

MINUTES
EAGLE MOUNTAIN CITY COUNCIL MEETING

May 1, 2012

Work Session 4:00 p.m. - Policy Session at 7:00 p.m.

Eagle Mountain City Council Chambers, 1650 East Stagecoach Run, Eagle Mountain, Utah 84005

4:00 P.M. WORK SESSION – CITY COUNCIL CHAMBERS

ELECTED OFFICIALS PRESENT: Donna Burnham, Ryan Ireland, John Painter and Richard Steinkopf. Councilmember Ochsenhirt was excused.

CITY STAFF PRESENT: John Hendrickson, City Administrator; If Pili, Assistant City Administrator; Fionnuala Kofoed, City Recorder ; Melanie Lahman, Deputy Recorder; Steve Mumford, Planning Director; Paul Jerome, Interim City Treasurer; Jason Walker, Human Resources Director; Kenneth Kuaea, Management Intern; Chris Trusty, Public Works Director; Adam Ferre, Energy Department Director; Kent Partridge, Building Official; Linda Peterson, Public Information Director; Eric McDowell, Deputy.

Mayor Heather Anne Jackson called the meeting to order at 4:08 p.m.

1. AGENDA REVIEW – The City Council reviewed items on the Consent Agenda and Policy Session Agenda.

CITY ADMINISTRATOR INFORMATION ITEMS – This is an opportunity for the City Administrator to provide information to the City Council. These items are for information and do not require action by the City Council.

None.

2. ADJOURN TO A CLOSED EXECUTIVE SESSION – The City Council adjourned into a Closed Executive Session for the purpose of discussing reasonably imminent litigation and the purchase, lease or exchange of real property pursuant to Section 52-4-205(1) of the Utah Code, Annotated.

MOTION: *Councilmember Burnham moved to adjourn into a Closed Executive Session for the purpose of discussing reasonably imminent litigation and the purchase, lease or exchange of real property, pursuant to Section 52-4-205(1) of the Utah Code, Annotated. Councilmember Painter seconded the motion. Those voting aye: Donna Burnham, Ryan Ireland, John Painter and Richard Steinkopf. The motion passed with a unanimous vote.*

The meeting was adjourned at 5:55 p.m.

7:00 P.M. POLICY SESSION – CITY COUNCIL CHAMBERS

ELECTED OFFICIALS PRESENT: Donna Burnham, Ryan Ireland, John Painter and Richard Steinkopf. Councilmember Ochsenhirt was excused.

CITY STAFF PRESENT: John Hendrickson, City Administrator; If Pili, Assistant City Administrator; Fionnuala Kofoed, City Recorder; Melanie Lahman, Deputy Recorder; Steve Mumford, Planning Director; Paul Jerome, Interim City Treasurer; Jason Walker, Human Resources Director; Kenneth Kuaea, Management Intern; Chris Trusty, Public Works Director; Adam Ferre, Energy Department Director; Kent Partridge, Building Official; Linda Peterson, Public Information Director; Eric McDowell, Deputy.

3. CALL TO ORDER

Mayor Heather Anne Jackson called the meeting to order at 7:08 p.m.

4. PLEDGE OF ALLEGIANCE

Councilmember Burnham led the Pledge of Allegiance.

5. INFORMATION ITEMS/UPCOMING EVENTS

- **CPR Class** – There is space available in a CPR certification class offered by the Fire Department on Thursday, May 3 at Fire Station #2 in The Ranches. Cost is \$10. Contact Cpt. Conger to register (info on website).
- **Library Teen Activity** – On Friday, May 4th from 5:30 p.m. - 6:30 p.m. the Library will host a free demonstration for teens ages 12-18 by local photographer Holly Robinson.
- **Mid-Valley Park Baseball Fields Opening** – This Saturday, May 5, a brief opening ceremony will be held for the new baseball diamonds at Mid-Valley Park at 8:00 a.m. The Mayor will throw out the first pitch to kick off the scheduled games that day.
- **Youth Council Pre-election Meeting** - The Youth Council will hold a pre-election meeting on Thursday, May 17 at 4:30 p.m. in the Council Chambers to review the functions, goals and purpose of the Youth City Council. Individual youth interested in election to Youth Council office shall file a Statement of Candidacy at the pre-election meeting with the Youth Council Mayor. The election is scheduled on June 12.
- **Pony Express Days** – Pony Express Days will be held from May 25-June 2. Tickets are on sale now for the Pony Express Days Concert & Fireworks with Chris Cagle and Charley Jenkins, as well as the Demolition Derby and Rodeo. Tickets may be purchased online via the City website, Pony Express Days page, or in person at City Hall during business hours.

6. PUBLIC COMMENTS – Time has been set aside for the public to express their ideas, concerns and comments.

Sam Allen, 1914 Juniper Drive, commended the Council for their public service. However, he and his neighbors feel that the City government doesn't understand how hard it is for the residents to make ends meet, as shown by high utility rates and bloated personnel expenditures. He gave the Council copies of a report he wrote detailing how Eagle Mountain has not provided any documents to the transparent.utah.gov website, despite the legal obligation to do so.

7. CITY COUNCIL/MAYOR'S ITEMS – Time has been set aside for the City Council and Mayor to make comments.

Councilmember Ireland

No comment.

Councilmember Burnham

No comment.

Councilmember Steinkopf

Councilmember Steinkopf encouraged youth to run for election to the Youth City Council.

Councilmember Painter

Councilmember Painter expressed appreciation to the employees who put together the budget each year. They've done a very good job and every year the process becomes more clear and understandable.

Mayor Jackson

Mayor Jackson announced that Councilmember Ochsenhirt is excused because he is sick. She said the budget process has been more available to residents this year, with discussions being held during Work Sessions rather than at separate budget meetings. She also mentioned the Street Fair held last Saturday, which was more than double the size of previous Street Fairs.

CONSENT AGENDA

8. MINUTES

A. April 17, 2012 – Regular City Council Meeting:

MOTION: *Councilmember Ireland moved to approve the Consent Agenda. Councilmember Painter seconded the motion. Those voting aye: Donna Burnham, Ryan Ireland, John Painter and Richard Steinkopf. The motion passed with a unanimous vote.*

SCHEDULED ITEMS

9. RESOLUTION – Consideration and Adoption of a Resolution of the City Council of Eagle Mountain City, Utah Adopting the Eagle Mountain City Tentative Budget for Fiscal Year 2012-2013 and Setting a Public Hearing for Adoption of the Final Budget on June 19, 2012 at 7:00 P.M.

The State Code requires that the City Council review and tentatively adopt a budget by the first regularly scheduled meeting in May; additionally, the City Council needs to establish the time and place of the public hearing before the final budget is adopted. A copy of the preliminary budget is in the Recorder's Office for public review. The preliminary budget is a working document and will change before the final budget is approved.

The budget was discussed during Work Session as follows:

General Fund

Councilmember Ireland asked why the public hearing on the final budget is held at the same meeting in which the budget is approved, which prevents the Council from acting on any concerns the public might raise. The Council may hold a public hearing on an earlier date, as well as the required hearing on the date of the budget approval.

Interim City Treasurer Paul Jerome said that, at the moment, the General Fund has slightly higher revenue than expenditures. Councilmember Painter asked why the insufficient fees item was reported as revenue. Mr. Jerome explained that the City is charged fees when residents bounce

checks. The City recoups those fees from the residents and the amount is reported on the budget as revenue.

Councilmember Burnham stated that she liked the itemizations on page 4, which made it easier to track revenues and expenses.

Councilmember Painter asked about a letter the Council received about the State Liquor Fund allotment. Assistant City Administrator Ifo Pili said that he called the State and they are not ready to implement the program referred to in the letter. They'll send another when they're ready.

Mayor Jackson explained the calculations for the approved and projected budget amounts. Projected amounts are less accurate, because they are calculated from partial-year revenues, which don't come in evenly throughout the year.

Councilmember Steinkopf had a question about the Planning Department's professional and technical services line item. Mayor Jackson responded that the City has applied to MAG for a bicycle/pedestrian study. Eagle Mountain will contribute a small portion of the cost, while MAG will pay for the majority of the work.

In the Economic Development area, Councilmember Ireland asked what return on investment for its involvement in the ICSC (International Conference of Shopping Centers). Mr. Pili said that there has been very little actual return, so the City has reduced its involvement. It's not advisable to stop being involved entirely, as relationships have been established that may be useful to the City.

Councilmember Ireland asked what the Youth Council uses its allocation for. Mayor Jackson said much of the money is used for leadership training. Until now, it's been done through retreats. There's an annual youth leadership conference at Utah State University that they would like to begin attending. City Recorder Fionnuala Kofoed pointed out that the Youth Council does a great deal of work at Pony Express Days and helps with other City events. They also raise part of their own money. This year they are expected to raise \$2,000 of their \$5,000 budget.

Councilmember Painter wanted to know if the Recreation budget was increased because of officials' pay, which it is. Councilmember Ireland asked if the youth sports revenue and expenditures could be broken out by sport. Staff responded that will be done from now on.

Councilmember Painter asked what is covered by travel and training funds for the Special Events staff. Mayor Jackson responded that two staff members attend a conference for training on holding special events.

Councilmember Ireland asked why Saratoga's library is run entirely by volunteers and paid for by grants, but ours isn't. The response was that our library meets the standards for certification, which exceed what can be provided by volunteers and grants.

Councilmember Burnham asked if moving some expenses from departments to the non-departmental fund has saved money for the City. Mr. Jerome said that the office supply budget alone has saved the City a lot of money.

Councilmember Painter said that the spring cleanup dumpsters were not being emptied often enough. Mayor Jackson said that next year, perhaps the trash company can deliver extra dumpsters just before the weekends.

Councilmember Burnham asked how the City's lack of its own police force would affect the State Liquor Fund allotment. Mayor Jackson said that once the State specifies what it wants, the City will provide the information.

Councilmember Steinkopf said he doesn't see the Building Dept. wearing their budgeted city-paid clothing. Mayor Jackson said that they do.

Councilmember Steinkopf asked why professional and technical services expenditures for the Parks Department have increased dramatically. Public Works Director Chris Trusty responded that the City is having more weed killer applied and is maintaining more parks than it used to.

Councilmember Painter asked how the Fleet funds are distributed. Mr. Jerome said it's a capital item for the enterprise funds. When enterprise funds make fleet purchases, they transfer those amounts into the Fleet fund.

Enterprise Funds

Councilmember Ireland asked when the utility rate studies will be final and whether they will affect next year's budget. Mr. Hendrickson said next year's impact will depend on what the Council decides.

Councilmember Painter asked how the UAMPS fee is calculated. Energy Director Adam Ferre said it is based on the City's active power projects.

Councilmember Painter asked how the City sets natural gas rates. Mr. Ferre said it depends a lot on the market price and on the City's usage. Mr. Hendrickson pointed out that a gas rate study is on the agenda for this meeting.

Mayor Jackson said that the City's solid waste contractor has been very responsive to work with. There have been significantly fewer customer complaints since the change in providers.

Mayor Jackson pointed out the Pony Express Parkway Trail capital project. The City will contribute \$80,000 and received \$2.2 million. This will be a pedestrian path running from Plum Creek subdivision to Redwood Road. It is a joint project with Saratoga Springs which will require an interlocal agreement.

Debt Service

Mr. Jerome said that a small amount will have to be reallocated on the gas and electric revenue bonds to make the amounts balance.

Mr. Pili explained that part of the cost for increased health costs is paid for by the enterprise fund because of the administrative cost transfer.

MOTION: *Councilmember Ireland moved to adopt a resolution adopting the Eagle Mountain City tentative budget for Fiscal Year 2012-2013 and setting a public hearing on the final budget on May 15, 2012, at 7:00 p.m. Councilmember Steinkopf seconded the*

motion. Those voting aye: Donna Burnham, Ryan Ireland, John Painter and Richard Steinkopf. The motion passed with a unanimous vote.

The public hearing was scheduled for May 15th, 2012, which would allow the City Council to act on any issues or concerns that were raised by the public regarding the proposed FY 2012-2013 budget. The final budget will be adopted on June 19, 2012.

10. BID AWARD – Consideration and Award of Bid to Atlas Manufacturing for the Purchase of Structural Steel for the South Substation.

The proposed bid is for the purchase of structural steel that is necessary for the construction of the South Substation. The steel will be used to support the 138 kV busses.

MOTION: *Councilmember Steinkopf moved to award a bid to Atlas Manufacturing for the purchase of structural steel for the South Substation in the amount of \$121,868. Councilmember Burnham seconded the motion. Those voting aye: Donna Burnham, Ryan Ireland, John Painter and Richard Steinkopf. The motion passed with a unanimous vote.*

11. BID AWARD – Consideration and Award of Bid to Codale Electric Supply for the Purchase of Eleven Potential Transformers and a 50 kVA Station Service Transformer for the South Substation.

The proposed bid is for the purchase of transformers that are needed for the construction of the South Substation.

Councilmember Painter asked what “kVA” means. Energy Director Adam Ferre said it’s a controller.

MOTION: *Councilmember Burnham moved to award a bid to Codale Electric Supply for the purchase of eleven potential transformers and a 50 kVA station service transformer for the South Substation in the amount of \$132,825. Councilmember Painter seconded the motion. Those voting aye: Donna Burnham, Ryan Ireland, John Painter and Richard Steinkopf. The motion passed with a unanimous vote.*

12. AGREEMENT – Consideration and Approval of a Professional Consulting Service Agreement with Sawvel and Associates for a Gas Cost of Service and Rate Study.

This agreement is for a third-party evaluation of the City’s gas system rates. The study will be conducted by Sawvel and Associates, who will conduct an evaluation of current operations, current cost of services and the City’s rates.

MOTION: *Councilmember Painter moved to approve a professional consulting service agreement with Sawvel and Associates for a gas cost of service and rate study and authorize the Mayor to execute the agreement. Councilmember Steinkopf seconded the motion.*

Councilmember Painter stated that this is another example of the City’s progress towards transparency. Third-party experts are being hired to evaluate gas rates with an expertise that no City employees have.

Mayor Jackson said that all of the utility rate studies will be presented to the City Council and the Public Works Board, as well as in town hall meetings with the public, before the Council makes any decision regarding rate changes.

Those voting aye: Donna Burnham, Ryan Ireland, John Painter and Richard Steinkopf. The motion passed with a unanimous vote.

13. CITY COUNCIL/MAYOR'S BUSINESS – This time is set aside for the City Council's and Mayor's comments on City business.

Councilmember Steinkopf

Councilmember Steinkopf commended City staff for working hard to keep costs down for the City.

Councilmember Painter

Councilmember Painter commended the Boy Scouts in the audience for being here and working on their merit badges.

Councilmember Ireland

Councilmember Ireland – see liaison report.

Councilmember Burnham

Commissioner Burnham asked Mr. Pili, Mr. Walker, Mr. Hendrickson and Ms. Kofoed to read Sam Allen's report and be able to respond to the serious allegations it contains.

Mayor Jackson

No comment.

CITY ADMINISTRATOR INFORMATION

Mr. Hendrickson invited Planning Director Steve Mumford to provide information on Spring Run. Mr. Mumford invited Council members to visit the annexation site with him. In addition, the General Plan update process will utilize committees. Mr. Mumford hopes that each committee will consist of one City Council member, one Planning Commission member, a member of the relevant board or commission, and possibly interested residents.

14. CITY COUNCIL BOARD LIAISON REPORTS – This time is set aside for Councilmembers to report on the boards they are assigned to as liaisons to the City Council.

Councilmember Ireland reported on last week's Planning Commission meeting. There were lots of public comments on the proposed Spring Run annexation and mining overlay zone. Animal rights will be discussed at the next meeting.

15. COMMUNICATION ITEMS
A. Upcoming Agenda Items

16. ADJOURNMENT

MOTION: *Councilmember Burnham moved to adjourn into a Closed Executive Session for the purpose of discussing reasonably imminent litigation and the purchase, lease or exchange of real property, pursuant to Section 52-4-205(1) of the Utah Code, Annotated, after which the City Council meeting will be adjourned. Councilmember Painter seconded the motion. Those voting aye: Donna Burnham, Ryan Ireland, John Painter and Richard Steinkopf. The motion passed with a unanimous vote.*

The meeting was adjourned at 7:35 p.m. and the Council reconvened in a Closed Executive Session.

APPROVED BY THE CITY COUNCIL ON MAY 15, 2012.



Fiorhuala B. Kofoed, CMC
City Recorder