

AMERICAN FORK CITY COUNCIL  
AUGUST 13, 2019  
REGULAR SESSION MINUTES

Members Present:

Bradley J. Frost	Mayor
Kevin Barnes	Council Member
Staci Carroll	Council Member
Barbara Christiansen	Council Member
Rob Shelton	Council Member
Clark Taylor	Council Member

Staff Present:

David Bunker	City Administrator
Camden Bird	Community Services Director
Wendelin Knobloch	Associate Planner
Lauralee Hill	Deputy Recorder
Aaron Brems	Fire Chief
Kyle Maurer	Finance Officer
George Schade	IT Director
Cherylyn Egner	Legal Counsel
Adam Olsen	Senior Planner
Darren Falslev	Police Chief
Derric Rykert	Parks and Recreation Director
Scott Sensanbauger	Public Works Director

Also present were Terilyn Lurker, Odell Miner, former Mayor Jess Green, Rich Mickelson, Brian Parker, Chuck Goodwin, Laura Lewis, Brad Patterson, and several others.

**PUBLIC HEARING**

The American Fork City Council met in a public hearing on Tuesday, August 13, 2019, in the American fork city Hall, 31 North Church Street as follows:

- Receiving public comment regarding the declaration of various Fitness Center Equipment as surplus and to be disposed of.

There were no comments.

- Receiving public comment regarding the Boundary Line Adjustment with Highland City #6 consisting of 1.07 acres at approximately 1500 North Center.

There were no comments.

- Receiving public comment regarding the RBAK Annexation consisting of 1.121 acres at approximately 1050 East 300 North.

There were no comments.

**REGULAR SESSION**

The American Fork City Council met in a regular session on **Tuesday, August 13, 2019 in the American Fork City Hall, 31 North Church Street, commencing at 7:00 p.m.**

1. Pledge of Allegiance; Invocation by Council Member Shelton; roll call.

Mayor Frost welcomed everyone to the American Fork City Council. He explained that the agenda had been posted in various places. He then led the Pledge of Allegiance and a prayer was offered by Council Member Shelton. Roll call was taken.

Mayor Frost awarded Brian Parker and Chuck Goodwin with the American Fork Hero Award. He stated that for more than forty years these two coaches were involved with the youth of American Fork coaching baseball. He said they were positive influences in the lives of many young people. He mentioned a few of their accomplishments. They were asked to say a few words.

Mr. Chuck Goodwin said encouraged the youth to have a good time first, and win second. Mr. Parker discussed their accomplishments in their tournaments.

2. Twenty-minute public comment period - limited to two minutes per person.

Former Mayor Jess Green came forward and said he was concerned about the amount of paper summons that had come from Salt Lake to various residents of American Fork who owned water shares. In 1871, American Fork was given the water in American Fork Canyon by the President, underground and above ground to facilitate mining in the canyon. In 1905, this was reaffirmed when Lehi and Pleasant Grove were allotted some shares as well. The 3rd District Court, Attorney General Reyes, and Salt Lake Metropolitan believe they should have access to American Fork water. He encouraged the Council to guard the water belonging to citizens of American Fork.

Mayor Frost thanked Jess Green for his comments and his responsible stewardship of American Fork water for many years.

3. City Administrator's Report

David Bunker thanked the police and fire departments for "Night Out Against Crime" which took place last Monday. He stated that this was an annual event that was well attended. This Friday at Hunter Park there was a movie in the park for all American Fork residents. Peanuts would be provided by Texas Roadhouse. The American Fork Fitness Center would be changing their schedule next week when school began. There were four high schools that needed access to the swimming facilities in the upcoming year: American Fork, Pleasant Grove, Lone Peak, and Skyridge.

4. Council Reports

Council Member Christiansen stated that she had nothing new to report. Council Member Shelton stated that he had gone to "Night Against Crime" and his family had enjoyed it. Council Member Barnes stated that he also enjoyed the well-attended "Night Out Against Crime."

Council Member Carroll expressed appreciation for the Hero Award. She thanked Mr. Bunker and Mr. Christiansen for their contributions to Steel Days. She also thanked all the volunteers. She noted the Chamber Board was already preparing for the 2020 Steel Days.

Council Member Taylor expressed appreciation to former Mayor Jess Green for his stewardship of water in the American Fork community over the years. He also recognized Mr. Chuck Goodwin

and Mr. Parker for their coaching and training talents. He reported the golf course would make its yearly report in October. He also thanked everyone involved with Steel Days.

## 5. Mayor's Report

Mayor Frost stated that Steel Days was a lot of work. He thanked Council Member Carroll for her contributions to Steel Days and said he enjoyed the celebrations. Mayor Frost concluded by thanking his wife and publicly wishing her a Happy Anniversary.

## COMMON CONSENT AGENDA

*Common Consent* is that class of Council action that requires no further discussion or which is routine in nature. All items on the Common Consent Agenda are adopted by a single motion unless removed from the Common Consent Agenda.

1. Approval of the July 9, 2019 Work Session Minutes.
2. Approval of the July 9, 2019 City Council minutes.
3. Approval of the July 23, 2019 Special Session minutes.
4. Consideration regarding authorization to release the Improvements Construction Guarantee in the amount of \$127,780.00 and issue a Notice of Acceptance for the DBD Business Park construction of public improvements located at 72 South 700 East. *(Requested by Scott Sensanbaugher, Public Works)*

**Council Member Taylor moved to approve the common consent agenda with the corrections to the minutes. Council Member Shelton seconded the motion. Voting was as follows:**

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Clark Taylor, Council Member
<b>SECONDER:</b>	Rob Shelton, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

## ACTION ITEMS

1. Ratification of City payments (July 3, 2019 to August 6, 2019) and approval of purchase requests over \$25,000.

**Council Member Carroll moved to ratify City payments (July 3, 2019 to August 6, 2019) and approve the purchase requests over \$25,000. Council Member Taylor seconded the motion. Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Staci Carroll, Council Member
<b>SECONDER:</b>	Clark Taylor, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

2. Review and action on the American Fork Boat Harbor Annexation consisting of 58.13 acres at approximately 1700 South 100 West including the Ordinance of Annexation, Annexation Agreement, and placement of the property in the M-1 Marina zone.

Mayor Frost asked if there was a representative from TSSD present at the meeting and no one came forward. (Rich Mickelson from TSSD came in while this was being discussed and contributed later in the discussion.)

Terilyn Lurker, City Recorder, explained that this annexation included property from TSSD. The TSSD asked to have its property removed from the annexation and sent a protest letter. Mr. Bunker said he spoke with the TSSD representative Rich Michaelson and they created a plan to relocate the lift station.

Odell Miner was invited to speak on behalf of one of the property owners. He explained the property owners had written a response to the protest letter. This plan was the fourth revision that had been submitted, and it should be the City's expense to redraw the fourth mylar revision. Mayor Frost asked if Mr. Miner wanted the TSSD to be removed. Mr. Miner stated it was in the public's interest to continue with the annexation with the TSSD. Mr. Bunker explained this issue should have been addressed sooner. The Council could proceed by removing the TSSD from the annexation.

Mr. Miner reviewed the letter he submitted to the City, stating that it was their opinion the TSSD should not be removed from the annexation. A compromise could be reached that would benefit both parties. Mayor Frost said the Council was comfortable removing the TSSD from the property. Mr. Miner responded they would need access to portions of the property. This would complicate development. He said it was in the City's interest to keep this property together.

Council Member Shelton said if the TSSD was not included there would be no curb and gutter on a major thoroughfare. This was due to the fact they were a part of the County and not the City and could not force them to make these improvements. He explained this would be problematic for the property.

Mr. Bunker explained that if the owner protested to be annexed, the City would not give them the same requirements. He stated that the lift station was currently functioning and would need to be moved in the future. It was possible to work with the TSSD and the property owners.

Mr. Mikelson, District Manager for Timpanogos Special Service District, stated he received notice on December 6<sup>th</sup> and responded on January 8<sup>th</sup>. He explained they would not have any problem installing curb and gutter. TSSD's main concern was the development near the lake. He explained they wanted to stay neutral and outside the City's boundaries.

Council Member Shelton asked if TSSD wanted to acquire land in the general location. Mr. Mikelson said they were developing property on the lower side. Council Member Shelton asked if the property's value would increase if they were annexed into American Fork. Mr. Mikelson responded their purpose for attending the meeting was to avoid annexation.

Council Member Carroll stated she did not want to annex properties if the property owners did not want to join the City. Council Member Barnes agreed. Ms. Egner said the City could annex a property legally if 75% of the property owners wanted to be annexed.

Council Member Shelton said TSSD did not have a strong argument to remain neutral. Council Member Taylor stated the City would impose nothing on the TSSD if they were annexed. He said there was no good reason for the TSSD not to be annexed.

**Council Member Shelton moved to adopt the American Fork Boat Harbor Annexation consisting of 58.13 acres at approximately 1700 South 100 West including the Ordinance of**

**annexation (2019-08-49), Annexation Agreement, and placement of the property in the M-1 Marina zone. Council Member Taylor seconded the motion. Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED [3 TO 2]</b>
<b>MOVER:</b>	Rob Shelton, Council Member
<b>SECONDER:</b>	Clark Taylor, Council Member
<b>AYES:</b>	Barbara Christiansen, Rob Shelton, Clark Taylor
<b>NAYS:</b>	Kevin Barnes, Staci Carroll

*Mayor Frost moved Agenda Item 19 (listed next) to the top of the agenda in front of Agenda Item 3.*

3. Consideration for adoption of a resolution of the City Council of American Fork City, Utah, authorizing the issuance and sale of not more than \$35,000,000 aggregate principal amount of telecommunications, franchise and sales tax revenue bonds, Series 2019; and related matters.

Mayor Frost read a prepared statement then invited Laura Lewis, a consultant, to come forward. Laura Lewis stated that this was a standard process that any City would go through to administer municipal debt. She then went into detail on how the funds were used. There would be a total of \$35 million for a maximum term not to exceed 32 years.

The bond date could be set for September 24<sup>th</sup> and this was also a good day to set the public utility fee. Ms. Lewis explained if they moved forward with the resolution they could begin construction by November.

Council Member Shelton commented on the other bond options, Series A and B. He said he wanted a ten-year option to pay off the bonds. Ms. Lewis responded it was standard to run analysis on various options.

Brad Patterson, from the Law Firm Gilmore and Bell, explained the parameters resolution contained all the authorization they would need to move forward. There would be no Council action required.

Council Member Barnes asked if the Council was required to vote to not proceed with the bond. It was answered in the affirmative. Council Member Barnes asked if a clause could be added that the bond must be seen by the Council. Ms. Lewis responded this would affect the market flexibility.

**Council Member Shelton made a motion to adopt the resolution of the City Council and the Mayor for authorization to sell not more than \$35 million aggregate principal amount of telecommunications, franchise and sales tax revenue bonds, Series 2019; and related matters with the change of date for the public hearing from September 10th to September 24th and subject to it coming back to Council. Council Member Barnes seconded the motion.**

Mr. Patterson stated that coming back to Council was not in the resolution proposed, and that he would add this to the resolution.

David Bunker asked if Council Member Shelton wanted it to come back to Council at the time of pricing on the bonds or prior to that and Council Member Shelton replied that it was up to the staff. He wanted a meeting to put together policies, infrastructure, and agreements.

**Mayor Frost called for a vote. Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rob Shelton, Council Member
<b>SECONDER:</b>	Kevin Barnes, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

4. Review and action on an ordinance adopting the Highland/American Fork Boundary Line Adjustment #6 consisting of 1.07 acres at approximately 1500 North Center.

**Council Member Shelton moved to approve Ordinance 2019-08-55 adopting the Highland/American Fork Boundary Line Adjustment #6 consisting of 1.07 acres at approximately 1500 North Center. Council Member Taylor seconded the motion. Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rob Shelton, Council Member
<b>SECONDER:</b>	Clark Taylor, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

5. Review and action on a resolution indicating the City's intent to annex the Houle Annexation consisting of .597 acres at 935 East 50 South.

**Council Member Taylor moved to approve Resolution 2019-08-30R indicating the City's intent to annex the Houle annexation consisting of .597 acres at 935 East 50 South. Council Member Shelton seconded the motion. Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Clark Taylor, Council Member
<b>SECONDER:</b>	Rob Shelton, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

6. Review and Action of an Escrow Bond Agreement with Bank of Utah for HMC Investment.

**Council Member Shelton moved to approve the Escrow Bond Agreement for HMC Investment Corporation. Council Member Christiansen seconded the motion. Voting was as follows:**

Council Member Carroll asked how this benefitted the developer and asked why a developer would choose this as opposed to the more traditional method. Ms. Egner said she was unsure. Council Member Shelton speculated this was a benefit to the developer's cash flow and financial projections.

**Mayor Frost called for a vote. Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rob Shelton, Council Member
<b>SECONDER:</b>	Barbara Christiansen, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

7. Review and action of a Connector's Agreement (a/k/a Pioneering Agreement) for HMC Investment Corporation.

**Council Member Shelton moved to approve the Connector's Agreement for HMC Investment Corporation. Council Member Taylor seconded the motion. Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rob Shelton, Council Member
<b>SECONDER:</b>	Clark Taylor, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

8. Review and action on a reimbursement agreement with John Heiner for improvements on Elm Street

**Council Member Shelton moved to approve the reimbursement agreement and authorize the City to sign the agreement. Council Member Barnes seconded the motion. Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rob Shelton, Council Member
<b>SECONDER:</b>	Kevin Barnes, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

9. Review and Action of a Reimbursement Agreement for Patterson Construction, Inc. for roadway widening of 860 East.

**Council Member Taylor moved to approve the Reimbursement Agreement for Patterson Construction, Inc. Council Member Christiansen seconded the motion. Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Clark Taylor, Council Member
<b>SECONDER:</b>	Barbara Christiansen, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

10. Review and action on an ordinance approving a zone map amendment from the R-1-7,500 Residential to the R-4-7,500 Residential zone located at 161 West Pacific Drive.

Council Member Barnes stated that as a member of the Historical Preservation Committee they had spent a long time investigating this place. He noted that some residents attach great value to old buildings with history.

Council Member Barnes moved to adopt Ordinance 2019-08-50 approving a zone map amendment from the R-1-7,500 Residential to the R-4-7,500 Residential zone located at 161 West Pacific Drive. Council Member Christiansen seconded the motion. Voting was as follows:

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kevin Barnes, Council Member
<b>SECONDER:</b>	Barbara Christiansen, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

11. Review and action on a resolution approving an amendment to the land use element of the general plan located at 11 South 500 East from the Residential Medium Density to the General Commercial designation.

Council Member Taylor moved to adopt Resolution 2019-08-31R approving an amendment to the land use element of the general plan located at 11 South 500 East from the Residential Medium Density to the General Commercial designation. Council Member Christiansen seconded the motion. Voting was as follows:

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Clark Taylor, Council Member
<b>SECONDER:</b>	Barbara Christiansen, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

12. Review and action on an ordinance approving a zone map amendment from the R-2-7,500 Residential zone to the GC-1 General Commercial zone, located at 11 South 500 East.

Council Member Christiansen moved to adopt Ordinance 2019-08-51 approving a zone map amendment from the R-2-7,500 Residential zone to the GC-1 General Commercial zone, located at 11 South 500 East. Council Member Taylor seconded the motion. Voting was as follows:

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Barbara Christiansen, Council Member
<b>SECONDER:</b>	Clark Taylor, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

13. Review and action on subdivisions, commercial projects, condominiums, and PUD's including 1) plat approval; 2) method of satisfaction of water rights requirements; 3) posting of an improvement bond or setting of a time frame for improvement installation; and 4) authorization to sign the final plat and acceptance of all dedications to the public and to have the plat recorded.

- a. Review and action on an ordinance approving a district framework plan for the Hoggard TOD Project, located in the area of 1000 West 350 South in the TOD zone.

Council Member Carroll moved to adopt Ordinance 2019-08-52 approving a district framework plan for the Hoggard TOD Project, located in the area of 1000 West 350 South in the TOD zone. Council Member Taylor seconded the motion.

Council Member Taylor stated that this plan was well executed and easy to read and thanked the developer who prepared it.

**Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Staci Carroll, Council Member
<b>SECONDER:</b>	Clark Taylor, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

b. Review and action on the final plat of Willow Glen Phase 2, consisting of 78 units, located in the area of 400 South 700 West in the TOD zone.

**Council Member Taylor moved to approve the final plat of Willow Glen Phase 2, consisting of 78 units, located in the area of 400 South 700 West in the TOD zone and to authorize the mayor and city council to sign the plat and accept the dedications with instructions to the city recorder to withhold recording of the plat subject to all conditions identified in the public record associated with the July 17, 2019 planning commission meeting. Council Member Christiansen seconded the motion. Voting was as follows:**

Council Member Carroll noted that there was not much open space allotted in this plat. She asked if they had met open space requirements in the previous phase. Adam Olsen confirmed they met the requirements.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Clark Taylor, Council Member
<b>SECONDER:</b>	Barbara Christiansen, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

14. Review and action on an ordinance adopting amendments to the American Fork City Municipal Code Section 10.01.100, Section 17.7.501 to Section 17.5.507, and section 17.8.304 relating to private street standards.

Scott Sensanbaugher explained there were four different related items regarding public infrastructure and private streets today and in the future. This was the first one of these items. This item would eliminate private street standards. If this was approved all private roads would have to be built to public street standards.

The second item would deal with the City accepting the existing private infrastructure. The third would concern the adjustment to the public street standard narrowing by two feet. This would be presented to the Planning Commission before the Council would make their vote. The fourth item was specific to Eddington Estates.

**Council Member Shelton moved to adopt Ordinance 2019-08-53 amending Section 17.8.111 of the American Fork City code relating to construction and maintenance of private roads and driveways, and creating Chapter 12.20 relating to the acceptance of private infrastructure, establishing conditions and setting forth procedures for the acceptance of private infrastructure. Council Member Barnes seconded the motion. Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rob Shelton, Council Member
<b>SECONDER:</b>	Kevin Barnes, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

15. Review and action on an ordinance amending Section 17.8.111 of the American Fork City code relating to construction and maintenance of private roads and driveways, and creating Chapter 12.20 relating to the acceptance of private infrastructure, establishing conditions and setting forth procedures for the acceptance of private infrastructure.

Council Member Carroll noted that in the previous discussion they had made an exception for ADA ramps and asked about the way this was included in the new policy.

Cherylyn Egner stated that the requirement would require the engineering staff to determine if there was a need for an ADA ramp. This evaluation would then come back to the Council and provide information to the Council. This would be evaluated but compliance would not be required. This allowed the engineering staff to meet ethical responsibilities.

Council Member Shelton asked for clarification that the evaluation would be performed and then the results be brought before the Council. Ms. Egner clarified where this was found in the City code. She also clarified other portions of the code that pertained to this item.

**Council Member Shelton moved to adopt Ordinance 2019-08-54 amending Section 17.8.111 of the American Fork City code relating to construction and maintenance of private roads and driveways, and creating Chapter 12.20 relating to the acceptance of private infrastructure, establishing conditions and setting forth procedures for the acceptance of private infrastructure with the following changes:**

**Addition of the following words to 12.20.010, Item B "and provided to the City Council for consideration".**

**Addition of the following words to 12.20.010, Item G "as determined by the City Council." Council Member Barnes seconded the motion. Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rob Shelton, Council Member
<b>SECONDER:</b>	Kevin Barnes, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

16. Review and action on a Professional Services Contract for asset management, street light maintenance and construction services provided by Black & McDonald

**Council Member Shelton moved to approve the contract with Black and McDonald as presented. Council Member Carroll seconded the motion.**

Council Member Shelton asked to see what the City had saved by purchasing the street lights.

Voting was as follows:

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rob Shelton, Council Member
<b>SECONDER:</b>	Staci Carroll, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

17. Review and action on the award of a contract for the 2020 Upper West Tank Crack Repair (WA201801) to Gerber Construction, Inc.

**Council Member Carroll moved to accept the Bid submitted by Gerber Construction, Inc. for the construction of the Upper East Tank Crack Repair in the amount of \$608,900.00 and approve the contract as presented. Council Member Christiansen seconded the motion.**

**Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED AS AMENDED [UNANIMOUS]</b>
<b>MOVER:</b>	Staci Carroll, Council Member
<b>SECONDER:</b>	Barbara Christiansen, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

18. Review and action on a resolution declaring Fitness Center items to be surplus and disposed of.

**Council Member Taylor moved to approve Resolution 2019-08-32R approving the declaration of Fitness Center equipment to be surplus and disposed of including three 9500 Life Fitness Treadmills, three old televisions, 3 spin bikes, one weight lifting cage and one Smith Machine. Council Member Carroll seconded the motion. Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Clark Taylor, Council Member
<b>SECONDER:</b>	Staci Carroll, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

19. Review and action on a Master Services Agreement with MuniConsults LLC.

Council Member Carroll asked if this replaced the Sumac Contract which extended through the end of July. She asked if this new contract with MuniConsults should be dated August 1st and payment should be for five months of consulting rather than six months.

Mr. Bunker stated it was better the agreement was through December rather than stating five months. Council Member Carroll asked if this would reduce the amount paid on this contract. Council Member Shelton said he wanted to know the take rate. Mr. Bunker responded they would provide this information.

**Council Member Carroll moved to approve the Master Services Agreement with MuniConsults LLC changing the contract dates from July 1 to August 1 and reflecting five months of payment rather than six months of payment. Council Member Christiansen seconded the motion. Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Staci Carroll, Council Member
<b>SECONDER:</b>	Barbara Christiansen, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

20. Consideration and action to enter into a closed session to discuss the character or professional competence of individuals, to discuss pending or reasonably imminent litigation, to discuss the purchase, lease or sale of real property, or to discuss other items described in Utah State Code 52-4-204 and 52-4-205.

**Council Member Shelton moved to enter into a closed session in the downstairs work room at 9:15 p.m. Council Member Taylor seconded the motion. Voting was as follows:**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rob Shelton, Council Member
<b>SECONDER:</b>	Clark Taylor, Council Member
<b>AYES:</b>	Barnes, Carroll, Christiansen, Shelton, Taylor

The City Council entered into a closed session to discuss the professional character and competence of individuals and pending or reasonably imminent litigation at 9:15 p.m. Those present included Mayor Frost, Council Member Barnes, Council Member Carroll, Council Member Christiansen, Council Member Taylor, and Council Member Shelton. Also present were City Administrator David Bunker, City Attorney Cherylyn Egner, and Deputy Recorder Lauralee Hill.

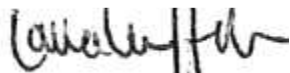
Pending or reasonably imminent litigation was discussed and audio recorded as required by law. The closed session ended at 9:48 p.m.

**Council Member Christiansen moved to return to the regular session at 9:48 p.m. Council Member Barnes seconded the motion. All were in favor.**

21. Adjournment

**Council Member Shelton moved to adjourn the meeting. Council Member Taylor seconded the motion. All were in favor.**

The meeting adjourned at 9:49 p.m.



Lauralee Hill, Deputy Recorder