



ALPINE CITY COUNCIL MEETING

NOTICE is hereby given that the **CITY COUNCIL** of Alpine City, Utah will hold a public meeting on **Tuesday, July 12, 2016 at 7:00 p.m.** at Alpine City Hall, 20 North Main, Alpine, Utah as follows:

I. CALL MEETING TO ORDER*

- A. Roll Call:** Mayor Sheldon Wimmer
- B. Prayer:** Ramon Beck
- C. Pledge of Allegiance:** By Invitation

II. PUBLIC COMMENT: The public may comment on items that are not on the agenda.

III. CONSENT CALENDAR

- A. Minutes of the June 22, 2016 and June 28, 2016 City Council Meetings**
- B. 2016-2017 Bookmobile Contract**

IV. REPORTS AND PRESENTATIONS

- A. Alpine School District – Rob Smith, Assistant Superintendent**

V. ACTION/DISCUSSION ITEMS:

- A. Fireworks.** The City Council will discuss the recent changes in how fireworks are handled in the city and ratify those recent changes.

VI. STAFF REPORTS

VII. COUNCIL COMMUNICATION

VIII. EXECUTIVE SESSION: Discuss litigation, property acquisition or the professional character, conduct or competency of personnel.

ADJOURN

*Council Members may participate electronically by phone.

Sheldon Wimmer
July 8, 2016

THE PUBLIC IS INVITED TO PARTICIPATE IN ALL CITY COUNCIL MEETINGS. If you need a special accommodation to participate, please call the City Recorder's Office at (801) 756-6347 x 4.

CERTIFICATE OF POSTING. The undersigned duly appointed recorder does hereby certify that the above agenda notice was on the bulletin board located inside City Hall at 20 North Main and sent by e-mail to The Daily Herald located in Provo, UT, a local newspaper circulated in Alpine, UT. This agenda is also available on our web site at www.alpinecity.org and on the Utah Public Meeting Notices website at www.utah.gov/pmn/index.html

PUBLIC MEETING AND PUBLIC HEARING ETIQUETTE

Please remember all public meetings and public hearings are now recorded.

- All comments **must** be recognized by the Chairperson and addressed through the microphone.
- When speaking to the Planning Commission, please stand, speak slowly and clearly into the microphone, and state your name and address for the recorded record.
- Be respectful to others and refrain from disruptions during the meeting. Please refrain from conversation with others in the audience as the microphones are very sensitive and can pick up whispers in the back of the room.
- Keep comments constructive and not disruptive.
- Avoid verbal approval or dissatisfaction of the ongoing discussion (i.e., booing or applauding).
- Exhibits (photos, petitions, etc.) given to the City become the property of the City.
- Please silence all cellular phones, beepers, pagers or other noise making devices.
- Be considerate of others who wish to speak by limiting your comments to a reasonable length, and avoiding repetition of what has already been said. Individuals may be limited to two minutes and group representatives may be limited to five minutes.
- Refrain from congregating near the doors or in the lobby area outside the council room to talk as it can be very noisy and disruptive. If you must carry on conversation in this area, please be as quiet as possible. (The doors must remain open during a public meeting/hearing.)

Public Hearing v. Public Meeting

If the meeting is a **public hearing**, the public may participate during that time and may present opinions and evidence for the issue for which the hearing is being held. In a public hearing there may be some restrictions on participation such as time limits.

Anyone can observe a **public meeting**, but there is no right to speak or be heard there - the public participates in presenting opinions and evidence at the pleasure of the body conducting the meeting.

SPECIAL ALPINE CITY COUNCIL MEETING
Alpine City Hall, 20 N. Main, Alpine, UT
June 22, 2016

I. CALL MEETING TO ORDER: The meeting of June 22, 2016 was called to order at 6:00 pm by Mayor Sheldon Wimmer.

A. Roll Call: The following were present and constituted a quorum:

Mayor Sheldon Wimmer

Council Members: Roger Bennett, Lon Lott, Troy Stout

Council Members not present: Kimberly Bryant and Ramon Beck were excused.

Staff: Rich Nelson, Charmayne Warnock, Marla Fox, Cal Christensen

Others: Debbie Francis – Utah Youth Soccer, Angie Nydegger – Director of Operations for La Roca, Jake Carter – State Field Committee for Utah Youth Soccer and Field Coordinator and Board Member for SURF, Blaine Hale – Director of Coaching with SURF, Paul Ewing – parent of kids who play for SURF and La Roca, Ariel Bravo – Coach for La Roca South, Perry Bassett – resident and soccer coach, Nina Slighting- resident, Alan Slighting – resident, Karl Wild – resident, David Josse – Club President of North Utah County Soccer, Marlo Anderson – resident, John Nichols, Will Jones

II. ACTION/DISCUSSION ITEMS

A. Soccer Management. Mayor Wimmer said he wanted to clear the air with the soccer leagues, talk about what was working and what was not working. There were a number of issues that needed to be resolved. He asked everyone in attendance to first identify themselves, which they did. The names are reflected in the roll call.

Rich Nelson, City Administrator, identified several issues. First, the recreation program was running great. It was the use of the fields by the competition teams that was complex. How did they divide the time on a limited number of fields among the many teams? Second, Smooth Canyon Park was not built as a soccer complex. It was built as a city park. They needed to figure out how to balance the needs of the neighbors who lived by the park and the people who played soccer. Third, there was the question about Alpine fields for Alpine kids. Mr. Nelson said that was more of a council concern because he was familiar with the competition leagues and the parents of kids who played on them. They were willing to pay lots of money and transport their kids all over to play soccer.

Councilman Troy Stout said he'd like to look at the issue of the Alpine residents have priority use of Alpine parks. People in Alpine wanted their kids to play on the fields that their tax dollars supported. Soccer was huge and youth all over the valley played in one club or another. There were too many teams to just have kids from Alpine play on Alpine fields. Two or three years ago they had wanted to implement some kind of system to see which teams had a majority of kids from Alpine so they would have a better chance of playing on Alpine fields. He said he didn't know how well that had been monitored since the team membership was constantly changing. He said he'd heard from people within Alpine and outside of Alpine that there was a partial monopoly on field usage, and if you were from a certain club, there was no hope that you would ever use an Alpine field.

Troy Stout said he recognized the difficulty of balancing the use of the fields between the different sports. There were finite resources and finite patience from the residents who were bombarded by kids from all over the valley. There were safety issues and complaints of kids running across the streets in front of cars. Football had a high demand, but soccer had more balanced participation because both boys and girls played soccer. He said he supported any kind of physical activity and felt the city should support that kind of lifestyle for the youth.

Mayor Wimmer said Alpine City had only so many soccer fields. Some of them connected with people's backyards because the park came as part of the open space for a PRD (planned residential development). He said Smooth Canyon was never meant to be a soccer field. It was open space. The park in Healey Heights also came to the City as open space from a PRD. He said they needed to make sure they were not overdoing the neighborhoods. People were not happy with games that started at 6 am. He said they needed to figure out what Alpine parks could handle and how Alpine took care of its own residents.

1 Davie Josse said he was over North Utah County Soccer. He'd been working with Alpine City for 16 years to
 2 manage the fields. There were 668 kids from Alpine who played soccer last year. Fourteen clubs were represented
 3 by those kids. He handed out a list of clubs showing the number of players and percentage of club members who
 4 were from Alpine.

<u>Club</u>	<u># of Players</u>	<u>Percentage</u>
8 NUCS	428	65%
9 Utah Surf	95	14%
10 La Roca	57	9%
11 Stars United	38	6%
12 Rangers	15	2%
13 Celtic	13	2%
14 Arsenal	9	1%
15 Forza	3	0%
16 Avalanche	2	0%
17 Olympique	2	0%
18 Sparta	2	0%
19 Utah Valley United	2	0%
20 Blast	1	0%
21 Shooters	1	0%

22
 23 Troy Stout asked what percentage of those players were girls. Mr. Josse said it was about 35%. The state had a
 24 higher ratio of girls to be boys. It was almost half.

25
 26 David Josse said that 16 years ago, NUCS was the only group in town. Then about five or six years ago, different
 27 clubs started coming in. He was approached by Alpine City and asked if he would manage the soccer fields, which
 28 he did. Contrary to what some had said, he had never deleted a text or email or voice mail. People may not have
 29 gotten the field schedule that they wanted but they'd never been told no. He rated the teams on how many Alpine
 30 residents they had and scheduled the Alpine teams first. He said there were two fields at Smooth Canyon Park, two
 31 at Healey Park, and three fields at Timberline Middle School. La Roca had paid for the exclusive right to the fields
 32 at Timberline. The problem was, there were 668 kids from Alpine playing soccer. That represented a lot of teams.
 33 Some coaches recruited players from Alpine because they wanted to play on Alpine fields. Recreation games had
 34 been played on Healey fields and competition on Smooth Canyon, but now they used the Healey field for
 35 competition too, and no recreation.

36
 37 Mr. Josse said the problem was not the games, it was the practicing. He could have twenty teams of seven-year-olds
 38 and they would use the fields less than one competition team because the comp teams practiced so much. He had
 39 removed the goals from the Smooth Canyon fields because teams were practicing at 6 am. The teams were trying to
 40 beat the heat and beat other teams to the field. He said he felt they could play all the Alpine kids games on Alpine
 41 fields. It was the practicing that took so much time. However, practicing was quieter than games because they didn't
 42 have the cheering and whistles.

43
 44 Smooth Canyon subdivision resident Alan Slighting said the residents were not trying to eliminate soccer. They just
 45 wanted their kids to be able to use Smooth Canyon Park some of the time. They wanted to see reasonable use. The
 46 competition teams were practicing Monday through Saturday from early in the morning until late at night. The fields
 47 were not designed for that kind of heavy use. There had to be a balance somewhere between the residents who lived
 48 near the park and the soccer teams. It was unreasonable that the residents couldn't go out and use they parks they
 49 paid taxes on.

50
 51 David Josse said scheduling software was available which they could use to schedule the fields. He commented that
 52 he'd lost his job because he'd had to leave work early to come to the park in Alpine to direct traffic during soccer
 53 games, and his employer told he had to be at work or lose his job. He lost his job.

54
 55 Regarding the fields, Mr. Josse said that Alpine had the best parks around. Thanks to the work of the Alpine City
 56 parks crew, everyone wanted to play on them. People in California played on dirt. He said Highland City had

1 banned a couple of clubs because they practiced so much. School ballfields had evident wear and tear from practice.
2 He noted that it ironic that Alpine teams had full use of Cedar Hill fields. Lehi had field which they rented out but
3 they gave priority to Lehi teams. The school district charged by the hour for the use of their fields. They were
4 talking about raising their prices for competitive practice.
5

6 Debbie Francis said she was with the Utah Youth Soccer Association and was president of a club in Provo, and
7 administrator of field issues. She said that a few years ago when they saw how much soccer was taxing the fields,
8 they went to UYSA, a nonprofit entity that controlled competitive soccer in Utah. They talked about how serious the
9 field issues were and said they couldn't expect cities to come up with solutions. This year they decided to have a
10 field committee look for space where they could build new fields. The UYSA was dedicated to soccer for Utah kids.
11 It would take five to ten years to see fields in every city they worked with. She said she wanted the Council to know
12 that they were there to work with the cities. They wanted to get to clubs together to solve their issues so the cities
13 didn't have to. She said soccer was one of the best things for the youth, both boys and girls. They had money in
14 place to build soccer fields. It was the land that cost a lot of money. They were looking for an organization to work
15 with to acquire land and build more fields.
16

17 Councilman Roger Bennett asked how many soccer field they needed to serve Alpine residents. David Josse said he
18 didn't think they needed to build more soccer fields. Alpine and Highland were running out of kids. They had more
19 kids graduating from school that coming in. He thought Alpine should try to get by for a couple of years and make it
20 work rather than put money into more fields. Lehi was a whole different game. Their youth population was growing
21 and they would need more fields. Rich Nelson agreed, saying the census showed the population Alpine was getting
22 older.
23

24 Ariel Bravo said he coached for La Roca. He had come to coach two teams and now they were one of the biggest
25 competitive clubs out there. The club was very strong and they had two teams who had won nationals. He said they
26 paid Timberline and got the fields they needed to use but they were good neighbors and shared. He said they paid
27 and got the entire space which was four football fields because it was important to train in one space. It was too hot
28 to train at noon. It was better at 6 am. He said they felt like La Roca couldn't have access to the Alpine fields but
29 they would like to. La Roca had teams for every age. One of things their club did was assist kids with scholarships
30 so they could go to college. In order to do that, they charged the parents to have their kids play soccer.
31

32 Jacob Carter said he was co chairman for the state and field person for Surf. Alpine had an impossible situation. The
33 thing that mattered was solving field scheduling Cities didn't have the money to build fields nor did the schools. If
34 the people who wanted to play soccer wanted fields, they were going to have to build them. He didn't expect they
35 would be building fields in Alpine. He understood the concerns of the neighbors and was grateful that they had put
36 up with what they did. Statewide, soccer was played by both sexes almost equally. That year they had turned away
37 500 kids from Surf because they didn't have the fields. He said the population everywhere was growing and he'd
38 come to the conclusion that there was nowhere to play. Twenty to thirty percent of the kids in Alpine played soccer.
39 The younger kids could play on smaller fields but the high level competition teams needed big fields. He said he
40 didn't know how they were going to handle practices. They lasted four and a half hours as opposed to about an hour
41 for a game. But playing games without practicing made no sense. He said they had 137 Cedar Hills kids and didn't
42 have any of them playing on Cedar Hills fields because the Alpine kids were there. If Alpine wasn't taking anyone
43 but teams primarily made up of Alpine kids, that meant other teams which had fewer Alpine kids were playing
44 somewhere else. Alpine families were getting older and moving out and other families with kids were moving in.
45 They need to look at a long-term solution. He pointed out that other cities were allowing Alpine kids to play in their
46 cities.
47

48 Regarding soccer times, he said that in the spring and fall the kids were in school. The hours they needed were
49 between 4 pm and 7 pm. In the summer, they needed the mornings to practice because it was cooler. He thanked the
50 Council for the opportunity to be there and talk about the issues. He was a volunteer and didn't get paid at all. He
51 added that to change field usage times right now would be terrible for soccer because they were already scheduled.
52

53 Will Jones said he had served on the City Council and had been coaching soccer for many years. He observed that
54 sometimes people created something to replace something that wasn't broken, because they thought it was broken.
55 He said that the park in Smooth Canyon had been one of his developments and it was his intention that the park be a
56 soccer field. If they developed the second phase and built the other half of the park, it would be another soccer field.

1 Then Healey Park came in and provided another field. When Creekside Park was built it was developed as a
2 recreational park only. No organized sports were allowed. Mr. Jones said the biggest challenge was finding a place
3 to practice. In Lehi he was building an eleven-acre park that would be used for soccer. It was a great sport. If there
4 were 500 kids that were turned down to play soccer, they needed to make sure Alpine was helping carry the load.
5

6 There was a discussion about the parking problem. Residents who lived near the Smooth Canyon Park complained
7 about people parking along the streets and it created a safety problem. Jack Carter said that the LDS Church allowed
8 them to use the parking lot at the church by the Healey field and that solved the parking issue. It was pointed out that
9 the problem was people didn't use it. They still parked along the streets. It was suggested that perhaps they didn't
10 know they could legally park there. The Council discussed using signage to direct parking to the church parking lot
11 and prohibit soccer parking along the streets in the neighborhood.
12

13 Paul Ewing said he was an Alpine resident whose children played soccer. He noted that eliminating the competitive
14 teams would help the problem. Seventy-five percent of the players in NUCS were recreational. The remaining 300
15 Alpine kids played with other clubs. When you looked at where the teams originated, most of the kids were
16 practicing somewhere else because the teams were based elsewhere. He felt the problem was smaller than it seemed.
17 What they needed was better scheduling.
18

19 Nina Slighting said they moved to Alpine 14 years ago and the park wasn't even seeded. They'd gotten a
20 questionnaire about what they would like to see in the park. Will Jones may have intended it for a soccer fields but
21 the City had the ability to decide its use. She said she'd like to see the City have control over the fields with no one
22 team or sport having priority. She asked if they could just have one scheduled game instead of two at a time. In the
23 fall and spring, there were two or four games per night. That was four sets of parents dropping kids off early and two
24 teams warming up and two teams playing. There was no place for the neighboring residents to walk around the park.
25 They used to get a reprieve in the summer when soccer season was over but now there was no reprieve at all because
26 the teams were practicing all day every day. Mowing became an issue and the teams left trash on the fields. She
27 asked if there was some way they could dedicate a few evenings to the neighborhood to use the park.
28

29 Blaine Hale said he was the director of Surf and had grown up in Alpine. He lived by Burgess Park and they had the
30 same problem with baseball and rugby. He asked how the City had solved the problem over there. He'd seen "No
31 Parking" signs go up.
32

33 Troy Stout said the baseball organization funded the partial upkeep of the park, and their organization helped with
34 the maintenance. For traffic, they enforced the parking restriction. If a car was parked in a no parking area for more
35 than two minutes, the police were there. He suggested they need to do that with Smooth Canyon. They needed to put
36 up signs, request patrol, and write tickets.
37

38 Alan Slighting said that when they had called the police about parking, the police told them they were nuts. It was a
39 public street and people could park there. They needed an ordinance or something to empower the police to write
40 tickets.
41

42 Rich Nelson said they had painted the curbs red by Burgess Park. Smooth Canyon was more difficult because if they
43 painted the curb red, it meant that not even the residents could park there. Troy Stout suggested they put it on the
44 next agenda and pass an ordinance on parking.
45

46 Debbie Francis said the Utah Youth Soccer Association could help with the parking by sending out emails to the
47 parents of the teams that would be playing in Alpine and tell them they would get a ticket if they parked on certain
48 streets. David Josse said they emailed their own teams. If the state could email the out-of-town teams, that would be
49 great.
50

51 Perry Bassett said it was interesting to hear the different perspectives. The new parks would be a solution for Utah
52 County, but not for Alpine. With two fields and overflow, teams warming up and teams that hadn't left the field yet,
53 there was a lot of traffic and they almost needed a traffic light.
54

1 Rich Nelson said the Slightings had been wonderful to work with along with David Josse and Jake Carter. It was a
2 difficult problem because Alpine didn't have a recreation management program. Mapleton spent \$42,000 a year on
3 recreation. Alpine spent nothing, but they didn't have Mapleton's tax rate.
4

5 Lon Lott said he liked the idea of having contracts with the clubs to make sure trash was picked up and parking was
6 enforced. It should be self-monitoring. People needed to take care of the facilities they used. They'd had the same
7 issue with the food trucks on Monday night. Regarding scheduling, there needed to be some kind of control, but he
8 wasn't sure the City should be responsible. Perhaps they should use software programs that could manage the
9 scheduling.
10

11 Paul Ewing said he owned a software company that could build a program for the city that would make scheduling
12 clear.
13

14 Ariel Bravo said there was money available. If Lehi had land, the money would go there and benefit every kid.
15 Soccer was huge. At the end of the day, they needed a solution that worked for everyone. The neighbors wanted a
16 better quality of life. If 8 am was the earliest a team could train, that was the way it was. He said he'd heard Jake
17 Carter say they turned down 500 kids. La Roca teams would be playing in the new complex but they didn't have any
18 Alpine fields on which to train. He asked if other teams were willing to share Healey and Smooth Canyon. Debbie
19 Francis said the competition teams charged \$40 per player to build the fields.
20

21 Jake Carter said the City should recognize that if they had open fields at premier times of the day, other teams would
22 show up to use them. He said that he personally walked the fields after the games and picked up trash so in general
23 he hoped they were clean.
24

25 Alan Slighting suggested that there be a sign in the park that said there could be no organized sports using the fields
26 before 8 am.
27

28 Mayor Wimmer said the meeting had gone on for two hours and they needed to close. There were several ideas
29 they'd talked about which they could include in the contracts.
30

31 Marla Fox said she'd had parents of football players tell her they played on the fields at Timberline but when La
32 Roca came to town, the football teams were kicked off the fields. So the football club asked to use Burgess Park
33 which then displaced the rugby team that was using Burgess. Mrs. Fox said her children had played competition
34 soccer and one thing she understood was that when they signed up, they would be driving to other areas. Alpine
35 parents were complaining about driving kids to Eagle Mountain, but when a child tried out for a competition team,
36 he had to go where that team was. The Surf coach lived in Alpine which was why they could have an Alpine team. If
37 a child was good enough to make it to a comp team and the coach lived in Park City, what's where they would have
38 to drive three or four times a week. Just because someone lived in Alpine didn't mean they were entitled to have
39 Alpine be their home field if the team was based elsewhere. Alpine teams played on fields in other cities whose
40 residents also paid taxes on the fields.
41

42 Angie Nydegger said that in the fall La Roca only had access on the weekday evenings at Timberline. They shared
43 the field with football. In the spring, Matt King gave them only game time and not practice time. That was the
44 problem. It was finding a place to practice that was the issue.
45

46 Sheldon Wimmer said he felt they had fully discussed the issues and thanked everyone for taking their evening to be
47 there. It would be on the agenda for the next City Council meeting. The City Council will take necessary steps and
48 they would have a good soccer program.
49

50 **MOTION:** Lon Lott moved to adjourn and thanked all those who volunteered their time to the youth. The Council
51 appreciated it very much and the residents by Smooth Canyon Park were awesome. Troy Stout seconded. Ayes: 3
52 Nays: 0. Lon Lott, Roger Bennett, Troy Stout voted aye. Motion passed.
53

54 The meeting was adjourned at 8:17 pm.

Alpine City Council Meeting
Alpine City Hall, 20 N. Main, Alpine, UT
June 28, 2016

I. CALL MEETING TO ORDER: The meeting was called to order at 7:00 pm by Mayor Sheldon Wimmer.

A. Roll Call: The following were present and constituted a quorum:

Mayor Sheldon Wimmer

City Council Members: Lon Lott, Kimberly Bryant, Roger Bennett, Ramon Beck, Troy Stout

Staff: Rich Nelson, Charmayne Warnock, David Church, Shane Sorensen, Jason Bond

Others: Trent Grosbeck, Brock Elison, Amy Lundquist, Brit Jenkins, Sue Gillespie, Austin Gillespie, Ashley Day, Rachel Saxey, Ellie Lysenko, Sydney Kimball, Cannon Farr, Tana Wihongi, Sydney Turner, Cooper Larsen, Ashley Wither, Mary jane Wilkes, Alison Langford, Daisy Schellenberg, Jacob Newell, Jake Tadge, Kajsa Jenkins, Isaac Yamada, Loraine Lott, Emily Peterson, Miriam Schawnania, Robbie Swanson, Caleb Hanssen, Jackson Enloe, Breanne Layton, Camrin Tenney, Kim Sorensen, Lucy Barnes, Ron Beckstrom, Paul Bennett, Jonathan Bradshaw, Nena Slighting, Will Jones, Gale Rudolph, Karl Wild, David Josse, Melanie Ewing, Marlo Anderson, Rachel Rossi, Deborah Richardson, Jessica Smith, Ashley Downs, Chelsie Thackeray, Dylan Sorensen, Angie Duty, Darell Duty, Marla Rogers, Nancy Brown, Ross Welch.

B. Prayer: Roger Bennett

C. Pledge of Allegiance : Paul Bennett

II. PUBLIC COMMENT

Trent Grosbeck said his Eagle Scout project was to build a split rail fence on two sides of the Old Lambert Homestead in Lambert Park. The fence would be along the two sides of the house that were gone. He would also place a monument at the site.

Brock Elison said his Eagle Scout project would be to restore the bell tower on City Hall and stain the benches in the park. He would sand the bell tower and caulk the gaps, paint it and restore the wood post. He said he could either use wood or use long lasting vinyl and fiber material and then paint it. The vinyl would be more durable. He was working with a metal artist who also did woodworking. Rich Nelson said the City would contribute to the restoration of the bell tower since they had been planning to repair it anyway. Roger Bennett advised him to be careful while working on the roof.

III. CONSENT CALENDAR

A. Approve minutes of City Council meeting on June 14, 2016

B. Payment to B. Hansen Construction for 600 North Sewer and Storm Drain - \$164,642.00

C. Truck Purchase for Public Works Department – Cab & Chassis \$36,084.10

Service Bed - \$14,736.30

D. Payment to Carlton, Inc for Alpine Boulevard waterline replacement project - \$8,480.00

MOTION: Lon Lott moved to approve the Consent Calendar with the minutes as corrected. Roger Bennett seconded. Ayes: 5 Nays: 0. Lon Lott, Kimberly Bryant, Roger Bennett, Ramon Beck, Troy Stout voted aye. Motion passed.

IV. REPORTS AND PRESENTATIONS

A. Swearing in of the 2016-17 Alpine City Youth Council: Kimberly Bryant, City Council representative to the Youth Council, asked the adult leaders of the Youth Council to introduce themselves, and thanked them for all the time they put into serving the youth. The adult leaders were Amy Lundquist, Brit Jenkins, and Sue Gillespie. Kim Bryant said the youth who applied for and served on the Youth Council were the cream of the crop. Among other things, they attended conferences to learn about the workings of government, and were involved in numerous service activities including putting up the flags in the cemetery and along Main Street for

1 different events and holidays. They had 58 members this year because there were so many who wanted to
2 participate.

3
4 Rich Nelson introduced Judge Douglas Nielsen who swore in the members of the Alpine Youth Council.

5
6 **V. ACTION/DISCUSSION ITEMS**

7
8 **A. Ordinance No. 2016-07 Open Space Ordinance and Map Amendments:** The City Council and
9 Planning Commission had been working on updates to the open space ordinance and map for some time. Jason Bond
10 had presented several options for the map. The Planning Commission had recommended option 2 which
11 differentiated between different types of open space. Staff had recommended option 1 which was more generic and
12 just identified the open space without addressing the differences between private open space, public developed open
13 space, and public natural open space. Jason Bond said that if the Council adopted option 1 as recommended by staff,
14 they would have to amend the PRD Ordinance because the calculations for density bonuses differed between private
15 and public open space and whether that space was developed or left natural. If the Council decided to adopt option 2
16 as recommended by the Planning Commission, they wouldn't be able to adopt the ordinance that evening because it
17 was written for option 1.

18
19 Troy Stout asked what the differences were in the PRD Ordinance between the different types of open space. Jason
20 Bond said natural open space would receive a bonus of 1% of the base density whereas developed open space would
21 receive a bonus of 3%.

22
23 Lon Lott said the Council had reviewed this item at the last meeting but Troy Stout was participating by phone and it
24 was sometimes hard for him to hear the discussion. He wanted to discuss it again when Councilman Stout was
25 present so there was better communication and understanding. He said he felt there should be a little more definition
26 on the open space in some areas in order to avoid future confusion.

27
28 Troy Stout said one of his biggest concerns about making changes to the open space map was to do so without
29 understanding what the future ramifications of those changes might be. He felt strongly that many if not most of the
30 people who lived in Alpine chose to live here because of the trails and open space.

31
32 David Church said that if the map didn't reflect what the Council wanted it to reflect, they had the ability to make
33 decisions about it with the exception of open space that was acquired with a deed restriction such as the Beck
34 property in the Three Falls subdivision. If the Beck property wasn't used as specified, it would revert to the original
35 owners. Other pieces of open space, such as Lambert Park, were acquired by the City as an investment for the
36 future. Even though the ordinance required a super majority vote to change the use of open space, a future city
37 council could change that rule. A current city council could not tie the hands of a future city council. He said they
38 could decide how much detail they wanted on the open space map. Some cities didn't have a map at all. Mr. Church
39 said the map became an issue when the City started talking about building a maintenance building on the open space
40 on 300 North. It became apparent that the map was out of date.

41
42 Steve Cospier said the Planning Commission preferred option 2 because it was more informational. They felt option
43 1 was a little bare-bones, and the feedback they were getting from the public was that they preferred something with
44 more information. However, that didn't change what the City Council could do.

45
46 **MOTION:** Troy Stout moved to reject Ordinance No. 2016-07 as written and look toward adopting the Open
47 Space Map Option 2 as recommended by the Planning Commission. Kimberly Bryant seconded. Ayes: 5 Nays: 0.
48 Troy Stout, Ramon Beck, Roger Bennett, Kimberly Bryant, Lon Lott voted aye. Motion passed.

49
50 **B. SOCCER DISCUSSION.** Sheldon Wimmer said the City Council had held a special meeting the
51 previous week on June 22nd and met with the different soccer entities to discuss the issues. Alpine City had limited
52 resources and limited fields. Scheduling was a problem. He said he came out of the meeting with five salient talking
53 points which were:

- 54
55 1. A time restriction on park use for soccer between the hours of 8 am until 5:30 pm.
56 2. Parking signs that restricted soccer parking to certain areas.

- 1 3. Establish a users' committee for scheduling.
- 2 4. Sign a master soccer agreement with all parties; include trash removal as part of the agreement.
- 3 5. Utilize a possible scheduling tool.

4
5 The Council discussed item 1. Shane Sorensen said the City had a noise ordinance that prohibited construction
6 before 7 am. David Church said that if they restricted the hours on park use they would need to change it for
7 everyone. Troy Stout said he didn't completely agree with that. There was a difference between people walking
8 through the park in the morning and people playing soccer.

9
10 Ramon Beck pointed out that it didn't get dark until 9 pm. Lon Lott said there was a concern that closing the park to
11 soccer at 5:30 pm was too restrictive because in the fall the kids were in school and it left very little time for soccer.
12 Roger Bennett said he was leaning more toward 7 am to 7 pm for organized sports.

13
14 Sheldon Wimmer said he was thinking of people who got home from work and wanted to enjoy the park. Troy Stout
15 said that at the soccer meeting someone had mentioned the possibility of having soccer on alternate days so both the
16 residents of the neighborhood and the soccer teams could use the park.

17
18 David Josse said that during the school years, the games usually started at 6 pm so if the park closed at 5:30 pm, that
19 would basically eliminate soccer.

20
21 Will Jones pointed out that 5:30 pm wasn't a realistic time for coaches because most of them worked and were just
22 getting home. He said they built the Smooth Canyon Park to play soccer and if they weren't using it, then someone
23 else would be. He coached the younger teams and said he didn't have anyone on his team that didn't live in town. It
24 was their own Alpine residents that were using the Alpine parks. If they closed the park, their kids would have to go
25 somewhere else to play.

26
27 Troy Stout asked what they thought about handing the park back to the residents one or two nights a week.

28
29 Will Jones said that when he developed Smooth Canyon subdivision, he wasn't building a park for people in 20
30 homes to use. They were building a park for everyone. There were kids in those houses that played soccer in the
31 park.

32
33 Paul Ewing said that according to Dave Josse numbers, almost 700 kids in Alpine played soccer versus the kids
34 living in the 20 homes by the park. He added that Creekside Park was not available because it was not a sport park.

35
36 Item 2 dealt with parking, and was discussed next. Troy Stout suggested that if they could resolve the parking
37 problem, it would take care of a lot of grief in the neighborhood.

38
39 Karl Wild said he lived across from the park and the teams played two games a night on that park. With teams
40 coming and going, it became a zoo. If there was a way to restrict the park to one game a night, that would help. He
41 said he'd lived there for 15 years and the last 4 or 5 years had become a nightmare. David Josse said they could
42 perhaps space the games differently and have the perception of fewer people.

43
44 Regarding parking, Rich Nelson said they had been focusing on the parking on the stub street. They were proposing
45 a sign that said "Neighborhood Parking Only."

46
47 Nena Slighting said that when they bought their home in Smooth Canyon, they were told there would be a lovely
48 park behind them. They were never told it would be a soccer field. The City sent out a questionnaire asking residents
49 what they would like to see in the park. Up until a few years ago, they could go out in the evening and play with
50 their kids. That had been completely taken away. She said she agreed with putting up signs. She felt the Council had
51 an obligation to come up with a compromise between the residents' needs and soccer. She added that the problem
52 was not the games. It was the soccer camps. She felt that to say it was planned as a soccer park all along was the
53 wrong approach.

1 Troy Stout asked if they had budgeted for playground equipment in Smooth Canyon Park. Mayor Wimmer said it
2 was in the budget next year. Mayor Wimmer said he was not saying they should take the park away from soccer.
3 There needed to be some days where families could use the park and soccer teams could use the park.
4

5 Relating to signage, Troy Stout said he would like to request that the police be there twice a week to write tickets for
6 illegal parking. David Church said the problem would be telling the difference between a soccer car and
7 neighborhood car, unless they had parking stickers. The police wouldn't feel good about writing a ticket unless they
8 saw soccer players actually getting out of a car. Troy Stout said that was why they needed a police presence for two
9 hours. Sheldon Wimmer said the police would be working overtime hours since they didn't have enough officers to
10 dedicate to one area for that long. David Josse said they could make soccer pay for the increased enforcement.
11

12 Melanie Ewing said they were not addressing the actual problem. There was no parking. Where were the people
13 going to park? There was a sliver of land just north of the church parking lot in the Stonehedge subdivision. Could
14 that be made into a parking lot?
15

16 Troy Stout said that he saw the streets overcrowded with parking and the church parking lot was empty. The soccer
17 teams had permission to use the church parking lot for soccer games. It was suggested that maybe people didn't
18 know they could park there. The "No Parking" signs could direct people to the church parking lot.
19

20 The 3rd item was establishing a Users' Committee to do the scheduling. Sheldon Wimmer said the people who were
21 using the park would need to work out their conflicts rather than having Alpine City issue edicts about how it would
22 be used. The competition and recreation leagues would have to figure it out.
23

24 Paul Ewing said that other places had a central repository for scheduling. A user could click on a time slot and
25 register. It was available to anyone, families, churches, scout, and sports teams.
26

27 Marlo Anderson said she was a resident of Alpine and felt it would be appropriate to include Healey Park in the
28 scheduling. Whoever was in charge of scheduling should be a resident of Alpine.
29

30 Item #4 was to have the teams sign an agreement that would include trash removal.
31

32 Item #5 was to utilize a scheduling tool such as the software program Paul Ewing mentioned.
33

34 **MOTION:** Troy Stout proposed that Alpine City provide signage at Smooth Canyon Park in the following manner:
35

- 36 1) Place a sign at the end of the stub street indicating "No Soccer Parking."
- 37 2) Place a sign indicating that there was overflow parking available at the church parking lot on Healey
38 Boulevard.
- 39 3) Paint a crosswalk from the church on Healey Boulevard to the Smooth Canyon Park.
- 40 4) Place a stop sign at the exit from the park.
- 41 5) Ask the police to patrol for parking violations twice a week.
42

43 Kimberly Bryant seconded. Ayes: 5 Nays: 0. Troy Stout, Kimberly Bryant, Ramon Beck, Roger Bennett, Lon Lott
44 voted aye. Motion passed.
45

46 **MOTION:** Kimberly Bryant moved to establish a scheduling group with a representative from the City Council
47 (Troy Stout) and sign a Master Agreement with all the parties and implement a scheduling tool, then revisit this in a
48 year to see how it was working. Troy Stout seconded. Ayes: 5 Nays: 0. Kimberly Bryant, Troy Stout, Lon Lott,
49 Roger Bennett, Ramon Beck voted aye. Motion passed.
50

51 Nena Sliding asked if the City would still block out time for residential use. Troy Stout said that is what he would
52 try to do as part of the scheduling committee.
53

54 Regarding the hours of usage, Kimberly Bryant said she would like to discuss that further.
55

1 David Church said he had researched the Municipal Code and the curfew wouldn't apply to games. The curfew
2 applied to unaccompanied minors. He said the City could specify hours for organized sports. It would be an
3 enforcement issue. He said it was not a problem unique to Alpine. It was a problem everywhere which was part of
4 the reason schools were kicking the teams off the fields.
5

6 **C. Walters Subdivision:** This item was postponed at the request of the developer.
7

8 **D. Three Falls Drive Parking:** David Church said Fort Canyon Drive in the Three Falls subdivision was a
9 public road but some of the buyers in Three Falls, who were building multimillion dollar homes, had requested that
10 parking not be allowed along the road in their subdivision. While Sliding Rock would not be public property and
11 would not be available for public use, there were areas of public open space and trails. The developer was planning
12 to build a parking lot at the entrance to the subdivision where people who were hiking or biking or riding horses
13 could park and visit the open space. However, the buyers were concerned it might not be enough space and people
14 would still park along the road. Since parking along Fort Canyon Road was already prohibited, they would like the
15 City to extend the "No Parking" signs up into the subdivision.
16

17 Will Jones said the paved, lit parking lot would have restrooms and a drinking fountain with about 25 parking
18 spaces. It would be useful to have signs that directed the cars to the parking lot since the road would be open and
19 people could just drive through. Presently the road was closed because of the construction, but eventually it would
20 be open.
21

22 Daryl Duty said he lived in Fort Canyon and the parking lot was in his front yard. He didn't know the parking lot
23 was going to be lit. Will Jones said only the restrooms would be lit. Mr. Duty questioned if there was going to be
24 enough parking because last summer they had at least 100 cars with people going to Sliding Rock. It was pointed out
25 that Sliding Rock would be closed to the public.
26

27 **E. Fort Canyon Retaining Wall Design.** Shane Sorensen said retaining walls would need to be built
28 along Fort Canyon Road. They didn't have a definite start date on construction but they wanted to update the
29 Council on the aesthetics of the walls. They would be similar to the retaining walls in Provo Canyon and Spanish
30 Fork Canyon. There were ways to dress it up so it didn't look like a concrete wall. One of the things that had been
31 proposed were gabion baskets which were wire baskets tied to the wall filled with rocks. He said he didn't
32 recommend them, however, because they added a lot of weight, they were expensive and didn't always work the
33 way they were supposed to. There was a potential for failure.
34

35 Kimberly Bryant said she would like to see retaining walls that had the most natural looking rock and natural color.
36 Lon Lott said he was opposed to using the gabion baskets.
37

38 Daryl Duty asked how traffic would be handled when they were widening the road and building the walls. He
39 traveled up and down Fort Canyon Road five times a day at least. Would there be another way to get out? He
40 thought there was supposed to be a road through Alpine Cove.
41

42 Shane Sorensen said the road through Alpine Cove wouldn't be built at that time. There would be some
43 inconvenience. Utility service would still be there but they would be shut off from time to time. If there was an
44 emergency, that would take precedence over construction.
45

46 Will Jones said he intended to meet with the residents in Fort Canyon when they had a time table so they knew what
47 to expect.
48

49 Jonathan Bradshaw said he lived in Fort Canyon. He and a neighbor wanted to redo their driveways and wondered if
50 they had any idea when the plan would be presented to the residents. He said he liked that parking was not allowed
51 in Fort Canyon. He didn't see how parking could be allowed in Three Falls and not have it bleed down into Fort
52 Canyon.
53

54 Shane Sorensen said work would probably begin in the next three weeks. The Fort Canyon Road plans were being
55 processed. They would start on the west side and build the retaining wall to create extra width and allow more
56 passage. The road would be open to local traffic only. Not all the work would be done this year.

1
2 **F. City Offices Alpine Monument Address Sign.** It was proposed that the City put up a monument sign
3 in front of City Hall to identify it. The design was submitted to the Council for approval. It would be three feet tall
4 and five feet wide, made of a light gray granite with the Alpine City logo and address engraved on it. Shane
5 Sorensen said they would locate it on the south side of the sidewalk coming up to City Hall. The Council agreed it
6 should be engraved on both sides so traffic coming from either direction could read it.
7

8 **MOTION:** Roger Bennett moved to approve a monument sign for Alpine City Hall and have it engraved on both
9 sides. Kimberly Bryant seconded. Ayes: 5 Nays: 0 Roger Bennett, Kimberly Bryant, Lon Lott, Ramon Beck, Troy
10 Stout voted aye. Motion passed.
11

12 **G. Pine Grove Annexation Petition:** Patterson Construction submitted an annexation petition for the
13 property known as Pine Grove which lay northeast of Alpine. It consisted of 159.79 acres. It was explained that
14 accepting the annexation petition would only begin the process. It would not obligate the Council to annex the
15 property. The decision to approve or deny would come at the end of the process. David Church said the next step
16 after accepting the petition was for the city recorder to check the map and petition and certify that it met the
17 minimum requirements. If certified, it would be noticed in the newspaper and there would be a 30-day protest
18 period. Protests would go to the boundary commission. Then it would go to public hearing. At that point the Council
19 would vote to approve or deny the annexation.
20

21 David Church said the Pine Grove property was not currently shown in Alpine City's Annexation Declaration Area.
22 If the Council wanted to annex the property, they would need to amend the Annexation Declaration which would be
23 a two-step process. If the Council did nothing that evening, the petition would be consider accepted.
24

25 Troy Stout said the property had been approved by Utah County for rezoning. He asked how many lots that would
26 be.
27

28 Ross Welch, representing the property owner, said a certain portion was zoned TR-5 by the county for one-acre lots.
29 The remaining area was one home per 20 acres. They anticipated a density of 36 lots.
30

31 David Church said that typically a development this large would have a development agreement. If it was annexed
32 into the city, the Council could assign it any zone they wanted, assuming the petitioner didn't withdraw the petition.
33 He said a naked annexation didn't give any development rights and the county zoning disappeared.
34

35 **MOTION:** Roger Bennett moved to accept the Pine Grove annexation petition. Ramon Beck seconded. Ayes: 5
36 Nays:0. Roger Bennett, Ramon Beck, Troy Stout, Lon Lott, Kimberly Bryant voted aye. Motion passed.
37

38 **H. Lambert Park Estates aka Box Elder South Annexation:** Patterson Construction submitted an
39 annexation petition for a development previously known as Box Elder South which was approved in Utah County
40 and recorded. It consisted of 43.9 acres and was included in Alpine City's Annexation Declaration Area. David
41 Church said there was a provision in state law that a property of less than 50 acres could be annexed without a
42 petition if it met certain criteria. In 2015 Alpine City had initiated the annexation process for the same property but
43 the owner protested the annexation. Now the owner was back with a petition.
44

45 Jason Bond said the property was shown in the Declaration Policy as open space and wondered if that would need to
46 be amended. Mr. Church said it would not. It just needed to show the area proposed for annexation.
47

48 In response to questions about the number of lots and infrastructure, David Church said the development was a
49 recorded plat with existing lots of record. The infrastructure had been designed to meet Alpine City standards. Shane
50 Sorensen said the City staff watched the construction of the infrastructure.
51

52 **MOTION:** Lon Lott moved to accept the Lambert Park Estates annexation petition. Roger Bennett seconded. Ayes:
53 3 Nays: 2. Lon Lott, Roger Bennett, Ramon Beck voted aye. Troy Stout and Kimberly Bryant voted nay. Motion
54 passed.
55

56 VI. STAFF REPORTS

1
2 Rich Nelson said that according to the most recent census, 39% of population in Alpine was under 18 years old, and
3 25% of the youth played soccer. He also reported that the City would have kids put out notification stickers on water
4 usage the same as the previous year.
5

6 Shane Sorensen said the Council had discussed the possibility of a restroom on the south end of Lambert Park. He
7 had talked to Patterson about doing it when they built their development. He wanted to know if the Council was in
8 favor of building the restrooms because after the end of July, the price would increase. He wanted to bring it to the
9 Council sooner rather than later. The Council indicated they were in favor of having the restrooms built. Vandalism
10 would probably be an issue but it was an issue with the restrooms in town as well.
11

12 Jason Bond said he had been working with an engineering firm about the transportation study for the General Plan.
13 In the process, they discovered that the current Transportation Master Plan, which was done in 2005 included traffic
14 projections to 2030. Before the City spent more money on a study, he wanted to see if the Council wanted to use the
15 study they already had since they were not significantly changing their transportation needs. The new study would
16 cost about \$10,000.
17

18 Steve Cospier said the Planning Commission could work with the current plan and tweak it. The Council indicated
19 they were in favor of that.
20

21 VII. COUNCIL COMMUNICATION

22

23 Troy Stout had several items:

- 24 • He rode his bike from his house to Lambert Park and noticed an encroachment on the public open space by
25 the house between Preston Drive and 300 North. They had built a wrought iron fence and landscaped the
26 open space and were watering it. It was most noticeable because it was flooding the trail and causing
27 erosion. He would like the City to start enforcing encroachments.
- 28 • He also had a question about water pressure where he lived because there were times when his sprinkler
29 wouldn't run. He had cleaned his filter.
- 30 • People were still speeding down the trails in Lambert Park. They needed signs telling riders to control their
31 speed or indicate one-way traffic as the case may be.
32

33 Kimberly Bryant said Melanie Ewing was in charge of Alpine Days and had picked Jay and Julia Healey to be the
34 Grand Marshals. The Alpine Days committee received nominations from 15 people and 7 of them were for the
35 Healeys.
36

37 Lon Lott reminded the Council that they were invited to a meeting on June 30th with residents of Alpine Cove. There
38 was quite a bit of interest and talk about the annexations going on.
39

40 VIII. EXECUTIVE SESSION

41

42 **MOTION:** Kimberly Bryant moved to go into executive session to discuss litigation. Ramon Beck seconded. Ayes:
43 5 Nays: 0. Kimberly Bryant, Ramon Beck, Troy Stout, Lon Lott, Roger Bennett voted aye. Motion passed.
44

45 The Council went into closed session at 9:50 pm.
46

47 **MOTION:** Kimberly Bryant moved to return to open session and adjourn. Ramon Beck seconded. Ayes: 4 Nays: 0.
48 Kimberly Bryant, Ramon Beck, Roger Bennett, Lon Lott voted aye. Troy Stout was not present at the time of the
49 motion. Motion passed.
50

51 The meeting was adjourned at 10:45 pm.
52
53
54

ALPINE CITY COUNCIL AGENDA

SUBJECT: Bookmobile Agreement

FOR CONSIDERATION ON: July 12, 2016

PETITIONER: Utah County

ACTION REQUESTED BY PETITIONER: Review and approve the Bookmobile Agreement for 2016-2017.

INFORMATION: The cost for the Bookmobile service is the same as it was for the previous year which is \$13,200.00. The locations for the Bookmobile stops have changed from Alpine Elementary and Timberline Middle School to the River Meadows Senior Living Center and Creekside Park. It will continue to stop at the LDS Chapel on 100 North. The number of hours it will be in Alpine has increased from 114.25 hours to 138 hours.

RECOMMENDED ACTION: *That the Council approve the proposed Bookmobile Agreement.*

INTERLOCAL COOPERATION AGREEMENT BY AND BETWEEN UTAH COUNTY, UTAH, AND ALPINE CITY REGARDING LIBRARY SERVICES

THIS IS AN INTERLOCAL COOPERATION AGREEMENT, made and entered into by and between UTAH COUNTY, a political subdivision of the State of Utah, with its office located at 100 East Center Street, Provo, Utah 84606, hereinafter referred to as "COUNTY," and ALPINE CITY, a political subdivision of the State of Utah, with its office located at 20 North Main, Alpine, Utah 84004, hereinafter referred to as "ALPINE."

WITNESSETH:

WHEREAS, pursuant to the provisions of the Interlocal Cooperation Act, Title 11, Chapter 13, Utah Code Annotated, 1953 as amended, public agencies, including political subdivisions of the State of Utah as therein defined, are authorized to enter into written agreements with one another for joint or cooperative action; and

WHEREAS, the parties to this Agreement are public agencies as defined in the Interlocal Cooperation Act; and

WHEREAS, the parties desire to establish a joint undertaking to provide library and bookmobile services for the residents of ALPINE;

NOW, THEREFORE, the parties do mutually agree, pursuant to the terms and provisions of the Interlocal Cooperation Act, as follows:

Section 1. EFFECTIVE DATE; DURATION

This Interlocal Cooperation Agreement shall become effective and shall enter into force, within the meaning of the Interlocal Cooperation Act, upon the submission of this Interlocal Cooperation Agreement to, and the approval and execution thereof by the executive or executive body of each of the parties to this Agreement. The term of this Interlocal Cooperation Agreement

shall be from *July 1, 2015 until June 30, 2016*. This Interlocal Cooperation Agreement shall take effect upon its review as to proper form and compliance with applicable law by the Utah County Attorney's Office and the attorney for ALPINE. Prior to becoming effective, this Interlocal Cooperation Agreement shall be filed with the keeper of records of each of the parties hereto.

Section 2. ADMINISTRATION OF AGREEMENT

The parties to this Agreement do not contemplate nor intend to establish a separate legal entity under the terms of this Interlocal Cooperation Agreement. The parties hereto agree that, pursuant to Section 11-13-207, Utah Code Annotated, 1953 as amended, COUNTY shall act as the administrator responsible for the administration of this Interlocal Cooperation Agreement. The parties further agree that this Interlocal Cooperation Agreement does not anticipate nor provide for any organizational changes in the parties. The administrator agrees to keep all books and records in such form and manner as the Utah County Clerk/Auditor shall specify and further agrees that said books shall be open for examination by COUNTY and ALPINE, at all reasonable times. The parties agree that they will not acquire, hold nor dispose of any real property pursuant to this Interlocal Agreement during this joint undertaking. The parties further agree that they will not acquire, hold, or dispose of any personal property during this joint undertaking.

Section 3. PURPOSES

This Interlocal Cooperation Agreement has been established and entered into between COUNTY and ALPINE, for the purpose of a joint undertaking to provide library and bookmobile service for the residents of ALPINE through making stops by the COUNTY'S bookmobile at the following locations within ALPINE:

- a. Alpine Main Street Chapel, 5 stops, each being 2.5 hours in duration, for the months of July and August, 19 stops, each being 1.75 hours in duration for the months of September through May, and 1 stop being 1 hour in duration for the month of June,

for a total of 46.75 hours.

- b. Alpine Elementary, 5 stops, each being 2.5 hours in duration, for the months of July and August, and 19 stops, each being 1.5 hours in duration for the months of September through May, for a total of 41 hours.
- c. Timberline Middle School, 5 stops, each being 1.5 hours in duration, for the months of July and August, and 19 stops, each being 1 hour in duration for the months of September through May for a total of 26.5 hours.

Section 4. MANNER OF FINANCING

ALPINE agrees to pay the sum of \$13,200.00 to COUNTY for the bookmobile services enumerated in Section 3 hereof on or before July 1, 2015.

Section 5. METHOD OF TERMINATION

This Interlocal Cooperation Agreement will automatically terminate at the end of its term herein, pursuant to the provisions of paragraph one (1) of this Agreement. Prior to the automatic termination at the end of the term of this Agreement, either party to this Agreement may terminate the Agreement upon providing sixty (60) days written notice of termination to the other party.

Section 6. INDEMNIFICATION

The parties to this Agreement are public entities. Each party agrees to indemnify and save harmless the other for damages, claims, suits, and actions arising out of a negligent error or omission of its own officials or employees in connection with this Agreement.

Section 7. FILING OF INTERLOCAL COOPERATION AGREEMENT

Executed copies of this Interlocal Cooperation Agreement shall be placed on file in the office of the Utah County Clerk/Auditor and with the official keeper of records of ALPINE, and shall remain on file for public inspection during the term of this Interlocal Cooperation Agreement.

Section 8. ADOPTION REQUIREMENTS

This Interlocal Cooperation Agreement shall be (a) approved by the executive or the executive body of each of the parties, (b) executed by a duly authorized official of each of the parties (c) submitted to and reviewed by an authorized attorney of each of the parties, as required by Section 11-13-202.5(3), Utah Code Annotated, 1953 as amended, and (d) filed with the keeper of records of each party.

Section 9. LAWFUL AGREEMENT

The parties represent that each of them has lawfully entered into this Interlocal Cooperation Agreement, having complied with all relevant statutes, ordinances, resolutions, by-laws, and other legal requirements applicable to their operation.

Section 10. AMENDMENTS

This Interlocal Cooperation Agreement may not be amended, changed, modified or altered except by an instrument in writing which shall be (a) approved by the executive or the executive body of each of the parties, (b) executed by a duly authorized official of each of the parties, (c) submitted to and reviewed by an authorized attorney of each of the parties, as required by Section 11-13-202.5(3), Utah Code Annotated, 1953 as amended, and (d) filed with the keeper of records of each party.

Section 11. SEVERABILITY

If any term or provision of the Interlocal Cooperation Agreement or the application thereof shall to any extent be invalid or unenforceable, the remainder of this Interlocal Cooperation Agreement, or the application of such term or provision to circumstances other than those with respect to which it is invalid or unenforceable, shall not be affected thereby, and shall be enforced to the extent permitted by law. To the extent permitted by applicable law, the parties hereby waive any provision of law which would render any of the terms of this Interlocal Cooperation Agreement unenforceable.

Section 12. NO PRESUMPTION

Should any provision of this Agreement require judicial interpretation, the Court interpreting or construing the same shall not apply a presumption that the terms hereof shall be more strictly construed against the party, by reason of the rule of construction that a document is to be construed more strictly against the person who himself or through his agents prepared the same, it being acknowledged that all parties have participated in the preparation hereof.

Section 13. BINDING AGREEMENT

This Agreement shall be binding upon the heirs, successors, administrators, and assigns of each of the parties hereto.

Section 14. NOTICES

All notices, demands and other communications required or permitted to be given hereunder shall be in writing and shall be deemed to have been properly given if delivered by hand or by certified mail, return receipt requested, postage paid, to the parties at their addresses first above written, or at such other addresses as may be designated by notice given hereunder.

Section 15. ASSIGNMENT

The parties to this Agreement shall not assign this Agreement, or any part hereof, without the prior written consent of all other parties to this Agreement. No assignment shall relieve the original parties from any liability hereunder.

Section 16. GOVERNING LAW

All questions with respect to the construction of this Interlocal Cooperation Agreement, and the rights and liability of the parties hereto, shall be governed by the laws of the State of Utah.

Section 17. STATISTICAL REPORT

Utah County agrees to provide a statistical report on the use of the Bookmobile in Alpine pursuant to this Interlocal Cooperation Agreement every six months.

IN WITNESS WHEREOF, the parties have signed and executed this Interlocal Cooperation Agreement, on the dates listed below:

UTAH COUNTY

APPROVED this 28th day of July, 2015.

BOARD OF COUNTY COMMISSIONERS
UTAH COUNTY, UTAH

By: 
Larry A. Ellertson, Chair

ATTEST: Bryan E. Thompson
Utah County Clerk/Auditor

By: 
Deputy

ATTORNEY REVIEW

The undersigned, as the authorized attorney of Utah County, has reviewed the foregoing Interlocal Cooperation Agreement and finds it to be in proper form and in compliance with applicable law.

DATED this 28th day of July, 2015.

By: 
David H. Shawcroft, Deputy
Utah County Attorney

ALPINE CITY

APPROVED this 23rd day of June, 2015.

By: 
Mayor

ATTEST: 
City Recorder

ATTORNEY REVIEW

The undersigned, as the authorized attorney of Alpine City, has reviewed the foregoing Interlocal Cooperation Agreement and finds it to be in proper form and in compliance with applicable law.

DATED this 13th day of July, 2015.

By: 
Legal Counsel for Alpine City



INTERLOCAL COOPERATION AGREEMENT BY AND BETWEEN UTAH COUNTY, UTAH, AND ALPINE CITY REGARDING LIBRARY SERVICES

THIS IS AN INTERLOCAL COOPERATION AGREEMENT, made and entered into by and between UTAH COUNTY, a political subdivision of the State of Utah, with its office located at 100 East Center Street, Provo, Utah 84606, hereinafter referred to as "COUNTY," and ALPINE CITY, a political subdivision of the State of Utah, with its office located at 20 North Main, Alpine, Utah 84004, hereinafter referred to as "ALPINE."

WITNESSETH:

WHEREAS, pursuant to the provisions of the Interlocal Cooperation Act, Title 11, Chapter 13, Utah Code Annotated, 1953 as amended, public agencies, including political subdivisions of the State of Utah as therein defined, are authorized to enter into written agreements with one another for joint or cooperative action; and

WHEREAS, the parties to this Agreement are public agencies as defined in the Interlocal Cooperation Act; and

WHEREAS, the parties desire to establish a joint undertaking to provide library and bookmobile services for the residents of ALPINE;

NOW, THEREFORE, the parties do mutually agree, pursuant to the terms and provisions of the Interlocal Cooperation Act, as follows:

Section 1. EFFECTIVE DATE; DURATION

This Interlocal Cooperation Agreement shall become effective and shall enter into force, within the meaning of the Interlocal Cooperation Act, upon the submission of this Interlocal Cooperation Agreement to, and the approval and execution thereof by the executive or executive

body of each of the parties to this Agreement. The term of this Interlocal Cooperation Agreement shall be from *July 1, 2016 until June 30, 2017*. This Interlocal Cooperation Agreement shall take effect upon its review as to proper form and compliance with applicable law by the Utah County Attorney's Office and the attorney for ALPINE. Prior to becoming effective, this Interlocal Cooperation Agreement shall be filed with the keeper of records of each of the parties hereto.

Section 2. ADMINISTRATION OF AGREEMENT

The parties to this Agreement do not contemplate nor intend to establish a separate legal entity under the terms of this Interlocal Cooperation Agreement. The parties hereto agree that, pursuant to Section 11-13-207, Utah Code Annotated, 1953 as amended, COUNTY shall act as the administrator responsible for the administration of this Interlocal Cooperation Agreement. The parties further agree that this Interlocal Cooperation Agreement does not anticipate nor provide for any organizational changes in the parties. The administrator agrees to keep all books and records related to this Interlocal Cooperative Agreement in such form and manner as the Utah County Clerk/Auditor shall specify and further agrees that said books shall be open for examination by COUNTY and ALPINE, at all reasonable times. The parties agree that they will not acquire, hold nor dispose of any real property pursuant to this Interlocal Agreement during this joint undertaking. The parties further agree that they will not acquire, hold, or dispose of any personal property during this joint undertaking.

Section 3. PURPOSES

This Interlocal Cooperation Agreement has been established and entered into between COUNTY and ALPINE, for the purpose of a joint undertaking to provide library and bookmobile service for the residents of ALPINE through making stops by the COUNTY'S bookmobile at the following locations within ALPINE:

Tuesday, every other week (24 times per year)

- a. River Meadows Senior Living, 10:15-12:00 (1.75 hours) for a total of 42 hours.
- b. Creekside Park, 12:30-2:30 (2 hours) for a total of 48 hours.
- c. 100 North Main, LDS Chapel, 3:00-5:00 p.m. (2 hours) for a total of 48 hours.

Section 4. MANNER OF FINANCING

ALPINE agrees to pay the sum of \$13,200.00 to COUNTY for the bookmobile services enumerated in Section 3 hereof on or before July 1, 2016.

Section 5. METHOD OF TERMINATION

This Interlocal Cooperation Agreement will automatically terminate at the end of its term herein, pursuant to the provisions of paragraph one (1) of this Agreement. Prior to the automatic termination at the end of the term of this Agreement, either party to this Agreement may terminate the Agreement upon providing sixty (60) days written notice of termination to the other party.

Section 6. INDEMNIFICATION

The parties to this Agreement are public entities. Each party agrees to indemnify and save harmless the other for damages, claims, suits, and actions arising out of a negligent error or omission of its own officials or employees in connection with this Agreement.

Section 7. FILING OF INTERLOCAL COOPERATION AGREEMENT

Executed copies of this Interlocal Cooperation Agreement shall be placed on file in the office of the Utah County Clerk/Auditor and with the official keeper of records of ALPINE, and shall remain on file for public inspection during the term of this Interlocal Cooperation Agreement.

Section 8. ADOPTION REQUIREMENTS

This Interlocal Cooperation Agreement shall be (a) approved by the executive or the executive body of each of the parties, (b) executed by a duly authorized official of each of the parties

(c) submitted to and reviewed by an authorized attorney of each of the parties, as required by Section 11-13-202.5(3), Utah Code Annotated, 1953 as amended, and (d) filed with the keeper of records of each party.

Section 9. LAWFUL AGREEMENT

The parties represent that each of them has lawfully entered into this Interlocal Cooperation Agreement, having complied with all relevant statutes, ordinances, resolutions, by-laws, and other legal requirements applicable to their operation.

Section 10. AMENDMENTS

This Interlocal Cooperation Agreement may not be amended, changed, modified or altered except by an instrument in writing which shall be (a) approved by the executive or the executive body of each of the parties, (b) executed by a duly authorized official of each of the parties, (c) submitted to and reviewed by an authorized attorney of each of the parties, as required by Section 11-13-202.5(3), Utah Code Annotated, 1953 as amended, and (d) filed with the keeper of records of each party.

Section 11. SEVERABILITY

If any term or provision of the Interlocal Cooperation Agreement or the application thereof shall to any extent be invalid or unenforceable, the remainder of this Interlocal Cooperation Agreement, or the application of such term or provision to circumstances other than those with respect to which it is invalid or unenforceable, shall not be affected thereby, and shall be enforced to the extent permitted by law. To the extent permitted by applicable law, the parties hereby waive any provision of law which would render any of the terms of this Interlocal Cooperation Agreement unenforceable.

Section 12. NO PRESUMPTION

Should any provision of this Agreement require judicial interpretation, the Court interpreting or construing the same shall not apply a presumption that the terms hereof shall be more strictly construed against the party, by reason of the rule of construction that a document is to be construed more strictly against the person who himself or through his agents prepared the same, it being acknowledged that all parties have participated in the preparation hereof.

Section 13. BINDING AGREEMENT

This Agreement shall be binding upon the heirs, successors, administrators, and assigns of each of the parties hereto.

Section 14. NOTICES

All notices, demands and other communications required or permitted to be given hereunder shall be in writing and shall be deemed to have been properly given if delivered by hand or by certified mail, return receipt requested, postage paid, to the parties at their addresses first above written, or at such other addresses as may be designated by notice given hereunder.

Section 15. ASSIGNMENT

The parties to this Agreement shall not assign this Agreement, or any part hereof, without the prior written consent of all other parties to this Agreement. No assignment shall relieve the original parties from any liability hereunder.

Section 16. GOVERNING LAW

All questions with respect to the construction of this Interlocal Cooperation Agreement, and the rights and liability of the parties hereto, shall be governed by the laws of the State of Utah.

Section 17. STATISTICAL REPORT

Utah County agrees to provide a statistical report on the use of the Bookmobile in Alpine pursuant to this Interlocal Cooperation Agreement every six months.

IN WITNESS WHEREOF, the parties have signed and executed this Interlocal Cooperation Agreement, on the dates listed below:

UTAH COUNTY

APPROVED this _____ day of _____, 2016.

BOARD OF COUNTY COMMISSIONERS
UTAH COUNTY, UTAH

By: _____
Larry A. Ellertson, Chair

ATTEST: Bryan E. Thompson
Utah County Clerk/Auditor

By: _____
Deputy

ATTORNEY REVIEW

The undersigned, as the authorized attorney of Utah County, has reviewed the foregoing Interlocal Cooperation Agreement and finds it to be in proper form and in compliance with applicable law.

DATED this _____ day of _____, 2016.

By: _____
David H. Shawcroft, Deputy
Utah County Attorney

ALPINE CITY

APPROVED this _____ day of _____, 2016.

By: _____
Mayor

ATTEST: _____
City Recorder

ATTORNEY REVIEW

The undersigned, as the authorized attorney of Alpine City, has reviewed the foregoing Interlocal Cooperation Agreement and finds it to be in proper form and in compliance with applicable law.

DATED this _____ day of _____, 2016.

By: _____
Legal Counsel for Alpine City

ALPINE CITY COUNCIL AGENDA

SUBJECT: Fireworks

FOR CONSIDERATION ON: July 14, 2016

PETITIONER: Mayor Sheldon Wimmer

ACTION REQUESTED BY PETITIONER: To ratify changes to the Alpine City Fire Restrictions for fireworks and open fires.

INFORMATION: On June 26, 2012 the Alpine City Council approved Resolution N. R2012-06, “A Resolution Granting The Local Fire Official The Authority To Prohibit The Use Of Any Ignition Source, Including Fireworks, Lighters, Matches And Smoking Materials Within The City – And Penalty”. The Fire Chief and the Fire Marshal then issued a “Notice of Fireworks and Open Fire Ban”. This was later amended to allowed fireworks in Creekside Park on the 4th of July and the 24th of July.

After the 4th of July of this year, the Mayor felt that fireworks at Creekside Park had gotten out of hand, that it had become a public safety issue and that the Park was left in a trashy condition. The Mayor then, after consultation with the City Council members, issued a modification to the Fire Restrictions (see attached).

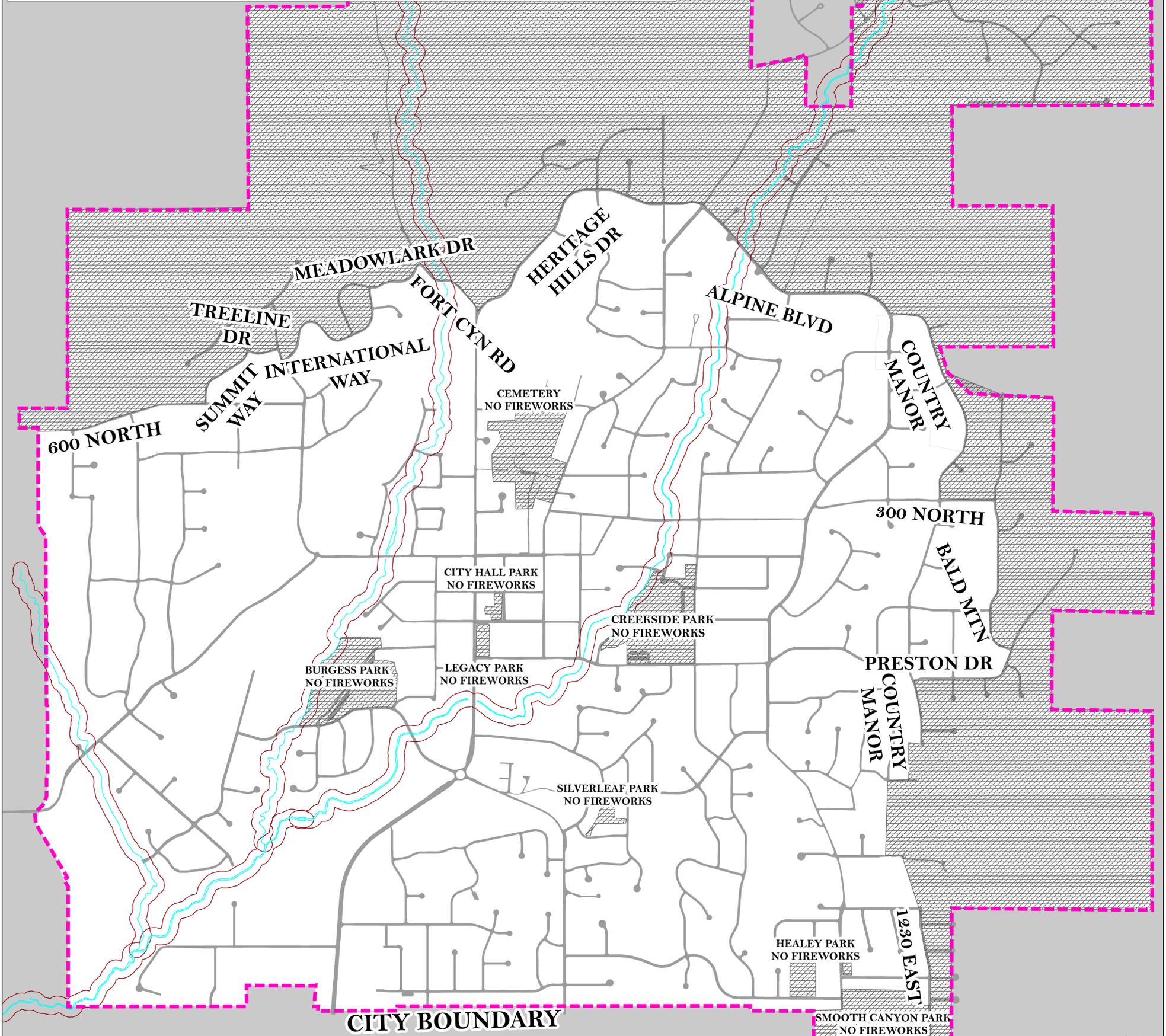
RECOMMENDED ACTION: That the City Council ratify the Alpine City Fire Restrictions 2016 map and information.

FIRE RESTRICTIONS EFFECTIVE 7/5/2016:

- NO FIREWORKS IN CITY PARKS
- NO FIREWORKS WITHIN 100' OF ANY STREAM BED
- OPEN FIRES ARE PROHIBITED CITY WIDE
- BBQ GRILLS USING CHARCOAL/PROPANE/GAS IN AN ENCLOSED CONTAINER ARE OK CITY WIDE
- ALL FIREWORKS ARE PROHIBITED IN THE AREAS DESIGNATED "FIREWORKS BAN 2016" AS SHOWN ON THIS MAP
- FOR THE UNMARKED AREA WITHIN CITY LIMITS, FOLLOW STATE LAWS REGARDING FIREWORKS
- FOR AREAS OUTSIDE THE CITY LIMITS, PLEASE REFER TO THE APPROPRIATE GOVERNING BODY FOR FIRE / FIREWORKS REGULATIONS

Legend

-  Streams - Fort & Dry Creek
-  100' Stream Buffer
-  Fire Ban 2016
- CITY**
-  Alpine
-  Other / County / F.S. Lands



**Alpine City
FIRE RESTRICTIONS 2016**



RESOLUTION NO. R2012-06

**A RESOLUTION GRANTING THE LOCAL FIRE OFFICIAL THE
AUTHORITY TO PROHIBIT THE USE OF ANY IGNITION SOURCE,
INCLUDING FIREWORKS, LIGHTERS, MATCHES, AND SMOKING
MATERIALS WITHIN THE CITY – AND PENALTY**

Whereas, local fire officials are authorized to enforce the state fire code, pursuant to Utah Code Annotated § 53-7-104; and

Whereas, local fire officials may prohibit the use of fireworks and other ignition sources when hazardous environmental conditions necessitate controlled use, pursuant to Utah Code Annotated § 15A-5-202(3)(b) which amends the 2009 International Fire Code; and

Whereas, the Governor of the State of Utah has recommended that Cities and Town consider banning certain fireworks, open fires and other potential sources of fire within areas of the City or Town.

NOW THEREFORE, BE IT RESOLVED by the Alpine City Council as follows:

Section 1. PURPOSE

This resolution authorizes the Lone Peak Special District fire chief to act as the local fire official for this municipality to prohibit open fires and the use of any ignition source, including fireworks, lighters, matches, and smoking materials, when hazardous environmental conditions necessitate controlling the use thereof.

Section 2. DEFINITIONS

“Hazardous environmental conditions” means extreme dryness or lack of moisture, windy conditions; the presence of dry weeds and other vegetation and any combination thereof.

“Ignition source” means fireworks, lighters, matches, smoking materials, and similar means used to ignite fire.

“Fireworks” shall have the same meaning as found in Title 53, Chapter 7 of the Utah Code.

Section 3. AUTHORITY OF LOCAL FIRE OFFICIAL TO ISSUE ORDERS

The local fire official is hereby authorized to issue orders prohibiting open burning, open fires including fire pits, the use of any ignition source, including fireworks, lighters, matches, and smoking materials in any area of the municipality when the local fire official determines that hazardous environmental conditions necessitate controlling or prohibiting the use thereof.

Section 4. AREAS AFFECTED

The local fire official shall determine what areas are subject to prohibition and the extent of the prohibition and shall identify the same in a written order. The order may also include a map outlining affected areas.

Section 5. PUBLIC NOTICE

The municipality shall immediately post copies of the written order of the local fire official in at least three public places within the City/town; post a copy of the order on the official municipal website; inform all local news media outlets of the order and provide a copy of the order thereto.

Section 6. PENALTY

Any person who intentionally or knowingly violates an order of the fire chief issued pursuant to this the Utah Fire Code is guilty of a class B misdemeanor.

Section 7. ENFORCEMENT

Every officer charged with enforcement of State and municipal laws within the jurisdiction of this municipality, including the Fire Marshal is hereby charged with the responsibility to enforce this resolution.

Section 8. REPEAL AND SEVERABILITY

If any section, phrase, sentence or portion of this resolution is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such portions shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof

CHIEF BRAD FREEMAN



LONE PEAK FIRE DISTRICT

Notice of Fireworks & Open Fire Ban

EFFECTIVE IMMEDIATELY (06-27-2012 9:00AM)

By ORDER OF THE LONE PEAK FIRE CHIEF AND FIRE MARSHALL

Due to environmental issues (weather conditions, dry fuel loads, and extremely escalating fire conditions), topographical considerations (mountainous terrain, brush and forest covered areas throughout the city) and public safety concerns (people, structures and property), the following fire restrictions are ordered for the City of Alpine:

- The ignition and discharge of ALL fireworks is prohibited within the City boundaries, to include all City parks, trails, Rodeo Grounds, and private residences.
- Open fires, camp fires and the igniting and burning in fire pits are prohibited. Small portable screened fire enclosures and gas barbecues are permitted at private residences.
- Gas barbecues are permitted ONLY at the approved pavilions at Creekside Park, Burgess Park and Legacy Parks.
- Smoking is not permitted in city parks, campgrounds, open space or vacant lots. Discarding any smoking material, matches and other ignition sources from a vehicle is prohibited.

This order supersedes all other orders and is in effect until the fire chief and fire marshal deem this order can be modified.

This order is enforceable by law, and a violation of which carries penalties and provisions as outlined in the Utah State Law.

Signed this day, Wednesday the 27th of June 2012 at 09:00AM


Fire Chief, Lone Peak Public Safety


Fire Marshal, Lone Peak Public Safety

Section 9. EFFECTIVE DATE

This resolution shall become effective immediately on passage.

PASSED, ADOPTED AND ORDERED PUBLISHED by the Council of Alpine City, Utah this 26th day of June, 2012.

Attest:


Town Clerk/City Recorder


Mayor

