

**MINUTES OF THE CITY COUNCIL MEETING
OF EAGLE MOUNTAIN CITY, UTAH
Eagle Mountain Community Center
1668 East Heritage Drive
Eagle Mountain, Utah 84043
Tuesday, April 2, 2002**

WORK SESSION - No Action or Minutes Taken – 4:00 to 6:30 PM

1. Discussion regarding Woodside Home Master Development Plan
2. Discussion on Reconsideration of Vote on Planning Commission Liaison
3. Discussion regarding amending the Eagle Mountain City Consolidated Fee Schedule
4. Discussion over water for open spaces
5. Discussion of Rock Creek Condominiums Concept Plan
6. Report on Alleyways
7. Items as outlined on the Policy Session
8. Other Business
9. The meeting was adjourned at 6:50 PM.

Prayer by Invitation of the Mayor

The prayer was offered by Mark Madsen.

POLICY SESSION – 7:00 PM

Mayor Kelvin Bailey called the meeting to order at 7:00 PM.

1. Roll Call:

Council Members Present: Mayor Kelvin Bailey, Diane Jacob, Greg Kehl, Mark Madsen, Brigham Morgan, and Linn Strouse.

City Staff:

City Attorney:	Gerald Kinghorn
City Engineer:	Korey Walker
Finance Director:	Kent Parker
Planning Director:	Shawn Warnke
City Recorder:	Janet Valentine
Deputy Recorder:	DeAnna Whitney

Others Present: Bill Edens, resident and appointee to Telecommunications Board; Juanita Christiansen, resident; Laurie Champagne, resident and appointee to the Youth Sports Board; Jessa Schalich and Brian Haskell, The Ranches; Wayne Patterson, Patterson Construction.

2. **Pledge of Allegiance:**

The Pledge of Allegiance was led by Kelvin Bailey.

3. **Approval of Minutes (March 19, 2002-CC Meeting) (March 20, 2002-Joint Work Session with Eagle Mountain Planning Commission)**

MOTION: *Diane Jacob moved to approve the Minutes of the City Council Meeting of March 19, 2002. Greg Kehl seconded the motion. Ayes: 5; Nays: 0. Motion passed.*

(The vote on Item 5.a was recorded inaccurately. Refer to Item 8 of the Minutes dated April 2, 2002, for reconsideration of this item.)

MOTION: *Greg Kehl moved to approve the Minutes of the Joint Work Session with Eagle Mountain Planning Commission of March 20, 2002. Brigham Morgan seconded the motion. Ayes: 5; Nays: 0. Motion passed.*

4. **General Discussion/Questions/Announcements:**

Mayor Bailey announced that Civic Pride Day is scheduled for Saturday, April 20, 2002. He also advised the City will be asking for volunteers to help beautify the berms between the roundabout at Sweetwater Road and Pony Express Park on Saturday, May 11, and Saturday, May 18. All materials will be donated by Eagle Mountain Properties. Volunteer participants should contact Carl Minks at 789-3592 or Mayor Bailey at 789-5990.

5. **Appointments:**

a. Airport District Planning Commission

Mayor Bailey recommended the appointment of Todd Tanner as an alternate to the Airport District Planning Commission. Mr. Tanner currently works in developing airports. Brigham Morgan and Mark Madsen highly recommended Mr. Tanner for this appointment.

MOTION: *Diane Jacob moved to approve the appointment of Todd Tanner as an alternate member of the Airport District Planning Commission. Linn Strouse seconded the motion. Ayes: 4 – Mark Madsen, Diane Jacob, Brigham Morgan, Linn Strouse; Nays: 1 – Greg Kehl. Motion passed.*

Greg Kehl explained that his vote was not personally against Mr. Tanner but was against the Airport District Planning Commission.

b. Telecommunications Board

Mayor Bailey introduced Bill Edens and recommended he be appointed to the Telecommunications Board. The Mayor stated Mr. Edens presently works for a telecommunications company and will bring extensive experience to the Board.

MOTION: *Mark Madsen moved to approve the appointment of Bill Edens to the Telecommunications Board. Greg Kehl seconded the motion. Ayes: 5 – Mark Madsen, Diane Jacob, Greg Kehl, Brigham Morgan, Linn Strouse; Nays: 0. Motion passed.*

6. **Public Notices:**

None

7. **Public Comment:**

None

8. **Reconsideration of Vote on Planning Commission Liaison:**

Mayor Bailey explained the reason for reconsideration of this vote.

MOTION: *Linn Strouse moved to reconsider the vote of March 19, 2002, to appointment Diane Jacob as liaison to the Planning Commission. Mark Madsen seconded the motion. Ayes: 3 – Mark Madsen, Diane Jacob, Linn Strouse; Nays: 2 – Greg Kehl, Brigham Morgan. Motion passed.*

MOTION: *Linn Strouse moved to approve the appointment of Diane Jacob as Council Liaison to the Planning Commission. Mark Madsen seconded the motion. Ayes: 3 - Mark Madsen, Diane Jacob, Linn Strouse; Nays: 2 – Brigham Morgan, Greg Kehl. Motion passed.*

Brigham Morgan stated he based his campaign on planning and zoning for the City. He stated it is not his desire to be released from this appointment. He has tried to tailor his time and abilities to meet the needs of the Planning Commission and the City Council. He stated he feels it is in the best interest of the City for him to remain as liaison to the Planning Commission as he has no ties to developers and no conflict of interest. He answered questions from other Council members.

Mayor Bailey explained his reason for making the change was due mostly to Diane Jacob's availability to attend the meetings necessary to effectively represent the Planning Commission. He thanked Brigham Morgan for a job well done.

9. **Decision regarding Parcel of Land (Serial No. 59:006:0048; 2.52 acres) that was Deeded to the City:**

Gerald Kinghorn explained the liability concerns for the City due to ownership of this unimproved parcel of land. He indicated the City staff recommended that the City physically barricade the area to keep the public out until the land is improved.

Korey Walker recommended the use of jersey barriers.

MOTION: *Mark Madsen moved to authorize the City to barricade this parcel of land until improvements can be made. Greg Kehl seconded the motion. Ayes: 4 – Mark Madsen, Greg Kehl, Brigham Morgan, Linn Strouse; Nays: 0. Diane Jacob abstained. Motion passed.*

10. **Recreation Sports Council:**

- a. Consideration and Approval of an Ordinance Creating the Eagle Mountain City Recreation Sports Council.

Gerald Kinghorn indicated the word "Council" should be corrected to read "Board" and explained this Ordinance to the Council. He discussed budgeting issues and stated the main source of funds will come from registration fees for specific sports.

The Mayor thanked Juanita Christiansen, former director of youth sports, for her efforts in past years.

Mrs. Christiansen explained the original financial goals for youth sports and offered her support to the new Recreation Sports Board chair appointee.

Greg Kehl offered his support for a recreation program. He recommended there be a phasing schedule, with a goal towards the program becoming self-sufficient.

Gerald Kinghorn and Kent Parker discussed budgeting and funding concerns.

Mark Madsen stated he would like to see the sports program eventually become a free-standing entity.

MOTION: *Linn Strouse moved to adopt Ordinance No. O 08-2002, an Ordinance of Eagle Mountain City Creating the Eagle Mountain City Recreation Sports Board, Providing for Membership on the Board, Program Requirements, and Budget Expenditure Standards. Brigham Morgan seconded the motion. Ayes: 5 – Mark Madsen, Diane Jacob, Greg Kehl, Brigham Morgan, Linn Strouse; Nays: 0. Motion passed.*

b. Appointment of a Recreation Sports Board Chair

Mayor Bailey recommended the appointment of Laurie Champagne as Chair of the Recreation Sports Board. He introduced Mrs. Champagne and asked her to address the Council.

Laurie Champagne was introduced to the Council. She related her prior experience with youth sports and other community programs. She explained her goals for the Recreation Sports Board and expressed her desire to serve Eagle Mountain City.

Mr. Kinghorn advised the Council that all the Recreation Sports Board volunteers needed to be appointed by the Council. He requested their names be collected so this action could be handled at the next Council Meeting.

MOTION: *Brigham Morgan moved to approve the appointment of Laurie Champagne as the Recreation Sports Board Chair. Greg Kehl seconded the motion. Ayes: 5 – Mark Madsen, Diane Jacob, Greg Kehl, Brigham Morgan, Linn Strouse; Nays: 0. Motion passed.*

11. Consideration to Approve Eagle Point Condominiums, Plat A Extension of Approval:

Shawn Warnke explained the recommendations of the Planning Commission regarding this item. He answered questions from the Council.

Wayne Patterson, developer of this project, discussed plans for the project and answered questions.

Gerald Kinghorn explained the extension agreement process and stated he has drafted an extension agreement to show the Council as information.

The Mayor directed Shawn Warnke to get all information to the Council for evaluation at the next Work Session.

This item was tabled.

12. Consideration to Approve Maintenance Facility Site for Golf Course, Site Plan Review:

Shawn Warnke presented this item to the Council, explaining special conditions that need to be met and Planning Commission recommendations.

Representatives from The Ranches were present and answered questions from the Council.

The Council did not have time to review all the information and asked that this item be moved to a future meeting.

This item was tabled.

13. Consideration to Approve a Resolution Amending the Eagle Mountain City Consolidated Fee Schedule to Clarify Certain Collection Procedures, Building Permit and Planning Review and Processing Fees:

MOTION: *Greg Kehl moved to approve Resolution No. R 02-2002, a Resolution of the Governing Body of Eagle Mountain City Amending the Eagle Mountain City Consolidated Fee Schedule, with the following changes: 1) Section 1.4.7, Fast Track Program, be eliminated; 2) Section 1.4.13, Residential Buildings with basements (in addition to regular building permit fees), be eliminated; and 3) that a regular building permit be required to finish a basement. Diane Jacob seconded the motion. Ayes: 5 – Mark Madsen, Diane Jacob, Greg Kehl, Brigham Morgan, Linn Strouse; Nays: 0. Motion passed.*

14. Consideration to Adopt a City Vehicle Policy for the Administrative Offices:

The Mayor explained this policy to the Council.

MOTION: *Brigham Morgan moved to adopt a City Vehicle Policy for the Administrative Offices. Linn Strouse seconded the motion. Ayes: 5 – Mark Madsen, Diane Jacob, Greg Kehl, Brigham Morgan, Linn Strouse; Nays: 0. Motion passed.*

15. Motion to Approve Consent Agenda items as follows:

a. Warrant Register

Mayor Bailey directed Staff that anyone in default to the City will not be included for consideration on future agendas.

MOTION: *Brigham Morgan moved to approve the Warrant Register, as submitted. Greg Kehl seconded the motion. Ayes: 5 – Mark Madsen, Diane Jacob, Greg Kehl, Brigham Morgan, Linn Strouse; Nays: 0. Motion passed.*

b. Contract Change Orders

- i. Road Repair & Overlay of Ranches & Pony Express Parkway (CO No. 6), Valley Asphalt
- ii. Pony Express Parkway Extension-Design SID 2000-1 (CO No. 1), FJ Clark & Associates

Korey Walker explained the contract change orders to the Council and answered questions.

MOTION: *Mark Madsen moved to approve the Contract Change Orders as specified. Diane Jacob seconded the motion. Ayes: 5 – Mark Madsen, Diane Jacob, Greg Kehl, Brigham Morgan, Linn Strouse; Nays: 0. Motion passed.*

16. City Council's Ratification for Partial Payments:

Korey Walker explained the partial payment requests to the Council.

- a. Road Repair & Overlay of Ranches and Pony Express Parkways (PP No. 10), Valley Asphalt
- b. North Substation – 2000 Gas & Electric Revenue Bond (PP No. 8) RME
- c. Porter's Crossing Roadway Extension – SID 2000-1 (PP No. 1), Sowby & Berg Consultants
- d. Pony Express Parkway Extension-Design SID 2000-1 (PP No. 1) FJ Clark & Associates
- e. Fire Station (PP No. 2), Bonneville Builders, L.C.

MOTION: *Brigham Morgan moved to ratify partial payment requests as submitted. Greg Kehl seconded the motion. Ayes: 5 – Mark Madsen, Diane Jacob, Greg Kehl, Brigham Morgan, Linn Strouse; Nays: 0. Motion passed.*

17. Motion to recess in to a Closed Executive Session for the purpose of discussing personnel issues:

MOTION: *Brigham Morgan moved to recess in to a Closed Executive Session for the purpose of discussing personnel issues at 8:53 PM. Linn Strouse seconded the motion. Ayes: 5; Nays: 0. Motion passed.*

18. Motion to Reconvene in to Open Session:

MOTION: *Brigham Morgan moved to reconvene in to Open Session at 9:26 PM. Greg Kehl seconded the motion. Ayes: 5; Nays: 0. Motion passed.*

19. Any Actions from the Closed Executive Session:

None

20. Adjournment:

Greg Kehl moved to adjourn the meeting at 9:26 PM.

APPROVAL: _____

Kelvin Bailey
Mayor Kelvin E. Bailey

DATE: _____

4/30/02

This certifies that the minutes of
Apr. 2, 2002 are a true, full and
correct copy as approved by the
City Council on Apr. 16, 2002

Signed: *Jean B. Valentine, cnc*
City Recorder