

WORK MEETING

**AGENDA
AND
STAFF MEMO**

HEBER CITY CORPORATION
75 North Main Street
Heber City, Utah
City Council Meeting

July 18, 2013

Work Meeting 6:00 p.m.

DISCUSSION ITEMS

- (Tab A)** Discuss Local Bidder Incentive Ordinance
- (Tab B)** Discuss No Parking Along 1200 West and Midway Lane to 650 South, West Side of the Road.
- (Tab C)** Discuss No Semi-Truck Parking on Main Street Longer than 45 Minutes from 6:00 a.m. to 10:00 p.m. Except for Delivery and Pick Up
- Discuss City Council Meeting Cancellation August 1, 2013 for Wasatch County Fair Days

OTHER ITEMS AS NECESSARY

Ordinance 2006-05 allows Heber City Council Members to participate in meetings via telecommunications media.

In accordance with the Americans with Disabilities Act, those needing special accommodations during this meeting or who are non-English speaking should contact Michelle Kellogg at the Heber City Offices (435) 654-0757 at least eight hours prior to the meeting.

Posted on July 11, 2013, in the Heber City Municipal Building located at 75 North Main, Wasatch County Building, Wasatch County Community Development Building, Wasatch County Library, on the Heber City Website at www.ci.heber.ut.us, and on the Utah Public Notice Website at <http://pmn.utah.gov>. Notice provided to the Wasatch Wave on July 11, 2013.

Memo

To: Mayor and City Council
From: Mark K. Anderson
Date: 07/11/2013
Re: City Council Agenda Items

WORK MEETING

Discuss Local Bidder Incentive Ordinance (Tab A): Councilman McDonald asked that this item be tabled at the last Council meeting in order for some local businessmen to come before the Council to explain how the City could be friendlier to local businesses. He previously mentioned that Kyle Baird may attend along with others he has invited. Enclosed is a summary of 15 recent bids on large construction projects which shows how local bidders performed. Of the 15 bids, two were awarded to local contractors. No bids from local contractors were within 5% of the low bid on the other projects. Also enclosed is the draft ordinance that was initially prepared by staff.

Discuss No Parking Along 1200 West and Midway Lane to 650 South, West Side of the Road (Tab B): For safety reasons, Wasatch County has approached Chief Booth about signing the west side of 1200 West (Southfield Road) as “No Parking” from 100 South to 650 South. The portion within the City limits is from 400 South to 650 South. The County is willing to sign the portion from 100 South to 400 South. Enclosed is a staff report prepared by Chief Booth on the matter.

Discuss No Semi-Truck Parking on Main Street Longer than 45 Minutes from 6:00 a.m. to 10:00 p.m. Except for Delivery and Pick Up (Tab C): Councilman McDonald has spoken with several business owners along Main Street and some have expressed concern about semi-trucks parking in front of their businesses. It is my understanding that AutoZone is one of the businesses that have expressed concern. Councilman McDonald requested that Chief Booth have an ordinance prepared to address this concern. Enclosed is a staff report that has been prepared by Chief Booth on the issue. Based on the findings of Chief Booth and the concerns expressed by local business, the Council should discuss whether or not they want staff to pursue the creation of an Ordinance to address this issue.

Discuss City Council Meeting Cancellation August 1, 2013 for Wasatch County Fair

Days: More often than not, the City Council has cancelled their first meeting in August due to the conflict with Wasatch County Fair Days events. In speaking with staff, Bart Mumford will have some bids that will be ready for awarding for road striping and crack sealing. Other than that, we are not mindful of any pressing issues. The Council should discuss whether or not they wish to cancel the August 1st meeting.

DISCUSSION/ ACTION ITEMS

TAB A

ORDINANCE NO. 2013 ____

**AN ORDINANCE ESTABLISHING PREFERENTIAL PROCEDURES FOR
LOCAL SOLICITATION AND AWARD OF MUNICIPAL PURCHASE OR
CONTRACT**

General 1.06.01: Procedures For Solicitation and Award of Purchase or Contract.

A. Preference For Local Businesses: It is the policy of the City to support local businesses in an effort to support the City's economy and tax base.

B. For purposes of this Section only, "Responsible Local Bidder" is defined as:

A local business bidder whose reputation, past performance and business and financial capabilities are such that the bidder would be judged by appropriate authority to be capable of satisfying the City's needs for a specific purchase order or contract.

C. For purposes of this Section only, a "Local Business" is defined as a business having:

1. A commercial office, store, distribution center or other place of business located within the boundaries of the county, with an intent to remain on a permanent basis;
2. A current business license within the county; and
3. At least one employee physically present at the local commercial office, store, distribution center or other place of business in Wasatch County.

D. All three (3) of the above criteria must be met in order to qualify as a responsible local bidder (local bidder). If a low bid is submitted by a nonpreferred (nonlocal bidder) bidder, the bid may be awarded to a local bidder, if the local bidder's bid is within five percent (5%) of the low nonpreferred bid, and if the local bidder agrees, in writing, within seventy two (72) hours after notification that it is the qualified preferred bidder, to meet the low bid. Such notice shall contain the exact bid submitted by the nonpreferred bidder, and the purchasing agent shall enter into no contract until seventy two (72) hours have elapsed after notification to the local business. The principal place of business of a local business may be elsewhere as long as a local branch meeting the above criteria is present. The domicile of one or more partners, owners, associates, directors, employees or agents shall not qualify for constituting a local business in the absence of an actual local business outlet.

E. Preference to local businesses will not be offered if it violates the provisions of any federal, state or other grant agreement the City enters into.

This Ordinance shall take effect and be in force from and after (a) its adoption, (b) a copy has been deposited in the office of the City Recorder, and (c) a short summary of it has been

published in the Wasatch Wave or a complete copy has been posted in three public places within Heber City but not prior to the _____ day of _____, 2013.

ADOPTED AND PASSED by the City Council of Heber City, Utah this _____ day of _____, 2013, by the following vote:

	AYE	NAY
Councilman Robert L. Patterson	_____	_____
Councilman Benny Mergist	_____	_____
Councilman Alan W. McDonald	_____	_____
Councilman Erik Rowland	_____	_____
Councilman Jeffery Bradshaw	_____	_____

APPROVED:

Mayor David R. Phillips

ATTEST:

RECORDER

Date of First Publishing:

HEBER CITY - CAPITAL PROJECT LOCAL BIDDER COMPARISON

PROJECT	DATE	BIDDER	AMOUNT	%DIFF
Main Street Park Strip Replacement	5/8/2013	Goran	\$195,144.20	
		Hidden Peak Electric	\$225,855.36	16%
		Quicksilver Concrete, Inc.	\$264,596.00	36%
2013 Sewer and Water Improvements	4/23/2013	Lance Excavating	\$246,026.50	
		BD Bush Excavation	\$277,527.00	13%
100 South Sidewalk	4/10/2013	Quicksilver Concrete	\$106,994.15	
		B&G Contractors	\$111,407.00	4%
		ZPSCO Contractors, Inc.	\$111,659.80	4%
		Bowen Construction	\$117,519.10	10%
		Concrete Concrete	\$123,417.75	15%
		B. Hansen Construction	\$131,528.50	23%
		TKL Construction	\$151,820.50	42%
		Wells Barker Construction	\$152,756.25	43%
300 W Street Improvements	7/26/2012	Acme Construction	\$795,414.00	
		Kilgore Paving	\$914,536.90	15%
		Vancon	\$919,775.00	16%
		Lyndon Jones Const.	\$945,955.50	19%
		Staker Parson	\$963,843.00	21%
Mill Road Estates Park Playground	7/25/2012	Solar Design	\$69,789.55	
		B&G Contractors	\$77,435.40	11%
		RASCO Constuction	\$79,835.70	14%
		MCSI	\$82,693.54	18%
		Acme Construction	\$92,183.80	32%
Muirfield Park Bridge	4/30/2012	B&G Contractors	\$39,462.00	
		Lance Excavating Inc	\$43,094.00	9%
		North Ridge Construction	\$51,410.00	30%
		Lydon Jones Construction	\$67,400.00	71%
600 S Sidewalk Improvements	4/12/2012	B&G Contractors	\$20,550.00	
		Wells Barker Construction	\$22,593.50	10%
		Kent Bethers Construction	\$25,125.00	22%
		DG Concrete	\$25,350.00	23%
		ADO M&C LLC (turned in late)	\$31,498.00	53%
		Miller Paving	\$33,434.75	63%
		Lance Excavating	\$38,835.00	89%
SR 113 Water Line and PRV	4/12/2012	DG Concrete	\$131,275.00	
		Lance Excavating	\$179,840.50	37%
		TNT General Contractors	\$205,100.00	56%
		Terry Larson Excavating	\$232,603.96	77%
		BD Bush	\$241,982.00	84%
		Brinkerhoff Excavating	\$245,159.00	87%
		Spade Excavating	\$305,820.00	133%

650 S Storm Drain & First Flush Pond	6/30/2011	BD Bush Excavation	\$222,980.00	
		Stevens Construction	\$276,076.50	24%
		Kriser Excavating	\$279,841.00	26%
		VanCon	\$289,865.00	30%
		Lance Excavating	\$309,246.00	39%
		Kilgore	\$314,908.00	41%
2011 City Road Improvements	6/17/2011	Staker Parson	\$3,391,003.00	
		Kilgore	\$3,671,610.44	8%
		Geneva Rock	\$4,186,108.20	23%
2010 300 W. CDBG Water Improvements	6/9/2011	TNT General Contractors	\$252,100.00	
		Spade Excavating	\$279,725.00	11%
		Kriser Excavation	\$293,458.00	16%
		BD Bush Excavation	\$297,995.00	18%
		Barton Excavating	\$312,346.82	24%
		Asso. Brigham Contractors	\$315,072.00	25%
		Lance Excavating	\$320,914.00	27%
		VanCon	\$339,160.00	35%
Valley Hills Retaining Wall	5/12/2011	Greg Allen Excavating	\$79,717.60	
		Kent Bethers Construction	\$96,711.20	21%
		Lance Excavating	\$99,123.50	24%
		B&G Contractor	\$112,000.00	40%
2010 Crack Seal	10/14/2010	Bonneville Asphalt	\$101,990.00	
		Superior Asphalt	\$105,040.00	3%
		M & M Asphalt	\$133,200.00	31%
		Hardrives Construction	\$199,945.30	96%
SR-113 Sewer Outfall Line	3/30/2009	Regency Excavation	\$955,681.79	
		Terry Larsen Excavating	\$1,043,687.00	9%
		VanCon, Inc	\$1,054,955.50	10%
		KW Robinson	\$1,062,466.39	11%
		Silver Spur Construction	\$1,156,750.00	21%
		Hughes General Contractors	\$1,173,642.00	23%
		DC Transport & Excavating	\$1,233,354.00	29%
		Lance Excavating	\$1,235,670.20	29%
		Johnston and Phillips	\$1,278,248.00	34%
		Condie Construction	\$1,302,457.44	36%
		MVC Construction	\$1,339,683.90	40%
		Whitaker Construction	\$1,379,525.00	44%
		Extreme Excavating	\$1,387,303.28	45%
Hadco Construction	\$1,436,068.50	50%		
Lyndon Jones	\$2,011,677.00	110%		
2008 Crack Seal Project	5/8/2008	Hot Asphalt	\$40,443.00	
		Superior Asphalt	\$40,880.00	1%
		Ridge Rock Inc	\$51,229.20	27%
		Kilgore Paving	\$55,700.00	38%
		Intermountain Slurry Seal	\$81,380.00	101%
		Preferred Paving	\$93,640.00	132%

TAB B

**HEBER CITY
CORPORATION
STAFF REPORT**

Type of Meeting: Work Meeting	Date: July 18, 2013
Submitted by: Chief Dave Booth	
Approved by: Chief Dave Booth	
Subject: No Parking along 1200 West	

PURPOSE

To permanently place “No Parking” signs along 1200 West (Southfield Road) from 400 South to 650 South along the west side of the roadway.

RECOMMENDED

It is our recommendation that no parking signs be permanently placed along the west side of the roadway from approximately 400 South to 650 South along 1200 West (Southfield Road).

It is our opinion that this portion of 1200 West is simply too narrow for parking at any time and especially during special events. We believe that any vehicles parking on either side of 1200 West in that area creates a hazard by restricting the roadway, preventing safe traffic flow. We also believe that pedestrians in the area are placed at risk.

Wasatch County has already agreed to sign their portion of roadway as no parking from 100 South to approximately 400 South. We are recommending that Heber City does the same for the portions of the road within the City limits.

Heber City has done this in the past during major events such as the County Fair, as a temporary measure. The impact of these temporary signs greatly helped with the congestion and we believe was successful. As such, we believe that permanent restrictions should be placed in the area.

I have spoken to the home owner (Hyde’s) along 1200 West and they are in favor of this proposal.

FISCAL IMPACT

We are currently working with Wasatch County to determine the appropriate spacing of the signs which will be between 50’ and 100’. Based on the cost of \$120 per sign, the total cost of the project should be between \$1,500 - \$3,000.

Cost estimate and sign placement was provided with the assistance of Steve Tozier, Public Works Director.

LEGAL IMPACT

In my opinion, this action is necessary to allow traffic to flow smoothly and create safe conditions for all pedestrians during special events.

TAB C

**HEBER CITY
CORPORATION
STAFF REPORT**

Type of Meeting: Work Meeting	Date: July 18, 2013
Submitted by: Chief Dave Booth	
Approved by: Chief Dave Booth	
Subject: No Truck Parking along Main Street	

PURPOSE

Councilman Alan McDonald has requested the City draft an ordinance prohibiting semi-truck parking along Main Street. The proposed restrictions would not allow semi-trucks to park along Main Street for any longer than 45 minutes from 6:00 a.m. to 10:00 p.m. except for loading and/or unloading.

This comes at the request of local businesses directly to Councilman McDonald.

RECOMMENDED

We have observed that trucks parking on Main Street from 6:00 a.m. – 10:00 p.m. are typically picking up food and not staying longer than 30 minutes. We do have some trucks that park on Main Street between 10:00 p.m. and 6:00 a.m. which appear to have drivers that are sleeping.

If Council decided to take action, it would be our desire to put the restrictions in our C2 Zone. This area would be along Main Street from 600 South to S.R. 189 and 300 North to our northern City boundary. Much of the core of Main Street (C3 Zone) is configured in such a way that semi-trucks would not be able to park along Main Street without blocking driveways to access businesses.

FISCAL IMPACT

Doug Bassett with UDOT was contacted in reference to this potential ordinance. He informed me that UDOT would sign Main Street with signs at no cost to the City if an ordinance was adopted.

LEGAL IMPACT

None.