

13 May 2009

**Minutes of the Alpine City Parks, Recreation, and Open Space (PRO) Committee meeting held May 13, 2009 at Alpine City Hall.** The meeting was called to order at 7:05 pm. The following committee members were present and constituted a quorum:

Evertt Williams, Larry Brown, Dave Fotheringham, Bryce Higbee

Staff: Ted Stillman

Others present: Jannicke Brewer, Jim Tracy (City Council representative to PRO Committee), Ross Welch, Darin Peper, Hunt Willoughby (Mayor)

#### **A. RIDGE DRIVE BMX TRACK**

Dave Fotheringham indicated what items were in the packet and what had been emailed around. Dave Fotheringham said he and Ted Stillman discussed what kind of approach to take with this – items to discuss were included is this is something we wanted to do in Alpine, if so is this the appropriate location for this type of item, and the legal/liability issues. Ted Stillman said he spoke with the insurance carrier, Utah Local Government Trust, and asked them to look at it. The Committee reviewed the email from the insurance carrier that outlined the insurance issues related to the BMX Track. Jim Tracy asked what “appropriate monitoring” meant. Darin Peper, a neighbor who developed the BMX track reviewed the history and usage of the track. Jim Tracy asked if someone from outside came and wanted to use the track and wanted to change the track in any way who would police that and stop them from doing that. Darin Peper said among the children that ride these types of tracks there is a code of ethics that if it is not your tracks you do not change them.

Ross Welch, representing Patterson Construction, said as the land owner they are concerned about the liability issue. Ross Welch said the two options Patterson Construction saw was to get rid of the jumps or find a way to shift the liability to another entity. Darin Peper indicated that is when and why he approached the City with this proposal. The Committee discussed items mentioned in the insurance carrier’s comments and who would have the responsibility for those items, including monitoring, maintenance, and the location of jumps. Dave Fotheringham suggested there be a committee that would oversee this track that could be a subcommittee of the PRO Committee. Larry Brown asked if the City would enter a lease with the property owner. Ted Stillman said we would. Larry Brown asked if the track would continue to begin in the street. Dave Fotheringham stated he spoke to the neighbors about that issue and none of them had any problems with it at this time. Jim Tracy asked if the property were sold would this group want to have the same type of facility elsewhere in the City. Darin Peper said they would. Jim Tracy said his concern is if we do this and the property sells and we want to continue it we would be doing it over again. Evertt Williams stated he assumed the lease agreement would cover what the property owner would limit being done to the property. Darin Peper said they will do maintenance, but the intent they had with the proposal was to not create an attraction.

The PRO Committee discussed David Church’s, City Attorney, comments. Larry Brown suggested we would need objective criteria to make sure the tracks were being maintained. Ted Stillman said we would create a checklist that can be used to make sure the required items were being regularly checked. Evertt Williams suggested a subcommittee of the PRO Committee be made for the track and the PRO Committee would give them direction.

**MOTION:** Evertt Williams moved to recommend that the City Council enter a lease with the property owner subject to the following:

1. that the BMX track be properly monitored;
2. that the BMX track be properly maintained;
3. that a fence not be installed, but the use be restricted by barriers; and
4. that the track be reconfigured so that it does not being in the street.

Larry Brown seconded. Vote: 4 ayes, 0 nays. Evertt Williams, Larry Brown, Dave Fotheringham, and Bryce Higbee voted aye. Motion passed.

Evertt Williams asked that the next PRO Committee agenda include an item to discuss the BMX subcommittee. Jim Tracy suggested the committee members think of names of people to have on that subcommittee.

## **B. RODEO GROUNDS RENTAL POLICY**

Evertt Williams distributed the Draft Rodeo Grounds Rental Policy to the PRO Committee and explained the group that worked on this draft tried to identify all potential issues and tried to address them and streamline it to a simple set of rules. Evertt Williams explained the items that were addressed. Hours of operation would be daylight, defined to be sunrise to one half-hour after sunset. Evertt Williams said there were three uses they addressed – a public use, a scheduled non-commercial event that could be staged within the fence, a scheduled commercial event that would require facilities beyond the fence. Jannicke Brewer asked if the public use was meant more for Alpine City and Alpine resident use and the other two were for outside entities or people. Larry Brown suggested it may be more of a public or private use. Dave Fotheringham suggested the use of the word “scheduled”. Evertt Williams indicated the thought of non-commercial meant that there was no entry fee.

Facility use was to be open for Alpine resident use unless otherwise authorized. Evertt Williams suggested that non-residents should have a citizen sponsor. Evertt Williams stated we need a citizen sign book similar to what is used at trail heads. This book would be used for those using the facility to sign. Jannicke Brewer asked if this would allow people to just sign the book and walk in and not come to City Hall. Evertt Williams said there is a key and a combination lock and that is what is being used right now and he has not heard of any problems with that. Evertt Williams said he is unsure how the combination is being given out right now because he has not given it out to anyone yet. Evertt Williams said what they are asking is that in addition to the key and combination lock that they would also sign the log book. This way we can do a couple of things – we can ask these people to help with maintenance and helps us keep track of who is using the facility. Jim Tracy said if there are problems we can change the combination on the lock. Evertt Williams suggested that this system be continued until there is a problem and if a problem arises then we can change it. Jim Tracy said a sign on the gate should be posted with these instructions so people know who to contact to obtain access and to get a copy of the rules.

Evertt Williams read through the other items including maintenance. The draft rules include that with the Rodeo Committee would use the people using the facility to help with authorized maintenance like weed removal, but if someone wanted the shed a different color that would not be authorized. Larry Brown asked if there was any language in the draft rules regarding responsibility of damages. Evertt Williams said what they were thinking was to have a separate agreement for the scheduled events that the sponsor would sign that would outline those issues. Jannicke Brewer asked about the possibility of requiring a deposit. Evertt Williams asked for suggestions on what would be an appropriate deposit. Jim Tracy suggested that for scheduled events that we may require insurance. Jim Tracy asked what if a resident wanted to use the facility for an event that was not horse related. Evertt Williams stated they are relating the rules back to the master plan and indicate that the use must be compliant with that plan. Jim Tracy suggested a copy of the master plan be included in the log book. The Committee discussed the insurance requirement briefly again and if individuals would be required to have it. Jim Tracy suggested language that it may be required, not shall be required. Bryce Higbee said for the first category – public use – insurance should not be required, but the other categories should require it. Evertt Williams said he had taken some notes and wanted to know if the Committee wanted him to draft the sign if it was going to City Council. Evertt Williams asked once the rules are complete and an application is made to use the facility, who would approve it? Ted Stillman suggested if the rules are clearly defined, smaller applications could come to staff, but large events we could take to PRO Committee and/or City Council. Evertt Williams said another issue they wondered about was the number of events that could or would be scheduled. Jim Tracy asked how we would let people know there's a scheduled event. Evertt Williams suggested it can be posted in the log book and another item they had discussed in drafting the rules was to have a blog that people can use and see what is scheduled. Jannicke Brewer asked how it would be determined how many events would be scheduled. Evertt Williams stated it would be tied as much to the master plan as possible. Ted Stillman said we have the same issue with our ball fields and many times when it is wet staff will look at the field to determine usability.

**MOTION:** Evertt Williams moved that the rodeo ground practices and policy guidelines be revised as discussed and be brought back to the next PRO Committee meeting. No second. Motion failed.

The PRO Committee decided to allow Evertt Williams time to revise the rules and bring it back to the next PRO Committee meeting.

**C. LAMBERT PARK MOTORIZED VEHICLES**

This item was postponed until the next meeting.

**D. MINUTES OF MARCH 18, 2009**

This item was postponed until the next meeting.

Ted Stillman informed the PRO Committee the City Council has approved the 100 South Park Master Plan. The plan includes some skate architecture, some racquetball courts, and the designation of a water feature to be coordinated with the play equipment.

Jannicke Brewer also stated the City Council approved the change in the Trail Ordinance that eliminated the Trail Committee as a separate committee so the PRO Committee can move forward and create a Trails Subcommittee.

Meeting adjourned at 8:30 pm.