

APRIL 12, 2005

Minutes of the City Council Meeting held on Tuesday, April 12, 2005 at Alpine City Hall, 20 North Main, Alpine, Utah 84004 at 7:00 pm:

The following members were present and constituted a quorum:

Mayor Philip D. Barker

City Council Members: Kimberly Bryant, Kent Hastings, Thomas Whitchurch, Hunt Willoughby and Hata Puriri arrived at 7:30 pm

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

Others: Jannicke Brewer, Craig Skidmore, Jim Tracy, Brit Server, Bridgette Server, Ben Blackwelder, Jeanne Anderson, Ula B. Hemingway, Robert Hemingway, Will S. Jones, Spencer Colemere, Joshua J. Hanson, Sarah Tuttle, Cody Ellison, Michael Cormier, Christian Fyffe, David Peterson, Derik Giovannoni, Matt Robinson, Sabina Tamang, Ashley Hami Hen, Ashley Wheeler, Bekah Pierce, Lauren Schoepf and Alina Bokde

I. CALL TO ORDER. Mayor Philip D. Barker called the City Council Meeting to order at 7:10 pm and welcomed those in attendance. Members of Troop 1111 and 1113 were in attendance.

II. PRAYER/ OPENING COMMENTS – Ted Stillman

III. PLEDGE OF ALLEGIANCE. Michael Cormier from Troop 1111 led the audience in the Pledge of Allegiance.

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

Will Jones said he that when he visited with Shane Sorensen in his office, we was concerned with the black walls going up the stairs at the City Shop. Mr. Jones felt we were exposing Shane Sorensen and his office staff to something that could be harmful. Ted Stillman said he would look into this.

The Storm Drain project was not on the agenda and Shane Sorensen said it will be bid on Monday, April 18, 2005.

One of the scouts in attendance asked for an update on building the skateboard park. Mayor Barker said the city is in the process of buying some property that is located on 100 South. This property and will be developed into a park and there are plans to build the skateboard park at that location.

V. CONSENT CALENDAR –

- A. Business License:
Cheryl Kuhn – HOME BACKYARD GIFT SHOP; 446 W. Lupine Drive
Jared L. Loo – AQUARIUM WORLD; 517 E. Mountainville Drive
- B. Bond Releases:
Taylor Smith – Falcon Ridge - \$7,694.40
- C. Payment Request:
Patterson Construction - \$105,209.30 – Box Elder Water System Cost

Jannicke Brewer said the requested Business License application for Cheryl Kuhn, Home Backyard Gift Shop has not been to the Planning Commission and Ted Stillman said this needs to be taken off of tonight's agenda until this has been done.

Ted Stillman said the payment request for Patterson Construction would be dealt with in Executive Session.

MOTION: Hunt Willoughby moved to approve the Consent Calendar with the exception of the Business

License for Cheryl Kuhn and the Bond Release for Falcon Ridge in the amount of \$7,694.40. Kent Hastings seconded. Ayes: Kimberly Bryant, Kent Hastings, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

VI. SCHEDULED ITEMS

A. KIEFER ANNEXATION. Ted Stillman said Brit and Bridgette Server own a 3.30 acre parcel of land on the east side of North Grove Drive adjacent to the city boundary. The Server property could be part of the Pack Annexation, but they do not want to wait until that annexation moves forward. The Servers would like to tear down the existing home on the property and build a new home and the county will not give them a building permit as the property is less than 5 acres. Ted Stillman said they could only build one house on the property as there is not enough frontage for two lots.

MOTION: Thomas Whitchurch moved to accept the Server Annexation Petition known as the Kiefer Annexation and refer it to the Planning Commission for a recommendation. Kimberly Bryant seconded. Ayes: Kimberly Bryant, Kent Hastings, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

B. EAGLE CONDOR HUMANITARIAN AID. This will not be dealt with tonight as they were not ready for the presentation.

C. DRY CREEK ORCHARDS, PLATS A and B EXTENSION. Ted Stillman said the final plats for Dry Creek Orchards Subdivision had previously been approved by the City Council. The subdivision has not been able to be completed because of the need for a sewer line across the Whitby property. The developer has been waiting until the city acquires the Whitby property in order to obtain the sewer right-of-way. Mr. Stillman said that Section 4.5.10, Expiration of Final Approval states "If the recording requirements set above are not met by the subdivider within 180 days from the date of the City Council approval, such approval shall be null and void. The City Council may extend the expiration date for meeting the recording requirements upon application of the subdivider."

MOTION: Hunt Willoughby moved to approve a six-month extension for Plats A and B of Dry Creek Orchards. Thomas Whitchurch seconded. Ayes: Kimberly Bryant, Kent Hastings, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

D. WELL SITE LANDSCAPING. Ted Stillman said that at the City Council Meeting of March 8, 2005 the City Council authorized the landscaping of the Carlisle Well Site on Allegheny Way. The City Council also asked for a plan on how other well sites would be landscaped in the future. The proposed time-line for how the city plans to landscape well sites is as follows:

2005	Carlisle Well Southpointe Detention Basin
2006	Busch Well Site Hog Hollow Booster and Water Tank
2007	300 North Well Site Silverleaf Well Site
2008	Alpine Blvd. south Pressurized Irrigation Filter Building Alpine Blvd. north Pressurized Irrigation Filter Building
2009	Healey Well Site (trees)

Sites that will be left natural:
Ranch Drive Well Site
Willow Canyon Water Booster Station
Box Elder Water Booster Station

Jannicke Brewer had some suggestions about landscaping the planter strips in front of the well houses as she felt this would make it more pleasing for residents in the neighborhoods. Kimberly Bryant said she has been contacted by several residents on Allegheny Way and they are pleased with what is being done; however, Mrs. Bryant asked if the city could put a street light by the well house. Shane Sorensen said he would get a cost estimate for installing a street light in that location; however, Mr. Sorensen said there are different opinions about lighting well-house sites. Kent Hastings suggested that the Hog Hollow Booster and Water Tank site be landscaped with trees in the front.

Mayor Barker suggested that we include landscaping the Southpointe Detention Basin, Busch Well Site and Hog Hollow Booster and Water Tank in this new proposed budget. Landscaping the Carlisle Well site has already been approved.

MOTION: Hunt Willoughby moved that we include the Southpointe Detention Basin, Busch Well site and Hog Hollow Booster and Water Tank in the new 2005-2006 Budget and instruct staff to look at landscaping all of the park strips. Kent Hastings seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

E. ORDINANCE NO. 2005-10, EXCAVATION ORDINANCE. Ted Stillman said that on May 25, 2004 the city adopted the 2003 edition of the International Building Code. This adoption repealed the old Building Code that we were using which included requirements for excavation and grading which left us without the ability to regulate excavation and grading. Mr. Stillman said staff would like to adopt amended Appendix J of the International Building Code which will reinstate the excavation and grading requirements. Shane Sorensen explained why this ordinance was necessary and said this was formatted to look like the Building Code and not our Ordinances. Kent Hastings said there were some typographical errors that needed to be corrected.

MOTION: Thomas Whitchurch moved to adopt Ordinance No. 2005-10, An Ordinance Adopting Excavation and Grading to the City's Building Code with the changes as suggested. Kimberly Bryant seconded. Ayes: Kimberly Bryant, Kent Hastings, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

F. 2005-2006 TENTATIVE BUDGET. Ted Stillman outlined the Budget Schedule for the fiscal year 2005-2006 as follows:

April 12, 2005	Presentation of the Tentative 2005-2006 Budget to the City Council
April 26, 2005	City Council Work Session on the Tentative Budget
May 10, 2005	City Council adoption of the Tentative Budget
May 24, 2005	Public Hearing on the Tentatively Adopted Budget
June 14, 2005	Adoption of the Final Budget.

The 2005-2006 Project Priorities were listed as follows:

Rank	Project	Costs	Fund
1	ADA Compliance	\$ 50,000.00	General
2	City Park Restrooms	\$ 46,000.00	Capital Improvement
3	Park Property Purchase	\$470,000.00	General
4	Taylor-Whitby Park Payment	\$150,000.00	Loan
5	Main Street Lighting/Arches	\$ 90,000.00	Capital Improvement
6	Cemetery Expansion	\$ 50,000.00	Cemetery Perpetual Care
7	Smooth Canyon Restrooms	\$ 50,000.00	Park Impact
8	Alpine Drive Storm Drain	\$200,000.00	Storm Drain Impact
9	300 East Well Rebuild	\$100,000.00	Water
10	Well Site Landscaping	\$ 20,000.00	Water
11	Southpointe Park Play Equipment	\$ 10,000.00	Capital Improvement
12	Hog Hollow Storm Drain	\$ 50,000.00	Storm Drain Impact
13	Burgess Tennis and Basketball Courts	\$ 70,000.00	Capital Improvement
14	Westfield Road Reconstruction	\$700,000.00	Grants

Ula Hemingway asked about the possibility of having another covered pavilion constructed in Legacy Park to accommodate more people. Mayor Barker said this could be considered, however, this is the first time this request has been suggested. Mrs. Hemingway asked if a storage shed could be part of the pavilion to store volley ball nets and the horse shoes.

Mayor Barker asked Ted Stillman to bring the council up to date on any Legislative Updates. It was suggested that we put the proposed Budget on the web page as this would be very informative to the public. Thomas Whitchurch felt that we were getting more web-page traffic due to on-line billing so more residents would see the budget information.

G. STREET OVERLAY BID AWARD. Shane Sorensen said that bids were opened last week for the 2005 street overlays. The streets that we would like to overlay in 2005 include:

Grove Drive
 Main Street (north from 200 North)
 200 North (Main Street west to Ft. Creek Bridge)
 100 East (between 100 North and 200 North)
 200 North from 200 East to 300 East (this road was not included in the original bid)

Bids submitted on the Overlay Project were as follows:

1.	Staker and Parson Companies	\$199,348.80
2.	Kilgore Paving	\$199,661.84
3.	Geneva Rock Products	\$204,379.05
	Engineer's Estimate	\$214,792.20

The low bidder was Staker and Parsons with a bid in the amount of \$217,846, which included the addition of overlaying 200 North from 200 East to 300 East. Ted Stillman said the majority of the funds will come from B & C Road Funds as follows:

Revenue:	
Funds on hand as of 2/28/05	\$ 78,439
Funds to be received by 6/30/05	\$ 70,000
Water Fund (valves)	\$ 5,415
Sewer Fund (manholes)	\$ 3,975
2005-2006 Class C Road Revenue	<u>\$ 88,017</u>
Total	\$245,846

Expenditures	
Street Overlay Project	\$217,846
Red Pine Drive Completion	\$ 18,000
Downtown Improvement Completion	<u>\$ 10,000</u>
Total	\$245,846

Kent Hastings discussed the possibility of including Westfield Road in this budget year and suggested that the overlays could be put off for several years. Shane Sorensen said there are several roads that are in very bad shape and to put off overlaying them would cost more money in the long run.

Mayor Barker suggested that we wait for two weeks before awarding the bid on the overlays as this shouldn't affect the completion 0date. Shane Sorensen said he wanted the overlays to be completed by Alpine Days. Mayor Barker said that Westfield Road comes up every time there is a budget discussion and this should be put on a priority list. Awarding the bid was put off for two weeks.

H. SIDEWALK PRIORITIES. Shane Sorensen said that in the past the city has replaced sidewalks on an as needed basis. When a citizen called about a broken sidewalk it was placed on a schedule and repaired as soon as possible. Sidewalk repair and replacement needs to be on a more regular basis; however the overall list of sidewalks that need to be replaced totals over \$50,000. Ted Stillman said

that as part of the Budget discussions this spring we suggest that an amount be included in the Budget to implement the sidewalk replacement program. The priority list of sidewalks that need to be replaced or repaired is as follows:

Location	# Sections	FT - Min	FT - Max	\$ Min	\$ Max	Condition
688 S 580 W	4	16	24	640.00	\$ 960.00	Critical
453 S Ranch Dr	1	4	6	160.00	\$ 240.00	Critical
770 W Ranch Cir	2	8	12	320.00	\$ 480.00	Critical
West side/Sunrise Dr	1	4	6	160.00	\$ 240.00	Critical
325 N Sunrise Dr	1	4	6	160.00	\$ 240.00	Critical
549 W Lupine Dr	4	16	24	640.00	\$ 960.00	Critical
549 W Lupine Dr	5	20	30	800.00	\$ 1,200.00	Critical
802 S Andes Dr	3	12	18	480.00	\$ 720.00	Critical
120 E Himalaya Ct	2	8	12	320.00	\$ 480.00	Critical
265 Fort Creek	2	8	12	320.00	\$ 480.00	Critical
220 W Fort Creek Dr	3	12	18	480.00	\$ 720.00	Critical
100 E to 200 E on 200 N	460 ft	460	470	18,400.00	\$18,800.00	Critical
135 W 150 N	2	8	12	320.00	\$ 480.00	Critical
256 E 350 N	3	12	18	480.00	\$ 720.00	Critical
403 Meadow River Drive	1	4	6	160.00	\$ 240.00	Critical
228 S to 258 S Alpine Cir	58	232	348	9,280.00	\$13,920.00	Critical
300 S Alpine Cir	3	12	18	480.00	\$ 720.00	Critical
856 E 200 N	2	8	12	320.00	\$ 480.00	Critical
694 E Windsor Cir	3	12	18	480.00	\$ 720.00	Critical
518 N Wilderness Dr	3	12	18	480.00	\$ 720.00	Critical
833 Coventry Lane	4	16	24	640.00	\$ 960.00	Critical
404 Eastview Dr	1	4	6	160.00	\$ 240.00	Critical
328 Eastview Dr	2	8	12	320.00	\$ 480.00	Critical
258 S Alpine Dr	6	24	36	960.00	\$ 1,440.00	Critical
213 S Alpine Cir	3	12	18	480.00	\$ 720.00	Critical
949 E Alpine Dr	2	8	12	320.00	\$ 480.00	Critical
213 S Alpine Cir	3	12	18	480.00	\$ 720.00	Critical
1021 E Alpine Dr	3	12	18	480.00	\$ 720.00	Critical
999 E Alpine Dr	7	28	42	1,120.00	\$ 1,680.00	Critical
1063 E Alpine Dr	10	40	60	1,600.00	\$ 2,400.00	Critical
153 N Country Manor Lane	3	12	18	480.00	\$ 720.00	Critical
Ranch Dr	2		8	12	320.00	\$ 480.00
Critical						
Corner of 300 N 600 E		200	220	8,000.00	\$ 8,800.00	
Alpine Blvd	2	8	12	320.00	\$ 480.00	Critical
Total		1,264	1,596	\$50,560.00	\$ 63,840.00	
Removal				\$ 4.00		
Replacement				\$10.00		

Shane Sorensen said he just received an application from UDOT for the Safe Sidewalk funding and he would like to apply for the sidewalk on Alpine Highway from 800 South to the Junction.

VII. COMMUNICATION

Mayor Phil Barker – Asked if we are preparing for flooding in the town. Ted Stillman said we have met with religious leaders, the police and fire departments and we have ordered sandbags and made a list of all equipment that is available. Hata Puriri asked if the irrigation ditches needed to be cleaned out.

Kimberly Bryant – Thanked Ula and Robert Hemingway for their hard work on information collected about those buried in our cemetery. Mrs. Bryant said it has been discussed about the possibility of bringing back the breakfast after the Memorial Day event. There would be a cost involved, but the price would be nominal and only to cover the cost. Thomas Whitchurch suggested the use of the Youth Council.

Kent Hastings – Said the Cemetery Commission needs to replace one member and Eric Farr has expressed an interest in serving on this committee. Eric Farr has attended some meetings and even suggested some changes to the bylaws. Hunt Willoughby said that Robert Cummings has also expressed an interest in serving. The suggested changes in the by-laws were given to Ted Stillman.

MOTION: Kent Hastings moved to appoint Eric Farr to the Cemetery Commission. Kimberly Bryant seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

Kent Hastings questioned the suggested raise in the 2005-2006 Police Budget.

Hata Puriri – Said he hasn't been able to attend the PRO Committee meetings, but Ted Stillman said the committee is very aggressive and have developed four sub-committees. The PRO Committee is working on bylaws. The Recreation subcommittee has met with American Fork and they are a very active group. Ted Stillman said the Cemetery Commission is now meeting weekly.

Hata Puriri said he has had positive comments about the nursery by the roundabout and asked if this was only going to be seasonal. It was noted that Dave Prina wanted to sell Christmas trees.

Thomas Whitchurch – Has met with the Arts Council and the Rodeo Committee. Councilman Whitchurch said that last year he discussed purchasing some poles so the big banner advertising Alpine Days could be put up as Utah Power won't let us use their poles anymore. Shane Sorensen said that if we put the poles up north of the roundabout then the city would get away from UDOT requirements. Mayor Barker felt we still needed a central location to install a marquee where all residents could see advertised events.

Hunt Willoughby - The Historical Committee has met about the building up of the property on the northeast corner by the roundabout. Councilman Willoughby suggested this committee meet on a regular-scheduled basis and formalize how they meet.

VIII. EXECUTIVE SESSION to discuss Litigation, Property Acquisition and Personnel

MOTION: Thomas Whitchurch moved to go to Executive Session to discuss litigation and property acquisition. Kent Hastings seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

MOTION: Thomas Whitchurch moved to go back to Open Session. Hunt Willoughby seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

MOTION: Thomas Whitchurch moved that we instruct staff to have David Church write a letter to Patterson Construction Company and include a check in the amount of \$105,209.30 explaining how the money was arrived at. Kent Hastings seconded. Ayes: : Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

MOTION: Thomas Whitchurch moved that we authorize staff to refund \$3,100.00 of Paul Bryant's Building Permit fee in exchange for a signed waiver of liability. Hunt Willoughby seconded. Ayes: Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed. Kimberly Bryant abstained from voting.

IX. APPROVAL OF MINUTES:

Public Hearing and City Council Meeting of March 22, 2005

MOTION: Thomas Whitchurch moved to approve the minutes of the Public Hearing and City Council Meeting of March 22, 2005 as amended and adjourn. Hata Puriri seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

The meeting adjourned at 10:30 pm