

**May 27, 2008**

Minutes of the Public Hearing and City Council Meeting held on Tuesday, May 27, 2008 at Alpine City Hall, 20 North Main, Alpine, Utah 84004 are as follows:

The following members were present and constituted a quorum:

Mayor Hunt Willoughby

City Council Members: Kimberly Bryant, Kent Hastings, Jim Tracy, Tracy Wallace and Thomas Whitchurch

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

Others: Jannicke Brewer, Aaron Holtsclaw, *Lone Peak Press*, Kyle Bryant, Will S. Jones, Blaine Hudson, Lynn Broadbent, Blair Holmes, Margie Holmes, Bill Crockett, Nancy Brown, Paul Bennett, Michael Robertson, Kendall Jones, Korey Walker and the Strawberry Days Royalty

**PUBLIC HEARING – 7:00 pm – FOR THE PURPOSE OF RECEIVING PUBLIC COMMENT REGARDING THE 2008-2009 TENTATIVE ADOPTED BUDGET.** Mayor Hunt Willoughby called the Public Hearing to order at 7:05 pm and welcomed those in attendance and introduced the purpose of the Public Hearing.

Ted Stillman went over the 2008-2009 Budget showing a graph of the revenues and expenditures. It was reported that the biggest expenditure is for Police and Fire protection.

There were no comments from the public and Mayor Hunt Willoughby closed the Public Hearing.

The Public Hearing adjourned at 7:10 pm.

**CITY COUNCIL MEETING** – Immediately following Public Hearing

**I. CALL TO ORDER.** Mayor Hunt Willoughby called the City Council Meeting to order at 7:10 pm and welcomed those in attendance. Mayor Willoughby expressed his appreciation to those who helped with the Memorial Day Program and said it was very well attended in spite of the rain.

**II. PRAYER/OPENING COMMENTS** – Kent Hastings

**III. PLEDGE OF ALLEGIANCE.** Jim Tracy 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.

Jannicke Brewer complimented the crew that worked on the Cemetery and said it looked so beautiful. Shane Sorensen said the crew would really appreciate the compliments as they worked hard. The weather didn't cooperate

**V. CONSENT CALENDAR**

Business Licenses:

Jay and Judy Burnham – ELSA BELLE; 411 Bristol Court

Mike Eisinger – IP ADVERTISING; 634 S. Pheasant Ridge Court

**MOTION:** Kent Hastings moved to approve the Consent Calendar. Kimberly Bryant seconded. Ayes: Kimberly Bryant, Kent Hastings, Jim Tracy and Tracy Wallace. Nays: 0. Motion passed.

**VI. ACTION ITEMS**

**A. STRAWBERRY DAYS ROYALTY.** The Strawberry Days Royalty brought a Strawberry Cheesecake and invited the City Council and all Alpine residents to attend and participate in all Strawberry Days activities which will take place from June 15<sup>th</sup> through the 22<sup>nd</sup> with the Rodeo starting at 8:00 pm each night. All other activities were outlined.

**B. EPIC ENGINEERING INVOICE.** Shane Sorensen said that in 2004 Epic Engineering was awarded a contract to design the Alpine Drive Storm Drain. In 2007 they found they had not billed the City for a lot of work on the project. Corey C. Walker, P.E. of Epic Engineering explained the billing situation and asked for a reimbursement of \$15,503.71 for work that was performed on the project and never paid for through previous billings. Kent Hastings noticed that Epic Engineering agreed to write off about \$10,000.00 of the original bill and Shane Sorensen said the \$15,503.71 was the agreed amount for reimbursement.

**MOTION:** Jim Tracy moved that Epic Engineering be reimbursed \$15,503.71 for work performed on the Alpine Drive Storm Drain Project. Tracy Wallace seconded. Ayes: Kimberly Bryant, Kent Hastings, Jim Tracy and Tracy Wallace. Nays: 0. Motion passed.

**C. THREE FALLS SUBDIVISION – RECAP OF HISTORY.** Ted Stillman said the proposed Three Falls Subdivision has been in process for approximately the last six years. Shane Sorensen said the subdivision received concept approval in 2006. Since that time the developers have been working on preliminary plans and completing all the necessary engineering to move forward with the process and are coming close to submitting preliminary plans to the Planning Commission. Ted Stillman said it was suggested recently that we should review the history, including motions that have been made of the subdivision before the preliminary plans were submitted. Shane Sorensen said there have been quite a few studies done since late fall 2002 and to name a few there was the environmental impact study, fault rupture study geologic hazard study, landslide investigation and there has been a lot of geotech work done there.

The Council Members reviewed the previous minutes and motions that were included in their packets.

Ted Stillman said every City Council Member received a letter from Janis H. Williams, City Recorder, saying she has not been able to certify the proposed Melby annexation for the following reasons:

1. She did not have evidence that the petition and map was sent to the Clerk of Utah County
2. She did not have a recordable map

Ted Stillman said the developer is going to submit another plat and that plat will be before the City Council again.

**D. THREE FALLS SUBDIVISION – 2<sup>nd</sup> ACCESS.** Ted Stillman said that on August 27, 2007 the City Council made the following motion:

“Thomas Whitchurch moved that we designate the 2<sup>nd</sup> access as a working access and that on the basis of aesthetics, road tests, engineering and limited use that an exception be granted to 20' of asphalt with curb and gutter on each side. Tracy Wallace seconded. Ayes: Kimberly Bryant, Hata Puriri, Tracy Wallace and Thomas Whitchurch. Nays: 0. Motion passed.”

Will Jones said he would like the City Council to define “working access” and the rules that would apply to this road. For example, will the road be open all year long? Will it be gated? Will it be plowed? At what point will it be built – at the beginning? After a certain number of lots or when the homes at the top end start coming in?

Ted Stillman read 3.12.7.4.3 wherein it stated that “All secondary access roads shall have a minimum paved width of not less than 20 feet and an unobstructed vertical clearance of not less than 13 feet 6 inches to permit two-way traffic. These provisions will apply in lieu of those provided in Article 9.02-2-1 of the Uniform Fire Code.” Mr. Stillman said that in the Subdivision Ordinance under 4.7.2 it states “Minor streets shall be laid out to encourage circulation but discourage through traffic. Subdivisions with 20 or more lots shall provide two working accesses to the development.” Ted Stillman stated that back on August 27, 2007 the council moved that we designate the 2<sup>nd</sup> access as a working access. Tracy Wallace asked why we wouldn't require a second access road for a subdivision when we know this subdivision will have more than 20 lots. Jim Tracy felt this second access road should be for emergency purposes and that it should be maintained and plowed. Councilman Tracy proposed that we make the 20 foot road be one way with bicycle lanes on both

sides of the road which would make for traffic circulation. Thomas Whitchurch said a working access is exactly that and felt this road would not be used by many residents as the primary access would be down Ft. Canyon Road. Mayor Hunt Willoughby thought the emergency access for that road would be for fire and suggested that this be a two-way road and we could block it off with a crash gate from November to March. Mayor Willoughby said he didn't want to see our crews up there plowing on that steep slope.

Tracy Wallace said he was up there this past weekend and those he was with felt that if the road was closed this would give the illusion of this being a private exclusive community. Shane Sorensen said the developer is going the maximum distance to meet our grade requirements and Jim Tracy said that Ron Devey said he wouldn't have a problem with plowing the road. Jim Tracy said he was against closing the road during the winter months as we could encounter other types of catastrophes. Councilman Tracy said there are a number of other natural disasters and we have an ordinance requiring a second access. We shouldn't short change the residents who will live up there.

Ray Warner, President of the Alpine Cove Homeowners Association, said all the discussion he has heard tonight dealt with the road after it leaves the Cove and nothing has been stated about the impact on the residents in the Cove. Several of his comments were discussed. Utah County Engineer, Clyde Naylor, said the stated use of the road would be only for necessity and the County would not approve coming into the Cove except for a necessity and it should be gated on both ends. Ray Warner said he was concerned this road might become a scenic drive; however, his biggest concern was for the number of children that walk down the road to catch the school bus on Grove Drive. Mr. Warner suggested that the Council consider some alternatives to the proposed plan. A road could go straight down to the south down to at least the Brown property and never enter the Cove.

Shane Sorensen said one of the issues that has been frustrating is there is no consideration given to the impact from the Cove residents to the City, we only hear about the impact with this development on them. Shane Sorensen asked if the Cove people have had a study or profile on a road coming down the top of the mountain. This would be a longer road way for us to maintain and it is steeper. As we are speaking the Cove is trying to develop one more lot. Shane Sorensen said that currently the County does not want to maintain another road and we would have to annex this parcel to have this 2<sup>nd</sup> access as proposed. Jannicke Brewer said this road would be shorter, have less cutting and less retaining walls and there would be less destruction on the side of the mountain.

Will Jones said the important thing about coming into the Pack property is that he doesn't own the property. Will Jones also said that if the road was on the top of the mountain it might be less visible to the Cove people, but to the rest of the residents of Alpine it would be seen by everyone. The proposed road would not do any more scaring on the mountainside and the property would be given to the City as open space. Jim Tracy asked about having the road open all year round and Will Jones liked the design as proposed by Jim Tracy but suggested that we look at the road for one year. If it was too expensive to maintain then it could be gated. Hunt Willoughby said the last thing we wanted to do was get into a battle with the County or the Cove residents.

Kent Hastings asked how problematic would it be for Alpine City to keep the old Illagheni Estates development. Hunt Willoughby said we are not in charge of choosing what is done up there, we are only in charge of making sure their development meets our Code, but ultimately it is their land to use to their benefit and we don't want to tell them to only build what we want to see.

Kimberly Bryant said we need to look at past history of this property but felt we needed to be real careful with going off our Annexation Policy Plan and it should be a bit of concern to the Council. Thomas Whitchurch stated that we should look at the possibility of annexing all the property to the City as we would then have control. Kent Hastings said that is why he voted against it as he thought it would be setting precedence for other developers to want to be annexed into the City.

Hunt Willoughby said the Council needs to come to a conclusion. The questions would be if that road is built to our standards and can we close it? We need to define what a working access is. Jannicke Brewer said the Planning Commission felt they needed to have a definition of a working access and if the road could be gated. This would make a difference how the developer would proceed with his development. Jannicke Brewer said the Planning Commission always felt the road would be open all year round and the Urban Wildlife Interface Ordinance said the road has to be two-way. Mrs. Brewer further stated that we can't leave

this to chance, we can't sacrifice the safety of our residents. It was stated that emergency vehicles as well as the residents can drive down a one-way road. Ray Warner asked why we have to annex this property if Mr. Melby already owns the road. Hunt Willoughby said the County would require a 56-foot wide road if the road was in the County and Jim Tracy said he felt thought the Cove residents would rather have a narrower road coming into the Cove rather than the wider road as required by the County.

Michael Robertson said the Bear West study said it is probably more accurate to have 8 trips per day and said this road affects him immensely. Mr. Robertson asked if the County is planning on widening the road through the Cove. Michael Robertson said he walks with his daughter every day and felt the narrow roads in the Cove are very dangerous. It took the County 10 years to put gravel and asphalt on their road.

Max Pitcher, who lives up Ft. Canyon, said geology knows no season and no dates. Disaster happens when it happens. Mr. Pitcher felt the City Councilor's shouldn't gamble. This road should be two-way. Thomas Whitchurch said he looks at this road as any other road in the City and felt that it should be open all year round, maintained and plowed. Blaine Hudson felt the secondary access needs to be built before construction of any homes in that subdivision like the widening of Ft. Canyon Road and consideration needs to be given to the residents who already live up Ft. Canyon.

**MOTION:** Thomas Whitchurch moved that specifically to the Three Falls Subdivision we designate the 2<sup>nd</sup> access as a working access with two-way traffic, curb and gutter on each side and that the road be 20 feet wide. Tracy Wallace seconded. Ayes: Kimberly Bryant, Kent Hastings, Jim Tracy, Tracy Wallace and Thomas Whitchurch. Nays: 0. Motion passed.

Jim Tracy asked about the 20<sup>th</sup> building permit and Will Jones showed where Phases 1, II and III would be located. Shane Sorensen said there is a drawback to lots recorded versus the 20<sup>th</sup> building permit because it puts the City in a serious position. Ted Stillman said we would require a right-of-way all the way through even though Phase 1, Phase II and part of Phase III would exceed the 20 lots. Will Jones said he was planning on improving Ft. Canyon before the building of homes in the Three Falls Subdivision took place. This would allow for existing resident's to move up and down the road.

**MOTION:** Tracy Wallace moved that prior to the start of the 21<sup>st</sup> lot of the Three Falls Subdivision that the secondary access road be an accessible gravel road and prior to any phase east of Sliding Rock the secondary road be paved and have curb and gutter. Kent Hastings seconded. Ayes: Tracy Wallace. Nays: 4. Kimberly Bryant, Kent Hastings, Jim Tracy and Thomas Whitchurch voted Nay. Motion failed.

**MOTION:** Kent Hastings moved to table acting on this item until we seek David Church's legal opinion on the definition of the ordinance for a second working access. Kimberly Bryant second. Ayes: Kimberly Bryant, Kent Hastings, Jim Tracy, Tracy Wallace and Thomas Whitchurch. Nays: 0. Motion passed.

**E. THREE FALLS SUBDIVISION – ROAD CROSS SECTION.** Shane Sorensen said that Will Jones has submitted an alternative road cross section for the proposed Three Falls Subdivision. This is a revised cross section from the previous one submitted in April 2008. The revised cross section shows a regular vehicle lane in each direction with a non-vehicle lane on either side of the road. There would be curb and gutter on both sides, but sidewalk only on one side. This would be used on all main roads in the development and would connect to the secondary access.

The Planning Commission made the following motion:

“Brad Reneer moved to recommend the alternate road cross section for the Three Falls as proposed with 36 feet of asphalt, non-vehicular lanes and curb on each side of the road, and sidewalk along one side of the road. Steve Cospers seconded. Ayes: 5. Nays: 0. Motion passed.”

Lynn Broadbent asked if the width of road only applies to the Three Falls Subdivision development and not down Ft. Canyon. Shane Sorensen said this would only apply in the development. Jim Tracy asked about the park strip and Shane Sorensen said the road does have curb on both sides and there would be a sidewalk on the same side of the road down through the development. Will Jones said he would put a rumble strip between the roadway and the bicycle lane. Kimberly Bryant said she was in favor of having less asphalt

and sidewalk on both sides of the road.

**MOTION:** Jim Tracy moved that the City Council approves the alternate road cross section for Three Falls Subdivision as proposed with 36 feet of asphalt, non-vehicular lanes and curbs on each side of the road, and sidewalk along one side of the road. Tracy Wallace seconded. Ayes: Jim Tracy, Tracy Wallace and Thomas Whitchurch. Nays: 2. Kimberly Bryant and Kent Hastings voted nay. Motion passed.

David Church came to the meeting at 9:25 pm.

David Church said it has been interpreted that a working access road is open and available for the public to use and that it can be driven on year around. Mr. Church thought that sometimes we give a variance on the width of the road and it was also stated that the Council might not get a recommendation from the Fire Chief. Shane Sorensen said this subdivision went broke once and to force them to construct the road with all improvements might send them into that direction again. Kimberly Bryant said that if the developer went broke then the City would be left with a road. David Church said there is nothing worse then to have a subdivision approved and recorded, lots sold and then the developer go broke.

**MOTION:** Jim Tracy moved that we recommend that Three Falls Subdivision be allowed one access road until the 38<sup>th</sup> lot is recorded, that asphalt, curb and gutter is installed and paved completely as we currently have 37 lots with one access and at the start of the 38<sup>th</sup> lot the asphalt, curb and gutter is installed on the secondary access all the way throughout the development and that we recommend an exception to the provision under the ordinance and if we receive a positive recommendation from the Fire Chief. Kimberly Bryant seconded. Ayes: Kimberly Bryant, Kent Hastings, Jim Tracy, Tracy Wallace and Thomas Whitchurch. Nays: 0. Motion passed.

**F. 2008-2009 TENTATIVE BUDGET.** Ted Stillman said a Public Hearing was held earlier in the evening on the 2008-2009 Tentative Budget and the Final Budget will be on the June 10, 2008 City Council agenda for adoption. The Budget was discussed at length.

**G. 2007-2008 AMENDED BUDGET.** Ted Stillman proposed several changes to be made in the 2007-2008 Budget as follows:

Court – Bailiff and Victim restitution	\$ 20,000.00
Government Buildings – Phone system repair	\$ 12,000.00
Streets – Salt and crack seal	\$ 50,000.00
Cemetery – Personnel	\$ 17,000.00
Misc – UTA Tax and transfer to Capitol Improvement Fund	<u>\$320,000.00</u>
Total General Fund	\$419,000.00
 Class C Road Fund – Westfield Road	 \$ 20,000.00

Mayor Willoughby thought the Eagle Scout project to put flags on the Veteran’s graves was a success. Hunt Willoughby asked the Eagle Scouts to make and enlarge the storage shed to accommodate the flags that are being stored in the basement.

**MOTION:** Thomas Whitchurch moved to set a Public Hearing on the Amended 2007-2008 Budget for June 10, 2008 and include an additional \$500.00 to be taken from the General Fund to pay for enlarging the storage shed to store the flags. Kent Hastings seconded. Ayes: Kimberly Bryant, Kent Hastings, Jim Tracy, Tracy Wallace and Thomas Whitchurch. Nays: 0. Motion passed.

**H. PEDESTRIAN SAFETY PROJECT.** Ted Stillman said the State of Utah has a Grant Program that allocates funds for pedestrian safety projects. The project must be on a State Highway and the City proposes that the project we apply for is the installation of sidewalks on SR-74 from the Alpine Arts Center to 800 South. The City would be responsible for a 25% match.

**MOTION:** Kent Hastings moved that the City apply for a Pedestrian Safety Funds Grant for a sidewalk along the west side of SR-74. Thomas Whitchurch seconded. Ayes: Kimberly Bryant, Kent Hastings, Jim Tracy,

Tracy Wallace and Thomas Whitchurch. Nays: 0. Motion passed.

**I. MAIN STREET TRAFFIC STUDY.** Shane Sorensen said WCEC Engineers have completed the Main Street Traffic Study. WCEC observed the traffic conditions around Mountainville Academy during the morning and afternoon peak period and took an inventory of the intersection geometry, traffic control devices and striping. They also took note of the locations parents picked up and dropped off their children and the walking routes students took between the school and those locations. Ted Stillman, Shane Sorensen and the Police Department gave their input as to specific traffic and pedestrian issues associated with the school. Thomas Whitchurch suggested that we put off acting on this issue until we get input from Mountainville Academy.

**MOTION:** Kimberly Bryant moved that we table the Main Street Traffic Study until we hear back from Mountainville Academy. Thomas Whitchurch seconded. Ayes: Kimberly Bryant, Kent Hastings, Jim Tracy, Tracy Wallace and Thomas Whitchurch. Nays: 0. Motion passed.

**J. DEVELOPMENT CODE – AMENDING ARTICLE 4.5 and 4.6 (MINOR and MAJOR SUBDIVISIONS).** April Riley said that Articles 4.5 and 4.6 outline requirements for minor and major subdivisions. Sections 4.5.8 and 4.6.3.13 regulate the extension/reinstatement of a final plat. Currently, all extensions/reinstatements must go through Planning Commission and City Council. The plats are subject to ordinances in effect at the time of the extension/reinstatement. Therefore, if there is a change in the ordinance that would affect the plat, the subdivision would have to meet those new requirements. However, many times there are no changes in the ordinance and no changes in the plat so the subdivision does not need to be reviewed again. City Council asked that the Planning Commission consider revising this process to allow staff to approve extension/reinstatements when there are no changes in ordinance that would affect a plat.

The Planning Commission held a public hearing on May 20, 2008 and made the following motion at that time:

“Steve McArthur moved to recommend approval of amendments to Articles 4.5 and 4.6 in the Development Code as written. Steve Cosper seconded. Ayes: 6. Nays: 0. Motion passed.”

One suggestion was given by the Planning Commission that the City Council consider approving the reinstatement through the consent calendar so that the City Council was aware of what was happening with subdivisions. Other concerns that came up was if there was any ambiguity in the ordinance and how it would be interpreted as staff level and also if there were controversial issues involved with the subdivision.

**MOTION:** Kent Hastings moved that the City Council adopt Ordinance No. 2008-07, An Ordinance to approve the proposed amendments to Articles 4.5 and 4.6 (Minor and Major Subdivisions). Jim Tracy seconded. Ayes: Kimberly Bryant, Kent Hastings, Jim Tracy, Tracy Wallace and Thomas Whitchurch. Nays: 0. Motion passed.

**K. DEVELOPMENT CODE – AMENDING ARTICLE 4.10 (FINANCIAL RESPONSIBILITY).** April Riley said that as part of the subdivision process, developers must provide a performance bond to guarantee improvements that will be installed as shown on the final plat and construction drawings and to guarantee and warrant all improvements. Article 4.10 outlines this financial responsibility. The Utah State Legislature recently changed the state code to limit the warranty to a one-year period. Our ordinance currently requires a warranty period of two years. The proposed change is to amend the ordinance to read one year instead of two years so we comply with state regulations.

The Planning Commission held a public hearing on May 20, 2008 and made the following motion at the same meeting as follows:

“Jason Thelin moved to recommend approval of Article 4.10 in the Development Code. Brad Reneer seconded. Ayes: 6. Nays: 0. Motion passed.”

**MOTION:** Jim Tracy moved to adopt Ordinance No. 2008-08. Thomas Whitchurch seconded. Ayes: Kimberly Bryant, Kent Hastings, Jim Tracy, Tracy Wallace and Thomas Whitchurch. Nays: 0. Motion passed.

**L. DEVELOPMENT CODE – AMENDING 3.24 (OFF-STREET PARKING).** April Riley said that Article 3.24 regulates off-street parking. Section 3.24.3 addresses the parking requirements for specific uses. The Planning Commission has looked at Section 3.24.3 and made some proposed changes to the table outlining the parking requirements for specific uses. The Planning Commission held a public hearing on the proposed amendments and Jannicke Brewer also talked with a couple of cities to compare their requirements with the proposed amendments.

The Planning Commission made the following motion:

“Troy Stout moved to recommend approval of the proposed amendment to Article 3.24 of the Development Code requiring one parking space for every three seats for auditoriums, theaters, assembly halls, amphitheaters, art centers and rodeo grounds. Steve Cospser seconded. Ayes: 6. Nays: 0. Motion passed.”

**MOTION:** Kent Hastings moved to adopt Ordinance No. 2008-06 but strike the word Rodeo Grounds. Kimberly Bryant seconded. Ayes: Kimberly, Kent and Tracy. Nays: Jim and Thomas voted nay. Motion passed.

David Healey asked if we couldn't put in the new budget the use of the lentils in the Legacy Park. Hunt Willoughby said we want to use the lentils, but asked David Healey to scale down the proposed plan.

**M. MICHAEL PORTER SITE PLAN.** Ted Stillman said that several years ago, Michael Porter subdivided his property near his office on Main Street. At that time, a site plan was approved for a commercial office building. Mr. Porter was proposing to construct the building according to the site plan and elevations that were approved, but to use the building as his residence for the time being and to convert to the commercial use at a future date. Enclosed is a copy of the proposed residential site plan (this is based on the commercial site plan that was approved).

Upon conversion to a commercial use, the applicant would be required to submit a new application and would be required to comply with all applicable ordinances and building codes that are in effect at the time of conversion.

When a residence is proposed for a lot not in an approved subdivision, the applicant must submit a site plan and go through the Planning Commission and City Council.

## VII. REPORTS

**A. SB 20 – Municipal Government Amendments.** David Church gave a brief presentation on Senate Bill 20. This bill outlines changes in Municipal government powers vested. Alpine's form of government is a six-member council form of government. Under 10-3b-104 it outlines the Powers and duties of mayor in a six-member council and five-member council forms of government. The powers and duties in Subsection (1) are subject to: (a) municipal ordinances in effect on May 4, 2008 modifying the powers and duties of the mayor; and (b) the council's authority to limit or expand the mayor's powers and duties under..... David Church then explained that Alpine has Ordinance No. 98-06, An Ordinance Establishing the Office of City Administrator and Prescribing the Duties of the City Administrator which is in effect. David Church said that 5.12 stated “The City Administrator may not appoint and remove or terminate such officers and employees unless delegated by Resolution of the City Council.” Mayor Willoughby said he wanted to review the City Administrator's Ordinance but felt that right now we have a City that functions real well. We should look at how we interact with the staff so we/they don't get information from six or seven different sources.

## VIII. COMMUNICATION

### Shane Sorensen –

1. The Easements for the Ft. Canyon Sewer system have been signed and we will open bids on Friday.
2. Regarding the 600 East project - we will have bids back.
3. Chip seals are scheduled for this summer.

**Janis H. Williams** – Asked if we have a chairman for Alpine Days. Mayor Willoughby said they will let us know soon. Kimberly Bryant said she was the City Council Member over Alpine Days, but that she is not the chairman.

**Ted Stillman** - The Art Center came to the Development Review Committee on Tuesday and they will be on the June 10<sup>th</sup> City Council Agenda.

**Jim Tracy** – Said we are giving lots of permits for pools and Alpine is the only City that does not require fences around swimming pools and all we require is a pool cover. Two years ago Kent Hasting's made a motion that stated "that we do not adopt the ordinance amending the Development Code concerning swimming pools but that the staff prepares a list of safety precautions that could be sent out to current pool owners including building permit application process for swimming pools." To his knowledge this has never been done. Councilman Tracy would like to see this come back through the Planning Commission. Ted Stillman said the building code either allows a pool cover or fence. Jim Tracy said the problem with pool covers is that they only last about five years and we are not requiring them to replace the covers.

**Kimberly Bryant** – Lost her Lagoon tickets and asked if anyone picked up hers.

**Thomas Whitchurch** – Had several comments concerning the sign by the new park on 100 South. Could we either take it down or paint over the date for the Public Hearing?

### Kent Hastings -

1. Said there is a pesky tree on the corner of 400 West and Lupine Drive. It has previously been chopped down but it keeps coming back. Councilman Hastings asked if this could be taken down again.
2. Enjoyed the Patriotic program on Memorial Day and especially the breakfast.

**Tracy Wallace** – Was concerned about the red stripe that has been painted in front of fire hydrants. The red stripe is not long enough and code says it should be 15 feet.

## IX. EXECUTIVE SESSION to discuss Litigation, Property Acquisition and Personnel

### X. APPROVAL OF MINUTES

City Council Meeting of May 13, 2008

**MOTION:** Kent Hastings moved to approve the minutes as amended and adjourn. Kimberly Bryant seconded. Ayes: Kimberly Bryant, Kent Hastings, Jim Tracy, Tracy Wallace and Thomas Whitchurch. Nays: 0. Motion passed.

The meeting adjourned at 10:55 pm.