

SEPTEMBER 28, 2004

Minutes of the Public Hearings and City Council Meeting held on Tuesday, September 28, 2004 at Alpine City, 20 North Main, Alpine, Utah 84004 as follows:

The following members were present:

Mayor Philip D. Barker

City Council Members: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby

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

Others: Jannicke Brewer, Dale Porter, Craig Skidmore, Tim McGaffin, *New Utah*, Jim Tracy, Austin Winger, *Alpine Youth Council*, Greg Ogden, David Burningham, Richard Mendenhall, Craig Skigmore, Mark Grant, Cathy Larsen, Kyle Larsen, Lisa Morse, Eric Morse, Sheryl DeGroot, Michael DeGroot, Kip Botkin, *Police Chief*, Brian Gwilliam, Downing Aiken, Tracy Wallace, April Cooper, Moana Burgess, Robert Brown, Kimberly Brown, Caroldean Neves, Allison Stewart, Steve Crain, Tres Hatch, Jon Hatch, Anna Olson, Christian Olsen, Carrie Olson, Brook Hyde, Joel Dehlin and Cole Mellne

PUBLIC HEARINGS: 7:00 pm. Mayor Phil Barker called the meeting to order at 7:00 pm and introduced the Public Hearings as follows:

1. FOR THE PURPOSE OF RECEIVING PUBLIC COMMENT REGARDING AMENDMENTS TO THE DEVELOPMENT CODE. Ted Stillman went over the changes to the Development Code as follows:

2.4.2 Composition of the DRC – include the City Administrator

2.4.2.3 Shorten the number of days the DRC needs to respond from 45 days to 14 days

3.1.6 Building Permits

Require a drainage plan

Creation of a Demolition Permit

3.1.7 Prohibited uses in a zone – changed to “recommended by the Planning Commission and approved by the City Council”

3.1.11 Definitions

#15. Fences – change the privacy fence and open style fence to less than and greater than 50% visibility.

#25. Added definition for clarification of a corner lot

#40, #41 Added definitions for clarification of Side and Rear yard when enforcing setbacks.

3.7.8 Special Provisions

#2. Now recommended by the Planning Commission and approved by the City Council.

3.9 PRD

3.9.3.1.3 Required documentation and slope analysis is to be submitted in a compatible computer format

3.9.4 New example of base density slope calculation in CR-20 zone.

3.9.5 Minimum Project Area may be changed by the City Council

3.9.6.3.5 Buildable Areas may be amended by the DRC as long as the setbacks of the underlying zone is met

3.16.11 Open Space

3.16.11.3.2 Developers are required to temporary fence off open space instead of tape it off

3.21.6 Fences

3.21.6.4 Corner lots was completely cut out

3.21.6.3 Side Yard Fences on Corner Lots within the Sight Triangle

3.21.6.4 Side Yard Fences on Corner Lots outside the Sight Triangle

3.23.7.1 Accessory Apartments – requirement to be inspected yearly was cut out.

#5 and #7 Uniform Building Code was replaced with International Building Code

#8: renewal – if license lapses then accessory apartment will have to meet current code.

3.25.2.3 Sign Ordinance – no longer requires the Planning Commission to approve signs if they are not made of wood or stone

4.1.2 Exceptions Variance changed to exceptions and exceptions to be based on engineer AND planning principles

4.3 Definitions

#4 Buildable Area: included to match the definition of buildable area in the PRD ordinance
#10 Environmental Impact Statement was changed to Study

4.5 Minor Subdivision

4.5.4 #10 require the same drawing requirements as a final plat
#11 requires a developer's agreement

4.5.11 Reinstatement of Final Plat – procedure added along with a fee and must meet current ordinances

4.6.1 Concept Plan

4.6.1.1 Required to bring in 17 maps, 14 before meeting along with an electronic copy

4.6.2 Preliminary Plan

4.6.2.1 Required to bring 17 maps, 14 days before meeting

4.6.2.2 #24 show location of lighting, street signs, street plantings and central mailbox unit
#28 show location of buildable area when required

4.6.2.4 #10 Have utilities sign their intention of serving the subdivision

4.6.2.5 Review Procedure – subdivider will show the preliminary plan to other affected entities.

4.6.2.6 #5 Extensions may be granted for preliminary plans by Planning Commission, instead of City Council

4.6.3 Final Plan

4.6.3.1 Turn in 17 copies and an electronic copy, 14 days before meeting

4.6.3.2 Final Plat will be draw to Alpine City Standard Drawing and Specifications

4.6.3.3 Buildable areas noted when required

4.6.3.5 #3 Property corners surveyed and marked
#6 Deleted

4.6.3.7 #13 Turn in utility Signatures on city form

4.6.3.10 Number of Final Plats required and who they should be turned into, plus an electronic copy.

4.6.3.11 Recording Final Plat – deleted the expiration of plat

4.6.3.12 Expiration of Final Approval – taken from paragraph above

4.6.3.13 Reinstatement of Final Plat – done by recommendation of Planning Commission and approval of City Council, subject to current code, and fee

4.6.3.14 Pre Construction Conference – new: requires the subdivider to meet with staff prior to construction

4.6.3.15 Plat Amendments

Meet current code, pay fee, and recommended by Planning Commission and approved by the City Council

4.7 Design Standards

4.7.1 Change variance to exception

4.7.3 #5 Buildable area requirements made the same as in PRD, except for lots in the TR-10

4.7.4 #7 change variance to exception

#13 an exception of 15 ft road offset may be granted

#15 driveways on arterial streets may be allowed if recommend by DRC, Planning Commission and approved by City Council and mitigation factors incorporated

4.7.10 included planter strips

Planter Strip Requirements on Double frontage lots

Planter Strip Requirements on single frontage lots

4.7.13 10 ft easement instead of 20 ft

4.7.18 #2 (3)(f) lots in the flood plain must contain a much land as they are zoned in outside the floodplain

- #2(4) New: lot drainage into storm drain system
- #3(4) Change from 10 yr, 24 hour storm to 50 year. Change from .1CRS to .2 CFS.
- 4.7.19 #2 ditches will be piped
 - #4 piped ditches will have grates

4.8.3 Improvements

Improvements were reorganized to match financial requirements, plus planter strips, developer agreement, Alpine City standards and specifications were added.

4.10 Financial Responsibility

Items were reorganized to match subdivider's improvements

4.11.2 Change variance to exception

4.12 Infrastructure Protection Bond

- 4.12.3 Added trails, parks, open space, street lights, and planter strips
- Bond be given back at the end of construction and landscaping

4.14 Site Plan

This section was rewritten but the content remains the same

Assisted Living

At concept stage the application will be forwarded to the City Council for zone and concept approval
The application and zone change will be considered at the same time

Senior Housing

At concept stage the application will be forwarded to the City Council for zone and concept approval
The application and zone change will be considered at the same time

2. FOR THE PURPOSE OF RECEIVING PUBLIC COMMENT REGARDING HEALEY HEIGHTS, PLAT L AMENDED PLAT. Ted Stillman said that David Burningham owns two lots in Healey Heights and would like to adjust the lot lines. Mr. Burningham owns lot 48 in Plat E and lot 78 in Plat G. The new plat is Healey Heights, Plat L. There were no other public comments.

The Public Hearings adjourned at 7:05 pm.

CITY COUNCIL MEETING – Immediately followed the Public Hearings.

- I. **CALL TO ORDER.** Mayor Phil Barker called the City Council Meeting to order at 7:05 pm and welcomed everyone in who was in attendance.
- II. **PRAYER/ OPENING COMMENTS** – Kimberly Bryant
- III. **PLEDGE OF ALLEGIANCE.** Michael DeGroot 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.

Michael DeGroot proposed, as his Eagle Scout project, to plant 7 poplars and 3 evergreen trees at the AT&T Cellular Tower located furthest east on Shepherd Hill to enhance the view and increase the value of the homes in the subdivision. The site is owned by Will Jones and the city asked Michael DeGroot to contact AT&T and Will Jones for permission to plant the trees on their property plus the Shepherd's for permission to use their water to water the trees. The total cost would be approximately \$600 to \$800 which included the cost of several new sprinkler heads. Ted Stillman said that during our research we couldn't find that there has

been any money set aside for landscaping, but it was found that when approving the Sprint Tower, Sprint said they would provide the Shepherds with \$5,000 for landscaping in that area. Jannicke Brewer suggested that another type of tree be used rather than the poplar and said Mr. DeGroot could check with Harvey Hutchinson to see if there are any extra trees in the Arboretum that could be used.

Kyle Larsen proposed, as his Eagle Scout project, to stain both bridges that go across Ft. Creek by Timberline Middle School.

Max Stewart said he would like to put together a 5K run as his Eagle project that would be on October 16, 2004 at 8:00 am with all the proceeds going to the Westfield Elementary School PTA. Chief Kip Botkin said the Police Dept. would be happy to work with him as traffic control would be needed. Thomas Whitchurch asked about the advertisement of this event.

Eric and Lisa Morse said they would like to propose that the city conduct an independent scientific study to see why the cause of brain tumors have been so high here in Alpine. There have been 11 brain tumors here and Eric Morse asked the council to consider conducting a study to find out if we have a possible cancer causing agent in the air, soil or water system. Lisa Morse has already had brain surgery once and is going to have surgery again. Eric Morse said that during his research he has found out that there were contaminants that were brought here in the 50's or 60's that has possibly contaminated the water or soil. Kimberly Bryant asked if this test would only cover the type of cancer that Lisa Morse has and Eric Morse said they know there are other types that should be considered in the study. Mayor Phil Barker suggested that the Morse's secure some bids from independent consultants and then meet with Ted Stillman to keep him posted on their find.

V. **CONSENT CALENDAR –**

- A. Business Licenses:
Diana Adcox – DIANA ADCOX, LMT; 687 Ridge Lane
- B. Bond Releases:
Gary Payne – SWISS ONE SUBDIVISION, PHASE 3 - \$19,920.00
Jay Healey – HEALEY HEIGHTS SUBDIVISION, PLAT K - \$12,348.00
- C. Payment Requests:
Bob Strang – Willow Canyon & Preston Canyon Debris Basins - \$97,934.68

MOTION: Kent Hastings moved to approve the Consent Calendar. Hunt Willoughby seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

VI. **SCHEDULED ITEMS**

A. 2003-2004 AUDIT. Greg Ogden presented the 2003-2004 Audit. The City had approximately \$44,000 in the General Fund over the amount allowed by the State. These funds are being transferred to the Capital Improvement Fund. The Audit also recommended that the Water, Sewer and Storm Drain Impact Fees be transferred to their appropriate funds. Kent Hastings asked how you monitor the budget to stay below the 18% and Greg Ogden said this is one of the most common infractions. David Church the State holds to the 18% as they don't want municipalities to tax their residents too much to build up a financial reserve. Greg Ogden commented on the new GATSBY requirements and discussed with the council all the changes to the audit. Greg Ogden said this is a good clean audit report and the City is in excellent shape and very well managed.

MOTION: Hunt Willoughby moved to accept the 2003-2004 Financial Audit. Kimberly Bryant seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

B. HEALEY HEIGHTS SUBDIVISION, PLAT L AMENDMENT. Ted Stillman said there was a Public Hearing on the Plat Amendment for Healey Heights Subdivision, Plat L earlier in the

evening. David Burningham owns two lots in and would like to adjust the lot lines. Mr. Burningham owns lot 48 in Plat E and lot 78 in Plat G and the Planning Commission recommended approval of the amendment at their meeting of August 17, 2004. The new plat is Healey Heights, Plat L.

MOTION: Thomas Whitchurch moved to approve Healey Heights, Plat L. Kent Hastings seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

C. ALPINE PLAYHOUSE PARKING. Ted Stillman said the Alpine Dance Studio is remodeling to include a theater which is a permitted use in the Business/Commercial Zone. The theater will have a 100-person capacity which will require 50 parking spaces. The petitioner would like to lease the empty lot next door to the studio/theater to provide the additional parking. Ordinance 3.24 requires parking to be paved and the petitioner is requesting that the parking lot be gravel; however, because City Ordinance requires the parking surface to be paved, the Planning Commission had a hard time deciding what to do. The Planning Commission came up with three options and is asking the City Council for their input. The three options are as follows:

1. Give the applicant a time period such as two years to get the paved parking surface in
2. Require the parking to be paved, but help fund the additional cost
3. Amend the ordinance to allow non-profit/community organizations to have gravel/soft surface parking

Ted Stillman asked the council to review the parking requirements of the Alpine Playhouse site and give a recommendation to the Planning Commission. Mayor Barker asked what was the purpose of the Ordinance in requiring a paved parking lot and Shane Sorensen said the requirement was to keep the storm drains clean. Also, when a parking lot is not paved it would be hard to stripe the lot for parking spaces and then there would be a problem with snow removal. Robert Brown said the Alpine Playhouse is being organized to fit around 100 people and the purpose would be to provide the community with something other than the one summer play. The plays are being designed around school curriculum which would benefit the school children. Mr. Brown said that nobody in the organization would get paid and they are all donating their time and Kimberly Bryant felt this was a good thing for our community. Thomas Whitchurch said the Planning Commission generally felt this was something we want in our community, but our ordinance addresses the parking. Councilman Whitchurch felt we should allow this lot to be used for additional parking rather than requiring them to pave someone else's property. Hata Puriri said this was good for the community, but didn't think this was the best location and asked if the residents have been allowed to speak on this issue. Councilman Puriri said this would be a big impact in this residential neighborhood and that was his only concern about this issue. Moana Burgess said there was another option that has not been discussed and that was to park at Alpine Market as there is already a walk through. Robert Brown said the owner of the Market is looking for tenants to lease businesses in that building that might operate into the evening and Councilman Puriri felt we needed to extend common courtesies to the residents and neighbors in that area. Moana Burgess said she has had people park in front of her driveway and even in her driveway when this was a dance studio. Jim Tracy said he did an informal survey with residents and 100% of them said they would park on the street during wet weather rather than parking on a gravel road; however, there is the possibility of using Timberline Middle School for the plays and the fee for using the school was discussed. Thomas Whitchurch said this is a permitted use in the Business/Commercial Zone; however, what is being discussed tonight is the parking. Robert Brown said they have already been renovating the building and Kimberly Bryant suggested we try this for a short time. Craig Skidmore suggested that on the nights of a performance that possibility the residents could put up cones to keep people from parking on the streets. Kimberly Brown said that there could be someone who would direct the traffic to the gravel parking lot. It is the intention of the Playhouse Committee to find a workable solution with the City so they can do the marketing.

MOTION: Thomas Whitchurch moved to grant temporary approval to the Alpine Playhouse Non-Profit Organization to use the unpaved lot next door for a period of one year and then submit to our City Engineer a parking plan and at the end of the one-year time limit that the Planning Commission review the parking requirements for the Playhouse and if there is a problem a different solution can be found. Hunt Willoughby seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

D. ORDINANCE NO. 2004-13 – DEVELOPMENT CODE AMENDMENTS.

Ted Stillman said the Planning Commission has been working for the past year updating and clarifying the Development Code. A Public Hearing was held earlier in the meeting detailing the changes as listed above during the Public Hearing. Mayor Barker and Ted Stillman said that about every five years the Development Code is refined to make it easier for staff to enforce. Kent Hastings said he would like to sit down with staff and see why the changes were made. Both Ted Stillman and Rachel McTeer explained the reasons why some of the changes were made. The change in requirements for an Accessory Apartment, privacy fences and the landscaping of planter strips was discussed. A copy of the changes in the Development Code are attached.

MOTION: Thomas Whitchurch moved to adopt Ordinance No. 2004-13, An Ordinance Adopting Amendments in Appendix A to The Alpine City Development Code as amended and asked staff to send back to the Planning Commission that they review the ordinance on fences for setbacks. Kimberly Bryant seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

E. ANNEXATION:

1. **DRY CREEK RANCH**
2. **ANNEXATION POLICY PLAN**

Ted Stillman said that Robert Mendenhall would like to annex 8.03 acres into Alpine City. The property is located adjacent to the western city limits on the south side of Westfield Road. The Planning Commission at their meeting of September 7, 2004 held a Public Hearing on the Annexation Policy Plan and the Dry Creek Ranch Annexation with the motion being as follows:

“Dale Porter moved to approve the annexation of Dry Creek Ranch (Mendenhall property) with the following conditions:

1. There be improvements to Westfield Road
2. Water rights be credited to the City
3. Annexation fees be assessed
4. A recordable map be designed including the Pasley lot

Loretta Stevens seconded. Ayes 5 Nays: 0. Motion passed.”

Ted Stillman said the next step in the Dry Creek Ranch Annexation was to hold a Public Hearing on the annexation and also the Annexation Policy Plan. Shane Sorensen explained why we cannot provide sewer services to the properties west of the Mendenhall property.

MOTION: Thomas Whitchurch moved to set Public Hearings on the Annexation Policy Plan and the Dry Creek Ranch Annexation on October 26, 2004. Kent Hastings seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

F. WESTFIELD ROAD PRELIMINARY DESIGN.

Ted Stillman said that Wilding Engineers have completed their preliminary design for Westfield Road and are meeting with the Whitby Woods Subdivision engineer to review their plans for the intersection of Westfield and Hog Hollow (400 West) Roads. The new design would make the intersection safer and the new road through the Whitby Woods Subdivision was on the current Master Road Plan and would connect to 600 North (Pioneer Drive). Kent Hastings asked about the possibility of installing curb and sidewalk on one side of Westfield Road as this is the route school children take and this would make is safer for them to walk to school. Shane Sorensen said the cost to improve Westfield Road would be approximately \$850,000. Mayor Barker asked Shane Sorensen to analyze the possibility of putting in just a sidewalk on the north side of Westfield Road and to report back to the council.

G. GRANTS:

1. **LAND AND WATER CONSERVATION.** Ted Stillman said the Land and Water Conservation Fund is a Federal Grant Program to assist in the acquisition and development of parks. It is administered by the State of Utah and applications are due by October 15, 2004. Projects the Council would like staff to apply and use these funds for was discussed as the program is a 50/50 match. One of the

projects included in the Park Plan is restrooms and playground equipment for Smooth Canyon Park. The estimated cost of the restrooms and play equipment is \$75,000 and the grant would pay half or \$37,500. An article was placed in the September Newsline asking the public for ideas on what park projects the City should apply for. Ted Stillman said that Healey Park will be ready for play next year. Smooth Canyon has been a very successful Park. Mr. Stillman said this will be back on the next City Council Agenda.

2. **TRANSPORTATION IMPROVEMENT.** Ted Stillman said the Transportation Enhancement Grants can be used for trails, landscaping, etc. These grants are an 80/20 match with the City only having to come up with 20%. Highland City obtained a Transportation Enhancement Grant to put a trail underpass under SR-92 at the mouth of American Fork Canyon. Springville received a grant for downtown improvements. The City would like to apply for funds to build our bridge over Dry Creek on Main Street and to install the downtown street lighting. Ted Stillman said the Council will have to hold a Public Hearing on this. Hunt Willoughby said he has a problem with these grants as we are taking other people's tax money to benefit our city even though this is a program offered by the Federal Government. Kent Hastings wanted the city to apply for the grant to put in the trail/sidewalk along Westfield Road.

3. **THE COMMUNITY DEVELOPMENT BLOCK GRANT.** Ted Stillman said we were not eligible last year because of the taxable income in Alpine; however, the Senior Housing does not have income limits and this will be looked at again.

H. ORDINANCE NO. 2004-14 – WATER CONSERVATION PLAN. Shane Sorensen said the State of Utah requires that the City adopt a Water Conservation Plan. David Church said there is a law that says we have a plan. Shane Sorensen summarized the City's Water Conservation Plan and said that some cities provide shower heads that conserve water. Shane Sorensen said the plan will be amended no less than every five years and will continue to play a vital role in the future development of Alpine City.

MOTION: Kimberly Bryant moved to adopt Ordinance NO. 2004-14, An Ordinance pertaining to the Adoption of a Water Conservation Plan and ask staff to bring back the revised final plan and extend the meeting to 10:15 pm. Kent Hastings seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

Kent Hastings asked about the continuously running water in the water fountain over in the park. Jay Healey said that he has to take samples from fresh running water for chlorine content and this is the location where he takes it from and Mr. Healey said the joggers really like this fountain.

I. ORDINANCE NO. 2004-15 – STORM WATER PLAN. Shane Sorensen said the Federal Government requires that each jurisdiction adopt a Storm Water Plan and we should be more proactive in keeping our storm water cleaner. The Storm Water Plan will be amended no less than every five years and will continue to play a vital role in the future development of Alpine City, Utah. Hunt Willoughby made some suggestions for clarification purposes to the plan.

MOTION: Kent Hastings moved to adopt Ordinance NO. 2004-15, An Ordinance pertaining to the Adoption of a Storm Water Plan as amended. Hunt Willoughby seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

J. ORDINANCE NO. 2004-16 - 2004-2005 AMENDED BUDGET. Ted Stillman said this item can be handled next time.

K. RED PINE CONNECTION. Ted Stillman said we are expecting a building permit application soon for the Senior Living Housing project and we are asking about the possibility of completing Red Pine Drive through LeRoy Page's property. Shane Sorensen went over the submitted cost to do this road extension and felt there were several items that could be negotiated.

MOTION: Hunt Willoughby moved to approve the Red Pine connection up to \$36,000. Kimberly Bryant seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

L. **FINANCIAL REPORT.** This will be dealt with next time.

VII. **COMMUNICATION**

Mayor Philip D. Barker – Mayor Barker had received a letter from the committee to control the deer population in Alpine. Chief Kip Botkin said he is opposed to any kind of hunt in the City limits. Mayor Barker said he couldn't see having a hunt in town and wanted to respond that the City Council is opposed to supporting a deer hunt.

Kimberly Bryant – Kimberly Bryant said she has had several residents ask about sod being provided for some citizens affected by the Downtown Improvement Project and not all and asked why all the citizens were not notified. Mayor Barker said the city's primary goal is to improve the downtown area.

Thomas Whitchurch – Thomas Whitchurch asked if the council wanted to have a Land Use Committee to help with solving problems like dealing with the gravel parking lot at the Rodeo Grounds. Spencer Hale was introduced as the Youth Council representative. Councilman Whitchurch asked for an update concerning the Heritage Hills road issue and Ted Stillman said this will be on the October 12, 2004 agenda. The developers are pretty close in reaching an agreement with Bill Moeller.

Hunt Willoughby – David Church was asked if he had reviewed the Timpanogos Special Service District's Agreement.

Ted Stillman - Thanks to Jim Tracy we have been able to purchase two sets of bleachers that will hold 500 people each for the rodeo grounds at a cost of \$5,000 for the first set and \$7,500 for second set for a total of \$12,500.

MOTION: Thomas Whitchurch moved to authorize staff to purchase and move two sets of bleachers up to an amount not to exceed \$25,000. Kent Hastings seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

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

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

MOTION: Kent Hastings 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.

IX. **APPROVAL OF MINUTES:**

City Council Meeting of September 14, 2004

MOTION: Kent Hastings moved to approve the minutes of the City Council Meeting of September 14, 2004 as amended, extend the meeting to 10:30 pm and adjourn. Kimberly Bryant seconded. Ayes: Kimberly Bryant, Kent Hastings, Hata Puriri, Thomas Whitchurch and Hunt Willoughby. Nays: 0. Motion passed.

The meeting adjourned at 10:30 pm.