

MINUTES OF THE EAGLE MOUNTAIN CITY COUNCIL MEETING
Eagle Mountain City Council Chambers
1680 East Heritage Drive
Eagle Mountain, UT 84043
Tuesday, June 1, 2004

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

1. Consent Agenda
2. Presentation to Council regarding Citizen Corps, Kathy Hyde, Program Manager, Utah Commission on Volunteers and Presentation on Citizen Corps Grant, Sheila Curtis
3. Discussion regarding Agreement for Economic Development with U 'n Utah L.P.
4. Discussion on Budget for Fiscal Year 2004-2005
5. Discussion on Amendments to the Development Code regarding Lot Splits
6. Other Business
7. Adjourn Work Session at 6:44 PM

Prayer by Invitation of the Mayor

Gordon Burt offered a prayer.

POLICY SESSION – 7:00 PM

1. Call to Order - Roll Call:

Mayor Kelvin Bailey called the meeting to order at 7:13 PM.

City Council Present: Mayor Kelvin Bailey, David Blackburn, Diane Jacob, Vincent Liddiard, Mark Madsen, Linn Strouse

City Staff:

City Administrator:	Chris Hillman
City Attorney:	Gerald Kinghorn
City Engineer:	Korey Walker
City Recorder:	Janet Valentine
Deputy Recorder:	DeAnna Whitney
Finance Director:	Gordon Burt
Planning Director:	Shawn Warnke
City Planner:	Adam Lenhard
Public Works Director:	Mark Sovine
Fire Chief:	Robert DeKorver
Utah County Sheriff:	Sergeant JoAnn Murphy

Others Present: Fionnuala Kofoed, Planning Manager for the City; Janet Frank and Blair Kent, Intermountain Health Care; Sheila Curtis, City Emergency Preparedness Coordinator

2. **Pledge of Allegiance:**

The Pledge of Allegiance was lead by Mark Sovine.

3. **Approval of City Council Minutes:**

No Minutes were available for approval

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

Janet Valentine announced there would be a Public Hearing at the City Council Meeting on June 15 regarding the FY 2004-2005 budget.

Janet Valentine advised that the Primary Election would be held on Tuesday, June 22 and announced the three polling locations.

Mayor Bailey announced the Pony Express Days all-day activities on June 12. He advised that in conjunction with Pony Express Days there would be a family picnic at Camp Floyd on June 10 at 6:00 PM.

5. **Appointments:**

None

6. **Public Comment:**

None

7. **Council Comments:**

David Blackburn reported on his participation in the Utah Transportation Committee meeting held in Orem on Thursday, May 27. He stated the committee discussed the inter-regional improvements and suggestions. He stated the City's concerns regarding SR 73 were being addressed and that construction was underway on that road and will continue through to the Cedar Pass entrances. He advised he felt that the concerns for the other transportation problems would be accelerated by continued contacts with State representatives.

Linn Strouse advised she had all the Utah State Senator and Representative addresses on her email and recommended that everyone email her with their concerns so she could forward the information.

8. **Recognition of Military Service:**

None

9. **Presentation of Easy Beer Handlers Ordinance by the Utah County Department of Substance Abuse:**

Fionnuala Kofoed, City Planning Manager, referred to a previous Council meeting where representatives from Utah County discussed beer handler's permit requirements. She stated that Utah County was trying to get all retail businesses in the county to require that their employees have a beer handler's permit for the retail sale of beer. She advised that the City ordinance had provisions requiring any Eagle Mountain businesses selling beer to have a beer handler's permit. Mrs. Kofoed indicated that the County would require any retail sales businesses to get in touch with them to obtain the permit and that each individual working for the business who was old enough to sell beer would have to display their beer handler's permit. She advised that the County had requested that all cities in Utah County adopt an ordinance to require a beer handler's permit for anyone selling beer and to list the consequences if they were caught selling beer to underage drinkers.

10. **Consideration and Approval of an Ordinance of Eagle Mountain City, Utah Regulating Persons Selling Beer:**

Gerald Kinghorn explained that this ordinance contained the agreed upon language worked out with the Utah County Health Department providing for the training and licensing of beer handlers. He stated he had modified the ordinance to fit Eagle Mountain City and advised that if the City wanted to participate in the beer handler's permit program, the Council should adopt the ordinance.

MOTION: *Mark Madsen moved to adopt Ordinance No. O 12-2004, an Ordinance of Eagle Mountain City, Utah Regulating Persons Selling Beer. Diane Jacob seconded the motion. Ayes: 5 – Linn Strouse, David Blackburn, Vincent Liddiard, Diane Jacob, Mark Madsen; Nays: 0. Motion passed.*

Vincent Liddiard asked how current businesses would be transitioned into compliance with the ordinance.

Gerald Kinghorn stated there would be a thirty-day period allowed to transition and that the County would provide applications to employees.

Fionnuala Kofoed advised that the City did not currently have anyone selling beer on a retail basis. She stated that the County would cover the costs of the training.

Mayor Bailey asked for verification that this ordinance covered beer only and not other types of alcohol, and Mrs. Kofoed affirmed this.

11. **Consideration and Approval of an Ordinance of Eagle Mountain City, Utah, Amending and Re-enacting Ordinance No. O 04-2002 Providing for the Organization of the Eagle Mountain City Youth Council:**

Mayor Bailey explained that this amendment would incorporate changes presented by the Youth Council to modify the ordinance and make it more functional for the organization.

Linn Strouse expressed some concern on the wording in Section 5.1, which stated, "to provide an opportunity for the youth of Eagle Mountain to acquire a greater knowledge of and appreciation for the political system through active participation in the system." She recommended that "political system" be changed to "our representative form of government." She also referred to Section 5.3.3 and questioned the wording regarding "to instill a feeling of positive self worth and esteem." She stated that self worth and esteem were accomplished by deeds and values and how those were incorporated into a person's life. She recommended that the wording be changed to "provide the opportunity for positive self worth and esteem through various activities."

Mark Madsen referred to the next sentence and recommended it be changed to read "to teach awareness of fundamental individual rights and respect for the rights and property of others." He stated it was important to know what your own rights are. He asked why ninth grade was shown at the cutoff for participation in the Youth Council.

Gerald Kinghorn responded that the original model ordinance had been adopted to make the City Youth Council the same as other city youth councils.

Mayor Bailey stated some of the Youth Council advisors had indicated it was difficult to work with youth who had not reached a certain maturity level.

Sheila Curtis advised that when youth councils were first organized, it was decided that age 14 was a more mature level.

The Mayor indicated that other youth councils organized State wide were operating with this age limit.

Sheila Curtis further advised that the Youth Council is a State wide program and the ordinance originated with the State.

Mark Madsen referred to Section 5.14.1 which appeared to limit participation to those attending government public schools. He stated this opportunity should be made available to all youth whether they were home schooled or enrolled in private or charter schools.

David Blackburn stated that Section 5.14.2 should also be changed so that notification of Youth Council activities and meetings would be available to all youth, not just those attending government public schools.

Mark Madsen noted that the ordinance limited the position of mayor to an eleventh grader; however, it stated that when the ballots were filed, a person could announce their candidacy and whoever received the greatest number of votes would be the mayor. He wanted a provision placed in the ordinance to prevent the possibility of a tenth grader not becoming mayor if he received the most votes. Mayor Bailey asked Mr. Madsen to note the recommended changes and forward them to Mr. Kinghorn, who would incorporate the suggested changes into the ordinance.

Mr. Madsen stated that the wording regarding election dates would have to be changed so that the youth council elections would offset general elections.

Linn Strouse stated she would also forward her suggested changes to Mr. Kinghorn.

This item was tabled

12. Consideration and Approval of an Agreement for Economic Development with U 'n Utah L.P.:

This item was tabled.

13. Consideration and Approval of a Resolution Amending the Official Eagle Mountain City Logo:

Chris Hillman stated that the marketing logo for the City was being presented for approval as the official city logo.

Diane Jacob asked if the new logo would be changed on the city vehicles, and Mayor Bailey stated that would happen as vehicles were replaced.

Chris Hillman stated the new logo would eventually be placed on street signs, plat maps, new letterhead, etc.

MOTION: *Vincent Liddiard moved to approve Resolution No. R 07-2004, a Resolution of Eagle Mountain City, Utah Adopting an Official Logo. Diane Jacob seconded the motion. Ayes: 5 – Linn Strouse, David Blackburn, Vincent Liddiard, Diane Jacob, Mark Madsen; Nays: 0. Motion passed.*

David Blackburn asked if the entrance monument would be changed, and Mayor Bailey stated the monument would remain the same.

14. IHC Insta-Care Facility Update:

Janet Frank, IHC representative in Utah County, presented plans for future facilities in the Eagle Mountain/Saratoga Springs area. She advised that a facility would be built on a 22-acre plot on SR 73 within three to five years. She stated the decision had been made to open an InstaCare facility this fall in a strip mall located on the north side of SR 73 east of Redwood Road with the goal to have extended hours from 8:00 AM to 8:00 PM seven days a week.. She indicated that the recruitment process had begun for a physician and staff. She stated the InstaCare would be a walk-in facility which would have on-site radiology and laboratory equipment.

Vincent Liddiard asked if the time frame for completion of the larger facility could be accelerated if the need indicated.

Ms. Frank stated that was always a possibility. She stated that because IHC was a non-profit organization they would be able to access the community needs and accelerate the original plans for a facility. She stated that this facility would not be a hospital but would be an expanded health center-type facility with InstaCare services and health care services. She indicated there were no plans to have an emergency room at the facility.

Linn Strouse referred to the research of a resident regarding emergencies in the City and advised that that resident had been told by someone in the IHC marketing department to get signed petitions to present to IHC showing the interest in the community. Ms. Strouse stated that the petitions were currently in the Library and would be passed out at Pony Express Days.

Ms. Frank stated that those petitions would help with the InstaCare and with the plans for the larger facility.

Linn Strouse stated that in order to facilitate emergency service in the City, transportation improvement must also be addressed. She advised she felt that IHC might have a lot of "clout" to help with the transportation issues.

Ms. Frank stated that as IHC partners with communities, they like to be able to help on all issues. She indicated they had been promoting the Mountainlands study in another area and that they would like to keep abreast of issues in the community to try to help wherever possible.

Linn Strouse advised that she is employed by IHC and stated that IHC would bring quality service to the community.

Ms. Frank stated that IHC would be participating in Pony Express Days with activities and information. She advised that as the InstaCare is opened, they would hope for community involvement, suggestions or ideas. She indicated that IHC was anxious to get involved with health-related topics in the local schools and the City.

Vincent Liddiard advised that there were a high number of young people with juvenile diabetes in our City and neighboring cities, and he suggested that IHC make treatment information available for juvenile diabetes and food allergies at Pony Express Days and at the local public schools.

Ms. Frank stated that IHC was interested in providing information that would be useful to families and citizens of Eagle Mountain.

Linn Strouse stated she would like to see a partnering with IHC for a health fair in Eagle Mountain City and asked how that could be accomplished.

Ms. Frank stated that once IHC was established with a staff in the Eagle Mountain/Saratoga Springs area that type of activity could be accomplished.

Ms. Frank introduced Blair Kent, Operations Director for the Physicians Group at IHC. Mr. Kent reiterated the plans for the IHC facility on the 22-acre parcel on SR 73.

Vincent Liddiard again mentioned his hope that plans for the larger facility might be accelerated as conditions require.

Mr. Kent stated IHC would be willing to expand the hours of the InstaCare facility to meet demands of the citizens. Mr. Kent asked the Council to contact him directly with any questions or concerns and requested he be allowed to address the Council at a future date with a schematic of the design of the clinic and additional information.

Vincent Liddiard advised Mr. Kent that the Lehi Area Chamber of Commerce included Eagle Mountain and Saratoga Springs and suggested that Mr. Kent get in touch with them.

Mark Madsen asked what the arrangement would be for treating persons without IHC health coverage.

Mr. Kent advised that IHC accepts the majority of health insurances. He stated that anyone coming for treatment would receive that treatment, regardless of whether or not they have health insurance coverage. He indicated that part of the mission of statement of IHC was that regardless of the patient's capacity or ability to pay, the patient would be treated.

Linn Strouse asked if IHC interfaced with emergency services, ambulances, etc.

Mr. Kent stated the InstaCare facilities do not pretend to be emergency rooms but they do have the capacity to stabilize a patient and call 911 to transport to a hospital. He said that appointments could be made at the InstaCare facility to accommodate a patient's schedule.

15. Consideration and Enactment of Ordinances:

1. Amending the Eagle Mountain City Business License Ordinance

This item was tabled.

2. Amending the Provisions of the Eagle Mountain City Development Code regulating Home Businesses

This item was tabled.

16. Consent Agenda:

- A. Check Register for May 2004
- B. Final Payment
 1. Well #2 Cathodic Protection (Final Payment), Lang Exploratory Drilling

MOTION: *Vincent Liddiard moved to approve the Consent Agenda. Diane Jacob seconded the motion. Ayes: 5 – Linn Strouse, David Blackburn, Vincent Liddiard, Diane Jacob, Mark Madsen; Nays: 0. Motion passed.*

17. Motion to Recess in to a Closed Executive Session for the Purpose of Discussing Personnel Issues, Potential Litigation and/or Public Safety:

No Closed Executive Session was called.

18. Motion to Close the Closed Executive Session and Reconvene in to Open Session:

Not applicable.

19. Any Actions from the Closed Executive Session:

None

20. Other Business:

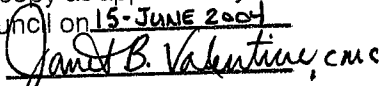
None

21. **Adjournment:**

Vincent Liddiard moved to adjourn the meeting at 7:51 PM.

APPROVAL:  DATE: 6/15/04
Mark B. Madsen
Mayor Pro Tem

This certifies that the minutes of
1-June 2004 are a true, full and
correct copy as approved by the
City Council on 15-JUNE 2004

Signed: 
City Recorder