

PAYSON CITY
CITY COUNCIL MEETING
Payson City Center, 439 W Utah Avenue, Payson UT 84651
Wednesday, December 4, 2019

CONDUCTING William R. Wright, Mayor

ELECTED OFFICIALS Linda Carter, Brett Christensen, Taresa Hiatt, Brian Hulet, Doug Welton,
William R. Wright

STAFF PRESENT David Tuckett, City Manager
Mark Sorenson, City Attorney
Kim E. Holindrake, City Recorder
Brad Bishop, Police Chief
Travis Jockumsen, City Engineer/Public Works Director
Jill Spencer, City Planner
Daniel Jensen, Planner II
Karl Teemant, Recreation Director
Janeen Dean, Community Events Coordinator
Kim Lefler, Communities That Care Coordinator

OTHERS Randy Memmott, Kent Millington – Utah Transit Authority Trustee,
Justin Hill, Ty Jones – Chamber

William R. Wright, Mayor, called this meeting of the City Council of Payson City, Utah, to order at 6:00 p.m. The meeting was properly noticed.

A. PRAYER & PLEDGE OF ALLEGIANCE

Prayer offered by Doug Welton.

Pledge of Allegiance led by William Wright.

B. CONSENT AGENDA

1. Approval of the November 19, 2019 Special City Council Meeting
2. Resolution – Identifying and approving certain individuals to access and manage the funds within the State of Utah Public Treasurers' Investment Fund (PTIF) on behalf of Payson City

MOTION: Councilmember Hulet – To approve the consent agenda. Motion seconded by Councilmember Christensen. A roll call vote was taken as follows and the motion carried.

Yes	-	Linda Carter
Yes	-	Brett Christensen
Yes	-	Taresa Hiatt
Yes	-	Brian Hulet
Yes	-	Doug Welton

48
49 C. PETITIONS, REMONSTRANCES & COMMUNICATIONS

50 1. Public Forum

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52 Randy Memmott asked when the pit would be advertised and put out to bid. Mayor Wright stated
53 the council has discussed the issue; the city is not required by law to go out to bid.
54

55 2. Staff and Council Reports

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57 Staff Reports

58
59 PUBLIC WORKS – Travis Jockumsen stated the city is 85% on precipitation, 117% on snow water
60 equivalent, 9 inches of snow. The pressurized irrigation contractor will begin installing meters on
61 Monday. Residents will receive a door hanger prior to the work. Staff submitted for four
62 Mountainland Association of Governments projects today.
63

64 RECREATION – Karl Teemant reported youth wrestling and youth volleyball are wrapping up.
65 Registration for the winter programs in underway; gymnastics, dance, tumbling, cheer, youth
66 basketball, and youth skiing.
67

68 POLICE – Chief Brad Bishop reported the month of November statistics included 128 arrests, 221
69 offenses, 204 citations, 296 violations, 1,014 calls, 9 DUI's, 347 traffic stops, and 30 accidents. He
70 thanked everyone who supported Officer Knighton with the passing of his wife in November.
71

72 COMMUNITY EVENTS – Janeen Dean thanked Councilmembers Christensen, Carter, and Welton
73 for supporting the Santa Dash. It was a fun event but very cold. The Christmas caroling was very
74 successful with 360 people in the auditorium. Barnet Elementary was wonderful with the bells.
75 Then outside the lights were lit, and Payson Market donated donuts. She could use more lights at
76 the Peteetneet. The Christmas Boutique and Train Show is December 13 and 14 with about 30
77 vendors who will be inside the museum. Doug Lamb is doing the train show again. There will be a
78 Barbie display and entertainment from several dance companies, singing groups and families, and
79 Payson High Orchestra. Santa will be at the Peteetneet on Friday from 5 p.m. to 7 p.m. and Saturday
80 from 10 a.m. to 1 p.m.
81

82 ADMINISTRATION – Dave Tuckett stated the finance director begins Monday. Sara Hubbs has
83 been great to keep the city going and finish the audit. She will do some training as well. The
84 employee Christmas luncheon is on December 19. Turkeys/hams will be passed out on the 12th.
85

86 CHAMBER OF COMMERCE – Ty Jones reported the Chamber recently completed the Shop
87 Smallopoly and will announce the winner shortly. Two pediatricists have joined the Chamber and are
88 having events this month. They recently did a fund raiser for trips to China and made about \$900.
89 The Chamber is working to become more self-sufficient. The executive director stepped down, and
90 the Chamber is working to fill that position. They are looking at possibly having co-directors; one
91 over administration and one over events.
92

93 Council Reports

Councilmember Christensen stated the Santa Dash was a lot of fun. There was a good turnout at the pressurized irrigation meeting and most of the concerns were resolved and worked out. He asked if there has been any progress on the email list of residents, which is needed to keep the residents informed. He requested a speed trailer be put out on 1300 East; residents are concerned with the speeding.

Councilmember Carter reported the Santa Dash has had more runners in the past, but the weather was miserable. She appreciates Janeen Dean and looks forward to the Christmas Boutique. She appreciates the city staff and all they do.

Mayor Wright stated he and Councilmember Welton went to Washington DC along with Mayor Fullmer with Vineyard and Amelia Powers with Utah County to receive an award for using ranked choice voting. FairVote sponsored the trip.

Councilmember Welton reported going to Washington DC was a great experience. Stan Lockhart took them to the Utah delegation. Mayor Wright was able to lobby for FEMA to get Payson's maps redone in order to take care of flooding issues in the business park. They also discussed I-15 and speeding up the new interchange. He really liked the ranked choice voting process and is happy to talk to anyone who has questions. The Peteetneet event and Santa Dash was great. Having all of Barnett Elementary there was good. He agrees with Janeen Dean that it's time to expand the lighting of Payson. There are beautiful trees on the driveway by Peteetneet that could be lit. The pressurized irrigation meter meeting was the biggest meeting. It was good to meet with residents, discuss the project, and come to understandings. He offered condolences to Officer Knighton and his family.

3. Scout Attendance Certificates

No scouts present.

4. CTC – Mayor's Youth Recognition Award (6:20 p.m.)

Mayor Wright and Kim Lefler presented Mayor's Youth Recognition Awards to Daniela Chavez, Mt. Nebo Junior High, Kade Edwards, Payson Junior High, and Carson Ruiz, Payson High School.

5. Chamber Business of the Month

Ty Jones announced Brown Family Mortuary as the Chamber Business of the Month. Mark Brown stated he is happy the Santaquin and Payson Chambers came together; it has helped both communities. They are honored for the award.

6. Utah Transit Authority Trustee Presentation (6:30 p.m.)

Kent Millington reported that about one year ago the Utah Legislature changed the governing structure of the Utah Transit Authority (UTA) from 15 part-time board members to three full-time board members. As one of those board members, he represents Utah County and Tooele County. UTA recently hired a new executive director, who has 23 years of experience in the transit business. Last year, UTA initiated the bus rapid transit system between Orem and Provo universities, which

142 averaged about 10,000 riders a day. This fall, the ridership went up to about 14,000 a day. This
143 created about 1,500 fewer parking passes purchased between the two schools. Over the next year or
144 two, the pedestrian bridge over the freeway and railroad tracks will be constructed at Utah Valley
145 University (UVU), which is 10-feet wide and accommodates pedestrians and bikes. This fall, UTA
146 initiated a circulating bus around Thanksgiving Point in Lehi to facilitate moving people around the
147 area without vehicles. The plan is to use the pattern on the north end of the county in the south end
148 of the county. UTA will meet with Springville, Spanish Fork, and Payson to begin the conversation
149 of planning the transit opportunities in the south end of the county. FrontRunner expansion to
150 Payson because of MTech and UVU is being discussed. A number of meetings have been held to
151 discuss the location of stations, preservation of right-of-way for these expansion efforts, and transit
152 opportunities. There are new federal requirements for positive train control. Meaning anything that
153 may go wrong, the train shuts down. Then all the trains slow down. UTA is actively pursuing state
154 and federal money to double track a significant portion if not all the tracks from Payson to Brigham
155 City. Then trains will run on a 15-minute headway instead of 30 minutes. This is a long-term goal.
156 UTA is discussing with cities to facilitate better bus service in the area and more express buses.
157 UTA wants input from the cities and citizens. A micro-transit system started as a pilot program in
158 southwest Salt Lake County by partnering with VIA. VIA brought in 16 vans, and it works like an
159 Uber service. UTA is trying to meet the needs of a growing population in Utah and looks forward to
160 providing service to Payson.

161 162 D. ACTION ITEMS

163 1. Resolution – Appointment of Planning Commission Member (6:45 p.m.) 164

165 Mayor Wright stated this appointment is due to the resignation of Adam Billings from the Planning
166 Commission. He thanked Mr. Billings for his service. The appointment will be a temporary position
167 until April 2020. He spoke to three residents, Dennis Davis, Cary Stockwell, and Blair Warner. He
168 submitted Blair Warner for the position.

169
170 Councilmember Hulet asked that resumes be provided to the council in the future.

171
172 **MOTION: Councilmember Welton – To approve (resolution) the appointment of Blair**
173 **Warner as a Planning Commission member.** Motion seconded by Councilmember Hulet. A roll
174 call vote was taken as follows and the motion carried.

175		
176	Yes	- Linda Carter
177	Yes	- Brett Christensen
178	Yes	- Taresa Hiatt
179	Yes	- Brian Hulet
180	Yes	- Doug Welton
181		

182 2. Resolution – South Haven Farms System Improvements Reimbursement Agreement (6:47 183 p.m.) 184

185 Staff Presentation:

186 Travis Jockumsen stated this agreement is for utility reimbursement for upsizing for culinary,
187 pressurized irrigation, and sewer systems. Staff has been working with the developer and reviewing
188 the previous annexation agreement. Once the utility is installed and warranty begins, reimbursement

189 begins. The pressurized irrigation is larger because there are smaller pipes throughout the city,
190 looping the system, and based on future growth.

191
192 **MOTION: Councilmember Hulet – To approve the resolution for the South Haven Farms**
193 **System Improvements Reimbursement Agreement.** Motion seconded by Councilmember
194 Christensen. A roll call vote was taken as follows and the motion carried.

195
196 Yes - Linda Carter
197 Yes - Brett Christensen
198 Yes - Taresa Hiatt
199 Yes - Brian Hulet
200 Yes - Doug Welton
201

- 202 3. Amendments to Springside Meadows Subdivision, Plats I and J, including public utility
203 easements and the creation of Amended Springside Meadows Subdivision, Plats I and J,
204 including new public utility easements (6:50 p.m.)
205

206 Staff Presentation:

207 Jill Spencer reviewed the minor adjustments to Springside Meadows Subdivision, Plats I and J,
208 which includes the townhomes. This project was reviewed, approved, and previously recorded; but
209 gas line clearance issues were found in the field by Dominion Energy. The structures will be shifted
210 two to three feet into the open space areas for clearance between the gas line and structures. Some
211 foundations have been poured but the adjustments were already made to accommodate the gas line.
212

213 **MOTION: Councilmember Christensen – To accept the amendments to Springside Meadows,**
214 **Plats I and J including the public utility easements.** Motion seconded by Councilmember Hiatt.
215 Those voting yes: Linda Carter, Brett Christensen, Taresa Hiatt, Brian Hulet, Doug Welton. The
216 motion carried.

- 217
218 4. Discussion regarding amendments to Sterling Grove, Plat E (6:56 p.m.)
219

220 Councilmember Christensen stated for the record, the applicant of the project is his wife's uncle.
221

222 Staff Presentation:

223 Daniel Jensen stated it was brought to staff's attention through a building permit submittal that lot
224 506 located the driveway to the north of the lot, which is not allowed according to the recorded plat.
225 The driveway was to be on the southwest corner facing 100 West with a side yard setback on
226 Douglass Drive (600 North) of 10 feet according to a note on the recorded plat. The challenge is the
227 owners want to put the driveway on the north side and applied for a building permit. Following
228 review, staff responded with a redline that the driveway and home would need to be flipped so the
229 driveway was on the southwest side. The owner has suggested shifting the home so there is a 16-
230 foot setback on the north side. This still doesn't adhere to the plat or address concerns of staff. The
231 issue has been discussed by the Development Review Committee and city engineers, and all are of
232 the professional opinion that the driveway on the south side would be safer. The intersection at 600
233 North and Main Street will be signalized creating more traffic on this street than normal
234 intersections in the city. The request is to amend the plat to remove the note. Staff recommends
235 keeping the note. He noted the work was started before the permit was issued.

Councilmember Hulet questioned the chances of putting the road in because the road doesn't go to much and may create more congestion than a three-way stop.

Councilmember Christensen stated his concern is that Mountainland Association of Governments (MAG) has 400 North listed as a main thoroughfare because it goes underneath the freeway. This is just two blocks away; traffic will go to 400 North but agrees it would help. He understands the cart came before the horse in that work began before a permit was issued. The applicant made a point that other building lots have a driveway on the same side at an intersection. He sees pros and cons on both sides. The concrete (footings) is sitting in the ground and part of the problem. It's better to have the garage between the house and the busy street as a buffer. The lots are 162-feet deep, which makes access difficult.

Travis Jockumsen stated this is one of the projects staff just submitted to MAG for funding for both signalizing and the road. During rush hour, a person can't turn left in either direction. There is no room for two stacking cars in front of McDonalds. Staff has considered moving the McDonalds access further north or accessing 600 West with the signal light. This road alleviates a big problem going north and south and turning left. Once signalized, this intersection will be the best to turn left and access Arrowhead Park until the new interchange is built. A stop sign would be placed by the house also.

Councilmember Welton questioned visibility with a car parked in the driveway. He agrees with staff and doesn't want to create an unsafe situation. His point is the city has a chance to deal with it now; prevent it now with forward thinking. If this applicant doesn't buy this house, it will still sell.

Councilmember Hiatt stated staff has done their due diligence and addressed traffic and access issues. This is right by a main thoroughfare. Residents will use this new road. She questioned how often the city allows building to begin without a permit. She questioned if the city is going to start breaking its own ordinances and rules.

Mayor Wright stated if the city can prevent a problem from happening, it needs to be considered.

Justin Hill stated he overlooked the note on the plat. He told the buyer, there is a ten-foot setback on the north side but the house has to be pushed all the way to the south. He didn't anticipate any issues because he built this same home throughout the subdivision. The footings are poured. If the house is flipped, it would need a 14-foot setback on the south for access to the back yard. Throughout the subdivision, the property line is street side of the sidewalk not the backside of the sidewalk. This makes the sidewalk five feet from the house. The house will be more of a hinderance than the driveway. The house will be more of a hinderance to site than the driveway. A secondary driveway will be put on the north side (600 North) to access the back yard.

Daniel Jensen clarified the city can install a monolithic sidewalk to keep the sidewalk further from the house and eliminate the park strip. A secondary access to the rear yard would not be allowed. The home can only be accessed from 100 West. The issue with the driveway on the north at an intersection is the desire to pave between the house and street for an RV, which creates a line of site issue. Requiring the driveway on the interior lot side, allows additional parking without any line of

site issue. A deed restriction is difficult to enforce and track. No permit is required to pave on the property. The city does not allow work to begin without a permit.

Mark Sorenson stated all the lots to the south of this lot are 162-feet deep and access from 100 West without issue. The point being, this lot is not impaired or encumbered with access issues and not any different than the lots to the south.

The consensus is the council will go look at the property and get feedback back to staff.

ADJOURN TO CLOSED SESSION (7:25 p.m.)

MOTION: Councilmember Hulet – To go into closed session. Motion seconded by Councilmember Welton. A roll call vote was taken as follows and the motion carried.

Yes	-	Linda Carter
Yes	-	Brett Christensen
Yes	-	Taresa Hiatt
Yes	-	Brian Hulet
Yes	-	Doug Welton

Discussion regarding property sale and/or purchase

ADJOURNMENT OF CLOSED SESSION

MOTION: Councilmember Christensen – To adjourn the closed session. Motion seconded by Councilmember Carter. Those voting yes: Linda Carter, Brett Christensen, Taresa Hiatt, Brian Hulet, Doug Welton. The motion carried.

E. ADJOURNMENT

MOTION: Councilmember Christensen – To adjourn. Motion seconded by Councilmember Hulet. Those voting yes: Linda Carter, Brett Christensen, Taresa Hiatt, Brian Hulet, Doug Welton. The motion carried.

The meeting adjourned at 8:55 p.m.

Kim E. Holindrake, City Recorder