

**MINUTES**  
**EAGLE MOUNTAIN CITY COUNCIL MEETING**

**September 16, 2014**

**Work Session 4:00 p.m. Policy Session 7:00 p.m.**

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

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

**ELECTED OFFICIALS PRESENT:** Adam Bradley, Donna Burnham, Richard Steinkopf and Tom Westmoreland. Ryan Ireland participated by telephone.

**CITY STAFF PRESENT:** Ifo Pili, City Administrator; Paul Jerome, Assistant City Administrator/Finance Director; Jeremy Cook, City Attorney; Fionnuala Kofoed, City Recorder; Melanie Lahman, Deputy City Recorder; Dave Norman, Public Works Director; Chris Trusty, City Engineer; Steve Mumford, Planning Director; Steve Olsen, Energy Department; Linda Peterson, Public Information Director; Kent Partridge, Building Official; Rand Andrus, Fire Chief; Eric McDowell, Sheriff's Deputy.

Mayor Pengra called the meeting to order at 4:07 p.m.

1. **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.

- A. **Discussion – Sales and Use Tax**

This item was on the last City Council meeting agenda, but no motion was made. Mr. Pili felt it should be brought back as a discussion item to consider the effect on the City budget. Mr. Pili explained that customers of Eagle Mountain City utilities pay a 6% utility sales and use tax. Customers of other utility providers pay 3%. When the fiscal year 2006 budget was approved, the decision was made to charge 6% to all customers; however, the change was not codified or formalized with the State. If the residents vote to approve the sale of the electric and gas utilities without codifying this 6% tax to non-City utility users, the City will lose that revenue source. State law only allows municipalities three forms of taxation to support their operating budgets: property tax, sales tax and the utility sales and use tax. Without the 6% tax on utilities, the City will have to find a way to make up approximately \$400,000, or cut out that much in services. Selling the gas and electric utilities will already create a \$600,000 shortfall.

City Attorney Jeremy Cook stated that historically, this tax was a franchise fee used to offset the cost of doing business with utility providers. The fee recouped a portion of the road wear, staff time and other costs to the City created by utility providers. The State now requires these costs to be covered by a sales and use tax rather than a franchise fee. The tax rate charged by the municipality has to be approved by the State. Twenty-two of the 26 municipalities in Utah County charge this tax at 6%. The only municipalities that don't charge the tax at all are those with few services: Cedar Fort, Fairfield, Goshen and Genola.

The change needs to be made now because of the State's requirement of 90 days' advance notice before the change is implemented. Waiting will cause a loss of \$100,000 in revenue because of the waiting period.

Councilmember Ireland felt that the fee should be eliminated. Eagle Mountain should go through the truth in taxation process required by the State to raise property taxes, so residents clearly understand that they're paying a cost for utility providers to do business in the City. He felt that municipal government should be funded through property and sales taxes.

Councilmember Burnham felt that the utility tax is a sales tax. Eliminating the utility tax would be no different than eliminating the standard sales tax.

Mr. Pili pointed out that a utility use tax spreads the tax burden over all residents. Only property owners pay property taxes. Every household uses utilities. It allows the City to diversify its income sources.

Mayor Pengra said the utility tax is a consumption tax. The customer can have a direct impact on how much tax they pay based on usage, so the tax incentivizes conservation.

Mr. Cook pointed out that, by making this a discussion item, the City will miss the State deadline for the earliest available quarter of receiving the higher revenue amount. Had it been an action item, the City would have met the deadline.

B. Update – Utility Sale

Mr. Pili stated that after the vote at the last meeting, there were still three contracts that needed to be resolved in order to successfully sell the utilities. The UMPA and Shell contracts are assumable, and Rocky Mountain Power is willing to absorb them into its portfolio. The Horse Butte wind power contract sells power at a higher rate than the current market rate. Eagle Mountain will most likely have to provide a subsidy to a potential buyer to bring the contract down to the market rate. Rocky Mountain Power has indicated it may be willing to give the City an additional \$1 million to help the City sell the Horse Butte contract. Rocky Mountain Power would have to have the transactions approved by the Public Service Commission.

Mayor Pengra noted that these State regulations are in place to make sure that public entities don't make financial decisions that adversely affect the entities or their residents.

C. Presentation – City Survey

Assistant City Administrator Paul Jerome presented the results of the annual City survey. He said that 376 residents completed the survey. The ratings of individual departments all improved from 2013. Most of the ratings of satisfaction with general City government were more positive this year than last. The only ones that didn't rate higher were sports and recreation. Nearly half of the respondents felt that the City provided too many services. Three-quarters of the respondents were satisfied or very satisfied with City services.

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

### 11. Business License Appeal

Tiffany Felix applied for a business license for Enchanted Pony Rides, which would provide pony ride parties and individual rides. The initial application didn't comply with the Municipal Code. Ms. Felix revised her application. It is much closer to City requirements, but would still require a variance in order to be approved.

3. ADJOURN TO A CLOSED EXECUTIVE SESSION – The City Council will 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.

No Closed Executive Session was held. Mayor Pengra adjourned the meeting at 5:39 p.m.

### POLICY SESSION – CITY COUNCIL CHAMBERS

ELECTED OFFICIALS PRESENT: Adam Bradley, Donna Burnham, Richard Steinkopf and Tom Westmoreland. Ryan Ireland participated by telephone.

CITY STAFF PRESENT: Ifo Pili, City Administrator; Paul Jerome, Assistant City Administrator/Finance Director; Jeremy Cook, City Attorney; Fionnuala Kofoed, City Recorder; Melanie Lahman, Deputy City Recorder; Dave Norman, Public Works Director; Chris Trusty, City Engineer; Steve Mumford, Planning Director; Steve Olsen, Energy Department; Linda Peterson, Public Information Director; Kent Partridge, Building Official; Rand Andrus, Fire Chief; Eric McDowell, Sheriff's Deputy.

#### 4. CALL TO ORDER

Mayor Pengra called the meeting to order at 7:00 p.m.

#### 5. PLEDGE OF ALLEGIANCE

Boy Scout Troop 1069 presented a flag ceremony.

#### 6. INFORMATION ITEMS/UPCOMING EVENTS

- **Pony Express PRCA Rodeo** – The Pony Express PRCA Rodeo will be held Thursday, September 18, Friday, September 19, and Saturday, September 20 at the Pony Express Rodeo Arena in City Center. The comedy act will be Troy “The Wild Child” Lerwill, a six-time winner of Comedy Act of the Year from the PRCA. Tickets and info are available at [www.ponyexpressrodeo.com](http://www.ponyexpressrodeo.com). Brought to you by the Pony Express Rodeo Committee.
- **Seniors' Back to School Night** – The Senior Council (ages 55+) will hold a Back to School themed evening of fun and games in the City Council Chambers on Monday, September 29 starting at 5:00 p.m. Bring a baby picture or early school picture.
- **North Shore Terminal Reservoir Open House** – The community is invited to an open house on Friday, September 26 from 3:00 p.m. to 7:00 p.m. to view and tour the new North Shore Terminal Reservoir (NSTR) that has been built in the Northwest corner of Saratoga Springs city. The North Shore Terminal Reservoir is the primary storage feature of the CWP project of the Central Utah Water Conservancy District. In this initial phase the reservoir will hold

approximately 10 million gallons of drinking water destined for Eagle Mountain and Saratoga Springs as well as other North Utah County and South Salt Lake County cities.

- **Choir & Orchestra Participants Needed** – The Saratoga Springs Arts Council and the Eagle Mountain Arts Alliance are pleased to announce the first annual multi-community performance of Handel’s Messiah. Rehearsals will be held on Sunday evenings beginning September 14. Performances will be December 8 at Westlake High School and December 21 in Eagle Mountain. Soloist auditions will be held on September 20 and 27. Please email [emcc.messiah@gmail.com](mailto:emcc.messiah@gmail.com) with questions.
- **Idle Free Awareness Month** – September is Idle Free Awareness Month, a statewide campaign organized by the Utah Clean Cities Coalition to educate drivers about the benefits of being idle free, including: protecting health, saving money, and improving air quality. For more information, please visit [www.utahcleancities.org](http://www.utahcleancities.org).
- **City Recorder Receives Advanced Designation** – City Recorder Fionnuala Kofoed has earned the Master Municipal Clerk (MMC) designation from the International Institute of Municipal Clerks by completing an advanced continuing education program that prepares participants to perform complex municipal duties. The program has an extensive and rigorous educational component and a professional and social contribution component. The MMC is the highest designation a City Recorder can achieve.

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

Marianne Smith asked the City Council to consider improving the condition of Lake Mountain Road. Every time it’s graded it seems to have more rocks. A layer of road base would solve the problem. When she brought her husband home from the hospital recently, the bumpy road was very hard on him. She also said the chip seal on Pony Express Parkway went up onto the curbing. It’s harder now to see the traffic lane in the dark. She would like to see reflectors installed. Ms. Smith said she thought the new traffic light was the right thing to do.

Pat Bunjes submitted a written comment which Mayor Pengra read. “I live two houses to the west of the Felixes. I’m a proponent and approve of Tiffany’s proposal.”

Mike Boyd spoke in support of Tiffany Felix’s business license application. He felt that the revision to the original application, which reduced the number of clients requested, solved any traffic problem that might have occurred with the original application. Although it might not strictly comply with the requirement that the business be conducted in a building, the Felixes have a corral and a barn to house the parties. He stated that, as a child welfare caseworker, he knows how much equestrian therapy helps children. He said it’s a great opportunity for the City.

Seeing that the remaining public comments were also in regard to the business license appeal, Mayor Pengra announced that he would call those residents up to the microphone during the public hearing.

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

Councilmember Steinkopf

Councilmember Steinkopf was happy to see the Council Chamber full. He reminded everyone to drive carefully now that school is in session.



Councilmember Burnham

Councilmember Burnham announced that the new bleachers are set up at the rodeo arena. The livestock has arrived at the arena and there was a successful ticket sales event today. She encouraged parents to remind their children to walk and ride safely along City streets.

Councilmember Ireland

Councilmember Ireland congratulated Ms. Kofoed on her new certification and thanked her for enabling him to participate in the meeting by telephone.

Councilmember Westmoreland

Councilmember Westmoreland thanked everyone for attending the meeting, especially the youth. He reminded everyone that tomorrow is Constitution Day.

Councilmember Bradley

Councilmember Bradley appreciated citizen participation, including Boy Scouts working on their citizenship merit badges. He congratulated the members of the Youth City Council. He apologized for being absent from the last meeting. He participated by phone, but it's not the same as being here. He encouraged residents to support the rodeo as a community event. He was pleased that the Rodeo Committee took on the project, rather than depending on the government to make it happen. He attended the Utah League of Cities and Towns conference last week and received many comments on how lucky Eagle Mountain is to have both Mr. Pili and Ms. Kofoed as part of City government.

Mayor Pengra

Mayor Pengra thanked everyone for being at the meeting. He encouraged residents to contact him by email at [mayor@emcity.org](mailto:mayor@emcity.org) any time they have comments.

9. APPOINTMENTS

- A. Youth City Council
- B. Veterans Board – Kristina Martinez

**MOTION:** *Councilmember Burnham moved to appoint Kristina Martinez as a member of the Military and Veterans Advisory Board, Christian Ulibarri as Youth City Council Mayor, Jenesis Ortega as Youth City Council Secretary, Mikayla Hill as Youth City Council Recorder, Emily Hill as Youth City Council Public Relations and Weston Dastrup as Youth City Council Treasurer. Councilmember Ireland seconded the motion. Those voting aye: Adam Bradley, Donna Burnham, Ryan Ireland, Richard Steinkopf and Tom Westmoreland. The motion passed with a unanimous vote.*

City Recorder Fionnuala Kofoed administered the oath of office to the appointees in attendance: Christian Ulibarri, Jenesis Ortega, Mikayla Hill and Emily Hill. Weston Dastrup and Kristina Martinez were unable to attend and will receive the oath at a later time.

**CONSENT AGENDA**

10. MINUTES

- A. September 2, 2014 – Regular City Council Meeting

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

## **SCHEDULED ITEMS**

### **PUBLIC HEARING**

11. MOTION – Consideration of a Business License Appeal for a Home Business.

This item was presented by Planning Director Steve Mumford. The applicant is requesting an appeal for the denial of a home business license to operate pony rides for parties up to 24 guests from one to two times a week, and for single pony rides for 2-3 guests at a time.

Planning Director Steve Mumford explained that this is an appeal by the Enchanted Pony Party Company of a business license denial. The Planning Department rejected the application based on excessive traffic generation. The applicant has since amended her application to bring the traffic issue into compliance with City requirements. The Code requires that all business activity be carried out within the home or an accessory building. The City Council can approve an exception, which would allow the business to be licensed.

*Mayor Pengra opened the public hearing at 7:37 p.m.*

Mayor Pengra read a comment in support of the appeal, submitted by email. The writer lives three houses away from the applicant. They felt that the City needs more home businesses and that this one would only increase traffic slightly. They asked that the street be kept in good repair and requested a public horseback riding facility nearby.

Glen Krinke stated that he's lived in Cedar Pass Ranch for eleven years. As a businessman, he is excited to see any new business that is a good fit for the community. He was concerned about insurance liability for the HOA and its members if anyone was injured while using the HOA easement on the property in connection with this business.

Mayor Pengra asked City Attorney Jeremy Cook if he felt this was a risk. Mr. Cook said he thought it was very unlikely if the business was conducted entirely on her own property. There are also protections built into the law for use of HOA trails, although trail use is not requested in the application.

Kylie Webster was part of a test party held by Ms. Felix in preparation for this business. Eight cars were there. Ms. Felix provided written information in advance outlining the rules. It was very clear where the cars should park and no one parked on the street.

Trent Jackson stated that he was a neighbor of Ms. Felix and a member of the Economic Development Board. He felt that the amended application fits within the requirements of City Code. There is plenty of parking, the facility is a beautiful riding arena and there would be little noise or traffic impact. Mrs. Felix and her daughter are very accomplished in horsemanship.

Conan Albrecht lives next door to Ms. Felix. He emphasized that Ms. Felix is a great neighbor and very responsible. However, her driveway runs along his property. He was concerned that people would not drive safely. He was also concerned about the noise and about his children playing in

the yard. He felt that the application violates City Code because the business isn't being held within a building and will be visible from the road. He said that when he moved to Eagle Mountain, he moved to a residential neighborhood. He didn't believe that this business belongs in a residential neighborhood.

Julie Hair was not in favor of the application being granted. She didn't want a business opening in the neighborhood. She lives next door to people wanting to open a dog boarding and kennel business. She felt that allowing one business will open the door to additional businesses.

Doug Hair agreed with Mr. Albrecht. He didn't want any business in the neighborhood which didn't take place entirely within the home. He didn't believe the reasons for opening a business matter. The people next door to him have built a large fence around their property and want to open a dog kennel. He didn't understand why this discussion was being held if the application violates City Code.

Mayor Pengra explained that the Municipal Code has an appeal process.

John Hubbard was against this business proposal. The road is very narrow. He wanted to know who would see that the cars park where they should. He was concerned about the poor condition of the road and about increased traffic. He was concerned about the neighbors who want to open a kennel business, as well as the neighbor who is already hauling dirt into his property. He didn't want a business approved that will lead to additional businesses being approved.

Mayor Pengra read a comment from Cindy Orme, who expressed concerns about traffic and noise.

*Mayor Pengra closed the public hearing at 7:58 p.m.*

Mayor Pengra invited the applicant, Tiffany Felix, to speak. She said that she has liability insurance through the Arc Agency, which requires that the rides take place only inside the arena and that each pony be hand-led by Ms. Felix. She felt that having twelve cars at once is no worse than having twelve cars coming and going individually throughout the day. She felt she made more dust and noise riding her horse in the arena than a pony ride would make. The test parties didn't look any different than when she had family members over having pony rides. She agreed that her request does require a variance, but that is the Council's prerogative according to the City Code. Other businesses interested in opening in her neighborhood would also have to abide by the Code and come to the Council for any variance.

Mayor Pengra asked if the ponies would leave the arena at all. Ms. Felix said her insurance would not allow that.

Councilmember Bradley was proud that the neighbors came to the meeting and have had a courteous discussion about their differences. He didn't feel that approving this application opens flood gates to additional businesses. He commended the Planning Department for denying the original, noncompliant application; which correctly led to the appeal process. He felt this is a worthy exception to the Municipal Code.

Councilmember Westmoreland felt that the main issue was whether the additional traffic constituted a real risk.

Councilmember Burnham appreciated the respect with which the neighbors have treated each other. She felt that the issue was the number of cars, and that the section of the Code was written to protect neighbors from having cars parked on the street. With the parking lot in the back of Ms. Felix's property, she didn't think there would be any on-street parking. She felt that the business fits into the neighborhood and the neighbors would be unlikely to notice much difference from Ms. Felix's family parties. Since the license will have to come up for review each year, she felt that approving it would be acceptable.

Councilmember Steinkopf was concerned about overriding the HOA on this issue.

Mayor Pengra stated that the HOA can't override the Municipal Code. He also didn't know of anything specific in the HOA bylaws that would prohibit this.

Councilmember Bradley asked City Attorney Jeremy Cook about the annual renewal process. He wanted to know whether the variance process would have to be repeated each year.

Mr. Cook stated that it can be added as a condition of approval; otherwise the variance would remain as a conditional use permit.

Councilmember Bradley asked Mr. Cook if an exception to the Municipal Code sets a precedent for approving other businesses. Mr. Cook said it's the duty of the City Council to evaluate each application on its face. Although someone might refer to this approval, there would be no legal effect on their application.

Mayor Pengra asked if a motion to approve could include a condition requiring an annual application for a variance. Mr. Cook said that the annual approval could be made by the Planning Commission or the City Council. Normally, the Planning Commission would make the approval, but the Council could require that the approval could come straight to the Council.

Councilmember Bradley asked how the Council would quantify whether the applicant had met the conditions of approval. Mayor Pengra said it would depend on whether the Code Enforcement Officer was called out multiple times and found violations.

Mr. Mumford noted that the Municipal Code states that any home business that constitutes a nuisance can be brought before the Planning Commission and the license can be revoked.

**MOTION:**        *Councilmember Ireland moved to approve a home business license for Enchanted Pony Rides, with a conditional use variance to be reviewed by the City Council in one year. Councilmember Burnham seconded the motion. Those voting aye: Adam Bradley, Donna Burnham, Ryan Ireland, Richard Steinkopf and Tom Westmoreland. The motion passed with a unanimous vote.*

Councilmember Bradley explained that he voted yes because, although he sympathizes with the neighbors, Ms. Felix has demonstrated that she is doing her very best to be a responsible neighbor.

12. RESOLUTION – Consideration of a Resolution of Eagle Mountain City, Utah Amending the Consolidated Fee Schedule.

This item was presented by Public Works Director Dave Norman. Eagle Mountain City collects Sewer District Impact Fees for the Timpanogos Special Service District (TSSD). The TSSD



Advisory Board recently approved an amendment to their Impact Fee Analysis, resulting in a slight decrease to the fee. The decrease from \$2,563.00 to \$2,475.00 was effective March 21, 2014. Refunds will be issued to those affected by the change.

**MOTION:** *Councilmember Burnham moved to adopt a resolution of Eagle Mountain City, Utah amending the Consolidated Fee Schedule as outlined in the letter from TSSD. Councilmember Steinkopf seconded the motion. Those voting aye: Adam Bradley, Donna Burnham, Ryan Ireland, Richard Steinkopf and Tom Westmoreland. The motion passed with a unanimous vote.*

The letter from TSSD indicated that an impact fee reduction from \$2,563.00 per equivalent residential unit (ERU) to \$2,475.00 per ERU, was effective March 21, 2014.

13. AGREEMENT – Consideration of an Impact Fee Reimbursement Agreement for Twelve Horse Ranch, LLC.

This item was presented by City Engineer Chris Trusty. Twelve Horse Ranch, LLC is in the process of developing a portion of the Ranches Parkway Extension Project. As part of the project, Twelve Horse Ranch has agreed to install a water line. The water line is included in the City's current Capital Facilities Plan and Impact Fee Analysis. The Impact Fee Reimbursement Agreement would reimburse Twelve Horse Ranch, LLC for the cost of the water line.

**MOTION:** *Councilmember Bradley moved to approve an impact fee reimbursement agreement for Twelve Horse Ranch, LLC, to install a water line included in the City's current Capital Facilities Plan and Impact Fee Analysis. Councilmember Westmoreland seconded the motion. Those voting aye: Adam Bradley, Donna Burnham, Ryan Ireland, Richard Steinkopf and Tom Westmoreland. The motion passed with a unanimous vote.*

14. AGREEMENT – Consideration of an Impact Fee Reimbursement Agreement for Eagle Mountain Holdings, LLC.

This item was presented by City Engineer Chris Trusty. Eagle Mountain Holdings, LLC is in the process of developing Meadow Ranch V, Plats 1-3. The project would normally require the developer to install an 8" water line to service the project. The City has requested that the developer install a 12" water line through portions of the project in order to service future development of property. The impact fee reimbursement agreement would reimburse Eagle Mountain Holdings, LLC for the incremental cost of upsizing the water line from an 8" line to a 12" line.

**MOTION:** *Councilmember Burnham moved to approve an impact fee reimbursement agreement for Eagle Mountain Holdings, LLC, to reimburse Eagle Mountain Holdings, LLC for the incremental cost of upsizing the water line through Meadow Ranch V, Plats 1-3 from an 8" line to a 12" line. Councilmember Bradley seconded the motion. Those voting aye: Adam Bradley, Donna Burnham, Ryan Ireland, Richard Steinkopf and Tom Westmoreland. The motion passed with a unanimous vote.*

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

Councilmember Steinkopf

No comment.

Councilmember Burnham

No comment.

Councilmember Ireland

No comment.

Councilmember Westmoreland

No comment.

Councilmember Bradley

Councilmember Bradley asked when the street reflectors requested by Marianne Smith would be installed. City Engineer Chris Trusty said that they'll be installed soon. The Streets Department was waiting until the chip seal project was completed.

Mayor Pengra

Mayor Pengra stated that there is a line item in the budget allocating \$5,000 for Lake Mountain Road.

Mayor Pengra reported from the external boards he sits on. The Mountainland Association of Governments Transportation Committee discussed a proposal to build a Bus Rapid Transit system from Provo to Orem, which would cost \$75 million immediately, followed by a bond from Utah Transit Authority. Mayor Pengra felt that there were too many needs in the north end of the county and the county as a whole, so he voted no on the proposal. He felt that the cost would be better spent elsewhere. Only two others voted against it, so the motion passed.

Councilmember Steinkopf asked about the future transportation plan meetings that City staff attend. Mr. Trusty responded that they've been meeting with Interplan as part of the City's Master Transportation Plan. There will be a final meeting at the end of the month, followed by an open house in October. Mr. Trusty has a meeting scheduled with UDOT to discuss a traffic signal at Sunset Drive and SR 73, near Black Ridge Elementary School.

Councilmember Bradley asked whether the City Council will hold a special sales tax meeting about the energy sales and use tax. Mayor Pengra said the subject will be discussed at the next meeting.

Mayor Pengra mentioned that the State Code directs how elected officials may talk about a ballot measure. City officials answering residents' questions about the proposed utility sale must be objective. Any Eagle Mountain resource, such as the City email system, may not be used to express personal opinions. The City doesn't control what officials say through their personal communications.

Mr. Cook reiterated that the State Code prohibits any City resource from being used to campaign for a ballot measure. He said that opinions can be expressed in personal communications as long as it's made clear that it is a personal opinion.

Mayor Pengra said that each Council member is obligated to share their judgment with their constituents, as long as they state exactly why and share all the facts; however, the interpretation of the law could lead to the conclusion that City resources should not be used for that. Councilmembers need to use their discretion.

16. 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 Bradley will attend the Military and Veterans Board meeting tomorrow.

17. COMMUNICATION ITEMS  
a. Upcoming Agenda Items

18. ADJOURNMENT

**MOTION:** *Councilmember Bradley moved to adjourn the meeting at 8:47 p.m. Councilmember Burnham seconded the motion. Those voting aye: Adam Bradley, Donna Burnham, Ryan Ireland, Richard Steinkopf and Tom Westmoreland. The motion passed with a unanimous vote.*

APPROVED BY THE CITY COUNCIL ON OCTOBER 7, 2014.



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Fionnuala B. Kofoed, MMC  
City Recorder