country Club Safety/Road Issues | City Council PW & PS | Oct. 1, 2014 Meeting | In Progress |
| Parks Presentation | City Council Nathan Crane | Oct. 2014 | In Progress |
| 5 Year Road Maintenance Plan for FY 14-15 Budget for Maintenance Plan | City Council | Oct. 31, 2014 | In Progress |
| Road Capital Improvement Plan for FY 15-16 <i>Prioritize and Communicate to Residents</i> | City Council | ** | Sept. 16, 2014 CC Meeting |
| Small Animal Revision Service Animals vs. Pets | City Council | ** | Sept. 16, 2014 CC Meeting |
| Determine Open Space Park Use | City Council | ** | Sept. 16, 2014 CC Meeting |
| Arts Council Piano | City Council Tim Irwin | Oct.21, 2014 CC Mgt. | Report by Arts Council |

CERTIFICATE OF POSTING

The undersigned duly appointed City Recorder does hereby certify that on this 1st day of October, 2014, the above agenda was posted in three public places within Highland City limits. Agenda also posted on State (<http://pmn.utah.gov>) and City websites (www.highlandcity.org).

JOD'ANN BATES, City Recorder

- In accordance with the Americans with Disabilities Act, Highland City will make reasonable accommodations to participate in the meeting. Requests for assistance can be made by contacting the City Recorder at 801-772-4505, at least 3 days in advance to the meeting.
- The order of agenda items may change to accommodate the needs of the City Council, the staff and the public.
- This meeting may be held electronically via telephone to permit one or more of the council members to participate.

THE PUBLIC IS INVITED TO PARTICIPATE IN ALL CITY COUNCIL MEETINGS.

MINUTES
HIGHLAND CITY COUNCIL MEETING
Tuesday, September 2, 2014

Highland City Council Chambers, 5400 West Civic Center Drive, Highland, Utah 84003

PRESENT: Mayor Mark Thompson, Conducting
Councilmember Brian Braithwaite
Councilmember Rod Mann
Councilmember Tim Irwin
Councilmember Dennis LeBaron
Councilmember Jessie Schoenfeld

STAFF PRESENT: Aaron Palmer, City Administrator
JoD’Ann Bates, Executive Secretary/ Recorder
Nathan Crane, Community Development Director
Gary LeCheminant, Finance Director
Tim Merrill, City Attorney
Shannon Garlick, Secretary

EXCUSED:

OTHERS: Ed Barfuss, Donna Payne, Austin Payne, Vern Keeslar, Michelle DeKorver, Brian Garrett, Tavis Timothy, Tenille Tingey, Robert Valentine, Steve Davies, Brandon Balkman.

The meeting was called to order by Mayor Mark Thompson as a regular session at 7:01 p.m. The meeting agenda was posted on the *Utah State Public Meeting Website* at least 24 hours prior to the meeting. The prayer was offered by Rod Mann and those assembled were led in the Pledge of Allegiance by Scout Austin Payne.

 **APPEARANCES:**

Brandon Balkman, resident of the Beacon Hill Subdivision, stated a couple of years ago he was involved in looking at options for the Beacon Hill Park. He stated they requested to put in a temporary disc golf course which the City Parks Department agreed they would not remove and now the course has been strongly embraced. He mentioned they celebrated the Grand Opening of their 18 holes with a tournament during the Highland Fling. He stated they raised \$800 from the

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1 tournament which paid for several course enhancements done by an Eagle Scout. He stated most
2 of the baskets have been donated by the residents and the course is used quite often. He
3 explained the course has brought many people to the park and he even teaches disc golf clinics
4 there as well. He stated the Tourism Bureau has contacted him in regards to tournaments in the
5 future that would bring business to the County, but the City needs to decide if that's what they
6 want. He stated he would love to have the course become a City budget item, but until then, he
7 would like the City to embrace any future events. He explained there have been complaints and
8 they made four major changes to the course to address those complaints, and he gets back to
9 them within three days. He thanked the Council for their support.

10
11 Dennis LeBaron questioned what the complaints were.

12
13 Brandon Balkman responded discs are flying and they occasionally land in someone's backyard,
14 so they started implementing the Mandatory Left Rule, where if it does not go to the left of the
15 spot, their score is docked. He stated it helps encourages people to throw the right direction. He
16 explained they had another problem with people getting up early and walking by a specific home
17 and he took care of it. He stated someone did not like the view of the course, so he moved the
18 basket out of their view. He mentioned the rest was just education and he even invited them to
19 the clinic to help better understand.

20
21 Brian Braithwaite suggested putting the disc golf course map on the City website. He stated the
22 City Council will be discussing all of the City parks that Thursday and stated this information
23 would be nice to have at that meeting.

24
25 Rob Valentine, resident of the Wildrose Subdivision, stated there is an apple orchard in the
26 middle of Wildrose that the City does not maintain. He explained his neighbor prunes and sprays
27 the trees and he mows it every two weeks. He stated he also upkeep the entrance for the
28 Wildrose Subdivision and he even bought nice gravel to put there. He questioned when the wall
29 will be built between the Wildrose Subdivision and Ashford Memory Center. He asked if any
30 other options besides a wall are being considered. He mentioned he heard Greg Nield is
31 petitioning to have a see-through fence placed there, but he believes that would not be a fair
32 option. He questioned what power the City Council has to enforce a wall being built.

33
34 Mayor Thompson stated they had a request to meet with the residents, so Tim Irwin and he are
35 going to meet with them that Thursday. He stated the current requirement is to put in a solid
36 wall, so the City Council can enforce having it built, but they want to hear from the residents first
37 and move forward from that point.

38
39 Tim Irwin stated he instigated the meeting with the residents because his neighbor is in the
40 facility. He stated his experience with the residents around the Ashford Memory Center has been
41 very positive. He explained Greg Nield has not been rallying the residents, but rather some of the
42 residents wish to change the wall, so they felt it is important to at least hear their side. He stated
43 they are elderly people and this is the last place they will live. He stated there may be other
44 alternatives that do not impact the wall going up, but can improve their way of life; like, having

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1 different groups come visit them. He stated they are residents of Highland as well and they want
2 them to also enjoy the beautiful City.

3
4 Rob Valentine stated the Ashford residents walk around the park, so he's visited with them and
5 invites them to pick apples. He stated if the City does not build the wall, they set precedence for
6 other commercial developments. He explained the wall is not going to impede their view of the
7 mountains, but it will hide the vehicles and lights from the residents' view.

8
9 Tim Irwin replied they are aware there are others who want to build assisted living facilities in
10 Highland and they are just trying to make it a better place to live.

11
12 Brian Braithwaite stated the Wildrose residents have been patient and waited long enough that
13 they deserve a resolution quickly.

14
15 Mayor Thompson stated the deadline has already passed, so the Council can enforce the wall at
16 any time and they plan to have the wall built, but they just want to hear their concerns.

17
18 Mayor Thompson presented a Certificate of Appreciation recognizing Ed Barfuss's service to the
19 City. He stated Ed Barfuss has served on several City Committees, particularly the Open Space
20 Committee and as Chairman of the Tree Commission. He explained he has spent a lot of his time
21 pruning City trees and helping with tree audits. He stated Ed Barfuss is well educated and he
22 thanked him for always being willing to serve the City.

23
24 Ed Barfuss stated five years ago it was announced that there would be a rehab center going into
25 their neighborhood and there was so much anger and angst, but the City has come so far. He
26 stated he is involved in the Alpine School District campaigns for School Board Members and has
27 been involved with many different cities. He stated Highland City is a wonderful example of
28 citizens taking control of the City and making it a great place to live. He thanked the City
29 Council for their recognition.

30
31
32  **CONSENT:**

33
34 MOTION: Approval of Meeting Minutes for City Council Regular Session – August 5, 2014.

35
36 MOTION: Final Plat Approval – Garrett Subdivision, Two Lot Subdivision Located at 5901 W
37 9600 No.

38
39 MOTION: Final Plat Approval – Kerr Subdivision, One Lot Subdivision Located at 5895 W
40 11800 No.

41
42 *RESOLUTION: Approval of Biennial Report – Moderate Income Housing Plan.*
43 *Pulled by Brian Braithwaite for further discussion*

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1
2 MOTION: Approval of Contract Extension – Westroc.

3
4 Rod Mann questioned if there are any implications or costs the City will bear for extending the
5 Westroc Contract by six months.
6

7 Mayor Thompson responded no, Westroc currently has some of their equipment and gravel on
8 City property, so they would like to be able to just move the gravel once rather than hurry and
9 push it onto their land. He stated Westroc has been a very good partner over the years and the
10 City has no immediate use for the land, so this just extends the contract until March 2015.

11
12 **MOTION: Tim Irwin moved the City Council to approve the consent items on the agenda.**

13
14 **Dennis LeBaron seconded the motion.**

15 **Unanimous vote, motion carried.**

16
17 *RESOLUTION: Approval of Biennial Report – Moderate Income Housing Plan.*
18 *Pulled by Brian Braithwaite for further discussion*

19
20 Brian Braithwaite stated the City passed an ordinance regarding apartments, which would have
21 an impact on the lower income. He stated it does have an impact on housing and wanted to make
22 sure that information would be added.

23
24 Nathan Crane responded yes, he will make sure the information is added.

25
26 Tim Irwin stated there is an item regarding assisting City employees with affordable housing in
27 Highland. He stated it does not discuss how the City would do that, but it would have unintended
28 consequences, so he asked to have that removed.

29
30 Nathan Crane stated he believes Tim Irwin is referring to the General Plan that was done in 2008
31 and there are not any current programs for Highland City employees. He stated it would require a
32 specific program approved by the City Council and the City could update that entire section
33 when updating the General Plan.

34
35 Tim Irwin stated it is somewhat benign, but it would be better to take care of the issue sooner
36 rather than later.

37
38 Rod Mann clarified the item is not in the Resolution, but in the General Plan. He stated the
39 General Plan is being updated in the near future.

40
41 Mayor Thompson questioned if there is a timeline to have the Resolution passed.

42
43 Nathan Crane responded the City is required to complete it every two years. He stated he was

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1 notified by MAG that Highland's was due in August. He stated it can be pushed a little bit later if
2 the City needs to, but they ask to have it completed soon.

3
4 **MOTION: Brian Braithwaite moved the City Council to approve the Resolution for the**
5 **Biennial Report for the Moderate Income Housing Plan with the following additional**
6 **language, "In 2011, the City Council amended the definition of family to allow every home**
7 **in Highland to have basement apartments."**

8
9 **Tim Irwin seconded the motion.**
10 **Unanimous vote, motion carried.**

11 12 13 **ACTION ITEMS:**

14
15  **MOTION: Approval of Selection of a Consultant – Impact Fee Study.**

16
17 Nathan Crane stated the City Council has discussed the need to update the Impact Fees. He
18 stated they have prepared an RFP and had three responders, held interviews, and staff is
19 recommending Zion's Bank as the consultant based on experience, reference checks, and cost.

20
21 **MOTION: Tim Irwin moved the City Council to approve Zion's Bank as the consultant for**
22 **the Impact Fee Study.**

23
24 **Brian Braithwaite seconded the motion.**

25
26 Tenille Tingey, Representative of Zion's Bank, introduced herself and stated they are very happy
27 to be working with the City.

28
29 **Those Voting Aye: Brian Braithwaite, Dennis LeBaron, Tim Irwin, Jessie Schoenfeld, Rod**
30 **Mann**

31 **Those Voting Nye:**

32 **Unanimous vote, motion carried.**
33

34
35  **MOTION: Re-Authorization of Expenditure – Mitchell Hollow Trailhead.**

36
37 Nathan Crane stated the City had funding for an underpass on SR-92 for the Bonneville
38 Shoreline Trail. He stated because it did not end up not being constructed in that area, the
39 funding became available and the Council decided to use the funds for a trailhead at the Mitchell
40 Hollow Park. He stated last year in August, UDOT returned funds of \$61,000 that the City
41 provided in 2006 and in order to move forward with the project, the City will need to pay that
42 money back to UDOT. He stated based on the accounting, the City has not allocated the money

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1 and if the City decides not to proceed, they will owe \$22,000 to UDOT for funds they have are
2 expended.

3
4 Brian Braithwaite questioned how soon they will start the project.

5
6 Nathan Crane stated they may be able to start this year, but will probably have to wait until
7 spring to begin paving. He clarified this is just for Phase 1 which is concrete, curbing, millings
8 for the horse drop off area, and paving for the parking lot.

9
10 **MOTION: Tim Irwin moved the City Council to re-authorize the expenditure for the**
11 **Mitchell Hollow Trailhead.**

12
13 **Jessie Schoenfeld seconded the motion.**

14 **Those Voting Aye: Dennis LeBaron, Tim Irwin, Jessie Schoenfeld, Rod Mann, Brian**
15 **Braithwaite**

16 **Those Voting Nye:**

17 **Unanimous vote, motion carried.**

18
19
20 **MAYOR/CITY COUNCIL & STAFF COMMUNICATION ITEMS:**

- 21
22 •  Dry Creek Sewer Lift Station – Nathan Crane, Community Development Director

23
24 Nathan Crane stated at the last City Council meeting they discussed the need to upgrade some
25 sewer lines going into the Dry Creek Sewer Lift Station.

26
27 Tavis Timothy, Engineer at Hansen, Allen, and Luce, stated this sewer project stated last spring
28 when Justin Parduhn and Steve Mower were reviewing different flows coming into the Dry
29 Creek Lift Station, which services everything north of Dry Creek, and they were concerned that
30 the sewer line within Dry Creek Estates was not adequate. He stated in 2007 their firm put
31 together a Sewer Master Plan for the City which showed that the sewer line capacity was okay,
32 but the lines would need to be upsized in the future. He stated they went out into the manholes
33 and during the early morning, the capacity in the lines was pretty high. He mentioned it is an 8
34 inch pipe, which is currently the smallest size allowed in the City. He stated he does not believe
35 it was sized to take the sewage from Beacon Hill, Skye Estates, and everything going into the
36 northwest. He mentioned the initial sewer lift station's capacity was approximately 400 gallons
37 per minute, but the Master Plan showed it would need to be at least 700. He stated in 2007 the
38 City upgraded the station to a capacity of 850 gallons a minute, so the pump station has been
39 designed for build out. He stated they looked at the flows for Skye Estates and there may be
40 some overflow issues if there is debris. He stated since Highland Fields is being developed, they
41 suggested putting in a sewer line that would intercept the flows from Skye Estates at 11800
42 North, go down through Highland Heights and down through Dry Creek. He stated as long as the
43 northwest does not develop any more, they would be able to get away with that line indefinitely.

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1 He stated the project connecting into Highland Fields was approved last Council meeting and
2 was a great cost. He stated they need to do a small upgrade of the line to a twelve inch line where
3 the flows come together and then down to the lift station. He stated there are some difficulties
4 with the project, because there is a secondary water line running directly over the existing sewer
5 line. He explained staff decided to put it out for bid in October or November, and then they will
6 start construction at the first of the year. He stated they would like to have it completed while
7 there is not active secondary water and before the pavement plans are back in operation. He
8 stated there are two different options; one, open up the street, dig down to the existing line and
9 replace it with a 12 inch pipe. He stated the second option is pipe bursting, where they open up
10 the manhole and take an HDPE line and set it down in with a large cable and a cutter that bursts
11 the existing pipe and leaves the larger diameter pipe in place. He mentioned they will bid both
12 ways and let the Council decide.

13

14 Rod Mann questioned if there are any risks with pipe bursting because there is the secondary line
15 directly over it.

16

17 Tavis Timothy replied that is something they would have to look at, but the sewer line is twelve
18 feet deep and the secondary line is only about three feet deep, so it should not be a problem.

19

20 Brian Braithwaite questioned what the estimated cost is.

21

22 Tavis Timothy responded when the developer put the initial sewer line in Dry Creek Road the
23 force main line from the sewer lift station up to the Timp Line that was constructed right over the
24 gravity line. He stated there will be one pipe that gravitates down to the lift station and then from
25 the lift station to the Timp Line there is a separate pressurized line that will be placed to the
26 south, so there will still be two lines in the road, and the current estimate is approximately
27 \$160,000.

28

29 Brian Braithwaite questioned if the gravitated line on top needs to be upsized as well or if it can
30 handle the capacity.

31

32 Tavis Timothy replied it is an 18 inch Timpanogos Line so there is plenty of capacity.

33

34 Dennis LeBaron questioned if it costs less to open up the road and what they will do with the
35 secondary line.

36

37 Tavis Timothy responded the secondary line would just go back in when they are done. He
38 mentioned they are not exactly sure where the pressurized irrigation line is in relation to the
39 sewer line.

40

41 Dennis LeBaron asked if they would be able to reuse the secondary water line.

42

43 Tavis Timothy replied it is a PVC line, so they would not be able to reuse it.

44

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1 Nathan Crane stated putting the line in Highland Fields would save them from the upgrade on
2 6000 West.

3
4 Mayor Thompson clarified there is currently an eight inch pipe on 6000 West and it will be able
5 to handle the sewage from the east if they take the load off the west side.

6
7 Nathan Crane explained once the documents are ready, they will send it out for bid and then it
8 will come back to the Council for approval.

9
10 Tim Irwin stated once a month he holds a lunch at his home where they discuss current events
11 and the topic for September is Non-Discrimination Laws that may be presented in State
12 Legislature in 2015. He invited members of the Council and City staff to come and listen to the
13 possibilities and how it may or may not affect the cities. He stated it will be held on September
14 16th at noon.

15
16 Brian Braithwaite asked to have due dates placed on the “To Do List”.

17
18 Mayor Thompson asked for an update on the proposal from John King.

19
20 Aaron Palmer replied he just received the proposal and can send it to the Council. He stated
21 Nathan Crane is still waiting for the final Road Plan from JUB Engineering.

22
23 Nathan Crane responded he sent an email to the Council asking if there are any changes they
24 would like to make to the Plan and if not, they will finalize it and get it back to the Council.

25
26 Aaron Palmer stated a week or so ago Nathan Crane and he met with Dave Bunker from Cedar
27 Hills to discuss building a maintenance shed for their golf course. He stated they discussed a
28 boundary adjustment so Cedar Hills could control the planning and building process and get it
29 done quickly. He explained they discussed a joint-use facility where each City would have its
30 own facility and there would be no co-mingling of the equipment, but it would be joint-use so
31 both cities would share the cost. He explained they may share administration or break room, but
32 it gives the City another location for an equipment building and it is a building that Cedar Hills
33 needs as well. He stated they would hopefully be able to get it done soon.

34
35 Dennis LeBaron questioned if there would be access from SR-92.

36
37 Aaron Palmer stated yes, the City owns the two lots directly north of Cedar Hills’ property and
38 one lot borders SR-92.

39
40 Brian Braithwaite explained he likes the idea of looking into sharing a building, but Josh
41 Castleberry would like to hold fertilizer there. He questioned if there are any problems with
42 having chemicals in a flood control basin.

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1 Aaron Palmer replied Dave Bunker is an engineer by trade and he had no concerns. He stated the
2 closest wellhead belongs to Cedar Hills and is located on the golf course approximately 300 feet
3 away. He stated the other closest wellhead is just east of the American Fork tanks. He stated
4 there are no other environmental issues regarding storing fertilizer and chemicals.

5
6 Brian Braithwaite stated there is a hundred year flood plain and questioned if it would be
7 impacted by the storage facility.

8
9 Aaron Palmer replied he would have to discuss that with Dave Bunker. He explained they just
10 had a preliminary discussion. He stated if the Council would like to pursue this option, they will
11 get the details and see if there is anything they need to address.

12
13 Discussion ensued regarding the purpose of a hundred year flood plain.

14
15 Brian Braithwaite clarified the property being discussed belongs to Cedar Hills, but is within
16 Highland boundaries. He stated when they are such small cities; anything shared is usually a
17 good solution.

18
19 Mayor Thompson stated this option merits some further discussion, even if it does not
20 completely solve the problem. He stated the City currently has storage of the seasonal equipment
21 on the “Boneyard” property, which will become less appropriate as the property develops. He
22 stated this would allow the City some storage out of the way for equipment and will be
23 accessible when the City needs it. He stated the Parks Departments may not be completely happy
24 with this solution, because they wanted a facility centrally located. He stated this would also
25 make things more difficult because they would have to make a left turn across traffic to go south.
26 He stated they also looked at the property on the southeast corner by the police station. He stated
27 that property could house a building approximately 45-50’x85-90”, which is bigger than what
28 the City currently has. He stated it would be centrally located and the objections would probably
29 come from the neighbors to the south, because there are not yet neighbors to the north. He stated
30 they could maybe purchase some adjacent property owned by Jordan Valley Water Conservancy
31 District to accommodate parking.

32
33 Jessie Schoenfeld stated Highland City now has two regulation volleyball courts, one at
34 Highland Glen Park and the other will be completed in Heritage Park. She stated Highland is the
35 only city in the State to have regulation courts and it will bring people to come play in the parks.
36 She stated they should have more ribbon cuttings when exciting things happen throughout the
37 City.

38
39 Tim Irwin questioned if there was any press for the ribbon cutting.

40
41 Jessie Schoenfeld responded it was in the newsletter and Frank Tusieseina was working on a
42 news release, but she is unsure on what it was.

43
44 Aaron Palmer stated the Highland City Foundation put out a press release.

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1
2 Jessie Schoenfeld stated the Beautification Committee has about eight women and one man who
3 have worked very hard since May cleaning up the entrances to subdivisions. She stated they have
4 done more than the Parks Department thought they could accomplish and have made a big
5 difference, especially along the Alpine Highway. She explained they have had success with
6 citizens adopting areas at the entrances of subdivisions and keeping them clean. She stated the
7 Economic Development Committee has met three times and the City should soon see some
8 advertising and notification for shopping locally, especially shopping within Highland during the
9 holidays. She stated she ran into a new manager of Ridley's and he will help Ridley's become a
10 better store for the City.

11
12 Tim Irwin questioned regarding the Chamber of Commerce.

13
14 Aaron Palmer replied they did not rejoin the American Fork Chamber of Commerce this year.

15
16 Jessie Schoenfeld responded one of the items on the Economic Development Committee's
17 agenda is to decide if it worth having a Highland Chamber of Commerce.

18
19 Tim Irwin asked for an update on the small animal revision.

20
21 Tim Merrill replied the Council reviewed the Ordinance and the only revision was to take out,
22 "Where permitted by the City Council". He explained there are policy discussions to be had so
23 they need to put the item on the agenda and allow the Council to discuss the issue. He stated the
24 options would be to leave everything the same or pass the Ordinance to allow two exceptions to
25 the two dog limit; either having a Hobby Breeder's License or being a Service Animals Trainer
26 or repeal the two dogs limit and then enforce the animal provisions through the nuisance code.

27
28 Tim Irwin stated they could increase the limit to five dogs.

29
30 Discussion ensued regarding the dog limit.

31
32 Mayor Thompson stated the Council can go back and read the discussions in the minutes from
33 the early 2000's on having no limitations on dogs. He stated they need to either discipline it
34 through the nuisance code or set a limit.

35
36 Tim Merrill responded people are so offended when the police enforce nuisance laws on pets. He
37 stated if the Council is going to strictly enforce the Animal Nuisance Ordinances there will be
38 extreme animosity by individuals.

39
40 Tim Irwin replied whether someone has one dog or four dogs, they can have the same problems.
41 He stated there can be one dog louder than multiple ones or one dog that gets let loose in the
42 neighborhood. He explained it does not matter how many dogs someone has, but rather how well
43 they are taken care of. He stated it would be easier to just raise the limit or eliminate the limit all
44 together.

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1
2 Brian Braithwaite stated they discussed the animal issue in 2008 and those who do not take care
3 of one dog, will not take care of four dogs, but it is a lot worse to have four dogs barking at once
4 rather than one. He stated it is easier to enforce a limit on dogs rather than a nuisance, because
5 they may be upset that their neighbor's baby is just as loud, etc. He stated those that have three
6 or four dogs know the limit is two and they are extremely careful to make sure all of their
7 neighbors don't have any issues, so it is not enforced.

8
9 Jessie Schoenfeld suggested they leave the two dog limit, but have a specific provision for those
10 who have service dogs.

11
12 Tim Irwin explained the Ordinance would want them to get a license and for staff to look at the
13 training plan, which would just add more work and staff time. He stated they are already heavily
14 regulated by the service dog industry, so the City does not have the need or expertise to regulate
15 it as well.

16
17 Dennis LeBaron questioned if they have some form of proof showing they are training service
18 dogs.

19
20 Tim Merrill stated they can purchase certification for service animals. He recommended the
21 Council defer further discussion until the item has been noticed so those interested in the
22 discussion can attend the meeting. He suggested they invite the Lone Peak Animal Control
23 Officer to come to the meeting and give their input as well.

24
25 Jessie Schoenfeld suggested Tugg from the North Utah Valley Animal Shelter also be invited to
26 the discussion, because of his knowledge of animals and animal situation.

27
28 Brian Braithwaite asked to have the item placed on the next Council meeting agenda and put the
29 due date as October.

30
31 Mayor Thompson stated some of the language the City received was from Jolene Ford and if the
32 neighbors do complain, the City can explain she does have a permit and license to train service
33 dogs, so there is some positive from having those regulations. He explained they should have her
34 input as well and she may see some benefit in having some restrictions as a protection, rather
35 than a nuisance.

36
37 Brian Braithwaite asked to have the due date for the Five Year Road Maintenance Plan be
38 October.

39
40 Nathan Crane stated staff is waiting for the Council's direction on the next step. He stated on the
41 next agenda there will be maintenance projects for the Council to consider funding for next
42 spring. He explained the Council needs to decide what they want to do with the JUB report,
43 either continuing to use it or go a different direction.

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1 Brian Braithwaite asked to have the due date for the Road Capital Improvement Plan be
2 November.

3
4 Nathan Crane stated staff is going to need more time to get it completed and the due date would
5 depend on what Mr. King would need to do. He explained if Mr. King will be going through in
6 detail and doing studies, it will not be done in November.

7
8 Rod Mann suggested they ask John King what a reasonable time frame would be.

9
10 Mayor Thompson questioned if adding curb and gutter is included in the Capital Facilities Plan.
11 He asked if there is a limit as to what is covered in the Capital Facilities Plan and if anything that
12 uses impact funds would have to be identified in that plan.

13
14 Nathan Crane replied his understanding of the Capital Facilities Plan is for major road repair
15 projects. He responded impact fees would not be used for the Capital Facilities Plan, because
16 they are supposed to be for widening of the roads, not repairs.

17
18 Mayor Thompson clarified curb and gutter being added to an area to accommodate a larger
19 traffic flow could potentially be paid for by impact fees.

20
21 Dennis LeBaron asked if the Capital Road Facilities Plan could be completed before the Goal-
22 Setting Work Session in February.

23
24 Nathan Crane responded if Mr. King is chosen for the projects they will need to get his schedule
25 and find out how much time he needs in order to choose an approximate deadline.

26
27 Brian Braithwaite stated it goes both ways, because the City can get him to act faster if there is a
28 deadline. He stated they need to have it ready in January to prepare for the budget discussion in
29 May.

30
31 Mayor Thompson stated in their discussion with John King, he stated they need to be preparing
32 for bids now for early February if they want to get the best prices. He explained they need to
33 have it completed before January. He stated the City needs to decide if they want to engage John
34 King and if so, he has explained there may be some things that need to change, but overall, he is
35 satisfied with the plan JUB put together. He stated John King would get paid a percentage of the
36 bids, so if they choose him, they need to approve that pay.

37
38 Brian Braithwaite suggested the due date be December, so the City has time if they want to go
39 with someone other than John King. He stated if they do decide to contract John King, they can
40 move the deadline sooner.

41
42 Discussion ensued regarding John King.

43
44 Mayor Thompson questioned what the time frame is for John King's proposal.

DRAFT

1
2 Aaron Palmer replied he has the initial proposal where John King would take 5.6% of the bid and
3 an hourly cost for consultation and training. He stated they are waiting for the Road Plan to be
4 completed, and then for him to go over the plan and prioritize the roads. He explained once he is
5 done, he can present his plan to the Council.

6
7 Mayor Thompson asked when the Council would like to engage John King.

8
9 Brian Braithwaite stated in the next meeting the Council should make the decision to move
10 forward with him or not, so they have time to choose someone else if need be.

11
12 Aaron Palmer stated the item will be placed on the next agenda.

13
14 Rod Mann questioned if John King was willing to put together a Five Year Capital Plan under
15 the premises that he would get paid as those go out for bid.

16
17 Mayor Thompson responded that is something they would discuss when they engage him.

18
19 Discussion continued regarding John King.

20
21 Nathan Crane explained the City needs to tell him what they want, because there will be prices
22 associated with it. He stated he does not believe John King will not do a review or creative plan
23 simply based on a percentage of the bid documents, so it would be better for the City to have an
24 idea of what they want.

25
26 Brian Braithwaite questioned if the City is looking to reconstruct 9600 N, 6000 W, and 10400 N.

27
28 Mayor Thompson responded the condition of each road varies; 9600 N was problematic and was
29 repaired last year in the intersection and the portion going west. He stated in that process, there
30 was a water line that broke and the City needs to have reports written, so they know how to deal
31 with the lines in the future. He stated in order to fix these roads to the level that the City would
32 like are more expensive than the City can currently afford.

33
34 Brian Braithwaite stated having the discussion with John King will allow them to see if it makes
35 more sense to go to the public and ask for the funds to do a complete road rebuild or wait a few
36 more years.

37
38 Mayor Thompson stated he went to the last Planning Commission meeting and asked them to
39 look into what the City wants to do with sidewalks. He stated they need to know if they are going
40 to continue with 4 foot strips and heaving curb and gutter and sidewalks to nowhere. He stated
41 they cannot keep planting trees in a four foot median and buck up the sidewalks. He explained
42 they should not be doing major rebuilds if they have not answered that question, which is both a
43 Planning Commission and Council problem. He stated if they don't solve that problem, they are
44 just adding to the expense to fix it in the future.

DRAFT

1
2 Brian Braithwaite stated they can do those items in parallel. He questioned if John King will be
3 looking at all the roads in the City or only the ones that are requiring maintenance.
4

5 Mayor Thompson stated several of the roads have drainage problems, so John King will have to
6 help identify those roads. He stated he knows the conditions of the roads, but they need his
7 professional opinion on what to do with each road.
8

9 Brian Braithwaite clarified he will be looking at all of the City roads, both the maintenance and
10 capital improvement projects.
11

12 Dennis LeBaron stated based on his discussions with John King, he believes he will ask the City
13 if they want to work on the worse roads first or the best “bang for the buck”. He stated the
14 Council needs to decide what their approach is and how much they want to spend. He
15 recommended the Council schedule a Work Session to discuss the roads.
16

17 Brian Braithwaite stated if there are any remaining members of the Transportation Committee it
18 would be valuable to have their input during the discussion.
19

20 Mayor Thompson stated he was approached by eagle scouts who want to drill holes in the curb
21 in front of all of the homes in their neighborhood to put up flags as an eagle project. He
22 questioned if drilling a hole would add to the stress on the curb.
23

24 Rod Mann stated the scouts in his ward identified where each person wanted the flag in their
25 yard and poured a little concrete on that area and placed a permanent flag holder which seemed
26 to work.
27

28 Brian Braithwaite stated in Alpine they drilled holes and have little brass caps, but when they
29 lose the caps the holes fill up with gunk. He stated he is not sure how well it works, but they can
30 ask Alpine City.
31

32 Dennis LeBaron stated they have had them in the curbs of his neighborhood for about five years.
33 He stated he is willing to look at them, see if there is any cracking, and bring it back to the
34 Council.
35

36 Mayor Thompson stated he will have the scouts make a proposal and they can give them some
37 options.
38
39

40 ADJOURNMENT

41
42 **MOTION: Jessie Schoenfeld moved to adjourn.**

43
44 **Rod Mann seconded the motion.**

DRAFT

1 **Unanimous vote, motion carried.**

2

3 Meeting adjourned at 9:18 p.m.

4

5

6

7

JoD'Ann Bates, City Recorder

8

9 Date Approved: October 7, 2014

Park Name

| Park Name | Acceage | Sports | Bathrooms | Parking Lot | Parking Stalls | Drinking Fountain | Hose Bib | Open Space | Pavilion | Playground | Reservable | Council Discussion |
|-------------------------|---------|-----------|-----------|-------------|----------------|-------------------|----------|------------|----------|------------|------------|------------------------------|
| Apple Blossom | 1.91 | | | | | | | X | | X | | |
| Argo Circle | 1.2 | | | | | | | X | | X | | Practice Only |
| Beacon Hills New Park | 6.4 | | | X | 54 | | | X | | | | Practice & Scheduled Games |
| Canterbury Circle | 2.69 | Tb | | | | | | X | X | X | | Practice Only |
| Canterbury North | 7.23 | S | | | | | X | X | X | X | | Practice Only |
| Canterbury P.I. Pond | 2.25 | F | | 2 | 15 | | | | | | | Practice Only |
| Canterbury South | 1.57 | | | | | | | X | | | | Practice Only |
| Dry Creek East | 3.48 | | | | | | | X | | | | Practice Only |
| Dry Creek West | 3 | | | | | | | X | | X | | Practice Only |
| Heritage park | 6.06 | F S B V b | X | X | 48 | X | X | | X | X | P | Review Overall Management |
| Highalnd Hills North | 3.32 | | | | | | | X | | X | | Nothing |
| Highland Glen | 3.25 | V | X | 2 | 25/NS | x | X | | X | X | P | Practice & Scheduled V Games |
| Lone Peak Soccer Fields | 9.08 | F S L M | | X | 69 | | | | | | F | Practice & Scheduled Games |
| Merlin Larsen | 1.32 | V | | | | | | | X | | P | Nothing |
| Mitchell Hollow | 10.53 | B S V | X | 2 | 25/NS | X | X | X | X | X | P | Practice & Scheduled Games |
| Town Center | 8.72 | S F | | X | NS | | X | X | X | | P | Practice Only |
| Twin Bridges | 1.13 | b | | | | | | X | | X | | Nothing |
| View Pointe | 6.71 | b | | | | | | X | | X | | Nothing |
| Wild Rose | 3.54 | | | | | | | X | | | | Nothing |
| Wimbleton North | 2.15 | S | | | | | | X | | X | | Practice Only |
| Wimbleton South | 5.34 | S | | X | NS | | | X | | X | | Practice Only |
| Windsor | 4.2 | S b | | | | | | X | X | 2 | | Practice Only |

B Baseball Practice or Games Played Regularly
 b basketball
 F Football Reservable
 L Lacrpsse
 M Marching Band P Paviion
 S Soccer F Field
 T Tennis
 V Volleyball N/S Not Striped

MINUTES

Highland City Council Work Session

September 4, 2014

Highland City Multi-Purpose Room,
5400 West Civic Center Drive, Highland, Utah 84003

Present:

Mayor Mark S. Thompson
Councilmember Brian Braithwaite
Councilmember Dennis LeBaron
Councilmember Tim Irwin
Councilmember Jessie Schoenfeld
Councilmember Rod Mann

STAFF PRESENT:

Aaron Palmer, City Administrator
Nathan Crane, Community Development Director
Gary LeCheminant, Finance Director
JoD'Ann Bates, City Recorder
Joshua Castleberry, Park Superintendent

Others: Richard Noble, Ernie John, Ed Barfuss.

The meeting was called to order by Mayor Mark Thompson as a work session at 6:08 pm. The meeting agenda was posted on the *Utah State Public Meeting Website* at least 24 hours prior to the meeting.

1. North Utah County Aquifer Association Discussion

Richard Noble of Hansen, Allen Luce, stated the North Utah County Aquifer Association services Highland, Alpine, American Fork, Pleasant Grove, Lehi and Saratoga Springs. Richard indicated he would like to take a few minutes of the council's time and review with them the ASR System (Aquifer Storage & Recovery) and some of the upcoming proposal they will be looking at doing. Richard proceeded with a PowerPoint presentation and discussed the following: (PowerPoint attached)

- In 2012 there was a feasibility study done under an interlocal agreement with the 6 cities and NUCAA
- Stream flows, winter and surplus
- Usable water rights – Utah Lake Water rights owned by various cities.

DRAFT

- 1 • Study was done using a geographic information system and identified various sights with
2 the top 5 being:
 - 3 ○ American Fork Debris Basin – in Highland
 - 4 ○ Battle Creek Debris Basin – in Pleasant Grove
 - 5 ○ Dry Creek Recharge Site – In Pleasant Grove
 - 6 ○ Westroc Gravel Pit – in Highland
 - 7 ○ CUWCD Overflow Basin – in Orem
- 8 Other wells are also shown.
- 9 • Areas that are affected which are very large
 - 10 ○ Discussion ensued regarding other cities that had been invited to participate and if
11 they choose not to participate now, how would they participate if wanted to in the
12 future.
- 13 • Cost Summary per site for construction of ASR Project. The largest is the recovery well
14 down in the Lehi American Fork area. All costs can be done via piece meal and not all at
15 once.
- 16 • Benefits of the project is a 8.53 ratio to costs
- 17 • Funding sources available for the project – \$5 thousand per city would cover costs for
18 administrator costs and application filings.
- 19 • The Interlocal Agreement was for the study only and if they plan on continuing with the
20 project cities will need to approve an amendment in order to implement the continuation
21 of the association.

22 Mayor Thompson thanked Richard for the presentation and indicated he asked Richard to come
23 present to the Council the program based on
24
25
26

27 **2. Park Use Discussion**

28 Mayor Thompson indicated there is an ongoing issue with some of the city parks and the type of
29 use that is happening. He felt it was in the best interest of the residents and the council to review
30 the parks the cities owns and discuss what the council feels those parks are best suited for.

31 Discussion ensued regarding the city parks, their amenities, the amount of each park and the
32 possible uses based on the chart information. (chart attached)

33 Discussion ensued regarding what part of the parks can be reserved and how that effects the rest
34 of the park .
35

36 Rod Mann indicated he felt they should look at the parks and determine what parks can be used
37 and if there needs to be a fee attached.
38

39 Discussion continued regarding the process of teams using the parks and how some of them self-
40 schedule the parks in Highland for practices and games.
41

DRAFT

1 Mayor Thompson asked that they get a report from those cities that have a recreation program
2 and see if the indeed make money off those programs so the council doesn't put out things that
3 aren't true.

4
5 Josh Castleberry indicated that cities that have their own recreation program are using their fields
6 to capacity leaving those not in a city run program to come to Highland and use our parks for not
7 cost.

8
9 City Council reviewed the parks chart one by one and indicated what they felt was the best use
10 for each park. They also discussed that anything that was scheduled through the city rather it be
11 practice or games should be charged a fee.

- 12
13
14 Apple Blossom – Nothing
15 Argo Circle – Practice Only
16 Beacon Hills – Practice and Scheduled Games
17 Canterbury Circle – Practice Only
18 Canterbury North – Practice Only
19 Canterbury PI Pond – Practice Only
20 Canterbury South – Practice Only
21 Dry Creek East – Practice Only
22 Dry Creek West – Practice Only
23 Heritage Park – Practice - ? Review overall management
24 Highland Hills North - Nothing
25 Highland Glen – Practice and Scheduled Volleyball Games
26 Lone Peak Soccer – Practice and Scheduled Games
27 Merlin Larsen – Nothing
28 Mitchell Hollow – Practice and Scheduled Games
29 Town Center – Practice Only
30 Twin Bridges – Nothing
31 View Point – Nothing
32 Wild Rose – Nothing
33 Wimbledon North – Practice Only
34 Wimbledon South – Practice Only
35 Windsor – Practice Only

36
37 Discussion ensued regarding regulations for practice and scheduled games, restricted time frames
38 for practices and overall.

39
40 Mayor Thompson stated he feels they should also get some feedback from those participating on
41 those fields.

42
43 Brian Braithwaite indicated he would like to find out what other cities charge for the use of their
44 fields along with the use of the school fields.

45

DRAFT

1 Tim Irwin stated they need to make sure they justify why they would be charging a fee to use the
2 fields for the residents.

3
4 General discussion ensued regarding a final determination and the communication with residents
5 as to the use of the fields.

6
7 Motion by Tim Irwin to adjourn.
8 Seconded by Dennis LeBaron
9 Unanimous vote. Motion carried.

10
11 Work Session Adjourned at 8:41 pm

12
13
14

15
16

JoD'Ann Bates, City Recorder

17
18 Date Approved: October 7, 2014

19



CITY COUNCIL AGENDA REPORT

Item # 4

DATE: Tuesday, October 7, 2014

TO: Members of the City Council

FROM: Mayor Mark S. Thompson

SUBJECT: RATIFYING THE MAYORS APPOINTMENTS TO THE BEAUTIFICATION COMMITTEE

BACKGROUND:

On May 6, 2014 Mayor Thompson formed the Highland City Beautification Committee to foster beauty, safety, goodwill, character, and contentment in and about the City of Highland.

Resolution 2014-08 was approved by the City Council to create a Beautification ADHOC Committee to recommend, develop, support, implement programs and activities to promote community awareness and participation in city beautification, and help maintain the aesthetics of Highland City.

Mayor Thompson has reviewed the application by Ed Barfuss. They Mayor feels he would bring great insight and be an asset to have as members of the committee.

FISCAL IMPACT:

N/A

ATTACHMENTS:

- Volunteer Application



Highland City • 5400 W. Civic Center Dr., Suite 1 • Highland, UT 84003
(801) 756-5751 • Fax (801) 756-6903

Highland City Volunteer Statement of Interest

The residents of Highland have great pride in their City. The City utilizes many volunteers in numerous capacities to improve the overall quality of life in our town.

In order to encourage this participation, Mayor [Name] is requesting statement of interests from those who are willing to serve. As vacancies or needs arise within the City, the Mayor and the Community Enhancement Coordinator will review the statements, conduct interviews and make a selection(s).

If you are interested in serving as a volunteer within Highland City, please submit this Statement of Interest to the City Offices.

Name Devirl (Ed) Barfuss Date 15 September 2014
Phone number _____ Email address _____
Residence address _____ Highland _____

Please fill out the following form or attach a resume type document listing expertise, experience, interests, etc.

How long have you resided in Highland City? 10 years

Occupation Retired

Education College grad. Business Major, Chemistry/Life Science Minor

Are you able to meet in the evenings? yes Semi-monthly yes Monthly yes

List any background and experience you have that you think would be helpful to the Committee or Commission you would like to serve: Have taught tree planting and tree pruning classes for the City of Highland

Have taken a number of landscape classes

Please state why you would like to serve: I like being around people who want to improve Highland.

If not selected for an immediate opening, do you wish to be considered for the next opening? _____

Additional comments: I already work with the committee so it doesn't make any difference if it is official or not.

Please select your interest:

- | <u>Standing Committees</u> | | <u>Ad Hoc Committees</u> |
|----------------------------|---------------------|--------------------------|
| Arts Council | Planning Commission | Economic Development |
| x Beautification | | Open Space |
| Highland Fling | | Parks |
| Tree Commission | | Transportation |
| Youth Council | | |

Submittal of a Statement of Interest does not guarantee an appointment to a committee



CITY COUNCIL AGENDA REPORT

Item # 5

DATE: October 7, 2014

TO: Honorable Mayor and Members of the City Council

FROM: Aaron Palmer, City Administrator

BY:

SUBJECT: APPROVAL OF AMENDING THE LONE PEAK PSD INTERLOCAL AGREEMENT
REGARDING NOTICE OF TIME TO LEAVE DISTRICT

STAFF RECOMMENDATION:

Approve amending the Lone Peak PSD Interlocal Agreement regarding Notice to District if a City desires to leave the District.

BACKGROUND:

At the September 18, 2014 Lone Peak PSD board meeting, the Board was presented with a change to the interlocal agreement regarding the notice a City must give if they desire to leave the District. The purpose of this proposed amendment to the Lone Peak PSD Amended Interlocal Agreement is to bring more stability to the Lone Peak PSD structure by lengthening the notice of intent to withdraw period from twelve (12) months to forty-eight (48) months. This would mean that instead of one of the cities being able to give a one year notice of intent to withdraw that they would have to give a four year notice of intent to withdraw. The idea is that it gives the Police and Fire Departments, particularly the Fire Department, more stability to plan for longer range activities and to recruit police officers and Firefighters. Present Firefighters are faced with the prospect that on notice from any city that a third to a half of the Firefighter positions would be eliminated in one year's time. This proposed amendment to the Interlocal agreement would address this issue.

The PSD Board asked each Administrator to take it back to their respective City Councils and have them decide.

On September 23, 2014, the Alpine City Council voted unanimously to approve amending the Lone Peak PSD Interlocal Agreement requiring four years notice to leave the District.

FISCAL IMPACT:

None

ATTACHMENTS:

- Proposed language change to interlocal agreement

**PROPOSED AMENDMENT TO “8. TERM OF AGREEMENT”
LONE PONE PEAK PSD
AMENDED INTERLOCAL AGREEMENT**

Proposed Change To The Agreement:

8. Term of Agreement. This Agreement shall be in continuous force for fifty (50) years from the effective date. Any City may terminate its participation in this Agreement as of July 1 of any year provide that notice of intent to withdraw has been given in writing to the other Cities at least ~~twelve (12)~~ **forty-eight (48)** months prior to the time of withdrawal. The obligation of the District to provide services to a withdrawing jurisdiction terminates at the time the withdrawal is effective.