

January 14, 2003

Minutes of the City Council Meeting held on Tuesday, January 14, 2003 at Alpine City Hall, 20 N. Main, Alpine, Utah at 7:00 pm as follows:

The following members were present and constituted a quorum:

Mayor Phil Barker

Council Members: David Adams, Mel Clement, Kent Hastings and Thomas Whitchurch

Staff: Ted Stillman, Shane Sorensen, Janis H. Williams, David Church and Jay Healey

Others: Jannicke Brewer, Diana Mills, *New Utah*, Michael Porter, David Malpas, Kimberly Bryant, Greg Walkenhorst, Shirlene Jenks, Katie Secretan, Larry Thorson and Vaughn Shosted, *Questar*, DeLynn Rodeback, *Utah Power*, Mark Cluff, Scott Carey and Sue Carey

I. **CALL TO ORDER.** Mayor Phil Barker called the City Council Meeting to order at 7:00 pm and welcomed everyone in attendance. Mayor Barker paid a tribute to Mario Guerrero, a part-time Paramedic with the Lone Peak Public Safety District, who was killed in the line of duty in a helicopter accident. The Scouts were also recognized. It was noted that Hunt Willoughby was tied up in traffic and would be late.

II. **PRAYER** – Kent Hastings

III. **PUBLIC COMMENT.** Time has been set aside for the public to express their ideas, concerns and comments on items not on the agenda.

Thomas Whitchurch announced that Michael Porter and his wife will be the chairmen for the upcoming Alpine Days celebration.

Kimberly Bryant requested from Alpine City that stop signs and flashing lights be installed over by Westfield Elementary School. Mrs. Bryant noted that with the completion of Canyon Crest Road going west the traffic has increased and also the speed. Ted Stillman said the PTA has already contacted the city and the problem was given to them to select a location for the “school crossing” signs. Shane Sorensen said there is certain criteria that must be met with installing flashing lights, etc.

IV. **CONSENT CALENDAR** -

A. Home Occupations:

Ben Fish – FISH CARPET CLEANING; 886 East 750 South

Kurt J. Schmidt – SCHMIDT’S L.L.; 383 East 300 North

B. Payment Requests:

Flare Construction, Inc. – Canyon Crest Road/Dry Creek Bridge; \$9,799.04

Mel Clement asked about the final payment to Flare Construction Company and indicated that the approaches to the bridge seemed quite rough and worried about the water that seems to puddle there. Shane Sorensen responded and felt there was not much that could be done right now.

MOTION: Mel Clement moved to approve the Consent Calendar. Kent Hastings seconded. Ayes: David Adams, Mel Clement, Kent Hastings and Thomas Whitchurch. Nays: 0. Motion passed.

V. SCHEDULED ITEMS

A. WEBSITE. Ted Stillman said it is difficult to update and maintain the city's website. Mr. Stillman has found a company called mycommunities.com that would charge \$6,500.00 initially to develop Alpine's Website and then an additional \$150.00 per month to maintain the site. The site would be designed to allow city staff to easily update minutes, post agendas and Newslines, etc. Ted Stillman said this company has created websites for Bountiful, West Point, Woodland Hills and Sevier County. David Malpas said his company wanted to provide a tool for communities to keep their websites up to date. Kent Hastings asked if this program can search all the documents published and indexed and if the software has the ability to track all those who visit the site. Mr. Malpas said it would. Mel Clement said he spent some time with Highland City about their website and it was suggested that we look at the possibility of going in jointly with Highland and that could be a money-saving venture. Thomas Whitchurch said that Lindon was given a grant to develop their website and they have employed a Webmaster to keep the site up to date. Mel Clement suggested that we look at the website and not make a decision tonight. Thomas Whitchurch and Mel Clement both thought it was a good idea to possibly go together with Highland for a Webmaster. Kent Hastings said he would like to see our current website updated prior to spending money on this software. Mel Clement suggested that we take David Malpas to Highland and meet with them. Mayor Phil Barker asked both Councilmen Whitchurch and Clement to meet with Highland and bring back their findings for the next City Council meeting.

B. UTAH POWER. DeLynn Rodeback presented to the City Council Utah Power's future projects and growth plans. Utah Power is experiencing extraordinary load growth on the Wasatch Front and has invited communities to participate in meetings so they can project their upcoming demands. The load growth has risen dramatically and this has become a critical factor with Utah Power watching the growth closely. There is a substation planned on Westfield Road down by 6000 West, which is currently in Utah County. Mr. Rodeback said the way the tariff is written this would be for overhead lines and to bury the lines would be at a significant cost hike. The new substations have been able to be landscaped with berms and fences constructed so the substations are not as visible. DeLynn Rodeback asked for Alpine's input. Thomas Whitchurch asked if the Highland substation would affect Alpine's use and Mr. Rodeback said the growth is in north Utah County. Mr. Rodeback said that Utah County would be asking for land-use data from our files.

C. QUESTAR FRANCHISE AGREEMENT. Ted Stillman said that Alpine City's Franchise Agreement with Questar (formerly Mountain Fuel) was signed on February 3, 1953 and was for a period of 50 years with the agreement expiring on February 3, 2003. A copy of the original agreement was in the Councilman's packets along with a copy of the proposed agreement. Larry Thorson updated the council on Questar's proposed projects. Michael Porter asked if Questar was going to upgrade the high-pressure line that goes down through the center of town and Mr. Thorson said at sometime this line would be upgraded, but didn't know just when. David Church said the new agreement was Questar's standard form. Mayor Barker asked if we could renegotiate the agreement if the company is sold and David Church said that it may be important to have a franchise agreement paragraph added giving the option to still collect the franchise tax in case the Sales and Use Tax disappears. Currently the city's 6% franchise tax is collected under the Sales and Use Tax. It was suggested that this be on the next City Council agenda with the language added.

D. PRESTON CANYON DEBRIS BASIN/WILLOW CANYON IMPROVEMENT DISTRICT. Ted Stillman said staff has met with representatives of the Willow Canyon Homeowners Association and have arrived at a design capacity for the Preston Canyon Debris Basin. The next step would be to authorize bidding the construction of the basin. Ted Stillman said the city would

also form an Improvement District to raise funds to construct the Willow Canyon Debris basin and related facilities. Shane Sorensen said the debris basin will be highly visible because of the slope and this will be an impact on two of the lots as the wall on one side of the debris basin could be as high as 20 feet for a 100-year storm. Mayor Barker said he hoped we didn't try to protect for every possible catastrophe and Kent Hastings suggested that we look at the Annexation Agreement and see what was agreed upon then. David Church said that what changed was when we had the fire as this burned the natural vegetation and made flooding and mudslides more probable. Shane Sorensen showed splitting the two lots in Willow Canyon, purchasing one lot down in High Mountain Oaks for another detention basin and then piping the ditch in the Village Way area. Ted Stillman listed the three ways the residents could pay their share for construction of the debris basin. David Church said that if 50% or more of the residents protest then we cannot do the Special Improvement District. There will be public hearings for input from the residents.

MOTION: David Adams moved that we accept the 50-year storm proposal and approve the numbers on the sheet, that the bidding of the construction of the Preston Canyon Debris Basin be authorized and that the city proceed with the necessary steps to form the Willow Canyon Improvement District. Thomas Whitchurch seconded. Ayes: David Adams, Mel Clement, Kent Hastings and Thomas Whitchurch. Nays: 0. Motion passed.

E. SOLID WASTE BID. Ted Stillman said the city's contract with Browning Ferris Industries (BFI) for solid waste collection expires on June 30, 2003. BFI would like to extend the contract for three years at \$8.10 per home with an annual cost-of-living adjustment or extend the contract five years at \$8.00 per home with an annual cost-of-living adjustment. A comparison of garbage rates in other northern Utah County cities was discussed along with a proposal from Ace Disposal. Ted Stillman said the tipping fees at the North Pointe Solid Waste are going to go up. Mr. Stillman said that what is wanted tonight is whether to extend the contract with BFI for another three years or wait until June 30 and go out to bid with other competitors. David Church suggested that to be consistent with our purchasing policy we should go out to bid. Thomas Whitchurch asked how recycling would fit into this picture and Mayor Barker asked why Highland's cost is so much higher than Alpine's. David Adams recommended that we bid this out with the city paying the tipping fees direct and Ted Stillman suggested that we bid both ways. It was noted that the contract should require that all loads be dumped at the North Pointe Landfill. Mr. Walkenhorst said Ace Disposal's new contract with Midvale City is \$2.40 per month for each resident for recycling and if recycling is mandatory then this should cut the trips in half to the landfill.

MOTION: David Adams moved to proceed with going out to bid on solid waste with and without the tipping fees plus recycling. Thomas Whitchurch seconded. Ayes: David Adams, Mel Clement, Kent Hastings and Thomas Whitchurch. Nays: 0. Motion passed.

F. ROUNDABOUT UPDATE. Shane Sorensen said that UDOT conducted a warrant survey of the intersection of Canyon Crest and Main to see if a traffic control device was needed and the results of their survey were that a traffic control device was not needed. Mr. Sorensen said that the city feels that it is needed because of the impact the Junior High School will have and the opening of Canyon Crest to the west. Shane Sorensen said that UDOT's engineer finally warmed up to the possibility of constructing the roundabout and Mr. Sorensen asked their engineer to consider other issues with the intersection. Shane Sorensen suggested that we get Horrocks Engineering to do a recount and felt that UDOT would then accept those numbers. One idea would then be to ask UDOT to give the city \$150,000.00 toward the roundabout and in exchange we take over maintenance of Main Street.

G. ORDINANCE NO. 2003-01 – STORM DRAINAGE UTILITY. Ted Stillman said the Storm Drainage Master Plan includes a list of needed small storm drainage projects that there is currently no way to fund. The Storm Drainage Utility was included as a concept in the 2002-2003

Budget discussions. The city will soon be under the Federal NPDES Storm Water Discharge Requirements and this law mandates that the city have plans for storm water management and maintenance. The city must have:

1. A storm water management plan in place
2. Regularly clean storm drain lines, catch basins and sumps
3. Regularly sweep streets

The following is a five-year budget for the utility listing costs of maintenance and a schedule of projects:

STORM DRAINAGE UTILITY	2003-2004	2004-2005	2005-2006	2006-2007	2007-2008
Beginning Balance		\$-16,023	\$13,574	\$ 68,843	\$-21,021
Revenue	\$ 73,260	\$ 65,240	\$77,220	\$ 79,200	\$ 81,180
Storm Drain cleaning	\$ 9,900	\$ 10,197	\$10,502	\$ 10,817	\$ 11,142
Street Cleaning	\$ 4,950	\$ 5,098	\$ 5,251	\$ 5,408	\$ 5,571
Catch basin & sump cleaning	\$ 4,900	\$ 5,070	\$ 5,198	\$ 5,354	\$ 5,514
Alpine Drive – pipe ditch	\$ 69,533				
Alpine Hwy-Bateman Lane		\$ 17,095			
Canyon Crest-Ridge Drive		\$ 8,206			
800 East & High Bench				\$148,475	
High Bench & Watkins Lane					\$ 34,133
Ending Balance	\$-16,023	\$ 13,574	\$69,843	\$-21,021	\$ 3,799

Thomas Whitchurch noticed the number on the chart was \$3.00 and Shane Sorensen said that when Horrocks conducted the study there was an error on the spreadsheet. When this was corrected the cost went up to \$3.30 and the ordinance states \$3.30. Councilman Whitchurch felt we should be consistent. Shane Sorensen said this Storm Drain Utility is federally mandated and Kent Hastings asked if we should get our plan in place and then fund it. Councilman Hastings felt that we could avoid another fee to the citizens by paying for the annual cleaning and maintenance out of our General Fund and then prioritize the capital projects with the rest of the city's projects. Shane Sorensen said that if we require new developments to construct a storm drain up to a certain level then we should have the rest of the city up to that same level. David Adams said he would rather see us charge \$3.30 now rather than come back in six months and raise the charge by 10%. Shane Sorensen said we could spread the above projects over a longer period of time to decrease the fee charged. Thomas Whitchurch asked when this ordinance would be implemented and Ted Stillman said it could show up on the next utility bill.

MOTION: Mel Clement moved to adopt Ordinance No. 2003-01, An Ordinance Establishing a Storm Water Utility and Establishing Fees for Storm Water Services. David Adams seconded. Ayes: David Adams, Mel Clement and Thomas Whitchurch. Nays: 1. Kent Hastings voted nay. Motion passed.

H. 2003 GOALS AND PROJECT REVIEW. Mayor Phil Barker went over his proposed goals for 2003 as follows:

1. LIBRARY - Have the Library Committee prepare information necessary to place the Library on the November 2003 ballot.
2. SKATEBOARD PARK – Create a Skateboard Committee and have them prepare information necessary to place the Skateboard Park on the November 2003 ballot.
3. LAMBERT PARK - Have the Lambert Park Committee monitor maintenance and operation and pursue the acquisition of 40 acres adjacent to the east boundary of the park.
4. RODEO GROUNDS – Have the new Rodeo Grounds completed for Alpine Days 2003.
5. GATEWAY-HISTORIC PLAN CONCEPT PLAN – Prepare in house a plan that includes lighting, landscaping, sidewalks, etc. from the roundabout to 200 North.
6. TRAIL COMMITTEE – Recreate the Trails Committee and have them prepare a plan on how to fund maintenance and acquisition of open space and trails.

Mayor Barker asked that we get information out to the public as soon as possible so that when the residents go to the polls they will be informed citizens as to the costs, etc. Mayor Barker noted that we have a lot of talent within our city to develop plans for various projects.

Mayor Barker suggested that the City Council Agendas be set according the time allotted for the meeting.

I. IMPACT FEE REPORT. Ted Stillman said that the State law requires that an Impact Fee Report be presented to the governing body each year and the following is the report submitted:

<u>STORM DRAIN IMPACT FEES</u>		
Beginning Balance as of July 1, 2001		\$ 557,887.39
REVENUE		
Impact Fees	\$ 89,900.00	
Interest	<u>\$ 17,011.48</u>	
Total Revenue		\$ 106,911.48
EXPENDITURES		
Grove Storm Drain	\$ 127,820.85	
Horrocks Engineers	\$ 14,552.00	
Culley Davis	<u>\$ 10,039.00</u>	
Total Expenditures		<u>\$ 152,411.85</u>
Ending Fund Balance as of 6/30/02		\$ 522,387.02
<u>STREET IMPACT FEES</u>		
Beginning Balance as of July 1, 2001		\$ 576,276.63
REVENUE		
Impact Fees	\$ 94,575.01	
Interest	<u>\$ 13,002.91</u>	
Total Revenue		\$ 107,577.92

EXPENDITURES		
Horrocks Engineers	\$ 6,400.00	
Ft. Canyon Bridge	\$ 166,742.96	
Willow Canyon (Culley Davis)	\$ 55,755.00	
Healey Blvd.	\$ 166,932.91	
Total Expenditures		\$ <u>395,830.87</u>
Ending Fund Balance as of 6/30/02		\$ 287,423.68
<u>PARK IMPACT FEES</u>		
Beginning Balance as of July 1, 2001		\$ 72,683.20
REVENUE		
Impact Fees	\$ 102,177.01	
Interest	\$ <u>3,257.11</u>	
Total Revenue		\$ 105,434.12
EXPENDITURES		
Park at South Pointe	\$ 12,000.00	
Burgess Park	\$ <u>4,121.70</u>	
Total Expenditures		\$ <u>16,121.70</u>
Ending Fund Balance as of 6/30/02		\$ 161,995.62
<u>WATER IMPACT FEES</u>		
Beginning Balance as of July 1, 2001		\$1,149,437.42
REVENUE		
Impact Fees	\$ 268,441.25	
Interest	\$ <u>29,646.62</u>	
Total Revenue		\$ 298,087.87
EXPENDITURES		
Ranch Drive and Healey Wells	\$1,205,970.18	
Total Expenditures		\$ <u>1,205,970.18</u>
Ending Fund Balance as of 6/30/02		\$ 241,555.41
<u>SEWER IMPACT FEES</u>		
Beginning Balance as of July 1, 2001		\$ 578,135.19
REVENUE		
Impact Fees	\$ 84,138.75	
Interest	\$ <u>17,746.40</u>	
Total Revenue		\$ 101,885.15
EXPENDITURES		
Ft. Canyon Sewer Engineering	\$ 5,270.00	
Total Expenditures		\$ <u>5,270.00</u>
Ending Balance as of 6/30/02		\$ 674,750.34

J. HEALEY HEIGHTS WELL BID. Shane Sorensen said Horrocks Engineers have completed the design of the pumps, piping and well house for the new pressurized irrigation well located in the open space in Healey Heights and requested that authorization be granted for construction. It was noted that unless there is more snow the city might have to go to some aggressive conservation measures.

MOTION: Thomas Whitchurch moved to authorize bidding for construction of the Healey Well pump house, pumps, electrical and piping and extend the meeting to 10:00 pm. Mel Clement seconded. Ayes: David Adams, Mel Clement, Kent Hastings and Thomas Whitchurch. Nays: 0. Motion passed.

VI. COMMUNICATION

Kent Hastings said he has been reading the letters from the person on fluoridating the water and thinks there is something there. Thomas Whitchurch said that he found some of the comparisons and cartoons offensive and he would be sending him a letter stating his position.

Mayor Phil Barker reminded the council that Legislative Day at the State Capitol is on Wednesday, January 22, 2003.

VII. EXECUTIVE SESSION – Litigation, Property Acquisition and Personnel

MOTION: Thomas Whitchurch moved to go to Executive Session for the purpose of discussing litigation, property acquisition and personnel. Mel Clement seconded. Ayes: David Adams, Mel Clement, Kent Hastings and Thomas Whitchurch. Nays: 0. Motion passed.

MOTION: Thomas Whitchurch moved to go back to Open Session and extend the meeting to 10:25 pm. Mel Clement seconded. Ayes: David Adams, Mel Clement, Kent Hastings and Thomas Whitchurch. Nays: 0. Motion passed.

MOTION: Mel Clement moved that Alpine accept the proposal from Lehi for the appraisal price previously done by Alpine City for the Schoolhouse Springs property on the condition that Lehi releases litigation and all responsibilities affecting the property. Kent Hastings seconded. Ayes: David Adams, Mel Clement, Kent Hastings and Thomas Whitchurch. Nays: 0. Motion passed.

VIII. REVIEW ACTION ITEMS

IX. APPROVAL OF MINUTES

Public Hearings and City Council Meeting of December 10, 2002

MOTION: David Adams moved to approve the minutes of the Public Hearings and City Council Meeting of December 10, 2002 and adjourn. Thomas Whitchurch seconded. Ayes: David Adams, Mel Clement, Kent Hastings and Thomas Whitchurch. Nays: 0. Motion passed.

The meeting adjourned at 10:25 pm.