

on an assurance letter that includes some items that Mike Davis has given his input on in preparing for the Wasatch County Council and expect to have that before you in the next couple of weeks. Doug Smith, the Wasatch County Planner, indicated that those dates are all tentative.

ADMINISTRATIVE ITEMS FOR FUTURE AGENDAS

Chair Greg McPhie then asked if there were any administrative items for a future agenda and there was none.

LEGISLATIVE ITEMS FOR FUTURE AGENDAS

Chair Greg McPhie then asked if there were any legislative items for a future agenda and there was none.

Councilman Kendall Crittenden made a motion to leave our regular Wasatch County Council Agenda and go into Wasatch County SSA #1. Councilman Danny Goode seconded the motion and the motion carries with the following vote:

AYE: Chair Greg McPhie

AYE: Kendall Crittenden

AYE: Danny Goode

AYE: Mark Nelson

AYE: Spencer Park

AYE: Mike Petersen

AYE: Steve Farrell

NAY: None.

WASATCH COUNTY SSA #1

Board Chair Steve Farrell indicated that as was discussed last night in the JSSD meeting that there is a contract that needed to be amended where JSSD had two conflicting contracts regarding where that water could be used and would like to revise the contract between SSA #1 and JSSD to show that the water can be used anywhere in the service area of SSA #1.

Board Member Greg McPhie made a motion to approve the updated agreement dated June 13, 2018 for sale of untreated Central Utah Project municipal industrial water. Board Member Mike Petersen seconded the motion and the motion carries with the following vote:

**AYE: Board Chair Steve Farrell
AYE: Board Member Greg McPhie
AYE: Board Member Kendall Crittenden
AYE: Board Member Danny Goode
AYE: Board Member Mark Nelson
AYE: Board Member Spencer Park
AYE: Board Member Mike Petersen**

NAY: None.

Board Member Danny Goode made a motion to adjourn from Wasatch County SSA #! And go back into our regular Wasatch County Council agenda. Board Member Kendall Crittenden seconded the motion and the motion carries with the following vote:

**AYE: Board Chair Steve Farrell
AYE: Board Member Kendall Crittenden
AYE: Board Member Danny Goode
AYE: Board Member Mark Nelson
AYE: Board Member Spencer Park
AYE: Board Member Mike Petersen
AYE: Board Member Greg McPhie**

NAY: None.

COUNCIL

DISCUSSION/POSSIBLE APPROVAL OF A PROPERTY TAX ISSUE WITH WILLIAM AND LINDA FAIRBANKS.

Councilman Steve Farrell indicated that an individual built a home and moved into the home on Thanksgiving Day of 2015 in Wallsburg and due to bad health he didn't get classified as a primary resident and didn't take care of the matter for 2015 and 2016. As a result he is requesting consideration for both years and did take care of the matter for 2017 and 2018. Does the Wasatch County Council feel inclined to go back and allow him to get credit for the 2016 year. There is no doubt that he is a primary resident of Wallsburg, Utah.

Councilman Spencer Park made a motion that we amend the property taxes for William and Linda Fairbanks to give him credit for 2016 as a primary resident. Councilman Kendall Crittenden seconded the motion and the motion carries with the following vote:

AYE: Chair Greg McPhie

AYE: Kendall Crittenden

AYE: Danny Goode

AYE; Mark Nelson

AYE: Spencer Park

AYE: Mike Petersen

AYE: Steve Farrell

NAY: None.

DISCUSSION/POSSIBLE APPROVAL OF A PROPERTY TAX ISSUE WITH ZERMATT RESORT

Councilman Steve Farrell indicated that this is a tax consideration for Zermatt Resort. Their property is coming up for tax sale next year and based on the fact that this matter has been in litigation for about six or seven years it made it very difficult to know what they own and what they didn't own until the matter gets worked out in the courts. The court has finally made a determination on it and got it worked out so they know what they are responsible for. It comes to about \$485,000.00 what they owe in back taxes. They would like to work out a payment plan with Wasatch County that they will pay the 2018 taxes in November and have everything current one year from that date. Zermatt Resort is one of the biggest employers in Wasatch County with 230 employees and this has been a real issue for them. They would also pay interest and penalties. Councilman Kendall Crittenden asked that they will work out a payment plan to cover 2014 through 2017 by the end of 2019 and will pay 2018 taxes on time. Councilman Steve Farrell indicated that is right.

Peter Ramsey, from the Midway Properties, addressed the Wasatch County Council and indicated that they have been working with the attorney and the treasurer in figuring out exactly what is owed and there will be something in writing to indicate what the agreement is. Also would like a letter from Wasatch County stating what the agreement is. Also asking for a release on the liens on the Legacy property where the numbering has been in error. Councilman Steve Farrell indicated that Scott Sweat's office has been working on this matter so they will be able to send a letter on this matter. The property will go up for tax sale next year if they default also without the extension. If they default on the extension it will be the following year. Councilman Mike Petersen indicated that this won't show any favoritism because the Council has done this before because it is unique and contributes a lot to the community and want to help out anyway that we can.

Councilman Steve Farrell made a motion that we grant the property tax extension to Zermatt Resort or Midway Properties L.L.C., for one year for the back taxes that defer the back taxes for one year. That we provide them a letter so they can put it in their settlement agreement with their attorneys or judgment that this matter has been taken care of and they can move forward so this is no longer a lien on the property. Councilman Danny Goode seconded the motion and the motion carries with the following vote:

AYE: Chair Greg McPhie

AYE: Kendall Crittenden

AYE: Danny Goode

AYE: Mark Nelson

AYE: Spencer Park

AYE: Mike Petersen

AYE: Steve Farrell

NAY: None.

DISCUSSION REGARDING A PROPOSAL FOR A ROUND-ABOUT ON RIVER ROAD WHERE THE MEMORIAL HILL ACCESS ENTERS ONTO RIVER ROAD

Wes Johnson, Midway City Engineer, addressed the Wasatch County Council and indicated that also present is the Midway City Mayor Celeste Johnson and Councilman C.J. Simonsen. Wes then presented a power point presentation. Wes further indicated that the Tom Whitaker Farm has been annexed into Midway City and as a result the developer is required to make two connections to the development and both accesses go onto River Road. After further consideration a round-about was proposed for the entrance to Memorial Hill and one at the intersection of 600 North and River Road and feel that a round-about will slow the traffic down and take care of safety concerns. Wes then presented a concept layout with using a round-about on the entrance to Memorial Hill and understanding that a lot of details will need to be put into the concept layout and was just wondering how the Wasatch County Council feel about the concept plan of a round-about.

Mike Davis, the Wasatch County Manager, addressed the Wasatch County Council and had some questions. 1. How much of the County's property does this layout take and is the developer going to buy that from us? 2. What about the water pump system? 3. Can the County's gravel trucks get around those corners because there is a gravel road that needs to be maintained. Wes Johnson indicated that as bar as belly dump trucks for gravel access, absolutely. As far as maintaining the little pump station absolutely. As far as the property and again this is just a concept and will work with Wasatch County with regard to the property needed.

Councilman Spencer Park wants to make sure that from that parking stall that there is a ramp onto the road for strollers and other people who like to walk up the Memorial Hill. Wes indicated that there will be a trail from the development that will tie to the gravel road on Memorial Hill.

Councilman Mike Petersen indicated that right now it is too steep but if it can be engineered to take care of that no problem with regard to the parking lot. Chair Greg McPhie indicated that ownership and maintenance is a concern that needs to be worked out with regard to the parking lot, etc. Councilman Mark Nelson indicated that having a restroom should be looked at because there will be lots of people in that area with the developments that are taking place in that area. Midway Mayor Celeste Johnson indicated that Midway feels that this concept is a win-win situation and the round-about concept is good because of safety and slowing traffic down also the Veterans like the concept. Chair Greg McPhie indicated that he will get Mike Davis, the Wasatch County Manager and come up with some issues that need to be resolved and can put them in writing and give them to Midway City and also a letter from Wasatch County Council indicating that they like the concept and put the matter back on the agenda for June 20, 2018 for action.

DISCUSSION/POSSIBLE DECISION ON CONDEMNATION BIG HOLLOW ROAD

Councilman Spencer Park indicated that the matter was talked about at our last Wasatch County Council meeting because this matter is going to become an issue again. Scott Sweat, the Wasatch County Attorney, indicated that at this point probably the thing to do is ask someone to put together a proposal and lay out how this matter would work and then bring that back to the Wasatch County Council. Councilman Spencer Park and Wasatch County Attorney Scott Sweat and Mike Davis, the Wasatch County Manager will get together and see what can be worked out concerning the matter and also bring the matter up in public lands also.

DISCUSSION/POSSIBLE DECISION ON DECLARATION AND PRESERVATION OF PUBLIC ROADS FOR GUARDSMAN PASS ROAD, PINE CANYON ROAD AND OTHER ROADS AND ACCESSES IN BRIGHTON ESTATES/BONANZA FLATS AREA.

Chair Greg McPhie indicated that it looks like there is not an agreement that can be reached because there is not a consensus among the people in Brighton Estates. Mike Davis, the Wasatch County Manager, indicated that we don't know if we do and a letter and two e-mails were received regarding the matter.

Scott Sweat, the Wasatch County Attorney, addressed the Wasatch County Council and indicated that he received correspondence from Brighton Estates and haven't had a chance to look into this matter. Mike Davis also indicated that there has been a lot of push back from the Park City side, lots of accusations, misrepresentations and so forth. The concern is that on the Park City's agenda is to have the conservation easement in place by June 21, 2018. Wasatch wanted these issues in place before that meeting took place concerning the conservation easement being put in place.

Councilman Mike Petersen indicated that he has read the letters and there is some for and some against and some good points are brought up so I would make a motion that we just continue this matter until next week which is the June 20, 2018 meeting. Councilman Kendall Crittenden seconded the motion and the motion carries with the following vote:

AYE: Kendall Crittenden

AYE: Mark Nelson

AYE: Spencer Park

AYE: Greg McPhie

AYE: Mike Petersen

NAY: None.

Roger Hoole, from Brighton Estates, addressed the Wasatch County Council and indicated that he supplied some declarations to Scott Sweat, the Wasatch County Attorney from some of the property owners and these declarations weren't received until noon today and they are declarations of use. Everyone up in Brighton Estates wants access and are willing to get their easements perfected.

The record should reflect that Councilman Danny Goode just joined the Wasatch County Council.

DISCUSSION/CONSIDERATION ON PLAT NOTES REGARDING FIRE FLOW AND FIRE PROTECTION MEASURES FOR THE GREENWOOD SUBDIVISION.

Mike Davis, the Wasatch County Manager, addressed the Wasatch County Council and indicated that his instructions were to get an opinion from the Wasatch County Attorney Scott Sweat which I received and that was forwarded to all of the Councilmen. Councilman Danny Goode indicated that his understanding was that there was just a misunderstanding about the plat note on Mr. Johnson's plat, also the note should have been split into two separate notes and that was where the confusion was. Chair Greg McPhie indicated that he thought that the Fire District puts fire flow to the subdivision and structures and the building does the structure. Ernie Giles, the Wasatch County Fire Chief, indicated that as long as the note stays on the plat that is fine.

The record should reflect that Councilman Steve Farrell just joined the Wasatch County Council.

Councilman Spencer Park indicated that the note that is on here and the reason is that there is issue with it because the Wasatch County Fire Department isn't the fire code authority for the home but are for the flow and the basic subdivision the roads and that type of stuff. Scott Sweat, the Wasatch County Attorney, indicated that this note doesn't violate the law and when it comes to the two different jurisdictions the Fire District has the flow to the development and the building department has the home which this note covers both.

Mike Johnston, from Summit Engineering representing the party involved, addressed the Wasatch County Council and indicated that a plat note is appropriate when there is something different and exceptional and needs to be noted on the plat which is different than the County ordinances otherwise there shouldn't be a plat note to restate current ordinances. The reason that this matter is before the Council is that my client and Councilman Park and Mr. McDonald, building director, did not seem to like what that note said and that is not right and just trying to get clarity and get a plat signed. Councilman Steve Farrell indicated that the Wasatch County Council in the ordinance gives the responsibility of inspecting the new subdivisions to the Wasatch County Fire Department on the lots not on the homes because there is no type of fire protection in this area. Also the ordinance that was passed last March gives the Fire Department the total responsibility for all new subdivisions and the subdivision doesn't meet the State Fire Code.

Councilman Spencer Park made a motion that the Fire Marshal and the head building official get together and make a note that they can both agree on within a week and put it on this plat. If after one week they can't agree on a note there is no note period. Councilman Mike Petersen seconded the motion and the motion carries with the following vote:

AYE: Kendall Crittenden

AYE: Mark Nelson

AYE: Spencer Park

AYE: Mike Petersen

NAY: Steve Farrell

NAY: Danny Goode

NAY: Chair Greg McPhie

Councilman Danny Goode asked Councilman Spencer Park to withdraw his motion until a Closed Session on personnel is held and Councilman Spencer Park indicated that he wouldn't withdraw his motion.

DISCUSSION ON AFFORDABLE HOUSING

Doug Smith, the Wasatch County Planner, addressed the Wasatch County Council and indicated that this matter has been discussed numerous times. Tonight Jon Woodard the Assistant Wasatch County has prepared a power point presentation discussing in detail Affordable Housing. After a lengthy discussion among the Council regarding the do's and don'ts of affordable housing a motion was made.

Councilman Spencer Park made a motion that the Wasatch County Council would like to recommend that we create a committee involving at least two members of the Wasatch County Council, two members of the Heber City Council, two members of the Midway City Council and I guess we could have three of Wasatch County if so desired and have a meeting with the Wasatch County Affordable Housing Board and then work on an ordinance that we all can love. Also Councilman Kendall Crittenden who is the representative of Wasatch County Council on the Affordable Housing Board be one of the members on the committee, as well as Councilman Mike Petersen and Councilman Steve Farrell be the other two representing Wasatch County. Also at least on one of the meetings have Scott Loomis' group there for a presentation. Also that the matter comes back to the Wasatch Council in two months from today in our third meeting in August. Councilman Danny Goode seconded the motion and the motion carries with the following vote:

AYE: Chair Greg McPhie

AYE: Kendall Crittenden

AYE: Danny Goode

AYE: Mark Nelson

AYE: Spencer Park

AYE: Mike Petersen

AYE: Steve Farrell

NAY: None.

Doug Smith, the Wasatch County Planner, indicated that somebody needs to spear head this committee or it will just die. The Wasatch County Council indicated that Councilman Kendall Crittenden should spear head this committee in setting up meetings, write things down and write up a code. Also Heber City Councilman Ron Crittenden will take this matter to the Heber City Council to appoint two members to be on the committee. Councilman Mark Nelson will go to the Midway City Council for them to appoint two members on the committee.

COUNCIL/BOARD REPORTS

Chair Greg McPhie indicated that due to a time constraint the Council/Board Reports will be done on the June 20, 2018 Wasatch County Council meeting.

ADJOURNMENT

Councilman Danny Goode made a motion to adjourn. Councilman Spencer Park seconded the motion and the motion carries with the following vote:

AYE: Chair Greg McPhie

AYE: Kendall Crittenden

AYE: Danny Goode

AYE: Mark Nelson

AYE: Spencer Park

AYE: Mike Petersen

AYE: Steve Farrell

NAY: None.

Meeting adjourned at 6:15 p.m.


GREG MCPHIE/CHAIRMAN


BRENT TITCOMB/CLERK/AUDITOR

