

**MINUTES OF TOWN COUNCIL MEETING  
TOWN OF EAGLE MOUNTAIN, UTAH  
Community Center  
1668 E. Heritage Drive  
Eagle Mountain, UT 84043  
May 18, 1999**

1. **Roll Call:**

Mayor Robert E. Bateman called the meeting to order at 7:00 p.m.

Council Members present: Mayor Robert E. Bateman  
Bill Chipman, Dan Valentine  
Diane Bradshaw arrived at 7:40 p.m.  
Cyril Watt arrived at 8:15 p.m.

**Town Staff:**

Town Administrator: John Newman  
Town Engineer: Korey Walker  
Town Recorder: Janet Valentine  
Recording Secretary: Vada Hunter

Others present: Chuck & Fawn Jenkins, residents; Brigham & Jennifer Morgan, residents; Mark Lofgren, resident; Carol Guthrie, resident; Eric Taylor, Eagle Mountain Fire Chief; Tricia Austin, resident; Kollette Larsen, resident; Shaunette Street, resident; Jenica Hafen, resident; Paul Mayes, resident; Joe Peck, resident; Paul Bond, resident; Tiffany Shapiro, resident; James Dahl, MCM Engineering; Debbie Hooge, The Ranches; Mary Lynn Christensen, resident; Kemp Burnham, resident; Kevin McCarty, resident; Harry & Rachel Bonnell, residents; Brett & Lisa Pack, residents; Shantel Pack, resident; Teresa Nelson, resident; Teresa Nelson, resident; Liz Kirkby, resident; Juanita Christiansen, resident; Bert & Rebecca Ankrom, resident; Ross Hansen, MCM Engineering; Jim Peterson, Eagle Mountain Properties; An Potempa, Daily Herald

2. **Pledge of Allegiance:**

An Potempa, Provo Daily Herald, led the Town in the Pledge of Allegiance.

3. **Approval of Agenda:**

John Newman asked the Mayor to consider the bill from Tasco Engineering to be paid.

**MOTION** *Bill Chipman moved to approve the agenda with the addition of the consideration of some Tasco bills after item 18. Dan Valentine seconded. Ayes: 3, Nays: 0. Motion passed.*

4. **Approval of Minutes of May 4, 1999:**

**MOTION** *Dan Valentine moved to table the approval of the minutes of May 4, 1999, until the next Town Council Meeting. Bill Chipman seconded. Ayes: 3, Nays: 0. Motion passed.*

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

Mayor Bateman announced that he had spoken with Keith Bradford, legal counsel for the Alpine School District, and they said they would not be willing to have a temporary school being set up in Eagle Mountain with modules.

Mayor Bateman said there is money available for an elementary school and so Eagle Mountain is in the running, but the school district needs to see how the growth is going before they can give any okay for a school. The Mayor said the school district is just not sure of the stable growth for Eagle Mountain as this is a new situation.

Jennifer Morgan said the Arts Council was beginning a community band.

There was mention of the article in the Deseret News about Joshua Elledge and his work on the Eagle Mountain online website.

6. **Appointments:**

Mayor Bateman said he had no appointments at this time.

7. **Public Notices:**

Mayor Bateman said there were no public notices at this time.

8. **Public Comment:**

Carol Guthrie, resident, had some concerns about the watering system in several areas that was watering asphalt and also running all day long.

Mark Lofgren, resident, asked about the light at the entrance of Eagle Mountain off SR73.

John Newman, Town Administrator, said he had checked into this and that Eagle Mountain Properties is waiting for some parts to fix the light as it was heavily damaged.

John Newman said he has asked that a protective grate be put over it.

Mayor Bateman said he was opening up the meeting to the public now to talk about fencing.

The following Town residents commented or had questions regarding the chain link fence issue:

Jennifer Morgan, Carol Guthrie, Tricia Austin, Kollette Larsen, Shaunette Street, Jenica Hafen, Paul Mayes, Joe Peck, Paul Bond.

John Newman said there would have to be an amendment to the Development Code.

Mayor Bateman talked about the procedures that would have to be done to take care of this issue. He said each subdivision would have to check into their CC&R's to see how they apply to them.

Bill Chipman said he doesn't mind having the chain link fence go from the side of the house to the back of the property but not from the side of the house and forward to the front of the yard.

Mayor Bateman asked Jim Peterson if Eagle Mountain Properties had any codes about chain link fencing.

Jim Peterson replied that chain link fencing should be in industrial and commercial, where applicable,

There were comments about if there is one item changed in the Development Code then how many more items were going to get changed and then the original ideas of the General Plan would be gone.

Dan Valentine commented that the people in the community need to have a voice in the government of their Town. However, they need to watch the things they are trying to change and not let this Town become like the other towns along the Wasatch Front.

Several residents said that a beautiful community is not just a fence. It has to do with how the people treat each other.

Several commented they would like to see some kind of compromise.

Mayor Bateman commented about having fencing put all the way around their property verses just fencing the back yard.

Paul Bond, resident, commented on changing issues. He talked about all the things his contractor did not do and so now things he was supposed to have done by now are not done. He said that the builders need to have a better check and balance system to make sure they do the things they are supposed to do that are listed in the CC&R's.

Juanita Christiansen asked the Town residents to go to the offices of Eagle Mountain Properties and take a look at the plans they have for the Town.

Jim Peterson, Eagle Mountain Properties, commented about the closeness of the community. He said the issue of the chain link fencing was not taken lightly. He said chain link fencing lessens property values. He said he wants Eagle Mountain to have its own look and not the looks of other communities along the Wasatch Front.

John Newman commented about having a Public Hearing before making a decision on the issue.

Mayor Bateman said he would like to take care of this as quickly as possible.

Carol Guthrie asked how to get a contractor to do the things he is obligated to under contractor.

Mayor Bateman encouraged people to continually come to the meetings and voice their opinions on issues.

Some of the residents brought up the issue of a comment by Wayne Patterson at the last Town Council meeting.

Mayor Bateman responded that the Town Council will continue to support the Design Guidelines that are set up under the Development Code.

Carol Guthrie said Wayne Patterson had a meeting with some of the residents in Eagle Park and that he lied about things he said he would do.

Mayor Bateman said the Town is not in a financial position to put in all the parks.

Bill Chipman said the problem is the time frame of when the Development Code was adopted requiring these amenities.

9. The Ranches Update:

Debbie Hooge said they did not have anything tonight.

Diane Bradshaw asked how the road was going.

Korey Walker responded that the curb and gutter was in and the base would be next week.

Mayor Bateman asked about the trailer out their and Debbie said it would be the sales center.

John Newman said The Ranches needs to get a building permit for the trailer.

**10. Eagle Mountain Properties Update:**

Jim Peterson thanked everyone for helping lay sod at the Pony Express Regional Park for the ball diamond.

**11. Ray Morley's Commercial Projects for the Town Center:**

Mayor Bateman asked to move this to after item 15E as there was nobody present as yet to speak on this item.

**12. Motion to approve Consent Agenda Items as follows:**

**A. Partial Payment Requests/Korey Walker:**

1. Valley Asphalt, Inc. for Sweet Water South Road Extension
2. Niels Fugal Sons Company for "The Ranches 6" Steel Gas Line"
3. Central Industrial Construction, Inc. for "Eagle Mountain Properties Storm Drain"

**B. Partial Bond Releases/Korey Walker:**

1. Sundance @ Red Hawk Ranch, Plat A for \$93,788.00
2. Diamond Springs @ Red Hawk Ranch, Plat A for \$67,972.00

**C. Contract Orders/Korey Walker:**

1. Valley Asphalt, Inc., Change Order No. 3 for Sweet Water Road South Extension

All of the above items were discussed at the Work Session prior to the Policy Session of the Town Meeting.

**MOTION**

*Bill Chipman moved to approve the Consent Agenda Items.  
Diane Bradshaw seconded. Ayes: 4, Nays: 0. Motion passed.*

**13. Public Hearing:**

**A. The 1999-2000 Fiscal Year Budget:**

John Newman said there would be no tax increases. He said the Public Works Board would be making recommendations on the water rate issue. He said the town was expanding the operation and maintenance of the Town in the way of parks which would not be too far in the future.

Carol Guthrie, resident, asked if there was a budget for the Neighborhood Watch Program.

John Newman responded that there would be monies allotted for the program.

John Newman asked the Mayor to have Juanita Christiansen present to him recommendations that are outlined with the needs for the sport programs.

Juanita responded that she had that information.

Jennifer Morgan gave a handout to the Town Council presenting a budget for the Arts Council.

John Newman spoke briefly about how they could handle a budget for the Arts Council so that they stayed within the legal boundaries. He said monies need to be requisitioned like any items. He talked about the use of a Sales Tax Number. He said the State of Utah audits every year how the Sales Tax is being used. He said they needed some kind of bylaws outlined for the Town Council. He said you can set up your own organization. He strongly suggested that they be affiliated with the Town.

Bill Chipman asked if developers could donate monies to the Arts Council.

John Newman said they needed to donate the money to the Town and specify what they wanted the money to go to. This would be a tax write-off for the developer.

Juanita Christiansen asked about the monies in the budget for parks and recreation.

Mayor Bateman said this would be needed as soon as the parks were up and running.

John Newman said this person had not been hired as yet. It would be a part-time position and would also be involved in the water and sewer area.

Cyril Watt arrived at 8:15 p.m.

Mayor Bateman closed the Public Hearing.

14. **Class II Preliminary Plat Approvals/Cedar Trail Villages Church and School:**

**DRC Recommendations:**

1. **Make the requested changes as noted in the Town Engineer's staff report.**
2. **The developers and lot owners/builders should sign an agreement acknowledging a potential utility capacity problem.**
3. **The Public Works Board recommends that all new subdivisions install conduit to each lot for future fiber optic installation.**

**Town Engineer Recommendations:**

**Submitted Material:**

1. **Changes and updates to the preliminary plans:**
  - a. **Removal of the interior proposed road**
  - b. **Verification that construction access will be able to be provided to the proposed site**
  - c. **Provide berms around the proposed parks**
  - d. **Elimination of one church from the two proposed church sites**
  - e. **Elimination of the proposed parking on the North side of the Landing Subdivision**
  - f. **Evaluating the proposed location of the K-3 playground**

2. Need to provide a better breakdown of all the utilities including gas, electrical, and telecommunications based on Equivalent Residential Units (ERU's) to verify that all demands for the development will be met.
3. Developer and lot owners/builders should sign an agreement acknowledging potential utility capacity problem.
4. Subject to the review and approval of the Public Works Board

**Non-Submitted Material:**

All the required information has been submitted.

Ross Hansen, MCM Engineering, explained that this involved 26.19 acres. The school would take 19.3 acres and the church 5.6 acres.

Bill Chipman questioned the location of the K-3 playground.

John Newman said the building is done under the State of Utah. He said it would be a wise move the change the location of the K-3 playground in the drawings so that the State didn't think this is a good place for it.

Mayor Bateman asked MCM Engineering to resolve the construction access issue.

There was some discussion about where the bus would drop off children at the school.

Korey Walker said he had concerns about the bus access. He said they were only dealing with the site plan tonight.

**MOTION**

*Bill Chipman moved to approve the Class II Preliminary Plat for Cedar Trail Villages Church and School subject to the recommendations of the Development Review Committee and the Town Engineer. Cyril Watt seconded. Ayes: 5, Nays: 0. Motion passed.*

**15A. Class II Final Plat Approval for Overland Trails, Phase III:**

James Dahl, MCM Engineering, gave the presentation. He said this was Phase A, which is the top 27 lots and Phase B, which is the bottom 37 lots.

Korey Walker explained the park improvement schedule for this subdivision. He said the first phase would have grass put in the open space at recordation, and then at 50% building permit they would do the trail system. On Phase B there would be grass put in the open space at recordation and then at 50% building permit they would do the trail, tot lot, and pavilion.

Mayor Bateman asked why things were coming to Final without the bond estimates.

Mayor Bateman confirmed what they were looking for in this approval:

1. 180 square foot pavilion.
2. Tot lot included in the open space – within 1 year or 50% building permit, whichever comes first.
3. Grass or sod to be done immediately.
4. Landscaping and trails done within 1 year or 50% building permit, whichever comes first.
5. Subject to items 1-4-5

Bill Chipman expressed his concern about approving subdivisions and then not having them recorded.

**DRC Recommendations:**

1. Make requested changes noted in the attached staff report from the Town Engineer (items 1-5 under submitted materials).
2. An electronic copy of the plat and utility plans must be submitted.
3. Engineer's bond estimate for Phases IIIA and IIIB.
4. Developers and lot owners/builders should sign an agreement acknowledging potential utility capacity problem.
5. The Public Works Board has recommended that all new subdivisions should install conduit for future fiber optic installation.

**Town Engineer Recommendations:**

**Submitted Material:**

1. Changes and updates to the construction drawings:
  - a. Addition of a 180 square foot pavilion near the proposed tot lot (Planning Commission 5/11/99)
2. Developer and lot owners/builders should sign an agreement acknowledging potential utility capacity problem.
3. The Public Works Board recommends all new subdivision install conduit to each home for future fiber optic installation.

**MOTION**

*Dan Valentine moved to approve the Class II Final Approval for Overland Trails, Phase IIIA and IIIB, subject to items 1 - 4 - 5 of the DRC Committee and item 1a of the Town Engineer's memo of May 12, 1999; and that the Development Agreement should require the open space area to be grass or sod and the tot lot pavilion and trails would be done within one year or 50% building permit, whichever comes first. Diane Bradshaw seconded. Ayes: 5, Nays: 0. Motion passed.*

**15B. Class II Final Plat Approval for Horseshoe Station South (R-1 N-13 & 15):**

Debbie Hooge gave a brief presentation for The Ranches.

Korey Walker had two concerns. The first one was that he had not received the engineer's bond estimate as yet, and the second was storm pond #14 still needs an easement for the final plat.

Mayor Bateman asked when the landscaping plan was going to be received.

Korey Walker said he had the landscaping plans in his records but he had never seen a schedule as to when it would be completed.

Bill Chipman said that Bob Lynds was supposed to get the plan to the Planning Commission members before tonight's meeting but that did not take place.

Mayor Bateman asked that this be done at the next Planning Commission meeting.

**DRC Recommendations:**

1. Make requested changes to final plat and construction drawings as noted in the Town Engineer's report (items 1 & 2 under submitted material).
2. Provide an electronic copy of the plat and utility plans.
3. Special Improvement District (SID) information including amount to be paid upon recordation shall be submitted.
4. Submit an engineer's bond estimate for improvements.
5. Submit CC&R's.
6. Developers and lot owners/builders should sign an agreement acknowledging potential utility capacity problem.
7. The Public Works Board has recommended that all new subdivisions should install conduit to each home for future fiber optic installation.

**Town Engineer Recommendations:**

**Submitted Material:**

1. Changes and updates to the final plat:
  - a. Adjacent Storm Pond #14 Easement needs to be shown along with the storm drain line east of Lot #1.
2. Changes and updates to the construction drawings:
  - a. Schedule showing when the planting/landscaping improvements will be constructed.
  - b. Locations of trails and undulating berms along trails should be shown.
3. Developer and lot owners/builders should sign an agreement acknowledging potential utility capacity problem.
4. The Public Works Board recommends all new subdivision install conduit to each home for future fiber optic installation.

**Non-submitted or non-included Material:**

1. Provide an electronic file of both the final plat and the utility drawings.
2. Provide an engineer's estimate for bonding requirements.
3. Submit the information for CC&R's.
4. Special Improvement District (SID) information including amount to be paid upon recordation.

**MOTION**

*Dan Valentine moved to send this back to the Planning Commission for their recommendations on the landscape plan and to make sure that items 1a and 2a of the Town Engineer's letter have been taken care of. Bill Chipman seconded. Ayes: 5, Nays: 0. Motion passed.*

**15C. Class II Final Plat Approval for Horseshoe Station at Red Hawk Ranch (R-1 N-14 & R-1 N-16):**

Korey Walker said the only comment he had was the landscaping on the emergency access trail of Dapple Lane.

**DRC Recommendations:**



1. A development agreement and CC&R's must be approved.
2. A digital copy of the final plat and proposed utilities must be provided.
3. The developers and lot owners/builders should sign an agreement acknowledging a potential utility capacity problem.
4. The Public Works Board recommends that all new subdivisions install conduit to each lot for future fiber optic installation.

**Town Engineer Recommendations:**

**Submitted Material:**

1. Changes and updates to the construction drawings:
  - a. Developer and lot owners/builders should sign an agreement acknowledging potential utility capacity problem.
  - b. The Public Works Board recommends all new subdivision install conduit to teach home for future fiber optic installation.
  - c. Show additional landscaping from Dapple Lane to Cedar Pass Road.

**Non-submitted or non-included Material:**

1. Submit the information for CC&R's.
2. Development agreement needs to be submitted.

**MOTION**

*Bill Chipman moved to approve the Class II Final Plat Approval for Horseshoe Station Subdivision at Red Hawk Ranch (R-1 N-14 and 16), subject to the DRC Recommendations and the Town Engineer Recommendations. Diane Bradshaw seconded. Ayes: 5, Nays: 0. Motion passed.*

**15D. Class II Final Plat Approval for Friday's Station (R-1 N-17):**

Korey Walker said there were two issues. The landscaping schedule of improvements and the engineer's bond estimate.

**DRC Recommendations:**

1. Requested changes noted in the attached staff report from the Town Engineer (item 1 under submitted material).
2. Provide an electronic file of both the final plat and the utility drawings.
3. Provide an engineer's estimate for bonding requirements.
4. Submit CC&R's.
5. SID information must be submitted including amount to be paid upon recordation.
6. Developers and lot owners/builders should sign an agreement acknowledging potential utility capacity problem.
7. The Public Works Board has recommended that all new subdivisions should install conduit for future fiber optic installation.

**Town Engineer Recommendations:**

**Submitted Material:**

1. Changes and updates to the construction drawings:

- a. Schedule showing when the planting/landscaping improvements will be constructed.
- b. Developer and lot owners/builders should sign an agreement acknowledging potential utility capacity problem.
- c. The Public Works Board recommends all new subdivision install conduit to each home for future fiber optic installation.

**Non-submitted or non-included Material:**

1. Provide an electronic file of both the final plat and the utility drawings.
2. Provide an engineer's estimate for bonding requirements.
3. Submit the information for CC&R's.
4. Special Improvement district (SID) information including amount to be paid upon recordation.

**MOTION**

*Diane Bradshaw moved to approve the Class II Final Plat Approval for Friday's Station, R-1 N-17, subject to the recommendations of the DRC and the Town Engineer, items 1 - 2 - 3 - 6 - 7, and need a schedule of the landscaping improvements. Bill Chipman seconded. Ayes: 5, Nays: 0. Motion passed.*

**15E. Class II Final Plat Approval for Castle Rock at Red Hawk Ranch (R-1 N-11):**

Debbie Hooge announced that the SID bond closed last week.

Korey Walker said the primary issue for this approval was the water rights. He said Jerry Kinghorn is keeping a close watch on it.

**DRC Recommendations:**

1. Engineer's bond estimate must be provided.
2. CC&R's must be submitted.
3. The developers and lot owners/builders should sign an agreement acknowledging a potential utility capacity problem.
4. The Public Works Board recommends that all new subdivisions install conduit to each lot for future fiber optic installation.

**Town Engineering Recommendations:**

**Submitted Material:**

1. Changes and updates to the construction drawings:
  - a. Show the centerline/break point elevations of Castleary Circle in detail.
  - b. Water right documentation awaiting approval of application.
  - c. Developer and lot owners/builders should sign an agreement acknowledging potential utility capacity problem.
  - d. The Public Works Board recommends all new subdivision install conduits to each home for future fiber optic installation.

**Non-submitted or non-included Material:**

1. CC&R's need to be submitted
2. Electronic Utility File and Electronic Final Plat
3. Water right documentation needs to be submitted

4. SID needs to be submitted

MOTION

*Bill Chipman moved to approve the Class II Final Plat Approval for Castle Rock at Red Hawk Ranch, R-1 N-11, subject to the recommendations of the DRC and the Town Engineer. Dan Valentine seconded. Ayes: 5, Nays: 0. Motion passed.*

Mayor Bateman spoke briefly about item 11, Ray Morley's Commercial Projects for the Town Center. He said he wanted to make the Council aware that there is a concern about the strip of property between the development and Eagle Mountain Boulevard. This piece of property belongs to Eagle Mountain Properties. It seems that nobody wants to be responsible for this piece of property to see that it is landscaped properly.

Mayor Bateman said that on the Town Center East Project most of the landscaping has been done except for a small area. The Mayor said he had a meeting the day before with Eagle Mountain Properties and he thought he had a commitment to finish landscaping a certain area by September, but he received a letter today backing off from doing that. Eagle Mountain Properties wants to hang on to the property and not do any landscaping. The Mayor does not want to have another area like the piece between the Fire Station and The Landing.

Mayor Bateman said this needs to go back to the Planning Commission to be taken care of in the proper way.

16. Additional Fire Department Needs:

A. Purchase of a Fire Brush Truck for \$33,874.00:

Eric Taylor, Town Fire Chief, passed a handout to each member of the Council with regards to purchasing a Fire Brush Truck.

He said it was cost prohibitive to buy a new truck at this time. A new truck would cost between \$75,000 and \$120,000. He said he found a truck that has only 5,000 miles on it and in almost new condition. A copy of that handout is attached to these minutes in the file.

Eric said this could be up and running within two weeks if approved.

Mayor Bateman said John Newman is working on the budget to try to purchase this truck.

MOTION

*Diane Bradshaw moved to approve the purchase of a surplus Fire Brush Truck from Salt Lake County in the amount of \$33,874.00. Dan Valentine seconded. Ayes: 5, Nays: 0. Motion passed.*

MOTION

*Bill Chipman moved to approve an expenditure of \$5,400.00 to purchase additional equipment for the Fire Department and also to reprogram existing equipment. Diane Bradshaw seconded. Ayes: 5, Nays: 0. Motion passed.*

MOTION

*Dan Valentine moved to authorize John Newman to tentatively approve the Policy and Procedures to get the Fire Department up and going subject to ratification by the Town Council. Bill Chipman seconded. Ayes: 5, Nays: 0. Motion passed.*

**MOTION**

*Bill Chipman moved to authorize Mayor Robert E. Bateman and Town Administrator John Newman to approve and sign the Dispatch Contract for the Fire Department. Dan Valentine seconded. Ayes: 5, Nays: 0. Motion passed.*

**17. Department Reports:**

**A. Administration/Airport Advisory Board/Mayor Bateman:**

Mayor Bateman invited everyone to come and see the new Town Offices.

**B. Parks and Recreation/Youth Council/Arts Council/Diane Bradshaw:**

Diane Bradshaw announced that the packets for Pony Express Days would be mailed by Friday, May 21<sup>st</sup>. She said they were still in need of softball captains and also good group volunteers. She talked about the various activities planned for Friday and Saturday, June 18<sup>th</sup> and 19<sup>th</sup>.

Diane announced that on June 14<sup>th</sup> the Pony Express riders would be riding through the Town. She did not have the approximate time as yet.

**C. Planning Commission/William Chipman:**

Bill Chipman said they are being more stringent on the items they recommend to the Town Council. He said the training session is scheduled for June 10<sup>th</sup> from 5 – 7 p.m.

**D. Public Works Board/Dan Valentine:**

Dan Valentine did not have any information to pass on.

**E. Public Safety/Cyril Watt:**

Joann Murphy, Utah County Deputy Sheriff, said the problems they are having are as follows:

1. Conflicts between children on the school bus
2. Construction site thefts
3. Speeding
4. Animal control
5. Still in need of Neighborhood Watch signs

Korey Walker showed a sample of the new street signs that will be installed in the Town.

**18. Council's Ruling regarding the White Ranch Petition to Annex Real Property into the Town of Eagle Mountain:**

Janet Valentine stated she had requested White Ranch to write a letter to Eagle Mountain stating their intent to withdraw their request for annexation. She said she has not received a letter as yet.

**MOTION**

*Diane Bradshaw moved to deny the White Ranch Petition to annex into Eagle Mountain. Bill Chipman seconded. Ayes: 5, Nays: 0. Motion passed.*

**19. Unpaid Invoices:**

Mayor Bateman said these invoices totaled \$318,000.00. The problem is that some of the contractors still owe money to the town on jobs that are not complete to date. Most of the invoices were from Tasco Engineering.

John Newman recommended the Town pay these invoices, but expressed his concern about putting money out for these services and then not being paid. He said in the future the developer needs to work with Tasco Engineering direct so that the Town does not have to worry about collecting the money.

**MOTION** *Bill Chipman moved to approve the payment to Tasco of the items listed in the schedule totaling \$318,895.30. Diane Bradshaw seconded. Ayes: 5, Nays: 0. Motion passed.*

20. Motion to adjourn into a Closed Executive Session for the purpose of discussing personnel issues and potential litigation:

**MOTION** *Cyril Watt moved to move into a Closed Executive Session. Diane Bradshaw seconded. Ayes: 5, Nays: 0. Motion passed.*

The members of the Town Council went into the Closed Executive Session at 10:08 p.m.

**MOTION** *Cyril Watt moved to go back into Open Session at 10:53 p.m. Bill Chipman seconded. Ayes: 5, Nays: 0. Motion passed.*

21. Any Actions from the Closed Executive Session:

Bill Chipman declared a potential conflict of interest on the AMR issues.

**MOTION** *Dan Valentine moved to cancel the contract with World Wireless because of non performance and to direct the Town Attorney to notify World Wireless the contract is terminated. Diane Bradshaw seconded. Ayes: 4, Nays: 0. Bill Chipman abstained. Motion passed.*

22. Adjournment:

Dan Valentine moved to adjourn at 10:55 p.m.

Approved: \_\_\_\_\_

Mayor Robert E. Bateman

Date: \_\_\_\_\_

14 June 99