

February 25, 2003

Minutes of the City Council Meeting held on Tuesday, February 25, 2003 at Alpine City Hall, 20 N. Main, Alpine, Utah at 7:00 pm.

The following members were present and constituted a quorum:

Mayor Phil Barker

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

Staff: Ted Stillman, Janis H. Williams, Ron Devey and Jed Muhlestein

Others: Jannicke Brewer, Dale Porter, Diana Mills, *New Utah*, Bill Kirkpatrick, Vicki Birchall, Steven Birchall, Dennis Carlisle, Mark Eddington, *The Salt Lake Tribune*, Dennis Smith, Charlotte England, Larry Memmott, Linda H. Memmott, Carrie Pearce, Kelleen Barney, Trish Barney, Eddy Howell, Krista Warnick, Harold Sparks, Sandee Sparks, Darin Peper, Holly Tarbet, Raquel Tarbet, Michael Porter, William Eklof, Don Henscheid, Rheanna Henscheid, Marcia Wheeler, George Compton and Will S. Jones

I. **CALL TO ORDER.** Mayor Phil Barker called the meeting to order at 7:00 pm and welcomed all in attendance.

II. **PRAYER** – Mel Clement

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

Jannicke Brewer said she has had some calls from a resident who lived on the east side of town who were concerned about the ATV's that are on the trails late at night. Mrs. Brewer indicated that the police had been called and responded to the nuisance caused by the ATV's.

IV. **CONSENT CALENDAR** -

Business Licenses - Home Occupations:

Vicky L. Campbell – HIGH MOUNTAIN REALTY, 528 S. Oak Lane

Jami Bernards – DAY CARE, 242 South 600 East

Thomas Whitchurch noted that the applications for the business licenses were not included in the packet; however, both of the businesses complied with the ordinance for home occupations and had received their conditional use permit from the Planning Commission.

MOTION: Kent Hastings moved to approve the Consent Calendar. Thomas Whitchurch seconded.

Ayes: David Adams, Mel Clement, Kent Hastings, Thomas Whitchurch and Hunt Willoughby.

Nays: 0. Motion passed.

V. **SCHEDULED ITEMS**

A. **AMERICAN FORK RECREATION PROGRAM PRESENTATION.** Ted Stillman said the American Fork Recreation people asked to be on the next City Council agenda as all their information was not ready for tonight's meeting.

B. **RODEO GROUNDS.** Ted Stillman said the city plans to rebuild the Rodeo Grounds in time for Alpine Days. The project includes building a new arena oriented east-west and the construction of gravel parking lots. The Planning Commission at their meeting of February 18,

2003 reviewed the Rodeo Grounds site plan and to keep the project moving so that construction will be completed by Alpine Days, the Planning Commission recommended that the rough grading be authorized. Dana Beck and Jason Carlton will donate the grading which will be a considerable savings to the city. It was noted that the goal is to use all the dirt that is graded and not have any hauled off. Thomas Whitchurch felt it was important to get the grading done right now so the rodeo grounds will be ready for Alpine Days. Mayor Barker said it was the intention of the city to get the facilities up to a High School level for a rodeo. Steven Birchall asked what would be inside the arena and was told it would be sand. Councilman Whitchurch said there would be water available up there and should be a facility that will be used by more residents, which will keep the ATV's out. Steven Birchall asked about the stables that were discussed at one time and then if electricity would be there. Mayor Barker said there was a Master Plan for the rodeo grounds and all of Lambert Park and possibly electricity could be included; however, Jannicke Brewer said there were no plans for electricity up there at the present. Ted Stillman said that Dana Beck was ready to start grading immediately.

MOTION: Kent Hastings moved to authorize rough grading on the rodeo grounds. Mel Clement seconded. Ayes: David Adams, Mel Clement, Kent Hastings, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

C. COMMUNITY CONNECTIONS. Mayor Phil Barker said that at the City Council Meeting of November 12, 2002 the Council asked the Community Connections Committee to find another location for the rocks. Mayor Barker said the location of the rocks was the real issue and did not want to spend any more time seeing a new design on the City Park site and debating the design issue. Mayor Barker felt we needed to finalize this so it does not keep coming back and become an issue. Dennis Smith said he was in favor of Mark England's project and was enthusiastic about having the alternate location being in the Sculpture Park. Mr. Smith said the library building will also be there. Mark England showed some pictures of new rock projects in downtown Salt Lake City and then made the following recommendations:

1. Burgess Park – There is no room for any public art there.
2. Arboretum - Has some good qualities, but is somewhat remote and does not have the infrastructure that attracts children. Trees and the terrain may obstruct its sight lines.
3. Sculpture Garden attached to the library is a great location, but won't be developed for the next year or two.

Mark England's recommendation was to modify the existing City Park sight to make it appear more "natural." There would be native grasses and bushes incorporated into the boulders with a circle border or path that separates it from the lawn. A path would still continue through the center of the boulders. Each line would be identified with engravings in the rocks that could be the names of the original Alpine settlers engraved on the boulders. Charlotte England said she hoped this kind of project would be in the Provo City Park and felt this is a time when we need to be connected to the world. This is a great way for the children to learn about the world and care about all human beings. Mrs. Wheeler felt that if this was put to a vote for all residents, the City Council might be surprised with the outcome.

Mel Clement said he would like to see the City remove all the rocks, even the buried ones, and store them in Lambert Park until they can be repositioned in a permanent location. Hunt Willoughby said he liked the project where it is and will vote no on the motion and since they have been there he has seen bus loads of children playing on them. David Adams said he was not against the project, but felt that possibly it was handled wrong from the beginning and now feels maybe they should be removed but wouldn't mind seeing some public funds going into a rock park. Thomas Whitchurch said he was not comfortable in having the rocks being removed to go to a temporary location and agreed that this project should be in a larger area. Mel Clement thinks there needs to be a time limit put on finding a permanent location for the rock project. Mayor Barker said

the Council needs to either say the rocks need to be removed and temporarily put in Lambert Park or at a permanent location. Thomas Whitchurch said there was a generous offer by the Sculpture Park to have the rocks put over there and would like to see that option explored more thoroughly. Ron Devey said it would be better to either have the ground frozen or wait until the ground was all dried out before moving the rocks as right now we would sink.

Mark England felt that by moving the rocks to Lambert Park would make his the project die as he would not be able to generate interest by the volunteers to help if the boulders are moved. Mr. England felt this project needs to be either be expanded and made bigger to finish the project or let it die. Mayor Barker again stated that what we are saying is that there needs to be a location that would be acceptable to all residents. Hunt Willoughby stated that we as a City Council need to hear the Planning Commission's recommendation or make our own and visit the sites as suggested.

Ula Hemingway had written a letter because she was not able to attend the meeting opposing the rocks.

MOTION: Mel Clement moved that that City staff remove the rocks in City Park and put them in Lambert Park immediately to let them be repositioned when the time is appropriate. Kent Hastings seconded. Ayes: Mel Clement and Kent Hastings. Nays: 3. David Adams, Thomas Whitchurch and Hunt Willoughby voted nay. Motion died.

Hunt Willoughby said the reason why his original motion was open-ended was because he did not have a calendar in front of him to give Mark England a dead line on when to have the rocks removed.

MOTION: Hunt Willoughby moved that the members of the City Council come to a future meeting with suggested locations for the rock project and then go on a field trip with all interested parties to those designated sites. David Adams seconded. Ayes: David Adams and Hunt Willoughby. Nays: 3. Mel Clement, Kent Hastings and Thomas Whitchurch voted nay. Motion died.

MOTION: Mel Clement moved to direct the Community Connection Committee to not submit any plans or any activities at City Park, the park south of City Hall, the cemetery or Burgess Park and that these areas not be considered, that they have until April 30, 2003 to come up with an alternative site and remove the rocks by April 30 or they will be removed by City personnel and that the City Council will review all plans for other locations. Kent Hastings seconded. Ayes: David Adams, Mel Clement, Kent Hastings and Hunt Willoughby. Nays: 1. Thomas Whitchurch voted nay. Motion passed.

D. ORDINANCE NO. 2003-02 – QUESTAR FRANCHISE. Ted Stillman said that Questar has agreed to the language included in the State Law that allows Alpine to continue to collect the 6% Franchise Fee even if the State law changed.

MOTION: Mel Clement moved to approve and adopt Ordinance No. 2003-02, An Ordinance Granting Questar Gas Company a Franchise for the Construction, Operation and Maintenance of a Gas Distribution System in Alpine City, Utah County, State of Utah for a term of 20 years commencing on February 25, 2003. Kent Hastings seconded. Ayes: David Adams, Mel Clement, Kent Hastings, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

E. PRESTON CANYON DEBRIS BASIN. Ted Stillman said the city has asked Bowen-Collins Engineers to evaluate the plans for the debris basin prepared by URS. Ted Stillman suggested that we bring this back next time when numbers and costs are available from both URS and Bowen-Collins. Mayor Barker said he felt that Shane Sorensen was more confident with working with Bowen-Collins and Hunt Willoughby said that Bowen-Collins was used by Timpanogos

Special Service District and his experience with this firm is very good.

F. WEB SITE. Ted Stillman said the Alpine City website needed some help as it is difficult to update and maintain. Mr. Stillman said that in searching for an alternative we have found two companies that do city websites as follows:

1. Infobytes (StarGov.com). They have done Ogden City's Website and would charge \$2,000, which would include training.
2. Mycommunity.com. They have done West Point's Website and would charge \$5,500.

Thomas Whitchurch said that StarGov.com has some features that Mycommunity.com does not offer and noted there are some terms that he would like to see included in the contract. Ted Stillman said that StarGov.com is going to provide training to all the city staff. The Councilmen discussed what they would like to see on our website and Thomas Whitchurch said he was comfortable with what StarGov.com would create for our city.

MOTION: David Adams moved that StarGov.com be authorized to design the Alpine City website and that we sign the contract with them. Mel Clement seconded. Ayes: David Adams, Mel Clement, Kent Hastings, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

G. FINANCIAL REPORT /PROJECT REPORT. Ted Stillman went over the financial report and said that Sales Tax revenues were down. David Adams noted that we should be happy that we don't rely on sales tax as a source of revenue. Ted Stillman said that we have received the money from Lehi for Schoolhouse Springs and this could be earmarked for future parks; however, the money has to be deposited in the accounts where it was taken.

Ted Stillman went over various projects that are included in this year's budget and David Adams said he would like to see the design of Westfield Road being included.

VI. COMMUNICATION

Thomas Whitchurch said that Utah Power will not let us use their poles any more to hang the Alpine Days banner on. They would install dedicated poles just for this purpose at a cost of \$3,500. Highland spent \$5,000 for their marquee and possibly this could be considered and put in next year's budget. Thomas Whitchurch suggested the marquee be put on Main Street and Canyon Crest Road so all residents could see it. Mayor Barker asked if Utah Power would to let us do this for one more year and Ted Stillman said that Utah Power said we have to have dedicated poles. Mayor Barker suggested we try and do this one more year and then put the cost for a marquee in our next year's budget. Thomas Whitchurch felt there was a need to communicate to the residents and also suggested that we look at putting the Alpine Days banner on private property down by the Junction.

David Adams:

1. As we feel the weight of the possible war, wondered if the city is prepared. Councilman Adams asked about the water system and wondered if we are covered. Ted Stillman said there was a contingency plan.
2. The Library Committee authorized the purchase of a small piece of land by the Art Center next to the Sculpture Park and one of the things that is being talked about is making the Sculpture Park a part of the library and making this a quasi-City Park. Councilman Adams asked if the city would consider funding part of the maintenance and just wanted to start that conversation. The fourth Thursday of every month at 7:30 pm at City Hall is scheduled a

Library Committee meeting. In April the Committee is planning on asking those in attendance to draw what they visualize either the library to look like or what they want to see in the library. In May they will then be able to see their plan in the building and go out to visit the site.

3. Asked about the David Johnson Subdivision and Ted Stillman said he and Shane Sorensen had met with the Johnson's and they really want to develop five lots. Now, the Johnson's are not totally against the road going through their property.

Hunt Willoughby:

1. The Timpanogos Special Service District workshop talked about the gray water being brought back up here and invited the other City Council members to come to the next meeting. This water is very high quality and would just need to be chlorinated. Shane Sorensen was at this meeting. David Adams said he was interested in the thought of being able to send early water to CUP in exchange for late water. Ron Devey said the current system isn't big enough to handle that and would have to run a new line to handle to volume. Ted Stillman said that Highland City's concern was that water rights that come out of Salt Lake cannot be transferred down here and the water model is going to be updated and this will be on a future City Council Agenda.
2. He had been contacted by Mark Eddington about Alpine not saying the Pledge of Allegiance and suggested that we use all the Scout Troops to present the colors and lead us in the Pledge. David Adams commented that we could ask other people to say the prayer.

Mel said he was concerned about maintenance costs on open space. This should be a budget item and we have a lot of open space and city parks. Ted Stillman said the bids on maintenance of the Smooth Canyon Park are due. The proposed skateboard park was discussed.

VII. EXECUTIVE SESSION – Litigation, Property Acquisition and Personnel. An Executive Session was not needed.

VIII. REVIEW ACTION ITEMS

IX. APPROVAL OF MINUTES

City Council Meeting of February 11, 2003

MOTION: Thomas Whitchurch moved to approve the minutes of the City Council Meeting of February 11, 2003 as amended and adjourn. David Adams seconded. Ayes: David Adams, Mel Clement, Kent Hastings, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

The meeting adjourned at 9:20 pm.