



## PROVO MUNICIPAL COUNCIL MEETINGS

### AGENDA

Tuesday, March 15, 2011

Provo City Center

351 West Center, Provo, Utah

Note: Various Room Locations

### Municipal Council Work Session

Municipal Council Conference Room, Room 310

Start Time: 1:30

- Roll Call
- Approval of Minutes:
  - March 1, 2011 Work Session

### Discussion/ Briefings

- A An update on the FY 2011 funding priority list
- B A discussion on the recently approved Community Development Block Grant for non-social service programs for the fiscal year ending June 30, 2012 (11-019RDA)
- C A discussion regarding a potential zone map amendment for several properties generally along the 300 to 400 South, 100 East street (11-060RDA)
- D A discussion on the nature and scope of historic preservation objectives
- E A discussion on the projected timeline for implementation of budget related intent statements
- F Council Business: 1) Training: Utah Open and Public Meeting Act (pursuant Utah Code 52-4-104. Training. 2) Receiving and handling of mail.

Administrative Reports

Adjournment

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# Municipal Council Study Session

Municipal Council Chambers, Room 200

Start Time: 4:30, March 15, 2011

- Roll Call
- Opening Prayer
- Approval of Minutes:
  - March 1, 2011 Study Session

## Discussions/Briefing

- A A presentation on a Utah Lake nutrient removal study conducted by the Utah Division of Water Quality
- B A discussion on residential solid waste fees and recycling alternatives (11-061CFS-CA)
- C A discussion on a Provo City request for amendments to Titles 14 & 15 for the purpose of correcting miscellaneous errors, misprints, and providing clarifications. City-wide Impact 10-0012OA
- D A discussion on a Provo City request for an ordinance text amendment to Section 14.17.020 (permitted uses) to remove mining and quarrying as a conditional use from the Public Facilities (PF) zone. City-wide Impact 10-0010OA
- E A discussion on a Provo City request for ordinance text amendments to Title 11 Solid Waste Management regarding engineered fill; Chapter 15.03. General Development Standards, creating a new section (15.03.035) regarding grading; and amending 15.05.160. Hillside Development Standards regarding grading and permits. City-wide Impact 10-0011OA
- F A discussion regarding the repeal of the Section 9.40.060 Unlawful Intoxicating Chemical Compounds (11-062OA)
- G The Municipal Council will consider a motion to recess and reconvene in room 310 to consider a motion to close the meeting to hold a strategy session to discuss pending or reasonably imminent litigation, and/or to discuss the purchase, exchange, or lease of real property, and/or the character, professional competence, or physical or mental health of an individual in conformance with § 52-4-204 and 52-4-205 et. seq., Utah Code Ann.

Adjournment

Informal discussion may be held in the Council Office Conference Room (Room 310) between 6:00 p.m. and 7:00 p.m.

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# Municipal Council Meeting

Municipal Council Chambers, Room 200

Start Time: 7:00pm, March 15, 2011

## Opening Ceremony

- Roll Call
- Invocation and Pledge
- Approval of Minutes:
  - March 1, 2011 Council Meeting
- Awards, Proclamations and Presentations
  - Employee of the Month

## Public Comment

This time has been set aside for any person to express ideas, concerns, comments, questions or issues that are not on the agenda.

- Please state your name and city of residence into the microphone.
- Please limit your comments to three minutes.
- State Law prohibits the Council from acting on items that do not appear on the agenda.
- In this form of government, all City administrative personnel are under the direction of the Mayor, not the Council. Please discuss any concerns you may have regarding administrative staff with the Mayor, Chief Administrative Officer, or Department Directors.

The Council respectfully requests that citizens help maintain the decorum of the meeting by turning off electronic devices, refraining from applauding, and being respectful during the proceedings of the meeting.

## Consent Agenda

- 1 An ordinance repealing Section 9.40.060 Unlawful Intoxicating Chemical Compounds (11-062OA)
- 2 An ordinance amending Section 1.01.010 (Title □ Effect on Prior Legislation) and Section 1.01.020 (Citation) of the Provo City Code, and revising, codifying, and compiling the general ordinances of Provo City (11-046OA)
- 3 A resolution authorizing the appropriation of up to sixteen unclaimed bicycles per calendar year for public interest use (11-054RO)
- 4 A resolution granting TCG Utah, a New York General Partnership, a nonexclusive franchise to operate a telecommunications network in Provo City pursuant to a franchise agreement specifying TCG Utah's rights and duties under the franchise (11-055C)
- 5 A public hearing to consider a resolution appropriating \$100,000 in the Airport Capital

Improvement Fund for capital expenses and applying to the fiscal year ending June 30, 2011 (\$90,000 to be reimbursed to the City via a State Grant for runway maintenance and painting) (11-051BA)

- 6 A public hearing to consider a resolution transferring \$100,000 in the Energy Department Capital Improvement Fund for capital expenses related to the downtown vault project and applying to the fiscal year ending June 30, 2011 (11-024BA)
- 7 A public hearing to consider a resolution appropriating \$20,000 in the general services division of the General Fund for the operational expenses related to a blade sign grant program and applying to the fiscal year ending June 30, 2011

### **Municipal Council Action Items**

- 8 Reconsideration of an approved resolution approving the Community Development Block Grant for non-social service programs for the fiscal year ending June 30, 2012 (11-019RDA)
- 9 An ordinance adopting a Community Development Project Area Plan entitled "Mountain Vista Community Development Project Plan" and dated December 27, 2010 (11-045OA)

### **Redevelopment Agency Board**

- 10 A resolution adopting a Community Development Project Area Plan entitled "Mountain Vista Community Development Project Plan" and dated December 27, 2010 (11-013RDA)
- 11 A resolution approving a policy to allow flexibility in dealing with owners that experience verified economic hardship and are unable to comply with the owner occupant restrictive covenant placed on their properties; and suspend legal action for the next six months against noncompliant owners who cannot verify economic hardship (11-010RDA)
- 12 A public hearing to consider a resolution appropriating \$1,102,500 in the New Development Fund for capital expenses and applying to the fiscal year ending June 30, 2011 for the purpose of a land purchase at 100 West right-of-way (11-058RDA-BA)
- 13 A resolution authorizing the Chief Executive Officer to prepare a draft Southgate Community Development Project Area Plan for development located generally east of Interstate 15 and south of 1860 South Street, in Provo, Utah (11-059RDA)
- 14 A resolution authorizing the Provo City Redevelopment Agency to reprogram CDBG/HOME Purchase/Rehabilitation funds for a Residential Facade program and a pilot Brush of Kindness project in targeted investment areas (11-049RDA)

### **Adjournment**

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The next regularly scheduled Council Meeting will be held on April 5, 2011 at 7:00 p.m. in the Council Chambers, 351 West Center Street, Provo, unless otherwise noticed. The Work and Study Session meetings start times are to be determined and will be noticed at least 24 hours prior to the meeting time, but typically begin between 1:00 and 5:00pm.

**Notice of Compliance with the Americans with Disabilities Act (ADA)**

In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aides and services) during this meeting are invited to notify the Provo Council Office at 351 W. Center, Provo, Utah 84601, phone: (801)852-6120 or email [council2@provo.utah.gov](mailto:council2@provo.utah.gov) at least three working days prior to the meeting. The meeting room is fully accessible via the south parking garage access to the elevator. The Council Meeting is also broadcast live on cable channel 17 or online at [channel17.provo.org](http://channel17.provo.org).

**Notice of Compliance with Public Noticing Regulations**

This meeting was noticed in compliance with Utah Code 52-4-202 and Provo City Code 14.02.010. Agendas and minutes are accessible through the Provo City website at [council.provo.gov](http://council.provo.gov). Council Meeting agendas are available through the Utah Public Meeting Notice website at [pmn.utah.gov](http://pmn.utah.gov). Email subscriptions to the Utah Public Meeting Notice are available through their website.

**Notice of Telephonic Communications**

One or more Council members may participate telephonically in this meeting. Telephonic transmissions will be amplified as needed so all Council members and others attending the meeting will be able to hear the person(s) participating electronically as well as those participating in person. The meeting will be conducted using the same procedures applicable to regular Municipal Council meetings.