

AGENDA
EAGLE MOUNTAIN CITY COUNCIL MEETING

June 18, 2013

Work Session 4:00 p.m. Policy Session 7:00 p.m.

Eagle Mountain City Council Chambers, 1650 East Stagecoach Run, Eagle Mountain, Utah 84005

*** This meeting may be held telephonically to allow a member of the City Council to participate ***

4:00 P.M. WORK SESSION – CITY COUNCIL CHAMBERS

1. AGENDA REVIEW – The City Council will review items on the Consent Agenda and Policy Session Agenda.
2. CITY ADMINISTRATOR INFORMATION ITEMS – This is an opportunity for the City Administrator to provide information to the City Council. These items are for information and do not require action by the City Council.
3. ADJOURN TO A CLOSED EXECUTIVE SESSION – The City Council will adjourn into a Closed Executive Session for the purpose of discussing reasonably imminent litigation and the purchase, lease or exchange of real property pursuant to Section 52-4-205(1) of the Utah Code, Annotated.

POLICY SESSION – CITY COUNCIL CHAMBERS

4. CALL TO ORDER
5. PLEDGE OF ALLEGIANCE
6. INFORMATION ITEMS/UPCOMING EVENTS
7. PUBLIC COMMENTS – Time has been set aside for the public to express their ideas, concerns and comments. *(Please limit your comments to three minutes each.)*
8. CITY COUNCIL/MAYOR’S ITEMS – Time has been set aside for the City Council and Mayor to make comments. *(Comments are limited to three minutes each.)*

CONSENT AGENDA

9. MINUTES
 - A. May 21, 2013 – Regular City Council Meeting
10. CHANGE ORDER
 - A. Steel High Pressure Natural Gas Pipeline
11. FINAL PAYMENT
 - A. Ranches Parkway Overlay

**THE PUBLIC IS INVITED TO PARTICIPATE IN ALL CITY COUNCIL MEETINGS.
If you need a special accommodation to participate in the City Council Meetings and Work Sessions,
please call the City Recorder’s Office at least 3 working days prior to the meeting at 801-789-6610.**

SCHEDULED ITEMS

PUBLIC HEARING

12. ORDINANCE – Consideration and Adoption of an Ordinance of Eagle Mountain City, Utah, Adopting the Final Amendments to the Fiscal Year 2012-2013 Budget.

BACKGROUND: *(Presented by Staff)* The Utah State Code requires that any final increases in the budget be adopted after a public hearing and prior to the fiscal year ending. The City's budget is being amended to cover all anticipated expenditures through the fiscal year ending June 30, 2013. The amended budget should cover all eventualities so that the City will not be cited for budgetary non-compliance.

PUBLIC HEARING

13. ORDINANCE – Consideration and Adoption of an Ordinance of Eagle Mountain City, Utah, Adopting the Eagle Mountain City Fiscal Year Budget 2013-2014.

BACKGROUND: *(Presented by Staff)* The Utah State Code requires that the City Council hold a public hearing on the proposed budget and that the budget be adopted by June 22. The tentative budget was accepted by the City Council on May 7, 2013. The City Council will adopt the final budget, as proposed or with amendments, and the final budget will be the document that governs the expenditures for FY 2013-2014.

PUBLIC HEARING

14. ORDINANCE – Consideration and Adoption of an Ordinance of Eagle Mountain City, Utah, Rezoning Antelope Springs from Agricultural to Residential.

BACKGROUND: *(Presented by Steve Mumford)* The proposed ordinance rezones 41.3 acres from Agricultural to Residential. The property is located west of Pony Express Parkway and north of the City Center area (serial: 59:033:0008).

PUBLIC HEARING

15. ORDINANCE – Consideration and Adoption of an Ordinance of Eagle Mountain City, Utah, Annexing an Area of Approximately 223 Acres Commonly Known as the Hindley Annexation.

BACKGROUND: *(Presented by Fionnuala Kofoed)* A petition for the Hindley Annexation was submitted to the Recorder's Office on March 13, 2013. The annexation is approximately 223 acres and is located directly west of the North Ranch subdivision and north of the recent Clearview Estates Annexation. The annexation was certified by the Recorder's Office on May 2, 2013. The 30-day protest period has run and no protests to the annexation were received. The City Council may annex the property after the public hearing.

16. RESOLUTION - Consideration and Adoption of a Resolution of Eagle Mountain City, Utah, Repealing the Franchise Fee / Utility Tax on the Eagle Mountain Water Utility.

BACKGROUND: *(Presented by Jeremy Cook)* In 2003, the City enacted a 3% utility tax (also referred to as a franchise fee) on certain utilities in the City, which percentage was increased to 6% in fiscal year 2006. The 6% utility tax is consistent with the amount charged by most municipalities in Utah. Based on the recommendation of the City Council, the resolution would repeal the 6% utility tax on the City's water utility.

17. BID AWARD – Consideration and Award of Bid for the Pony Express Widening Project.

BACKGROUND: *(Presented by Chris Trusty)* Funding will be allocated in the FY 2014 Budget to widen Pony Express Parkway from Smith Ranch Road through Porter’s Crossing. The project will include storm drainage, a median and curb returns for Smith Ranch and Porter’s Crossing.

18. AGREEMENT – Consideration and Approval of a Purchase Agreement through the Utah State Contract for a Kubota SVL75C Rubber Track Loader with Cab and 68” Scraper Bucket.

BACKGROUND: *(Presented by Dave Norman)* The purchase of the Kubota SVL75C Rubber Track Loader with cab and scraper bucket is for the maintenance of the sand drying beds that are used to dry the bio-solids (treated waste from the sewer treatment facility) before they are disposed of.

19. AGREEMENT – Consideration and Approval of a Utility Commitment Agreement between Eagle Mountain City and Granite Construction Company.

BACKGROUND: *(Presented by Jeremy Cook)* In order to incentivize the City to construct certain infrastructure improvements to supply natural gas and electricity to the asphalt plant being constructed by Granite, the Agreement requires Granite Construction Company to purchase at least 107,900 dekatherms of natural gas and 1,683,500 kW-Hours of electricity from Eagle Mountain City by May 31, 2018. The Agreement also establishes a formula to calculate the rate the City will charge Granite for natural gas during the term of the Agreement.

20. ORDINANCE – Consideration and Adoption of an Ordinance of Eagle Mountain City, Utah, Adopting the Project Area Plan, Approved by the Board of Directors of the Redevelopment Agency of Eagle Mountain City, as the Official Community Development Project Area Plan for the Parkside Community Development Project Area, and Directing that Notice of the Adoption be Given as Required by Statute.

BACKGROUND: *(Presented by Ifo Pili)* The proposed ordinance adopts the Parkside Area Plan, as approved by the Redevelopment Agency.

21. CITY COUNCIL/MAYOR’S BUSINESS – This time is set aside for the City Council’s and Mayor’s comments on City business.

22. CITY COUNCIL BOARD LIAISON REPORTS – This time is set aside for Councilmembers to report on the boards they are assigned to as liaisons to the City Council.

23. COMMUNICATION ITEMS

- a. Upcoming Agenda Items
- b. Financial Report

24. ADJOURNMENT

CERTIFICATE OF POSTING

The undersigned duly appointed recorder or deputy recorder does hereby certify that the above agenda notice was posted in four public places within Eagle Mountain City limits on this **13th day of June, 2013**. These public places being bulletin boards located inside the City offices and located in the Eagle Mountain City Library, 1650 E. Stagecoach Run, Eagle Mtn., UT; and the bulletin board located inside the Prairie Gate professional office building, 3688 E. Campus Dr., Eagle Mountain, Utah. On this **13th day of June, 2013**, the above agenda notice was posted to the Utah State public notice website <http://www.utah.gov/pmn/index.html>.

Fionnuala B. Kofoed, City Recorder